

# Ashtabula Wind II, LLC

700 Universe Blvd.  
Juno Beach, Florida, 33408-2683

RECEIVED

JUL 21 2009

PUBLIC SERVICE COMMISSION

July 16, 2009

North Dakota Public Service Commission  
600 E. Boulevard, Dept.408  
Bismarck, ND 58505-0480

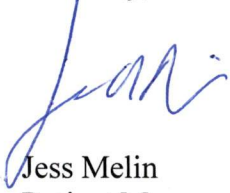
Subject: **Ashtabula Wind II, LLC: ND PSC Case No. PU-08-34 / PU-09-221**

Dear Public Service Commission:

In accordance with the Commission's Order, Ashtabula Wind II, LLC hereby submits the Steele and Griggs Counties issued permits. Enclosed are eleven (11) copies of the permits.

Please contact me at (561) 304-5434 or [Jess.Melin@NextEraEnergy.com](mailto:Jess.Melin@NextEraEnergy.com) with any questions or comments.

Sincerely,



Jess Melin  
Project Manager, NextEra Energy

20 **PU-09-528** Filed: 7/21/2009 Pages: 121  
**Executed Zoning Change, Conditional Use, and Site  
Permits – Griggs – Steele Counties**

Ashtabula Wind II, LLC

Jess Melin, Project Mgr.



# M-Power, LLC<sup>®</sup>

*...harnessing the energy in nature.*

May 12, 2009

VIA US MAIL

Mr. Tom J. Breckheimer  
Willow Lake Township  
RR2  
Luverne, ND 58056

Reference is hereby made to that certain Willow Lake Township Permit for Zoning Changes, Conditional Uses and Site Approvals ("Permit") dated as of July 14, 2008 issued to M-Power, LLC ("M-Power").

M-Power hereby provides notice that it has assigned part of its right, title and interest in the Permit to Ashtabula Wind II, LLC ("Ashtabula Wind II"), a Project Company owned by NextEra Energy Resources, LLC (formerly FPL Energy).

Ashtabula Wind II hereby provides notice that it assumes responsibility for all related conditions under the Permit.

Please send a copy of all future notices regarding the Permits to Ashtabula Wind II at the following address:

Jess Melin  
Ashtabula Wind II, LLC  
700 Universe Blvd. FBD/JB  
Juno Beach, FL 33408

If you have any questions, please contact either of the undersigned.

Sincerely yours,

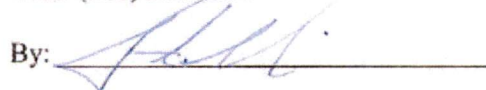
**M-Power, LLC**  
Tele: (701) 226-1379

By: 

Name: Warren Enyart

Title: Secretary

**Ashtabula Wind II, LLC**  
Tele: (561) 304-5434

By: 

Name: Dean Gosselin

Title: Vice President, Development

**"We are an Equal Opportunity Provider"**

PO Box 335 · Finley, North Dakota 58230  
Phone: 701-524-2240 · Fax: 701-524-2244 · Toll Free: 866-852-1135

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 Wind 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. Shry  
Alex Clabon

Willow Lake TOWNSHIP

APPLICATION FOR BUILDING (ZONING) PERMIT

This application is made for: use \_\_\_\_\_, construction , repair \_\_\_\_\_ and \_\_\_\_\_ of use or structure located at \_\_\_\_\_ at a cost \$600,000.00 / tower for the following use: Wind Farm 28,800,000.00 total

Legal description of property: Laverne Wind Farm in Willow Lake township - 48 towers.

Total value of zoning permit is \$57,600

Describe the proposed use for this property: Generating Electric Power.

Attached are plans and drawings.

The main structure will be as follows:

Construction \_\_\_\_\_ Height (stories and feet) 240 ft. Number of family units \_\_\_\_\_ Dimensions of lot/parcel \_\_\_\_\_

Front yard setback (in feet) \_\_\_\_\_ Side yard setback (in feet) \_\_\_\_\_ Rear yard setback (in feet) \_\_\_\_\_

The accessory building will be as follows:

Description \_\_\_\_\_ Height \_\_\_\_\_ Size \_\_\_\_\_

Distance from rear lot line \_\_\_\_\_ Distance from side yard line \_\_\_\_\_

I hereby certify that I am the owner or authorized agent for the above property and that construction will conform with Willow Lake Township ordinances, laws and regulations

Signature [Handwritten Signature]

Date 6/5/06

700 universe Blvd. Juno Beach FL 33408

Phone 561-304-5434

[Handwritten Signature] 6/5/09

Code Administrator Date

This application is used for building (zoning) permits including repair and expansion of improvements for a permitted use in the zoning district. If the use does not conform with the provisions of the district, the permit must not be issued until the Zoning Commission approves the zoning change, conditional use or gives the site approval for designated use.

