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Property Description from File No. Parcel 109

The Southwest Quarter (SW1/4) of Section Five (5), Township One Hundred Forty–four (144), Range Fifty–seven (57), West of the Fifth Principal Meridian, Steele County, N.D.

General Notes

1) This survey was prepared using Surety Title Company, as agent for Old Republic National Title Insurance Company, Proforma Policy No. OX–08181809, File No. 1700, having an effective date of July 9, 2009.

2) Steele County, North Dakota does not participate in the Flood Insurance Rate Map.

3) Subject property contains 6,964,007± Sq.Ft. or 159.9 acres.

4) Subject property contains no parking stalls.

5) The underground utilities shown have been located from field survey information and existing drawings. The surveyor makes no guarantees that the underground utilities shown comprise all such utilities in the area, either in service or abandoned. The surveyor further does not warrant that that the underground utilities shown are in the exact location indicated although he does certify that they are located as accurately as possible from information available. The surveyor has not physically located the underground utilities. (North Dakota One Call Ticket No. 9003956)

The following are numbered as they appear in Schedule B of the Title Commitment.

109E–1.) Conveyance of Easement for Waterfowl Management Rights in favor of the United States of America, acting by and through the Secretary of the Interior or his authorized representative dated September 16, 1971, filed October 20, 1971 at 3:30 P.M. in Book 44 of Cont., page 203 as Document No. 69969.
PROPERTY APPEARS TO BE SUBJECT TO SAID CONVEYANCE OF EASEMENT OVER THE SW 1/4 OF SEC. 5, NOT SHOWN ON SURVEY.

109E–2.) Right of Way Easement in favor of Dakota Water Users, Inc., dated June 23, 1976, filed July 15, 1976 at 8:00 A.M. in Book X of Ease., page 352 as Document No. 73303.
PROPERTY APPEARS TO BE SUBJECT TO SAID RIGHT OF WAY EASEMENT, SAID EASEMENT IS NOT SHOWN ON SURVEY DUE TO NO EXACT LOCATION GIVEN OTHER THAN THE EASEMENT BEING 30 FEET IN WIDTH IN THE SOUTHWEST QUARTER, THE CENTERLINE IS DESCRIBED AS "AT SUCH POINTS ON THE TRACT THAT MAY BE NECESSARY FOR THE INSTALLATION AND MAINTENANCE OF THE WATER LINES AND APPURTENANT FACILITIES.

109E–3.) Subject to that certain Consent and Crossing Agreement dated April 14, 2009, filed April 27, 2009 at 9:30 A.M., as Document No. 99070, as amended by First Amendment to Consent and Crossing Agreement dated June 23, 2009, recorded July 2, 2009 at 9:45 A.M. as Document No. 99247, by and between Dakota Rural Water District, a political subdivision, f/k/a Dakota Water Users, Inc., and M–Power, as assigned to Ashtabula Wind II, LLC, a Delaware limited liability company, pursuant to that certain Assignment and Assumption of Real Property Interests dated July 9, 2009, filed July 13, 2009 at 10:15 A.M. as Document No. 99268.

Property Description from File No. Parcel 110

The Southwest Quarter of the Northeast Quarter (SW1/4NE1/4) and Lot Two (2) of Section Five (5), Township One Hundred Forty–four (144), Range Fifty–seven (57), West of the Fifth Principal Meridian, Steele County, N. D.

General Notes

1) This survey was prepared using Surety Title Company, as agent for Old Republic National Title Insurance Company, Proforma Policy No. OX–08181809, File No. 1700, having an effective date of July 9, 2009.

2) Steele County, North Dakota does not participate in the Flood Insurance Rate Map.

3) Subject property contains 2,776,358± Sq.Ft. or 63.7 acres.

4) Subject property contains no parking stalls.

5) The underground utilities shown have been located from field survey information and existing drawings. The surveyor makes no guarantees that the underground utilities shown comprise all such utilities in the area, either in service or abandoned. The surveyor further does not warrant that that the underground utilities shown are in the exact location indicated although he does certify that they are located as accurately as possible from information available. The surveyor has not physically located the underground utilities. (North Dakota One Call Ticket No. 9003956)

The following are numbered as they appear in Schedule B of the Title Commitment.

110E–1.) Easement and Right of Way Agreement in favor of Transcanada Keystone Pipeline, LP, dated June 1, 2007, filed April 7, 2008 at 11:45 A.M. as Document No. 97954. Covers W1/2NE1/4 of Sec. 5, Twp. 144, Rge. 57.
PROPERTY APPEARS TO BE SUBJECT TO SAID EASEMENT & RIGHT OF WAY AGREEMENT, AS SHOWN ON SURVEY.

