

MEMO

Date:	October 28, 2008
To:	Public Service Commission
Copy To:	
From:	Kadrmass, Lee & Jackson, Inc. Jennifer Turnbow
Re:	Luverne Wind Farm

The following is a list of permits and the status of each permit:

Permit	Status
Federal Aviation Administration (FAA) Form 7460-1	Submitted to FAA (suppose to hear this week, if permits have been granted)
US Army Corp of Engineers (USACE) Section 404	Submitted and obtained (please see attached)
Cultural Resources Inventory (Section 106)	Field work completed, preliminary report to SHPO, and a concurrence of No Significant Sites Affected determination from SHPO (please see attached)
US Department of Agriculture Form AD-1006	Is not required, since project has no federal money
Oil Pollution Prevention and Spill Prevention Control and Countermeasure (SPCC) Plans	Will be obtained prior to construction by contractor
NDPES Permit	Will be obtained prior to construction by contractor
Stormwater Pollution Prevention Plan (SWPPP)	Will be obtained prior to construction by contractor
Soil Erosion & Sediment Control Plan	Will be obtained prior to construction by contractor
Road Access Permit	Will be obtained prior to construction by contractor
Oversize/Overweight Road Permit	Will be obtained prior to construction by contractor
Conditional Use Permits	Submitted and obtained (please see attached)
Building Permits	Will be obtained prior to construction by Kadrmass, Lee & Jackson

701 355 8400

128 Soo Line Drive

PO Box 1157

Bismarck, ND 58502-1157

Fax 701 255 0943

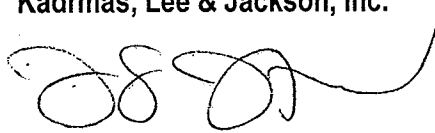
www.kljeng.com

Kadrmass, Lee & Jackson, Inc.

A KLJ Solutions Company

If you have any questions or concerns, please feel free to contact me at (701) 355.8468 or jennifer.turnbow@kljeng.com.

Sincerely,
Kadrmass, Lee & Jackson, Inc.



Jennifer Turnbow
Environmental Planner
128 Soo Line Drive
Bismarck, ND 58501
Phone: (701) 355.8468
Fax: (701) 255.0943
Email: jennifer.turnbow@kljeng.com

GRIGGS COUNTY
PETITION FOR CONDITIONAL USE PERMIT

Conditional Use Permits are required when the use of a special nature is not automatically permitted in a zoning district. The fee for filing the Petition for Conditional Use Permit is one hundred dollars (\$100.00) plus publication costs (which will be assessed upon receipt of the statement from the publication source). Completed Petition, all required information and the fee of \$100 is to be returned to the Griggs County Zoning Administrator, P.O. Box 541, Cooperstown ND 58425-0541. Questions? Please call Connie MacKenzie, Griggs County Zoning Administrator at 701-797-2413.

NAME OF PETITIONER: M-POWER

ADDRESS OF PETITIONER: 602 LINCOLN AVENUE SOUTH, FINLEY, ND 58230

NAME AND ADDRESS OF PROPERTY OWNER (if different from above): CRAIG AND CHRISTINE LETVIN
3797 RUEMMELE ROAD GRAND FORKS, ND 58201

TELEPHONE #: 701-599-2897 CELL PHONE #: _____ E-MAIL ADDRESS: _____

STREET ADDRESS OF PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED (if different from above address): _____

LEGAL DESCRIPTION OF PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED: _____
NE 1/4 SEC. 1, T144N, R58W TOWNSHIP: BROADVIEW

CURRENT ZONING OF THE PROPERTY: AGRICULTURE

DESCRIBE USE OR ACTIVITY PROPOSED FOR THIS PROPERTY (please include all proposed activities for which this property may be used): CONSTRUCTION OF WIND TURBINES AND ASSOCIATED UNDERGROUND ELECTRICAL COLLECTOR LINES

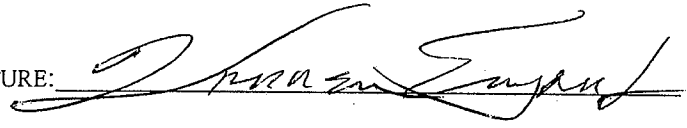
DESCRIBE ALL USES OF PROPERTY WITHIN ONE (1) MILE OF THE SUBJECT PROPERTY/PARCEL(S): AGRICULTURE

WHAT EFFECT WILL THE CONDITIONAL USE HAVE ON PROPERTIES WITHIN ONE-HALF (1/2) MILE? (PLEASE DESCRIBE):
NONE ANTICIPATED

PLEASE LIST ALL PROPERTY OWNERS ADJACENT TO PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED: GERALD JOHNSON, JAMES AND JOANNE WALD TRUST, CLAY JACOBSON, FAY HILLERSON

PROPOSED START DATE: 7/1/2008

I HEREBY CERTIFY THAT I AM THE OWNER OR AUTHORIZED AGENT OF THE ABOVE PROPERTY AND, THAT, TO THE BEST OF MY KNOWLEDGE, ALL INFORMATION CONTAINED IN THIS PETITION IS TRUE AND CORRECT.

SIGNATURE:  DATE: 06/15/08

ATTACH SITE PLAN SHOWING LOCATION OF BUILDING(S) AND USE RELEVANT TO PROPERTY/PARCEL INVOLVED IN THE CONDITIONAL USE PERMIT.

(PLEASE RETURN ALL INFORMATION, INCLUDING THIS PETITION, TO THE GRIGGS COUNTY ZONING ADMINISTRATOR, P.O. BOX 541, COOPERSTOWN ND 58425-0541 AND INCLUDE PAYMENT OF \$100.00.)

FOR USE BY ZONING ADMINISTRATOR ONLY

CONDITIONAL USE PERMIT:

- APPLICATION WITH INFORMATION RECEIVED: DATE: 5/19/08
- SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 5/19/08
- FEE PAID: \$100 DATE: 5/23/08
- DATE OF PLANNING COMMISSION HEARING: Monday, June 2, 2008 7pm.

ACTION TAKEN BY GRIGGS COUNTY PLANNING COMMISSION: Griggs County Courthouse Commissioners Chambers

- ACTION TAKEN FOR CONDITIONAL USE PERMIT: APPROVED DENIED
1. Abide by landowner's lease.
- IF APPROVED, CONDITIONS: 2. Any legal activity under North Dakota Law and in North Dakota Courts.
3. All underground cable must comply with North Dakota standards and conditions.
4. Pay publication costs within 30 days of billing.
- IF DENIED, REASON(S): _____

SIGNED: Connie M. Mackenzie DATE: 6/2/08
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 6/3/08
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

ACTION TAKEN BY GRIGGS COUNTY COMMISSION:

- APPROVED:
- ADDITIONAL CONDITIONS, (IF ANY): _____
- _____
- _____
- _____

- DENIED:
- REASON(S): _____
- _____

SIGNED: Lyle Pfeifer DATE: 6/3/08
LYLE PFEIFER, GRIGGS COUNTY COMMISSION CHAIRMAN

No Warranty of Suitability
Griggs County, by approving a subdivision, auditor's lot, change of use, variance or by issuing a building permit, does NOT warrant that the property in question is suitable for any particular purpose, including, but not limited to, improvements to real property.

*Proposed Wind Farm Development Area
M-Power, LLC & National Wind, LLC
Griggs County, North Dakota*

T145N

T144N

36

34

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Griggs County

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Study Area

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Griggs County

⊕ Clipper 96 Wind Turbines

⊕ Suzlon 88 Wind Turbines



R58W

R57W

GRIGGS COUNTY
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NAME OF PETITIONER: M-POWER

ADDRESS OF PETITIONER: 602 LINCOLN AVENUE SOUTH, FINLEY, ND 58230

NAME AND ADDRESS OF PROPERTY OWNER (if different from above): JAMES AND JOANNE WOLD TRUST
11943 CO RD 26 LUVERNE, ND 58056-9215

TELEPHONE #: 701-769-2275 CELL PHONE #: _____ E-MAIL ADDRESS: _____

STREET ADDRESS OF PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED (if different from above address): _____

LEGAL DESCRIPTION OF PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED: _____
W 1/2 SEC. 1, T144, R58N . TOWNSHIP: BROADVIEW

CURRENT ZONING OF THE PROPERTY: AGRICULTURE

DESCRIBE USE OR ACTIVITY PROPOSED FOR THIS PROPERTY (please include all proposed activities for which this property may be used): CONSTRUCTION OF WIND TURBINES AND ASSOCIATED UNDERGROUND ELECTRICAL COLLECTOR LINES

DESCRIBE ALL USES OF PROPERTY WITHIN ONE (1) MILE OF THE SUBJECT PROPERTY/PARCEL(S): AGRICULTURE

WHAT EFFECT WILL THE CONDITIONAL USE HAVE ON PROPERTIES WITHIN ONE-HALF (1/2) MILE? (PLEASE DESCRIBE):
NONE ANTICIPATED

PLEASE LIST ALL PROPERTY OWNERS ADJACENT TO PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED: CRAIG LETVIN, T. LOREN VIGESAA ETAL. DENNIS HAUGEN, CLAY JACOBSON, GERALD JOHNSON

PROPOSED START DATE: 7/1/2008

I HEREBY CERTIFY THAT I AM THE OWNER OR AUTHORIZED AGENT OF THE ABOVE PROPERTY AND, THAT, TO THE BEST OF MY KNOWLEDGE, ALL INFORMATION CONTAINED IN THIS PETITION IS TRUE AND CORRECT.

