



November 5, 2009

Darrell Nitschke
Executive Secretary
North Dakota Public Service Commission
600 E. Boulevard Ave., Dept. 408
Bismarck, North Dakota 58505-0480

RECEIVED

NOV 09 2009

PUBLIC SERVICE COMMISSION

RE: Bison 1 Wind Project
Oliver/Morton Counties
Siting Application
Case No. PU-09-151

Dear Mr. Nitschke:

Enclosed please find an original and 10 copies of Minnesota Power's compliance filing in the above-referenced case. The attachments include:

Copy of building permit issued by Morton County, and
Waiver of fence replacement executed by landowner

Please let us know if you have any questions.

Sincerely,

David R. Moeller

kl

Attachment

c: Ron Gullicks, Minnesota Power
Jim Atkinson, Minnesota Power

46 PU-09-151 Filed: 11/9/2009 Pages: 10
Copy of Morton Cty. Building Permit & Landowner
Waiver of Fence Replacement

Allete, Inc.

David Moeller, Attorney

Morton County

667-3300

Permit Number

09.48

Owner & House Number

Rendfield Land Co Inc

5198 30th St

Building Type

Maint. Bldg & Garage

Builder

Please
Post

Department of Inspections

Please
Post

Permit # 09-48
 Parcel # 56-11000
 Date 10/29/09

APPLICATION FOR BUILDING PERMIT
 MORTON COUNTY BUILDING DEPARTMENT
 210 2ND AVE NW, MANDAN ND 58554
 PHONE# 701-667-3300 FAX# 707-667-3453

SITE ADDRESS: 5198 30th St LEGAL DESCRIPTION 84. T-140 - Rm 86
 Lts 304 (krs 500')
 LOT # _____ BLOCK # _____ SUBDIVISION _____
 OWNER Pendfield Land Co Inc ADDRESS 30 W Superior St, Duluth MN 55802
 OWNER PHONE# HOME _____ WORK _____ CELL 218-343-9119
 BUILDING CONTRACTOR _____ PHONE# _____ CELL# _____
 DESCRIPTION OF BUILDING Maint Bldg TYPE OF CONSTRUCTION Steel
 (IE: HOUSE, GARAGE, SHOP, ETC) (IE: WOOD, STEEL, POLE, ETC)

CLASS OF WORK: NEW ADDITION _____ ALTERATION _____ REPLACEMENT _____

OTHER INSTALLATIONS NEEDED (PLBG, HTG, ELEC, GAS) YES _____ NO _____
 IF YES, SEPARATE APPLICATIONS ARE REQUIRED (PLBG & ELEC INSPECTIONS ARE TO BE DONE BY THE ND STATE BOARD OF INSPECTIONS)
 PLUMBING 328-9979 ELECTRICAL 328-9522

CERTIFICATE OF OCCUPANCY IS NOT REQUIRED FOR ADDITIONS, ALTERATIONS, GARAGES OR SHOPS

FEE SCHEDULE

BUILDING PERMIT FEES ARE BASED ON TOTAL VALUE OF: NEW CONSTRUCTION, ADDITIONS, ALTERATIONS & REPLACEMENT INCLUDING BASEMENT AND ATTACHED GARAGE(S). FLOOR PLAN(S) MUST BE INCLUDED.

BUILDING SIZE		FEE SCHEDULE
BASEMENT _____	SQ FT	CONSTRUCTION VALUE \$ <u>750,000</u>
1 ST /GROUND FLR <u>7300</u>	SQ FT	PERMIT FEE \$ <u>1925</u>
2 ND FLOOR _____	SQ FT	SPECIAL APPROVALS (AS REQUIRED)
ATT. GARAGE _____	SQ FT	ZONING _____ SEWAGE _____ FIRE _____
TOTAL _____	SQ FT	OTHERS _____
OUT/OTHER BLDG _____	SQ FT	SPECIAL CONDITIONS, IF ANY: _____

THIS PERMIT IS NULL & VOID IF CONSTRUCTION AS AUTHORIZED IS NOT STARTED WITHIN 180 DAYS OR IF CONSTRUCTION IS SUSPENDED FOR A PERIOD OF 180 DAYS AFTER CONSTRUCTION IS STARTED.

