

MEMORANDUM

To: Commissioners Cramer, Clark and Kalk
Fr: Jerry Lein
Da: September 29, 2009
Re: 9-29-09 Agenda Briefing – Border Wind Project,
Case No. PU-08-797

My review of Sequoia Energy's application for a certificate of site compatibility indicates that the requirements in the Commission's application guidelines have been addressed and I recommend the application be deemed complete conditioned on the filing of final turbine locations. However, there are some activities still underway:

1. **Micro-siting:** The company has provided preliminary turbine locations in the 9-25 supplement filed to its application and is further evaluating and refining those locations in order to provide final proposed sites one week prior to the hearing. A proposed lay-down area for the O&M building construction will also be included with the final turbine locations
2. **Wetlands Delineation Report:** Sequoia reports that wetlands field work was completed for primary turbine locations and expects to file a report with or before the filing of final turbine locations.
3. **Class III Cultural Resources Report:** Sequoia reports that field work is completed for primary turbine locations and expects to file a report with or before the filing of final turbine locations.
4. **Rare and Natural Communities Survey:** ND Parks and Recreation's Natural Heritage inventory indicate rare species habitat in western portion of project area. Sequoia reports that a field survey has been completed and expects to file a report with or before the filing of final turbine locations.

JRL