SIGNATURE: _____

DATE: 05/15/08

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Griggs County Courthouse
Commissioners Chambers

ACTION TAKEN BY GRIGGS COUNTY PLANNING COMMISSION:

- ACTION TAKEN FOR CONDITIONAL USE PERMIT: APPROVED DENIED
- IF APPROVED, CONDITIONS: 1. Abide by landowner's lease.
2. Any legal activity under North Dakota Law and
in North Dakota Courts,
3. All underground cable must comply with
North Dakota standards and conditions.
4. Pay publication costs within 30 days of billing.
- IF DENIED, REASON(S): _____

SIGNED: Bonnie M. MacKenzie DATE: 6/2/08
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 6/3/08
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

ACTION TAKEN BY GRIGGS COUNTY COMMISSION:

APPROVED:
ADDITIONAL CONDITIONS, (IF ANY): _____

DENIED:
REASON(S): _____

SIGNED: Lyle Pfeifer DATE: 6/3/08
LYLE PFEIFER, GRIGGS COUNTY COMMISSION CHAIRMAN

No Warranty of Suitability
Griggs County, by approving a subdivision, auditor's lot, change of use, variance or by issuing a building permit, does NOT warrant that the property in question is suitable for any particular purpose, including, but not limited to, improvements to real property.

*Proposed Wind Farm Development Area
M-Power, LLC & National Wind, LLC
Griggs County, North Dakota*

T145N

T144N

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Study Area

Griggs County

⊕ Clipper 96 Wind Turbines

⊕ Suzlon 88 Wind Turbines



R58W

R57W

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NAME OF PETITIONER: M-POWER

ADDRESS OF PETITIONER: 602 LINCOLN AVENUE SOUTH, FINLEY, ND 58230

NAME AND ADDRESS OF PROPERTY OWNER (if different from above): CLAY JACOBSON
PO BOX 172 LUVERNE, ND 58056-0172

TELEPHONE #: 701-769-2335 CELL PHONE #: _____ E-MAIL ADDRESS: _____

STREET ADDRESS OF PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED (if different from above address): _____

LEGAL DESCRIPTION OF PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED: _____
SE ¼ SEC. 1, NE ¼ SEC. 12, E ½ OF NW ¼ SEC. 12, T144N, R58W . TOWNSHIP: BROADVIEW

CURRENT ZONING OF THE PROPERTY: AGRICULTURE

DESCRIBE USE OR ACTIVITY PROPOSED FOR THIS PROPERTY (please include all proposed activities for which this property may be used): CONSTRUCTION OF WIND TURBINES AND ASSOCIATED UNDERGROUND ELECTRICAL COLLECTOR LINES

DESCRIBE ALL USES OF PROPERTY WITHIN ONE (1) MILE OF THE SUBJECT PROPERTY/PARCEL(S): AGRICULTURE

WHAT EFFECT WILL THE CONDITIONAL USE HAVE ON PROPERTIES WITHIN ONE-HALF (1/2) MILE? (PLEASE DESCRIBE):
NONE ANTICIPATED

PLEASE LIST ALL PROPERTY OWNERS ADJACENT TO PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED: CRAIG LETVIN, ALLAN JACOBSON, DENNIS HAUGEN, JORGEN PEDERSEN, FAY HILLERSON
JAMES AND JOANNE WOLD TRUST

PROPOSED START DATE: 7/1/2008

I HEREBY CERTIFY THAT I AM THE OWNER OR AUTHORIZED AGENT OF THE ABOVE PROPERTY AND, THAT, TO THE BEST OF MY KNOWLEDGE, ALL INFORMATION CONTAINED IN THIS PETITION IS TRUE AND CORRECT.

SIGNATURE: _____

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- IF DENIED, REASON(S): _____

SIGNED: Connie M. Mackenzie DATE: 6/2/08
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 6/3/08
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

ACTION TAKEN BY GRIGGS COUNTY COMMISSION:

- APPROVED:
- ADDITIONAL CONDITIONS, (IF ANY): _____
- _____
- _____
- _____
- DENIED:
- REASON(S): _____
- _____
- _____

SIGNED: Lyle Pfeifer DATE: 6/3/08
LYLE PFEIFER, GRIGGS COUNTY COMMISSION CHAIRMAN

No Warranty of Suitability
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*Proposed Wind Farm Development Area
M-Power, LLC & National Wind, LLC
Griggs County, North Dakota*

T145N

T144N

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Study Area

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Griggs County

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Griggs County

⊕ Clipper 96 Wind Turbines

⊕ Suzlon 88 Wind Turbines



R58W

R57W

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NAME OF PETITIONER: M-POWER

ADDRESS OF PETITIONER: 602 LINCOLN AVENUE SOUTH, FINLEY, ND 58230

NAME AND ADDRESS OF PROPERTY OWNER (if different from above): DENNIS HAUGEN
761 111TH AVE. SE HANNAFORD, ND 58448-9462

TELEPHONE #: 701-769-2226, 701-769-2300 CELL PHONE #: _____ E-MAIL ADDRESS: _____

STREET ADDRESS OF PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED (if different from above address): _____

LEGAL DESCRIPTION OF PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED: _____
W 1/2 OF W 1/2 SEC. 12, T144N, R58W . TOWNSHIP: BROADVIEW

CURRENT ZONING OF THE PROPERTY: AGRICULTURE

DESCRIBE USE OR ACTIVITY PROPOSED FOR THIS PROPERTY (please include all proposed activities for which this property may be used): CONSTRUCTION OF WIND TURBINES AND ASSOCIATED UNDERGROUND ELECTRICAL COLLECTOR LINES

DESCRIBE ALL USES OF PROPERTY WITHIN ONE (1) MILE OF THE SUBJECT PROPERTY/PARCEL(S): AGRICULTURE

WHAT EFFECT WILL THE CONDITIONAL USE HAVE ON PROPERTIES WITHIN ONE-HALF (1/2) MILE? (PLEASE DESCRIBE):
NONE ANTICIPATED

PLEASE LIST ALL PROPERTY OWNERS ADJACENT TO PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED: CLAY JACOBSON, JORGEN PEDERSON, JAMES AND JOANNE WOLD TRUST

PROPOSED START DATE: 7/1/2008

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SIGNATURE: _____

DATE: 05/15/08

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CONDITIONAL USE PERMIT:

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- DATE OF PLANNING COMMISSION HEARING: Monday, June 2, 2008 7pm.

Griggs County Courthouse
Commissioners Chambers

ACTION TAKEN BY GRIGGS COUNTY PLANNING COMMISSION:

- ACTION TAKEN FOR CONDITIONAL USE PERMIT: APPROVED DENIED

- IF APPROVED, CONDITIONS: 1. Abide by landowner's lease.
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- IF DENIED, REASON(S): _____

SIGNED: Connie M. Mackenzie DATE: 6/2/08
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 6/3/08
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

ACTION TAKEN BY GRIGGS COUNTY COMMISSION:

- APPROVED:
- ADDITIONAL CONDITIONS, (IF ANY): _____
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- _____
- _____

- DENIED:
- REASON(S): _____
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- _____

SIGNED: Lyle Pfeifer DATE: 6/3/08
LYLE PFEIFER, GRIGGS COUNTY COMMISSION CHAIRMAN

No Warranty of Suitability
Griggs County, by approving a subdivision, auditor's lot, change of use, variance or by issuing a building permit, does NOT warrant that the property in question is suitable for any particular purpose, including, but not limited to, improvements to real property.