THE UNDERSIGNED HEREBY MAKES APPLICATION FOR A PERMIT FOR THE CONSTRUCTION, INSTALLATION, REPLACEMENT, ALTERATION OF A BUILDING AS HEREIN SPECIFIED, AGREEING THAT ALL SUCH CONSTRUCTION SHALL BE IN STRICT ACCORDANCE WITH APPLICABLE COUNTY AND/OR STATE REGULATIONS AND/OR ORDINANCES AND TO SAVE MORTON COUNTY HARMLESS FROM ANY AND ALL DAMAGES.

FLOOR PLANS SUBMITTED: YES NO _____ PAYMENT: CHECK _____ CHECK # _____ MONEY ORDER _____ CASH _____

SIGNATURE OF OWNER/CONTRACTOR/OR AUTHORIZED AGENT James B. Williams DATE 10/29/09

COUNTY OFFICIAL _____ DATE _____

THE LOT OWNER MUST COMPLY WITH SUBDIVISION COVENENTS.

BUILDING INSPECTIONS

ONCE CONSTRUCTION BEGINS, THE FOLLOWING INSPECTIONS ARE MANDATORY. IT IS THE OBLIGATION OF THE PERMIT HOLDER OR THEIR AGENT TO CONTACT OUR OFFICE TO ARRANGE FOR THESE INSPECTIONS. ARRANGEMENT **SHOULD** BE MADE AT LEAST 24 HOURS IN ADVANCE BY CALLING OUR OFFICE AT 667-3300.

1. **FOOTING INSPECTION:** SHALL BE MADE PRIOR TO THE POURING OF ANY CONCRETE FOOTING. TRENCH, RAILS AND REINFORCING BARS (REBAR) SHALL BE IN PLACE AT THE TIME OF INSPECTION.
2. **FOUNDATION INSPECTION:** SHALL BE MADE PRIOR TO THE POURING OF FOUNDATION WALLS OR PIERS IF REINFORCING (REBAR) IS PRESENT. REBAR SHALL BE IN PLACE AT THE TIME OF INSPECTION. IF REBAR IS NOT REQUIRED, THEN THIS INSPECTION SHALL BE MADE PRIOR TO THE BACKFILLING OF FOUNDATION WALLS OR PIERS. FOUNDATION COATINGS AND DRAINAGE TILE SHALL BE IN PLACE.
3. **STRUCTURAL (FRAMING) INSPECTION:** SHALL BE MADE AFTER COMPLETION OF STRUCTURAL WORK, BEFORE ANY INSULATION, DRYWALL, LATH OR PANELING, ETC. IS APPLIED, BUT AFTER ANY REQUIRED PLUMBING, ELECTRICAL AND/OR HEATING ROUGH-IN INSPECTIONS HAVE BEEN APPROVED. ALL FRAMING SHALL BE COMPLETED WITH FIRESTOPS, COLLAR TIES, BRIDGING AND NAILERS IN PLACE.
4. **PLUMBING INSPECTION:** ALL PLUMBING INSPECTIONS ARE MADE BY THE NORTH DAKOTA STATE PLUMBING BOARD. CALL PRIOR TO ANY WORK TO ARRANGE AN INSPECTION SCHEDULE. TELEPHONE (701)328-9979.
5. **ELECTRICAL INSPECTION:** ALL ELECTRICAL INSPECTIONS ARE MADE BY THE NORTH DAKOTA STATE ELECTRICAL BOARD. CALL PRIOR TO ANY WORK TO ARRANGE AN INSPECTION SCHEDULE. TELEPHONE (701)328-9522.
6. **FINAL INSPECTION:** SHALL BE MADE BEFORE MOVING INTO ANY NEW HOME. OCCUPANCY PERMIT WILL BE REQUIRED FOR THE LANDING AGENCY. NO OCCUPANCY PERMIT WILL BE GRANTED BEFORE OR WITHOUT A FINAL INSPECTION.