TZH/LARDC



# M-Power, LLC<sup>®</sup>

*...harnessing the energy in nature.*

May 12, 2009

VIA US MAIL

Connie M. MacKenzie  
Griggs County Zoning Administrator  
PO Box 541  
Cooperstown, ND 58425-0541

Re: M-Power, LLC Notice of Assignment; Conditional Use Permits

Dear Ms. MacKenzie:

Reference is hereby made to those certain Griggs County Conditional Use Permits in Sections 1, 12, 13, 24, and 25 in Broadview Township issued to M-Power, LLC on June 5, 2008.

M-Power, LLC hereby provides notice that it has assigned its right, title and interest in all of its Permits in Broadview Township to Ashtabula Wind II, LLC ("Ashtabula Wind II"), a Project Company owned by NextEra Energy Resources, LLC (formerly FPL Energy).

Ashtabula Wind II hereby provides notice that it assumes responsibility for all related conditions stipulated in the Permits.

Please send a copy of all future notices regarding the Permits to Ashtabula Wind II at the following address:

Jess Melin  
Ashtabula Wind II, LLC  
700 Universe Blvd. FBD/JB  
Juno Beach, FL 33408

If you have any questions, please contact either of the undersigned.

Sincerely yours,

M-Power, LLC  
Tele: (701) 226-1379

By: 

Name: Warren Enyart

Title: Secretary

Ashtabula Wind II, LLC  
Tele: (561) 304-5434

By: 

Name: Dean Gosselin

Title: Vice President, Development

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Phone: 701-524-2240 · Fax: 701-524-2244 · Toll Free: 866-852-1135

# 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): 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

**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: 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.

**FOR USE BY ZONING ADMINISTRATOR ONLY**  
**MODIFICATIONS OR ADDITIONS TO CONDITIONAL USE PERMIT:**

- APPLICATION WITH INFORMATION RECEIVED: DATE: JUNE 15, 2009
- SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: JUNE 15, 2009
- FEE PAID: NA DATE: \_\_\_\_\_
- PLACE AND DATE OF GRIGGS COUNTY COMMISSION HEARING: GRIGGS COUNTY COURTROOM, GRIGGS COUNTY COURTHOUSE, JUNE 30, 2009, 2 P.M.
- DATE ADJACENT LAND OWNERS NOTIFIED: JUNE 15, 2009
- ORIGINAL 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.

SIGNED: Connie M. Mackenzie DATE: 6/26/2009  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/13/09  
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

**ACTION TAKEN BY GRIGGS COUNTY COMMISSION:**

APPROVED:

ADDITIONAL CONDITIONS:  
(IF ANY)

- 1. Abide by Griggs County Zoning Regulations – specifically 6.18
- 2. Comply with Public Service Commission Findings
- 3. Signed copy of Steele County Haul Road Agreement to be given to Griggs County Commission
- 4. Any further changes to turbines, access roads, collector lines or any other changes to current layout will require notice to the Zoning Administrator and further modifications to the Conditional Use Permit and/or Variance.
- 5. Building Permits will be issued contingent upon the findings of the Public Service Commission and payment of fees received.

DENIED:

REASON(S): LAND OWNER LEASE WAS NOT ACQUIRED

SIGNED: Robert Johnson DATE: 7/14/09  
ROBERT JOHNSON, 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 at 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): 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

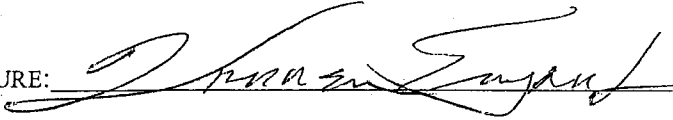
DESCRIBE ALL USES OF PROPERTY WITHIN ONE (1) MILE OF THE SUBJECT PROPERTY/PARCEL(S): AGRICULTURE

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 7p.m.

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

- ACTION TAKEN FOR CONDITIONAL USE PERMIT:  APPROVED  DENIED
- IF APPROVED, CONDITIONS: 1. Abide by landowner's lease.
- IF APPROVED, CONDITIONS: 2. Any legal activity under North Dakota Law and in North Dakota Courts.
- IF APPROVED, CONDITIONS: 3. All underground cable must comply with North Dakota standards and conditions.
- IF APPROVED, 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.

**FOR USE BY ZONING ADMINISTRATOR ONLY**  
**MODIFICATIONS OR ADDITIONS TO CONDITIONAL USE PERMIT:**

- APPLICATION WITH INFORMATION RECEIVED: DATE: JUNE 15, 2009
- SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: JUNE 15, 2009
- FEE PAID: NA DATE: \_\_\_\_\_
- PLACE AND DATE OF GRIGGS COUNTY COMMISSION HEARING: GRIGGS COUNTY COURTROOM, GRIGGS COUNTY COURTHOUSE, JUNE 30, 2009, 2 P.M.
- DATE ADJACENT LAND OWNERS NOTIFIED: JUNE 15, 2009
- ORIGINAL 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.