*Proposed Wind Farm Development Area
M-Power, LLC & National Wind, LLC
Griggs County, North Dakota*

T145N

T144N

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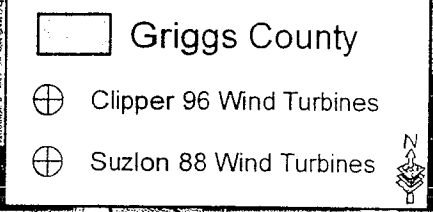
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Griggs County

Study Area



 Griggs County

 Clipper 96 Wind Turbines

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R58W

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ADDRESS OF PETITIONER: 602 LINCOLN AVENUE SOUTH, FINLEY, ND 58230

NAME AND ADDRESS OF PROPERTY OWNER (if different from above): JORGEN PEDERSEN
11961 11TH ST. SE LUVERNE, ND 58056-9211

TELEPHONE #: 701-769-2333 CELL PHONE #: _____ E-MAIL ADDRESS: _____

STREET ADDRESS OF PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED (if different from above address): _____

LEGAL DESCRIPTION OF PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED: _____
E 1/2 OF SW 1/4 SEC. 12 AND NW 1/4 OF SEC. 13, T144N, R58W . TOWNSHIP: BROADVIEW

CURRENT ZONING OF THE PROPERTY: AGRICULTURE

DESCRIBE USE OR ACTIVITY PROPOSED FOR THIS PROPERTY (please include all proposed activities for which this property may be used): CONSTRUCTION OF WIND TURBINES AND ASSOCIATED UNDERGROUND ELECTRICAL COLLECTOR LINES

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PLEASE LIST ALL PROPERTY OWNERS ADJACENT TO PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED: DENNIS HAUGEN, ALLEN JACOBSEN, IRA FUGLESTAD, CLAY JACOBSON

PROPOSED START DATE: 7/1/2008

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SIGNATURE: 

DATE: 05/15/08

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FEE PAID: \$100 DATE: 5/23/08

DATE OF PLANNING COMMISSION HEARING: Monday, June 2, 2008 7p.m.
Griggs County Courthouse

ACTION TAKEN BY GRIGGS COUNTY PLANNING COMMISSION: Commissioners Chambers

ACTION TAKEN FOR CONDITIONAL USE PERMIT: APPROVED DENIED

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SIGNED: Bonnie M. MacKenzie DATE: 6/2/08
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 6/3/08
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

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ADDITIONAL CONDITIONS, (IF ANY): _____

DENIED:
REASON(S): _____

SIGNED: Lyle Pfeifer DATE: 6/3/08
LYLE PFEIFER, GRIGGS COUNTY COMMISSION CHAIRMAN

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T144N

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Study Area

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R58W

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NAME OF PETITIONER: M-POWER

ADDRESS OF PETITIONER: 602 LINCOLN AVENUE SOUTH, FINLEY, ND 58230

NAME AND ADDRESS OF PROPERTY OWNER (if different from above): ALLAN JACOBSEN
PO BOX 144 LUVERNE, ND 58056-0144

TELEPHONE #: 701-945-2748 CELL PHONE #: _____ E-MAIL ADDRESS: _____

STREET ADDRESS OF PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED (if different from above address): _____

LEGAL DESCRIPTION OF PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED: _____
SE ¼ OF SEC. 12 AND E ½ OF SEC. 13, T144N, R58W . TOWNSHIP: BROADVIEW

CURRENT ZONING OF THE PROPERTY: AGRICULTURE

DESCRIBE USE OR ACTIVITY PROPOSED FOR THIS PROPERTY (please include all proposed activities for which this property may be used): CONSTRUCTION OF WIND TURBINES AND ASSOCIATED UNDERGROUND ELECTRICAL COLLECTOR LINES

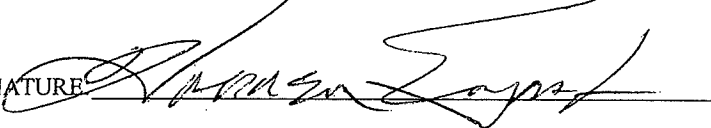
DESCRIBE ALL USES OF PROPERTY WITHIN ONE (1) MILE OF THE SUBJECT PROPERTY/PARCEL(S): AGRICULTURE

WHAT EFFECT WILL THE CONDITIONAL USE HAVE ON PROPERTIES WITHIN ONE-HALF (1/2) MILE? (PLEASE DESCRIBE):
NONE ANTICIPATED

PLEASE LIST ALL PROPERTY OWNERS ADJACENT TO PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED: CLAY JACOBSEN, JORGEN PEDERSEN, IRA FUGLESTAD, MARK SVENNINGSEN, ALLEN JACOBSEN, MARK JACOBSEN, GARY NELSON

PROPOSED START DATE: 7/1/2008

I HEREBY CERTIFY THAT I AM THE OWNER OR AUTHORIZED AGENT OF THE ABOVE PROPERTY AND, THAT, TO THE BEST OF MY KNOWLEDGE, ALL INFORMATION CONTAINED IN THIS PETITION IS TRUE AND CORRECT.

SIGNATURE  DATE: 05/15/08

ATTACH SITE PLAN SHOWING LOCATION OF BUILDING(S) AND USE RELEVANT TO PROPERTY/PARCEL INVOLVED IN THE CONDITIONAL USE PERMIT.

PLEASE RETURN ALL INFORMATION, INCLUDING THIS PETITION, TO THE GRIGGS COUNTY ZONING ADMINISTRATOR, P.O. BOX 541, COOPERSTOWN ND 58425-0541 AND INCLUDE PAYMENT OF \$100.00.

FOR USE BY ZONING ADMINISTRATOR ONLY

CONDITIONAL USE PERMIT:

- APPLICATION WITH INFORMATION RECEIVED: DATE: 5/19/08
- SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 5/19/08
- FEE PAID: \$100 DATE: 5/23/08
- DATE OF PLANNING COMMISSION HEARING: Monday, June 2, 2008 7pm.

Griggs County Courthouse
Commissioners Chambers

ACTION TAKEN BY GRIGGS COUNTY PLANNING COMMISSION:

- ACTION TAKEN FOR CONDITIONAL USE PERMIT: APPROVED DENIED
- IF APPROVED, CONDITIONS: 1. Abide by landowner's lease.
- 2. Any legal activity under North Dakota Law and in North Dakota Courts.
- 3. All underground cable must comply with North Dakota standards and conditions.
- 4. Pay publication costs within 30 days of billing.
- IF DENIED, REASON(S): _____

SIGNED: Connie M. Mackenzie DATE: 6/2/08
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 6/3/08
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

ACTION TAKEN BY GRIGGS COUNTY COMMISSION:

- APPROVED:
- ADDITIONAL CONDITIONS, (IF ANY): _____
- _____
- _____
- _____

- DENIED:
- REASON(S): _____
- _____
- _____

SIGNED: Lyle Pfeifer DATE: 6/3/08
LYLE PFEIFER, GRIGGS COUNTY COMMISSION CHAIRMAN

No Warranty of Suitability
Griggs County, by approving a subdivision, auditor's lot, change of use, variance or by issuing a building permit, does NOT warrant that the property in question is suitable for any particular purpose, including, but not limited to, improvements to real property.

*Proposed Wind Farm Development Area
M-Power, LLC & National Wind, LLC
Griggs County, North Dakota*

T145N

T144N

36

34

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Griggs County

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Study Area

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Griggs County

⊕ Clipper 96 Wind Turbines

⊕ Suzlon 88 Wind Turbines



R58W

R57W

GRIGGS COUNTY
PETITION FOR CONDITIONAL USE PERMIT

Conditional Use Permits are required when the use of a special nature is not automatically permitted in a zoning district. The fee for filing the Petition for Conditional Use Permit is one hundred dollars (\$100.00) plus publication costs (which will be assessed upon receipt of the statement from the publication source).

Completed Petition, all required information and the fee of \$100 is to be returned to the Griggs County Zoning Administrator, P.O. Box 541, Cooperstown ND 58425-0541. Questions? Please call Connie MacKenzie, Griggs County Zoning Administrator at 701-797-2413.

NAME OF PETITIONER: M-POWER

ADDRESS OF PETITIONER: 602 LINCOLN AVENUE SOUTH, FINLEY, ND 58230

NAME AND ADDRESS OF PROPERTY OWNER (if different from above): IRA FUGELSTAD
11871 9TH ST. SE, LUVERNE, ND 58056-9210

TELEPHONE #: 701-769-2355 CELL PHONE #: _____ E-MAIL ADDRESS: _____

STREET ADDRESS OF PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED (if different from above address): _____

LEGAL DESCRIPTION OF PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED: _____
SW ¼ SEC. 13 AND NW ¼ SEC. 24, T144N, R58W . TOWNSHIP: BROADVIEW

CURRENT ZONING OF THE PROPERTY: AGRICULTURE

DESCRIBE USE OR ACTIVITY PROPOSED FOR THIS PROPERTY (please include all proposed activities for which this property may be used): CONSTRUCTION OF WIND TURBINES AND ASSOCIATED UNDERGROUND ELECTRICAL COLLECTOR LINES

DESCRIBE ALL USES OF PROPERTY WITHIN ONE (1) MILE OF THE SUBJECT PROPERTY/PARCEL(S): AGRICULTURE

WHAT EFFECT WILL THE CONDITIONAL USE HAVE ON PROPERTIES WITHIN ONE-HALF (1/2) MILE? (PLEASE DESCRIBE):
NONE ANTICIPATED

PLEASE LIST ALL PROPERTY OWNERS ADJACENT TO PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED: JORGEN PEDERSEN, ALLAN JACOBSEN, MARK SVENNINGSEN, RONALD ARNESAN

PROPOSED START DATE: 7/1/2008

I HEREBY CERTIFY THAT I AM THE OWNER OR AUTHORIZED AGENT OF THE ABOVE PROPERTY AND, THAT, TO THE BEST OF MY KNOWLEDGE, ALL INFORMATION CONTAINED IN THIS PETITION IS TRUE AND CORRECT.