PERMIT # _____
DATE _____
PARCEL # _____

SITE PLAN

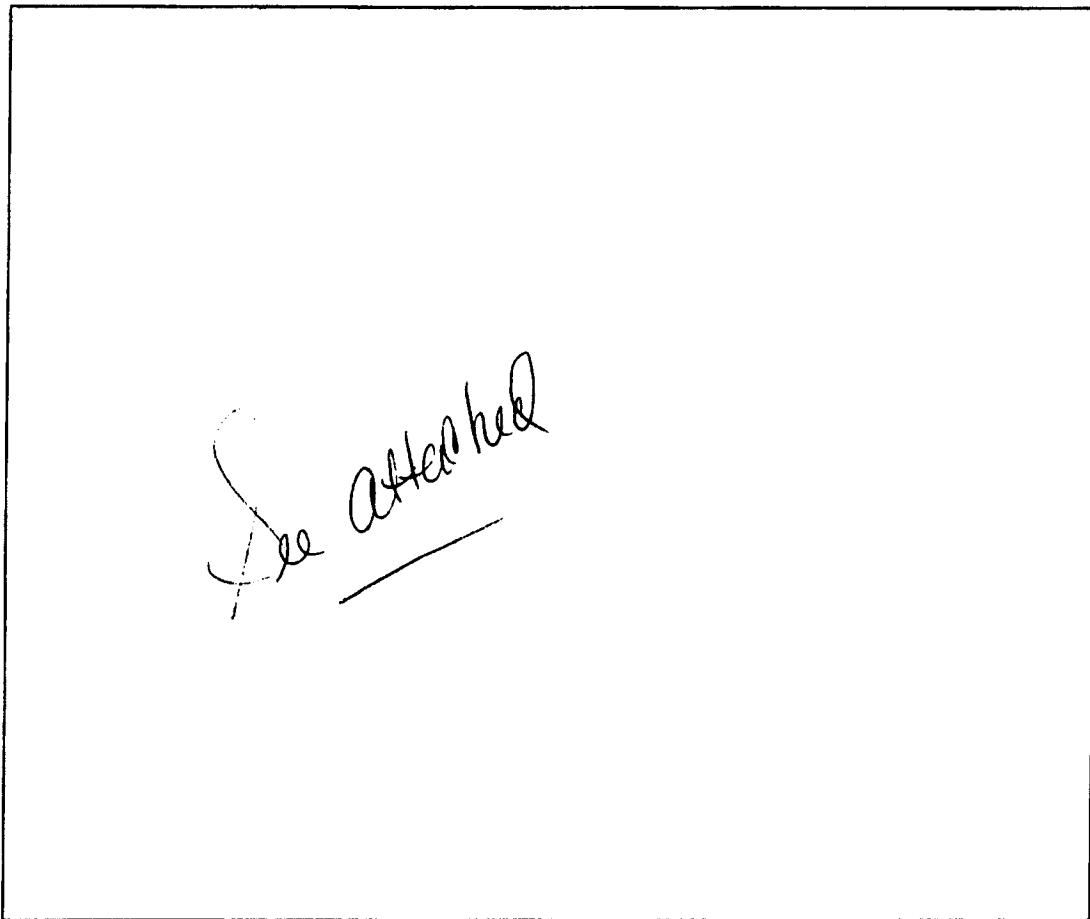
SITE ADDRESS _____ LEGAL DESCRIPTION _____

LOT _____ BLOCK _____ SUBDIVISION _____

TOTAL SITE AREA _____ SQ FT/ACRES TOTAL AREA OCCUPIED BY BLDG _____ SQ FT

INSTRUCTIONS

IN THE BOX BELOW, DRAW YOUR LOT AND SHOW WHERE THE NEW BUILDING AS WELL AS ANY EXISTING BUILDINGS ARE LOCATED. SHOW DISTANCES TO THE PROPERTY LINES, DISTANCES BETWEEN BUILDINGS AND DISTANCE TO THE CENTERLINE OF THE ROAD. SHOW WHERE THE WATERLINES, GAS LINES, ELECTRIC LINES, SEPTIC TANK AND DRAIN FIELD ARE LOCATED. ALSO SHOW ANY EASEMENTS FOR UTILITIES AND DRAINAGE. INCLUDE A NORTH ARROW.