Property Description from File No. Parcel 110A

The Southeast Quarter of the Northeast Quarter (SE1/4NE1/4) and Lot One (1) of Section Five (5), Township One Hundred Forty–four (144), Range Fifty–seven (157), West of the Fifth Principal Meridian, Steele County, ND.

General Notes

1) This survey was prepared using Surety Title Company, as agent for Old Republic National Title Insurance Company, Proforma Policy No. OX–08181809, File No. 1700, having an effective date of July 9, 2009.

2) Steele County, North Dakota does not participate in the Flood Insurance Rate Map.

3) Subject property contains 2,779,108± Sq.Ft. or 63.8 acres.

4) Subject property contains no parking stalls.

5) The underground utilities shown have been located from field survey information and existing drawings. The surveyor makes no guarantees that the underground utilities shown comprise all such utilities in the area, either in service or abandoned. The surveyor further does not warrant that that the underground utilities shown are in the exact location indicated although he does certify that they are located as accurately as possible from information available. The surveyor has not physically located the underground utilities. (North Dakota One Call Ticket No. 9003956)

Property Description from File No. Parcel 111

Lot Three (3) and Lot Four (4) and South half of the Northwest Quarter (S1/2NW1/4) of Section Five (5), Township One Hundred Forty–four (144), Range Fifty–seven (57), West of the Fifth Principal Meridian, Steele County, ND.

General Notes

1) This survey was prepared using Surety Title Company, as agent for Old Republic National Title Insurance Company, Proforma Version Proforma Policy No. OX–08181809, File Number: 1700 having an effective date of July 9, 2009.

2) Steele County, North Dakota does not participate in the Flood Insurance Rate Map.

3) Subject property contains 5,544,451± Sq.Ft. or 127.3 acres.

4) Subject property contains no parking stalls.

5) The underground utilities shown have been located from field survey information and existing drawings. The surveyor makes no guarantees that the underground utilities shown comprise all such utilities in the area, either in service or abandoned. The surveyor further does not warrant that that the underground utilities shown are in the exact location indicated although he does certify that they are located as accurately as possible from information available. The surveyor has not physically located the underground utilities. (North Dakota One Call Ticket No. 9003956)

0' 200' 400' 600'

Westwood

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Crew: JAG
Checked: CWM
Drawn: SRS
Record Drawing by/date:

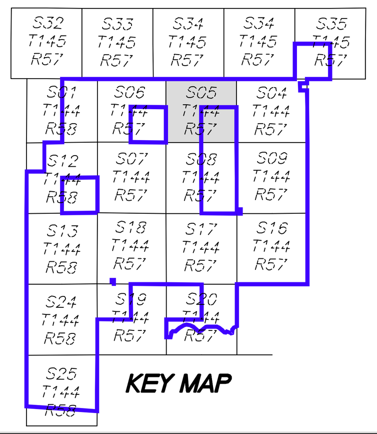
Revisions:

Prepared for:

Ashtabula Wind II, LLC

LEGEND

- WELL
- GUY WIRE
- POWER POLE
- POST
- GATE VALVE
- TELEPHONE BOX
- ELECTRIC BOX
- ELECTRIC METER
- HYDRANT
- WATER METER
- CURB STOP BOX
- FOP — FIBER OPTIC UNDERGROUND
- TUG — TELEPHONE UNDERGROUND
- WAT — RURAL WATERMAIN
- POH — POWER OVERHEAD
- FENCE LINE
- DENOTES SET IRON MONUMENT
- DENOTES FOUND IRON MONUMENT
- DENOTES PROJECT BOUNDARY
- DENOTES LEASE BOUNDARY
- XX — DENOTES ASBUILT TURBINE LOCATION AND NUMBER
- DENOTES ASBUILT ACCESS ROAD
- DENOTES ASBUILT STORM SEWER
- R–PUG — DENOTES ASBUILT UNDERGROUND COLLECTION CABLE
- R–POH — DENOTES ASBUILT OVERHEAD TRANSMISSION LINE
- DENOTES ASBUILT ELECTRIC BOX
- DENOTES ASBUILT JUNCTION BOX
- DENOTES ASBUILT TRANSMISSION POLES
- DENOTES PROPERTY OUTSIDE THE PROJECT BOUNDARY



KEY MAP

Ashtabula II Wind Farm

Luverne, North Dakota

AS-BUILT ALTA/ACSM Land Title Survey

Date: February 18, 2010

Sheet: 6 OF 20

20082573–02@ATF06(05–144–57).dwg