SIGNATURE: 

DATE: 05/05/08

ATTACH SITE PLAN SHOWING LOCATION OF BUILDING(S) AND USE RELEVANT TO PROPERTY/PARCEL INVOLVED IN THE CONDITIONAL USE PERMIT.

(PLEASE RETURN ALL INFORMATION, INCLUDING THIS PETITION, TO THE GRIGGS COUNTY ZONING ADMINISTRATOR, P.O. BOX 541, COOPERSTOWN ND 58425-0541 AND INCLUDE PAYMENT OF \$100.00.)

FOR USE BY ZONING ADMINISTRATOR ONLY

CONDITIONAL USE PERMIT:

- APPLICATION WITH INFORMATION RECEIVED: DATE: 5/19/08
- SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 5/19/08
- FEE PAID: \$100 DATE: 5/23/08
- DATE OF PLANNING COMMISSION HEARING: Monday, June 2, 2008 7pm.

Griggs County Courthouse

ACTION TAKEN BY GRIGGS COUNTY PLANNING COMMISSION: Commissioners Chambers

- ACTION TAKEN FOR CONDITIONAL USE PERMIT: APPROVED DENIED
- IF APPROVED, CONDITIONS: 1. Abide by landowner's lease.
- 2. Any legal activity under North Dakota Law and in North Dakota Courts.
- 3. All underground cable must comply with North Dakota standards and conditions.
- 4. Pay publication costs within 30 days of billing.
- IF DENIED, REASON(S): _____

SIGNED: Connie M. MacKenzie DATE: 6/2/08
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 6/3/08
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

ACTION TAKEN BY GRIGGS COUNTY COMMISSION:

- APPROVED:
- ADDITIONAL CONDITIONS, (IF ANY): _____
- _____
- _____
- _____
- DENIED:
- REASON(S): _____
- _____
- _____

SIGNED: Lyle Pfeifer DATE: 6/3/08
LYLE PFEIFER, GRIGGS COUNTY COMMISSION CHAIRMAN

No Warranty of Suitability
Griggs County, by approving a subdivision, auditor's lot, change of use, variance or by issuing a building permit, does NOT warrant that the property in question is suitable for any particular purpose, including, but not limited to, improvements to real property.

*Proposed Wind Farm Development Area
M-Power, LLC & National Wind, LLC
Griggs County, North Dakota*

T145N

T144N

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Study Area

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Griggs County

Griggs County

⊕ Clipper 96 Wind Turbines

⊕ Suzlon 88 Wind Turbines



R58W

R57W

GRIGGS COUNTY
PETITION FOR CONDITIONAL USE PERMIT

Conditional Use Permits are required when the use of a special nature is not automatically permitted in a zoning district. The fee for filing the Petition for Conditional Use Permit is one hundred dollars (\$100.00) plus publication costs (which will be assessed upon receipt of the statement from the publication source).

Completed Petition, all required information and the fee of \$100 is to be returned to the Griggs County Zoning Administrator, P.O. Box 541, Cooperstown ND 58425-0541. Questions? Please call Connie MacKenzie, Griggs County Zoning Administrator at 701-797-2413.

NAME OF PETITIONER: M-POWER

ADDRESS OF PETITIONER: 602 LINCOLN AVENUE SOUTH, FINLEY, ND 58230

NAME AND ADDRESS OF PROPERTY OWNER (if different from above): RONALD ARNESON
3109 9TH ST. N FARGO, ND 58102-1341

TELEPHONE #: 701-293-7972 CELL PHONE #: _____ E-MAIL ADDRESS: _____

STREET ADDRESS OF PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED (if different from above address): _____

LEGAL DESCRIPTION OF PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED: _____
SW ¼ OF SEC. 24, T144N, R58W. TOWNSHIP: BROADVIEW

CURRENT ZONING OF THE PROPERTY: AGRICULTURE

DESCRIBE USE OR ACTIVITY PROPOSED FOR THIS PROPERTY (please include all proposed activities for which this property may be used): CONSTRUCTION OF WIND TURBINES AND ASSOCIATED UNDERGROUND ELECTRICAL COLLECTOR LINES

DESCRIBE ALL USES OF PROPERTY WITHIN ONE (1) MILE OF THE SUBJECT PROPERTY/PARCEL(S): AGRICULTURE

WHAT EFFECT WILL THE CONDITIONAL USE HAVE ON PROPERTIES WITHIN ONE-HALF (1/2) MILE? (PLEASE DESCRIBE):
NONE ANTICIPATED

PLEASE LIST ALL PROPERTY OWNERS ADJACENT TO PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED: MILDRED GUTTING, MICHAEL HOFER FAMILY, IRA FUGLESTAD

PROPOSED START DATE: 7/1/2008

I HEREBY CERTIFY THAT I AM THE OWNER OR AUTHORIZED AGENT OF THE ABOVE PROPERTY AND, THAT, TO THE BEST OF MY KNOWLEDGE, ALL INFORMATION CONTAINED IN THIS PETITION IS TRUE AND CORRECT.

SIGNATURE: _____

DATE: 05/15/08

ATTACH SITE PLAN SHOWING LOCATION OF BUILDING(S) AND USE RELEVANT TO PROPERTY/PARCEL INVOLVED IN THE CONDITIONAL USE PERMIT.

(PLEASE RETURN ALL INFORMATION, INCLUDING THIS PETITION, TO THE GRIGGS COUNTY ZONING ADMINISTRATOR, P.O. BOX 541, COOPERSTOWN ND 58425-0541 AND INCLUDE PAYMENT OF \$100.00.)

FOR USE BY ZONING ADMINISTRATOR ONLY

CONDITIONAL USE PERMIT:

- APPLICATION WITH INFORMATION RECEIVED: DATE: 5/19/08
- SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 5/19/08
- FEE PAID: \$100 DATE: 5/23/08
- DATE OF PLANNING COMMISSION HEARING: Monday, June 2, 2008 7pm.

Griggs County Courthouse
Commissioners Chambers

ACTION TAKEN BY GRIGGS COUNTY PLANNING COMMISSION: APPROVED DENIED

- IF APPROVED, CONDITIONS: 1. Abide by landowner's lease.
- 2. Any legal activity under North Dakota law and in North Dakota Courts.
- 3. All underground cable must comply with North Dakota standards and conditions.
- 4. Pay publication costs within 30 days of billing.

IF DENIED, REASON(S): _____

SIGNED: Connie M. Mackenzie DATE: 6/2/08
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 6/3/08
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

ACTION TAKEN BY GRIGGS COUNTY COMMISSION:

APPROVED:
ADDITIONAL CONDITIONS, (IF ANY): _____

DENIED:
REASON(S): _____

SIGNED: Lyle Pfeifer DATE: 6/3/08
LYLE PFEIFER, GRIGGS COUNTY COMMISSION CHAIRMAN

No Warranty of Suitability
Griggs County, by approving a subdivision, auditor's lot, change of use, variance or by issuing a building permit, does NOT warrant that the property in question is suitable for any particular purpose, including, but not limited to, improvements to real property.

*Proposed Wind Farm Development Area
M-Power, LLC & National Wind, LLC
Griggs County, North Dakota*

T145N

T144N

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Griggs County

Study Area

Griggs County

⊕ Clipper 96 Wind Turbines

⊕ Suzlon 88 Wind Turbines



R58W

R57W

GRIGGS COUNTY
PETITION FOR CONDITIONAL USE PERMIT

Conditional Use Permits are required when the use of a special nature is not automatically permitted in a zoning district. The fee for filing the Petition for Conditional Use Permit is one hundred dollars (\$100.00) plus publication costs (which will be assessed upon receipt of the statement from the publication source).

Completed Petition, all required information and the fee of \$100 is to be returned to the Griggs County Zoning Administrator, P.O. Box 541, Cooperstown ND 58425-0541. Questions? Please call Connie MacKenzie, Griggs County Zoning Administrator at 701-797-2413.