WE CERTIFY THAT THE PROPOSED CONSTRUCTION WILL CONFORM TO THE DIMENSIONS AND USES SHOWN ABOVE AND THAT NO CHARGES WILL BE MADE WITHOUT FIRST OBTAINING APPROVAL.

NAMES(S) OF OWNER(S) OF SITE/STRUCTURE

James B. Robinson

SIGNATURE OF OWNER(S) OR AUTHORIZED REP.

* IF VALUATION OF WORK IS UNDER ESTIMATED, AN ADDITIONAL FEE MAY BE CHARGED.

* SMOKE DETECTORS ARE REQUIRED IN ALL NEW, ALTERED OR REMODELED RESIDENTIAL CONSTRUCTION.

* PERMITTEE IS RESPONSIBLE TO NOTIFY UTILITY COMPANIES FOR LOCATION OF SERVICE LINES BEFORE BUILDING CONSTRUCTION BEGINS

* ALL PERMITS MUST HAVE AN ACCURATE PLOT PLAN OR PERMIT WILL HAVE A WAITING PERIOD OF 24 HOURS FOR APPROVAL TO VERIFY BUILDING SITE.

NO SURVEY OF THE PLOT BEFORE CONSTRUCTION IS REQUIRED BUT THE CONTRACTOR AND/OR THE PROPERTY OWNER IS RESPONSIBLE TO MEET ALL OF THE SETBACK REQUIREMENTS PER ZONING OR PLAT REGULATIONS. THE PLOT MUST BE SURVEYED BEFORE CONSTRUCTION IF THE PROPERTY LINES CAN NOT BE ESTABLISHED TO THE SATISFACTION OF THE BUILDING INSPECTOR.

THE FOLLOWING IS A PARTIAL LIST OF ITEMS THE BUILDING INSPECTOR WILL BE CHECKING FOR ON YOUR BUILDING PROJECT. CONTRACTOR IS RESPONSIBLE TO MEET ALL LOCAL UBC REQUIREMENTS.

FIRST INSPECTION – FOOTINGS

-
1. STREET ADDRESS POSTED
 2. SETBACKS
 - A - FRONT, SIDE AND REAR YARD
 - B - EASEMENTS
 - C - LOT LINE SURVEY STAKES
 3. FOOTINGS
 - A - DEPTH B - WIDTH
 - C - REBAR D - SOIL CONDITION
 - E - TEMPURATURE F - SLUMP
 4. JOB CARD SIGN OFF

SECOND INSPECTION – FOUNDATION

-
1. FORMS
 - A - TRUE & PLUMB
 - B - ADEQUATELY BRACED
 2. CONDITION OF FOOTINGS
 3. REINFORCING BARS
 4. HEIGHT ABOVE GRADE
 5. BUILDING TIE DOWNS
 6. JOB CARD SIGN OFF

THIRD INSPECTION – FRAMING

-
1. BACKFILL OF BUILDING
 2. LUMBER
 - A - SPECIES B - GRADE C - GIRDERS
 3. SILLS
 4. FLOOR, WALLS, CEILING & ROOF
 5. STAIRS
 - A - RISE AND RUN B - HEADROOM
 6. ROOF COVERING AND OVERHANG
 7. CUTS, NOTCHES AND BORED HOLES FOR:
 - A - PLUMBING B - MECHANICAL C - ELECTRICAL
 8. WINDOW SIZE, TYPE AND LOCATION
 9. FIREPLACE CLEARANCE, FLUE SIZE AND HEIGHT
 10. JOB CARD SIGN OFF

FOURTH INSPECTION – FINAL

-
1. EXTERIOR GRADING
 2. SIDEWALK
 3. EXTERIOR STOOP AND STEPS, RISE & RUN
 4. ATTIC/CRAWL SPACE VENTILATION
 5. DOORS: SIZE AND SWING
 6. INTERIOR FINISH
 7. INSULATION CONTRACTORS VERIFICATION CARD OF BLOWN TYPE
 8. REVIEW ENTIRE PREVIOUS ITEMS
 9. PLUMBING, MECHANICAL AND ELECTRICAL JOB CARD SIGN OFF