NAME OF PETITIONER: M-POWER

ADDRESS OF PETITIONER: 602 LINCOLN AVENUE SOUTH, FINLEY, ND 58230

NAME AND ADDRESS OF PROPERTY OWNER (if different from above): MARK SVENNINGSSEN
1421 122 AVE. SE LUVERNE, ND 58056-9604

TELEPHONE #: 701-945-2733 CELL PHONE #: _____ E-MAIL ADDRESS: _____

STREET ADDRESS OF PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED (if different from above address): _____

LEGAL DESCRIPTION OF PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED: _____
NE 1/4 SEC. 24, T144N, R58W . TOWNSHIP: BROADVIEW

CURRENT ZONING OF THE PROPERTY: AGRICULTURE

DESCRIBE USE OR ACTIVITY PROPOSED FOR THIS PROPERTY (please include all proposed activities for which this property may be used): CONSTRUCTION OF WIND TURBINES AND ASSOCIATED UNDERGROUND ELECTRICAL COLLECTOR LINES

DESCRIBE ALL USES OF PROPERTY WITHIN ONE (1) MILE OF THE SUBJECT PROPERTY/PARCEL(S): AGRICULTURE

WHAT EFFECT WILL THE CONDITIONAL USE HAVE ON PROPERTIES WITHIN ONE-HALF (1/2) MILE? (PLEASE DESCRIBE):
NONE ANTICIPATED

PLEASE LIST ALL PROPERTY OWNERS ADJACENT TO PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED: JORGEN PEDERSEN, MILDRED GUTTING, IRA FUGLESTAD, ALLAN JACOBSEN

PROPOSED START DATE: 7/1/2008

I HEREBY CERTIFY THAT I AM THE OWNER OR AUTHORIZED AGENT OF THE ABOVE PROPERTY AND, THAT, TO THE BEST OF MY KNOWLEDGE, ALL INFORMATION CONTAINED IN THIS PETITION IS TRUE AND CORRECT.

SIGNATURE: _____

DATE: 25 / 15 / 08

ATTACH SITE PLAN SHOWING LOCATION OF BUILDING(S) AND USE RELEVANT TO PROPERTY/PARCEL INVOLVED IN THE CONDITIONAL USE PERMIT.

(PLEASE RETURN ALL INFORMATION, INCLUDING THIS PETITION, TO THE GRIGGS COUNTY ZONING ADMINISTRATOR, P.O. BOX 541, COOPERSTOWN ND 58425-0541 AND INCLUDE PAYMENT OF \$100.00.)

FOR USE BY ZONING ADMINISTRATOR ONLY

CONDITIONAL USE PERMIT:

APPLICATION WITH INFORMATION RECEIVED: DATE: 5/19/08

SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 5/19/08

FEE PAID: \$100 DATE: 5/23/08

DATE OF PLANNING COMMISSION HEARING: Monday, June 2, 2008 7pm.
Griggs County Courthouse

Commissioners Chambers

ACTION TAKEN BY GRIGGS COUNTY PLANNING COMMISSION: APPROVED DENIED

IF APPROVED, CONDITIONS: 1. Abide by landowner's lease.
2. Any legal activity under North Dakota Law and
in North Dakota Courts.
3. All underground cable must comply with
North Dakota standards and conditions.
4. Pay publication costs within 30 days of billing.

IF DENIED, REASON(S): _____

SIGNED: Connie M. MacKenzie DATE: 6/2/08
CONNIE M. (MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 6/3/08
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

ACTION TAKEN BY GRIGGS COUNTY COMMISSION:

APPROVED:
ADDITIONAL CONDITIONS, (IF ANY): _____

DENIED:
REASON(S): _____

SIGNED: Lyle Pfeifer DATE: 6/3/08
LYLE PFEIFER, GRIGGS COUNTY COMMISSION CHAIRMAN

No Warranty of Suitability
Griggs County, by approving a subdivision, auditor's lot, change of use, variance or by issuing a building permit, does NOT warrant that the property in question is suitable for any particular purpose, including, but not limited to, improvements to real property.

*Proposed Wind Farm Development Area
M-Power, LLC & National Wind, LLC
Griggs County, North Dakota*

T145N

T144N

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Study Area

Griggs County

⊕ Clipper 96 Wind Turbines

⊕ Suzlon 88 Wind Turbines

R58W

R57W



GRIGGS COUNTY
PETITION FOR CONDITIONAL USE PERMIT

Conditional Use Permits are required when the use of a special nature is not automatically permitted in a zoning district. The fee for filing the Petition for Conditional Use Permit is one hundred dollars (\$100.00) plus publication costs (which will be assessed upon receipt of the statement from the publication source).

Completed Petition, all required information and the fee of \$100 is to be returned to the Griggs County Zoning Administrator, P.O. Box 541, Cooperstown ND 58425-0541. Questions? Please call Connie MacKenzie, Griggs County Zoning Administrator at 701-797-2413.

NAME OF PETITIONER: M-POWER

ADDRESS OF PETITIONER: 602 LINCOLN AVENUE SOUTH, FINLEY, ND 58230

NAME AND ADDRESS OF PROPERTY OWNER (if different from above): MILDRED GUTTING
240 5TH AVE. NE #9 VALLEY CITY, ND 58072-3072

TELEPHONE #: 701 845-0976 CELL PHONE #: _____ E-MAIL ADDRESS: _____

STREET ADDRESS OF PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED (if different from above address): _____

LEGAL DESCRIPTION OF PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED: _____
SE ¼ SEC 24, N ½ SEC 25, T144N, R58W TOWNSHIP: BROADVIEW

CURRENT ZONING OF THE PROPERTY: AGRICULTURE

DESCRIBE USE OR ACTIVITY PROPOSED FOR THIS PROPERTY (please include all proposed activities for which this property may be used): CONSTRUCTION OF WIND TURBINES AND ASSOCIATED UNDERGROUND ELECTRICAL COLLECTOR LINES

DESCRIBE ALL USES OF PROPERTY WITHIN ONE (1) MILE OF THE SUBJECT PROPERTY/PARCEL(S): AGRICULTURE

WHAT EFFECT WILL THE CONDITIONAL USE HAVE ON PROPERTIES WITHIN ONE-HALF (1/2) MILE? (PLEASE DESCRIBE):
NONE ANTICIPATED

PLEASE LIST ALL PROPERTY OWNERS ADJACENT TO PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED: MARK SVENNINGSEN, RONALD ARNESON, CLARENCE STEFFEN, MARY ANDERSON, JORGEN PEDERSEN, MICHAEL HOFFER FAMILY

PROPOSED START DATE: 7/1/2008

I HEREBY CERTIFY THAT I AM THE OWNER OR AUTHORIZED AGENT OF THE ABOVE PROPERTY AND, THAT, TO THE BEST OF MY KNOWLEDGE, ALL INFORMATION CONTAINED IN THIS PETITION IS TRUE AND CORRECT.

SIGNATURE: _____

DATE: 05/15/08

ATTACH SITE PLAN SHOWING LOCATION OF BUILDING(S) AND USE RELEVANT TO PROPERTY/PARCEL INVOLVED IN THE CONDITIONAL USE PERMIT.

(PLEASE RETURN ALL INFORMATION, INCLUDING THIS PETITION, TO THE GRIGGS COUNTY ZONING ADMINISTRATOR, P.O. BOX 541, COOPERSTOWN ND 58425-0541 AND INCLUDE PAYMENT OF \$100.00.)

FOR USE BY ZONING ADMINISTRATOR ONLY

CONDITIONAL USE PERMIT:

APPLICATION WITH INFORMATION RECEIVED: DATE: 5/19/08

SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 5/19/08

FEE PAID: \$100 DATE: 5/23/08

DATE OF PLANNING COMMISSION HEARING: Monday, June 2, 2008 7pm.
Griggs County Courthouse

Commissioners Chambers

ACTION TAKEN FOR CONDITIONAL USE PERMIT: APPROVED DENIED

IF APPROVED, CONDITIONS: 1. Abide by landowner's lease.
2. Any legal activity under North Dakota Law and
in North Dakota Courts.

3. All underground cable must comply with North
Dakota standards and conditions.

4. Pay publication costs within 30 days of billing.

IF DENIED, REASON(S): _____

SIGNED: Connie M. Mackenzie DATE: 6/2/08
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 6/3/08
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

ACTION TAKEN BY GRIGGS COUNTY COMMISSION:

APPROVED:

ADDITIONAL CONDITIONS, (IF ANY): _____

DENIED:

REASON(S): _____

SIGNED: Lyle Pfeifer DATE: 6/3/08
LYLE PFEIFER, GRIGGS COUNTY COMMISSION CHAIRMAN

No Warranty of Suitability
Griggs County, by approving a subdivision, auditor's lot, change of use, variance or by issuing a building permit, does NOT warrant that the property in question is suitable for any particular purpose, including, but not limited to, improvements to real property.

*Proposed Wind Farm Development Area
M-Power, LLC & National Wind, LLC
Griggs County, North Dakota*

T145N

T144N

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Griggs County

Study Area

- Griggs County
- Clipper 96 Wind Turbines
- Suzlon 88 Wind Turbines

R58W

R57W



GRIGGS COUNTY
PETITION FOR CONDITIONAL USE PERMIT

Conditional Use Permits are required when the use of a special nature is not automatically permitted in a zoning district. The fee for filing the Petition for Conditional Use Permit is one hundred dollars (\$100.00) plus publication costs (which will be assessed upon receipt of the statement from the publication source).
Completed Petition, all required information and the fee of \$100 is to be returned to the Griggs County Zoning Administrator, P.O. Box 541, Cooperstown ND 58425-0541. Questions? Please call Connie MacKenzie, Griggs County Zoning Administrator at 701-797-2413.

NAME OF PETITIONER: M-POWER

ADDRESS OF PETITIONER: 602 LINCOLN AVENUE SOUTH, FINLEY, ND 58230

NAME AND ADDRESS OF PROPERTY OWNER (if different from above): JORGEN PEDERSEN
11961 11TH ST. SE LUVERNE, ND 58056-9211

TELEPHONE #: 701-769-2333 CELL PHONE #: _____ E-MAIL ADDRESS: _____

STREET ADDRESS OF PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED (if different from above address): _____

LEGAL DESCRIPTION OF PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED: _____
S 1/2 SEC. 25, T144N, R58W . TOWNSHIP: BROADVIEW

CURRENT ZONING OF THE PROPERTY: AGRICULTURE

DESCRIBE USE OR ACTIVITY PROPOSED FOR THIS PROPERTY (please include all proposed activities for which this property may be used): CONSTRUCTION OF WIND TURBINES AND ASSOCIATED UNDERGROUND ELECTRICAL COLLECTOR LINES

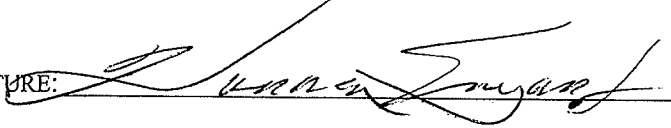
DESCRIBE ALL USES OF PROPERTY WITHIN ONE (1) MILE OF THE SUBJECT PROPERTY/PARCEL(S): AGRICULTURE

WHAT EFFECT WILL THE CONDITIONAL USE HAVE ON PROPERTIES WITHIN ONE-HALF (1/2) MILE? (PLEASE DESCRIBE):
NONE ANTICIPATED

PLEASE LIST ALL PROPERTY OWNERS ADJACENT TO PROPERTY FOR WHICH CONDITIONAL USE PERMIT IS BEING REQUESTED: DALE PEDERSEN, MILDRED GUTTING, MARY ANDERSON

PROPOSED START DATE: 7/1/2008

I HEREBY CERTIFY THAT I AM THE OWNER OR AUTHORIZED AGENT OF THE ABOVE PROPERTY AND, THAT, TO THE BEST OF MY KNOWLEDGE, ALL INFORMATION CONTAINED IN THIS PETITION IS TRUE AND CORRECT.

SIGNATURE:  DATE: 05/15/08

ATTACH SITE PLAN SHOWING LOCATION OF BUILDING(S) AND USE RELEVANT TO PROPERTY/PARCEL INVOLVED IN THE CONDITIONAL USE PERMIT.

(PLEASE RETURN ALL INFORMATION, INCLUDING THIS PETITION, TO THE GRIGGS COUNTY ZONING ADMINISTRATOR, P.O. BOX 541, COOPERSTOWN ND 58425-0541 AND INCLUDE PAYMENT OF \$100.00.)

FOR USE BY ZONING ADMINISTRATOR ONLY

CONDITIONAL USE PERMIT:

APPLICATION WITH INFORMATION RECEIVED: DATE: 5/19/08

SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 5/19/08

FEE PAID: \$100 DATE: 5/23/08

DATE OF PLANNING COMMISSION HEARING: Monday, June 2, 2008 7pm.
Griggs County Courthouse

ACTION TAKEN BY GRIGGS COUNTY PLANNING COMMISSION: Commissioners Chambers

ACTION TAKEN FOR CONDITIONAL USE PERMIT: APPROVED DENIED

- IF APPROVED, CONDITIONS:
1. Abide by landowner's lease.
 2. Any legal activity under North Dakota law and in North Dakota Courts.
 3. All underground cable must comply with North Dakota standards and conditions.
 4. Pay publication costs within 30 days of billing.

IF DENIED, REASON(S): _____

SIGNED: Connie M. MacKenzie DATE: 6/2/08
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 6/3/08
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

ACTION TAKEN BY GRIGGS COUNTY COMMISSION:

APPROVED:
ADDITIONAL CONDITIONS, (IF ANY): _____

DENIED:
REASON(S): _____

SIGNED: Lyle Pfeifer DATE: 6/3/08
LYLE PFEIFER, GRIGGS COUNTY COMMISSION CHAIRMAN

No Warranty of Suitability
Griggs County, by approving a subdivision, auditor's lot, change of use, variance or by issuing a building permit, does NOT warrant that the property in question is suitable for any particular purpose, including, but not limited to, improvements to real property.

*Proposed Wind Farm Development Area
M-Power, LLC & National Wind, LLC
Griggs County, North Dakota*

T145N

T144N

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Griggs County

Study Area

Griggs County

⊕ Clipper 96 Wind Turbines

⊕ Suzlon 88 Wind Turbines



R58W

R57W



DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS, OMAHA DISTRICT
NORTH DAKOTA REGULATORY OFFICE
1513 SOUTH 12TH STREET
BISMARCK ND 58504-6640
October 10, 2008

North Dakota Regulatory Office

[NWO-2008-2611-BIS]

Kadrmass, Lee and Jackson
ATTN: Grady Wolf
PO Box 1157
Bismarck, North Dakota 58502-1157

Dear Mr. Wolf:

1. **Project Authorization.** We have reviewed your October 10, 2008 request on behalf of **M-Power, LLC.** for Department of the Army (DA) authorization to discharge material into a wetland in conjunction with construction of an access road to a substation being built to service the Luverne Wind Farm in Steele and Griggs County.

An Approved Jurisdictional Determination (JD) has not been completed for the project site. You may request this office complete an Approved JD prior to your commencement of any work in the waterways. Completion of such a JD may require coordination with Corps Headquarters and the US Environmental Protection Agency. If you do not want the Corps to complete an Approved JD, you may proceed with the proposed project in accordance with the terms and conditions of Department of the Army Nationwide Permit No. 12, found in the March 12, 2007 Federal Register (72 FR 11092), Reissuance of Nationwide Permits. Enclosed is a fact sheet that fully describes this Nationwide Permit and lists the General and Regional Conditions and the Section 401 Water Quality Certification Requirements, if applicable, that must be complied with. **Please note any deviations from the original plans and specifications of your project could require additional authorization from this office.** This verification will be valid until **October 10, 2010.**

2. **Project Location.** The project is located in Section 35, Township 145 North, Range 57 West, Steele County, North Dakota.

3. **Project Compliance Certification.** *In compliance with General Condition 26, you are required to submit the following project compliance certification within thirty (30) days of project completion. [Please check all applicable statements]*

- I certify that I have completed the project as permitted.
- I certify that I have completed a modified version of the project.
- I certify that I have completed all required mitigation.

Permittee's Signature: _____ Date: _____

4. **Other Authorizations.** This determination is applicable only to the permit program administered by the US Army Corps of Engineers. It does not eliminate the need to obtain other Federal, state, tribal, and local approvals before beginning work.

5. **Responsibility.** You are responsible for all work accomplished in accordance with the terms and conditions of this Nationwide Permit. If a contractor or other authorized representative will be accomplishing the work authorized by the Nationwide Permit on your behalf, it is strongly recommended that they be provided a copy of this letter and the attached conditions so that they are aware of the limitations of the Nationwide Permit. Any activity that fails to comply with all the terms and conditions of the Nationwide Permit will be considered unauthorized and subject to appropriate enforcement action.

6. **Other Special Conditions.**

Endangered Species

That the permittee shall report any threatened or endangered species at the project site. Notification shall be made to the North Dakota Regulatory Office by telephone or fax within 24 hours. Written confirmation shall be provided within 48 hours if deemed necessary by the North Dakota Regulatory Office.

Cultural Resources

That the permittee and/or the permittee's contractor, or any of the employees, subcontractors or other persons working in the performance of a contract or contract(s) to complete the work authorized herein, shall cease work immediately and report the discovery of any previously unknown historic or archeological remains to the North Dakota Regulatory Office. Notification shall be by telephone or fax within 24 hours of the discovery and, in writing, within 48 hours. The North Dakota Regulatory Office will initiate the Federal and state coordination required to determine if the remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places. Work shall not resume until notified by the North Dakota Regulatory Office.

Spawning Season

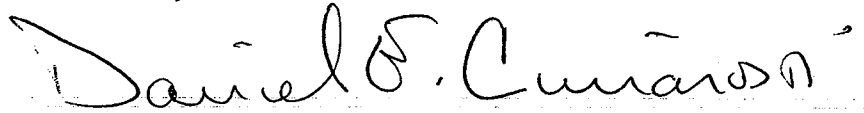
That no regulated activity within waters of the United States listed as Class III or higher on the 1978 Stream Evaluation Map for the State of North Dakota or on the North Dakota Game and Fish Department's website as a North Dakota Public Fishing Water shall occur between 15 April and 1 June. No regulated activity within the Red River of the North shall occur between 15 April and 1 July.

7. **Additional Information.**

Suitable Material and 1978 Stream Evaluation Map: Permittees are reminded that General Condition No. 6 prohibits the use of unsuitable material. In addition, organic debris, some building waste, and materials excessive in fines are not suitable material. Specific verbiage on prohibited materials and the 1978 Stream Evaluation Map for the State of North Dakota can be accessed on the North Dakota Regulatory Office's website at:
<https://www.nwo.usace.army.mil/html/od-rnd/ndhome.htm>.