I CERTIFY THAT I HAVE READ AND EXAMINED THIS APPLICATION AND KNOW THE SAME TO BE TRUE AND CORRECT. ALL PROVISIONS OF LAWS AND REGULATIONS GOVERNING THIS TYPE OF WORK WILL BE COMPLIED WITH WHETHER SPECIFIED HEREIN OR NOT. THE GRANTING OF THIS PERMIT DOES NOT PRESUME TO GIVE AUTHORITY TO VIOLATE OR CANCEL THE PROVISIONS OF ANY OTHER STATE OR LOCAL LAW REGULATING CONSTRUCTION OR THE PERFORMANCE OF CONSTRUCTION.

SIGNATURE OF OWNER, CONTRACTOR OR AGENT

DATE

CUSTER HEALTH:

APPLICATION FOR CONSTRUCTION OR ALTERATION OF AN ON-SITE TREATMENT SYSTEM.

M I S C E L L A N E O U S R E C E I P T

MORTON COUNTY COUNTY TREASURER

RECEIPT #: 12063

DATE: 10/29/2009

RECEIVED FROM: MINNESOTA POWER

Fund/Account#	Description	Amount
101-300-5221 BUILDING PERMITS	BUILDING PERMIT 09-48	1,925.00

Cash	.00	Checks	1,925.00	Receipt Total	1,925.00
Change:			.00		
CREDIT TO:					
GENERAL FUND			1,925.00		

VICKI LIPPERT, MORTON COUNTY COUNTY TREASURER

BY _____
VAL, DEPUTY



/ 30 west superior street / duluth, minnesota 55802-2063 / 218-723-3861 / www.alliant.com

October 15, 2009

James and Devon Goetz
3216 Sandy Lane SE
Mandan, ND 58554

**RE: Bison I Wind Project
Section Line Road Easements
SW ¼ and SE ¼ Section 34 T141N R86W**

Dear Mr. and Mrs. Goetz,

The North Dakota Public Service Commission Order for the Bison I Wind Project Case No. PU-09-151 dated September 29, 2009 requires Minnesota Power to replace any fences or gates we remove for our Project. A subsequent pre-construction phone conference with the ND PSC staff clarified that if the Landowner does not want the fence replaced at this time, but reserves the right to replace it in the future, we are to provide the PSC with a notice and documentation that the Landowner is waiving this requirement at this time.

Article 10 of the Section Line Right of Way Improvement and Easement Agreement also provides for replacement of fences at the Landowner's request and is further clarified as follows:

- Landowner consents to the removal of the existing fence with metal fence posts salvaged for reuse by Landowner, and in consideration of the sum of \$10,260.00 to be paid by Minnesota Power to the Landowner to cover the estimated current cost to replace the fence, Landowner hereby waives the requirement that the existing fence be replaced by Minnesota Power.
- Minnesota Power agrees that the Section Line Right of Way Improvement and Easement Agreement does not preclude Landowner from building a replacement fence at Landowner's expense, and if Landowner builds a replacement fence in the future, said fence may be installed at the outside edge of the grading, but not less than 55 feet from the centerline of the roadway.

James and Devon Goetz
October 15, 2009
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- Landowner is specifically allowed to hay all portions of the 33 foot right of way and Easement Premises with the exception of the traveled roadway.

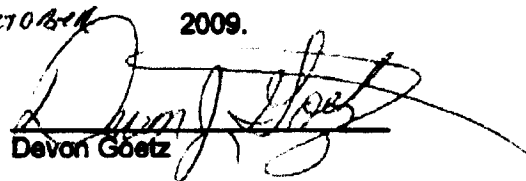
Please acknowledge your agreement with these clarifications and waiver by signing below.

Best Regards,



Ron Gullicks
Project Manager, Bison | Wind

Signed by the Landowners this 16 day of October 2009.


James Goetz
Devon Goetz