8. **Points-of-Contact**. If you have any questions concerning this determination, please contact **Toni R. Erhardt** of this office by letter or telephone at 701-255-0015 and reference Authorization Number **NWO-2008-2611-BIS**.

Sincerely

A handwritten signature in black ink that reads "Daniel E. Cimarosti". The signature is written in a cursive style with a large, sweeping initial "D".

Daniel E. Cimarosti
Regulatory Program Manager
North Dakota

Enclosure



**STATE
HISTORICAL
SOCIETY
OF NORTH DAKOTA**

RECEIVED
OCT 28 2008
BY:

John Hoeven
Governor of North Dakota

North Dakota
State Historical Board

Albert I. Berger
Grand Forks - President

Chester E. Nelson, Jr.
Bismarck - Vice President

Gerold Gerntholz
Valley City - Secretary

A. Ruric Todd III
Jamestown

Diane K. Larson
Bismarck

Marvin L. Kaiser
Williston

Richard Kloubec
Fargo

Sara Otte Coleman
*Director
Tourism Division*

Kelly Schmidt
State Treasurer

Alvin A. Jaeger
Secretary of State

Douglass Prchal
*Director
Parks and Recreation
Department*

Francis Ziegler
*Director
Department of Transportation*

Merlan E. Paaverud, Jr.
Director

Accredited by the
American Association
of Museums

October 27, 2008

John G. Morrison
Archaeological Programs
Earthworks, Inc.
128 Soo Line Drive
Bismarck, ND 58501

Jennifer Turnbow
Environmental Planner
Kadrmass, Lee, and Jackson, Inc.
128 Soo Line Drive
Bismarck, ND 58501

**NDSHPO REF.: 08-0444b PSC/KLJ M-Power and [Luverne] Wind, LLC
157 Mega Watt (MW) Griggs and Steele Counties, Wind Farm & 230 kV
Transmission Line (13 miles) Letter Correspondence and Map
Documentation; PSC Case: PU-08-766**

Dear John and Jennifer:

We have received and reviewed letter correspondence and accompanying map documentation of October 24 regarding: **08-0444b: "PSC/KLJ M-Power and [Luverne] Wind, LLC 157 Mega Watt (MW) Griggs and Steele Counties, Wind Farm & 230 kV Transmission Line (13 miles)."**

We concur with a **"No Significant Sites Affected"** determination, and if consulted by a federal agency we would concur with a **"No Historic Properties Affected"** determination, provided the project is restricted to the nature stated and it takes place in the plotted locations in the received project documentation. Cultural resource recommendations provided in February 28, 2008 project correspondence have been undertaken. Project additions and/or modifications are subject to cultural resource protocols as outlined. Also, all borrow/fill/material is to be derived from an approved source. *Lastly, we look forward to receiving the complete final project report covering the investigations.*

If you have questions please contact either Susan Quinnell at (701) 328-3576 or Paul Picha at (701) 328-3574. Please include the **NDSHPO REF.: 08-0444b** in correspondence regarding the project.

Sincerely,

Merlan E. Paaverud, Jr.
State Historic Preservation Officer (North Dakota)
and
Director, State Historical Society of North Dakota
c: Susan E. Wefald, President, Commissioner, PSC

CARPENTER TOWNSHIP

PERMIT
for Zoning Changes, Conditional Uses
and Site Approvals

Permit No. 1
8/6/08
(Date)

This permit is issued to M-Power
for Construction of transmission line

This applicant has met all requirements of the Carpenter Township
Zoning Regulations: ✓ Yes; No.

Applicant is required to meet the conditions described below:

Return all roads to current or better condition

8/6/08
(Date)

Michael W. Steiner
Chairperson or Township
Supervisor.
John Smith

Riverside TOWNSHIP

PERMIT
for Zoning Changes, Conditional Uses
and Site Approvals

Permit No. _____

7-14-08
Date

This permit is issued to M-Power

for construction of wind towers & transmission line

The applicant has met all requirements of the Riverside Township Zoning
Regulations: Yes, No.

Applicant is required to meet the conditions described below: return all
roads to current or better conditions
also be responsible for snow removal on
roads to obtain access to towers

7-14-08
Date

Steve Ren
Chairperson of Township Supervisor

Dee Johnson
Jan Vele

CONDITIONAL USE PERMIT

(Handwritten mark)

TOWNSHIP OF

For M-Power LLC.

July 14, 192008

Permit No. 100011

ATTACH TO A STANDARD BUILDING PERMIT FORM.

In reviewing the conditional use, have the following conditions been met satisfactorily?

- 1. Entrance and exit to property with reference to public safety, traffic flow, and convenience. Yes No
- 2. Parking and loading requirements of the specific use. Yes No
- 3. General compatibility with the surrounding property with due consideration for noise, odor or other adverse effects. Yes No
- 4. Required yards and open space. Yes No
- 5. Adequate utilities, access roads, drainage and other necessary site improvements have been made or are provided. Yes No

Please list any additional conditions which the applicant must address prior to issuance of the conditional use permit.

Zoning Commission Officers

(Handwritten signature)

(Handwritten signature)

Public Hearing Held 7:00 P.M. July 14, 2008

Conditional Use Was Issued: Yes No

7-14-08
Date

Willow Lake TOWNSHIP

PERMIT
for Zoning Changes, Conditional Uses
and Site Approvals

Permit No. _____

7-14-08
Date

This permit is issued to M-Power LLC

for Construction of 110kV tower 3 FT transmission line

The applicant has met all requirements of the Willow Lake Township Zoning
Regulations: Yes, No.

Applicant is required to meet the conditions described below: return all
Roads to current or better conditions
also be responsible for snow removal on access roads
to towers

7-14-08
Date

Tom Bishop
Chairperson of Township Supervisor

John J. Gray
Mary Claborn

BARNES COUNTY ZONING CONDITIONAL USE PERMIT

Conditional Use Permit

Purpose: The development of this code is based upon division of the county into districts, within which district the use of land and building bulk and locations of building and structures are mutually compatible and substantially harmonious. However, there are certain uses which, because of their unique characteristics, cannot be properly classified as permitted uses upon neighboring premises. Such uses, nevertheless, maybe necessary or desirable to be allowed in a particular district provided that due consideration is given to location, development and operation of such uses. To obtain a conditional use permit, the request must be advertised twice two full weeks before the meeting. At the hearing, the public is allowed input. After the hearing, the zoning board makes a motion to approve or deny the proposed conditional use permit. Cost--\$100, plus advertising cost.

LAST NAME	FIRST NAME	MAILING ADDRESS	HOME PHONE NO.
M- Power (company)	Grady Wolf, KLLJ (contact)	128 Soo Line Drive, Bis. ND 58501	(700PK) 355-8726
LAND USE			CITY OR TOWNSHIP
Transmission Line			Ellsburg
DATE INTRODUCED	DATE APPROVE	FEE DATE PAID	LEGAL DESC. & 9:11 ADD.
7/14/08	7/14/08	\$150.00 6/24/08	Sections 6, 7 T143N, R56W
HEARING DATE	CONDITIONS		
July 10 th , 2008	max. tower height 115 feet	# 2908	

COPY TO APPLICANT

E-MAIL TO RECORDER OFF.

SIGNATURE APPLICANT:

X Grady Wolf
DATE 6-23-08

SIGNATURE OFFICIAL:

X James S. Steward
DATE 7-10-08

M-Power, LLC
602 Lincoln Ave S.
Fintley ND.
58230

06-27-2006 EXC DOC

No Warranty of Suitability

Barnes County, by approving a subdivision, auditor's lot, change of use, variance or by issuing a building permit, does NOT warrant that the property in question is suitable for any particular purpose, including but not limited to improvements to real property.

**GRIGGS COUNTY
COOPERSTOWN, NORTH DAKOTA**

County Commissioners

Kent Anderson 1st Dist.
Sutton
Ronnie Edland 2nd Dist.
Cooperstown
Dennis Halvorson 3rd Dist.
Cooperstown
Lyle Pfeifer 4th Dist.
Cooperstown
Robert Johnson 5th Dist.
Sutton

Griggs County Courier
Official Newspaper



County Officers

Cynthia M. Anton Auditor
Connie Eslinger Treasurer
Janice M. Steffen
Recorder & Clerk of Court
Bradley A. Cruff State's Attorney
Charles A. Stock Asst. State's Attorney
Robert S. Hook Sheriff
Wayne Oien Road Supt.
Rick Cushman Coroner
Dennis Kubischta Veterans Service Officer
Kelly Vincent Tax Director
Robert S. Hook DES Coordinator

June 5, 2008

Kadrmas, Lee & Jackson, Inc
Attn: Grady Wolf
128 Soo Line Drive
P.O. Box 1157
BISMARCK ND 58502-1157

Re: M-Power, LLC and National Wind, LLC, Griggs County, North Dakota

Dear Grady:

The Petitions for Conditional Use Permits have been approved by the Griggs County Planning Commission and the Griggs County Commission with four (4) conditions as listed on the reverse side of the Petition. The reverse side of each Petition indicates the approval of that specific Conditional Use Permit.

Please feel free to contact me at 701-797-2413 or in writing to Griggs County Zoning Administrator, P.O. Box 541, COOPERSTOWN ND 58425-0541 if you have any questions.

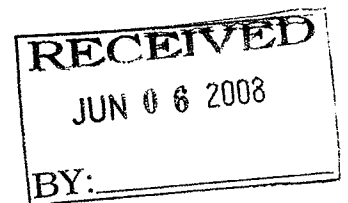
Sincerely,

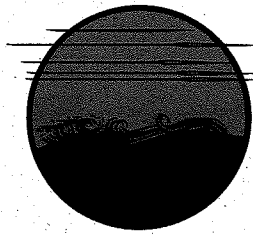
GRIGGS COUNTY ZONING ADMINISTRATOR

Connie M. MacKenzie

Enclosures

Cc: M-Power LLC via Orville Tranby with enclosures





EARTHWORKS

ARCHAEOLOGY & ENVIRONMENTAL INVESTIGATIVE SERVICES

October 24, 2008

Ms. Susan Quinnell
Review and Compliance Officer
State Historical Society of North Dakota
North Dakota Heritage Center
612 East Boulevard Avenue
Bismarck, North Dakota 58505

NDSHPO REF: 08-0444 PSC/KLJ M-Power National Wind LLC 150 Mega Watt (MW)
Griggs and Steele Counties, Wind Farm & kV Transmission Line

Dear Ms. Quinnell,

The goal of this brief letter is to provide the SHSND with enough information to obtain concurrence with our recommendation. The project is on a tight schedule and we would like to expedite the process by providing a letter with an overview of the proposed undertaking and the results of the Class III Cultural Resource Inventory. A formal report of our work will be provided later this year. A large map is included with this submittal.

On October 6-9, 2008, EARTHWORKS completed a Class III Cultural Resource Inventory in Steele and Griggs Counties for the proposed Luverne Wind Farm and transmission line. The cultural resource inventory was carried out by Jennifer L. Harty, Principal Investigator, and by Archaeological Technicians Amy Leuchtmann, Chandler Herson, and Bill Seuss. The inventory was located to the north and east of Luverne, North Dakota in Griggs and Steele Counties. The wind farm portion of the project consisted of a series of wind turbines with associated access roads, electrical lines, and crane access paths. In addition to the wind farm a 230 kV transmission line from a substation at a wind farm to another substation approximately 13 miles to the south near Pillsbury was inventoried as well. A 300' diameter circle was inventoried around each of the wind turbines and 100' wide corridors were inventoried for the access roads, electrical lines, crane paths. A 150' wide corridor was inventoried for the transmission line. A total of 542 acres were inventoried to Class III standards (Figures 1, 2, and 3). The details of the construction and development of the proposed undertaking are on file with the Public Service Commission (PSC) and can be obtained from them.

During the inventory, two isolated finds (32STx30, and 32STx31) were recorded. Both of the isolated finds consist of single flakes. Both of the isolated finds were located in plowed fields, and both isolated finds are recommended *not eligible* for the National Register of Historic Places. While some deposition may be present in some of the fields, it is unlikely, given the presence of the isolated finds in the plow zone and the good ground surface visibility in the recently harvested fields, that intact cultural deposits are present below the plow zone that would not have a surficial expression. No previously recorded cultural materials were present within the project area.

Because the two newly recorded isolated finds are recommended *not eligible* for the National Register of Historic Places, EARTHWORKS recommends a finding of No Historic Properties Affected for the proposed undertaking.

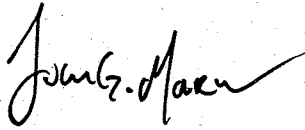
Please send your recommendation and comments to, Ms. Susan Wefald, Ms. Jennifer Turnbow and myself. Ms. Susan E. Wefald is representing the PSC as they are the lead agency involved with the undertaking. Ms. Jennifer Turnbow is representing KL&J the company leading the permitting effort. They can be contacted at the addresses provided below.

Ms. Susan E. Wefald, President
North Dakota Public Service
Commission
600 E. Boulevard, Dept. 408
Bismarck, ND 58505-0480
701-328-2400
swefald@nd.gov

Ms. Jennifer Turnbow
Environmental Planner
Kadmas, Lee & Jackson Inc.
128 Soo Line Drive
Bismarck, North Dakota 58501
701-355-8468
jennifer.turnbow@kljeng.com

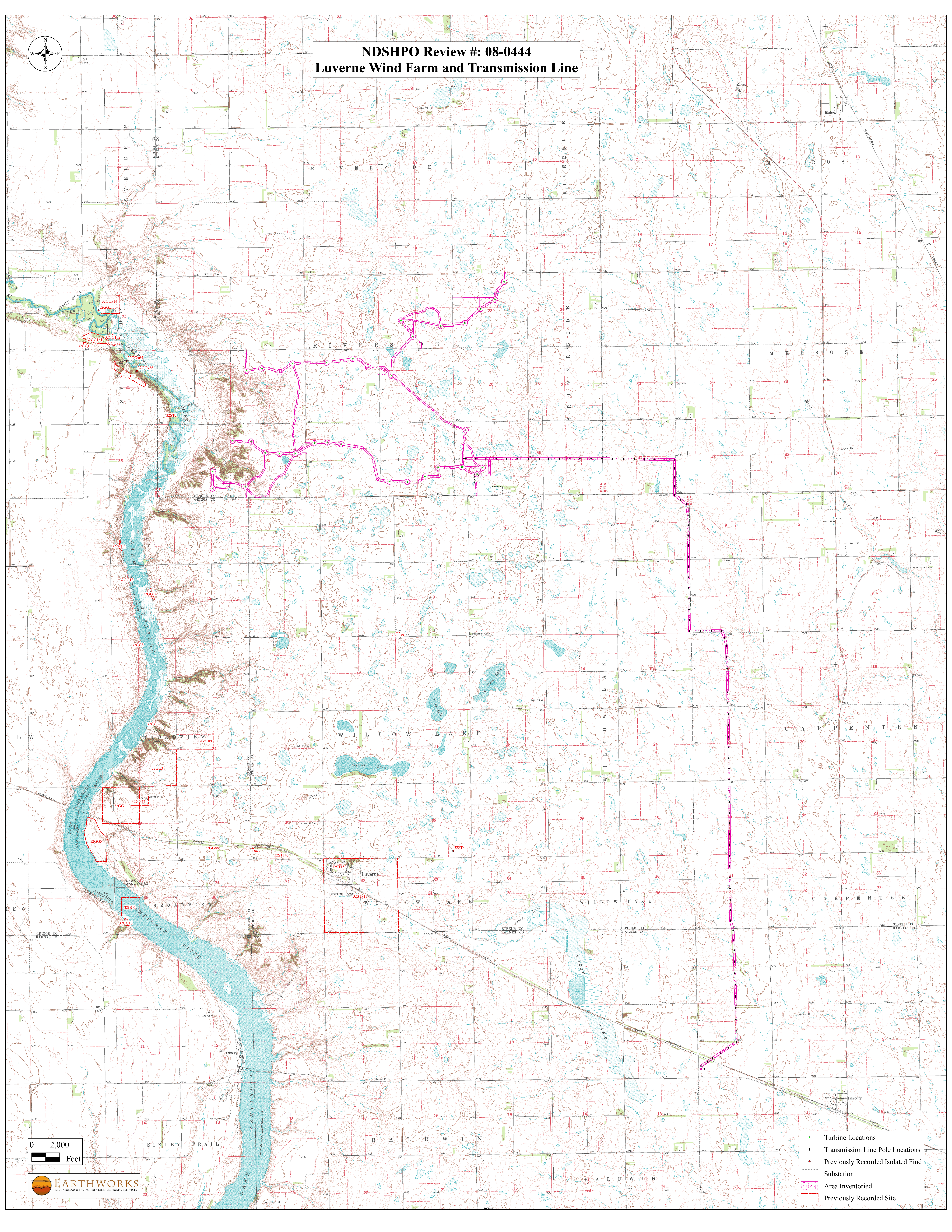
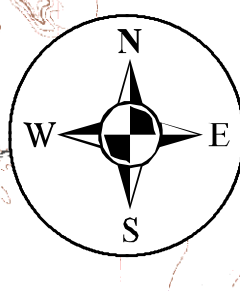
Please let me know if you have any questions, need further information from us, or if you would like a meeting to discuss the details of the project. I can be reached using the contact information in the footer of the first page.

Sincerely,



John G. Morrison
Operations Director/Principal Investigator

NDSHPO Review #: 08-0444 Luverne Wind Farm and Transmission Line



0 2,000
Feet



- Turbine Locations
- Transmission Line Pole Locations
- Previously Recorded Isolated Find
- ▭ Substation
- ▭ Area Inventoried
- ▭ Previously Recorded Site