SIGNED: *Connie M. Mackenzie* DATE: 6/26/2009  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: *Lyle Pfeifer* DATE: 7/13/09  
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

**ACTION TAKEN BY GRIGGS COUNTY COMMISSION:**

- APPROVED:
  - ADDITIONAL CONDITIONS: (IF ANY)
    - 1. Abide by Griggs County Zoning Regulations – specifically 6.18
    - 2. Comply with Public Service Commission Findings & Order
    - 3. Signed copy of Steele County Haul Road Agreement to be given to Griggs County Commission
    - 4. Any further changes to turbines, access roads, collector lines or any other changes to current layout will require notice to the Zoning Administrator and further modifications to the Conditional Use Permit and/or Variance
    - 5. Building Permits will be issued contingent upon the findings of the Public Service Commission and payment of fees received.

DENIED:  
REASON(S): \_\_\_\_\_  
\_\_\_\_\_

SIGNED: *Robert Johnson* DATE: 7/14/09  
ROBERT JOHNSON, 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.

Propose Wind Farm Developn it Area  
 M-Power, LLC & National Wind, LLC  
 Griggs County, North Dakota

T145N

T144N

36

34

2

WOLD TRUST

CRAIG LETVIN  
 Griggs County

6

5

4

11

DENNIS HAUGEN

CLAY JACOBSEN  
 Griggs County

7

8

9

14

JORGEN PEDERSEN

ALLAN JACOBSEN

Study Area

18

17

16

23

IRA FUGHESTAD

MARK SVENNINGSEN

19

20

21

26

MILDRED GATTING

JORGEN PEDERSEN

30

29

28

35

36

31

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): 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: \_\_\_\_\_

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.

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- FEE PAID: NA DATE: \_\_\_\_\_
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GRIGGS COUNTY COURTHOUSE, JUNE 30, 2009, 2 P.M.
- DATE ADJACENT LAND OWNERS NOTIFIED: JUNE 15, 2009
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  - 3. All underground cable must comply with North Dakota standards and conditions
  - 4. Pay publication costs within 30 days of billing.

SIGNED: Connie M. Mackenzie DATE: 6/26/2009  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/13/09  
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

**ACTION TAKEN BY GRIGGS COUNTY COMMISSION:**

- APPROVED:
  - ADDITIONAL CONDITIONS: (IF ANY)
    - 1. Abide by Griggs County Zoning Regulations – specifically 6.18
    - 2. Comply with Public Service Commission Findings & Order
    - 3. Signed copy of Steele County Haul Road Agreement to be given to Griggs County Commission
    - 4. Any further changes to turbines, access roads, collector lines or any other changes to current layout will require notice to the Zoning Administrator and further modifications to the Conditional Use Permit and/or Variance
    - 5. Building Permits will be issued contingent upon the findings of the Public Service Commission and payment of fees received.

DENIED:  
REASON(S): \_\_\_\_\_

SIGNED: Robert Johnson DATE: 7/14/09  
ROBERT JOHNSON, 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

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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): 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

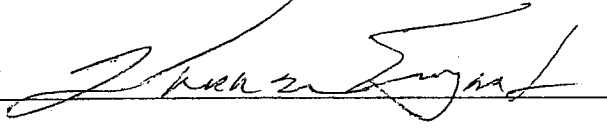
DESCRIBE ALL USES OF PROPERTY WITHIN ONE (1) MILE OF THE SUBJECT PROPERTY/PARCEL(S): AGRICULTURE

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

*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 Conditions and standards.
- 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.

**FOR USE BY ZONING ADMINISTRATOR ONLY**  
**MODIFICATIONS OR ADDITIONS TO CONDITIONAL USE PERMIT:**

- APPLICATION WITH INFORMATION RECEIVED: DATE: JUNE 15, 2009
- SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: JUNE 15, 2009
- FEE PAID: NA DATE: \_\_\_\_\_
- PLACE AND DATE OF GRIGGS COUNTY COMMISSION HEARING: GRIGGS COUNTY COURTROOM,  
GRIGGS COUNTY COURTHOUSE, JUNE 30, 2009, 2 P.M.
- DATE ADJACENT LAND OWNERS NOTIFIED: JUNE 15, 2009
- ORIGINAL 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.

SIGNED: *Connie M. Mackenzie* DATE: 6/26/2009  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: *Lyle Pfeifer* DATE: 7/13/09  
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

**ACTION TAKEN BY GRIGGS COUNTY COMMISSION:**

- APPROVED:
  - ADDITIONAL CONDITIONS: (IF ANY)
    - 1. Abide by Griggs County Zoning Regulations – specifically 6.18
    - 2. Comply with Public Service Commission Findings & Order
    - 3. Signed copy of Steele County Haul Road Agreement to be given to Griggs County Commission
    - 4. Any further changes to turbines, access roads, collector lines or any other changes to current layout will require notice to the Zoning Administrator and further modifications to the Conditional Use Permit and/or Variance
    - 5. Building Permits will be issued contingent upon the findings of the Public Service Commission and payment of fees received.

DENIED:  
REASON(S): \_\_\_\_\_  
\_\_\_\_\_

SIGNED: *Robert Johnson* DATE: 7/14/09  
ROBERT JOHNSON, 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): 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

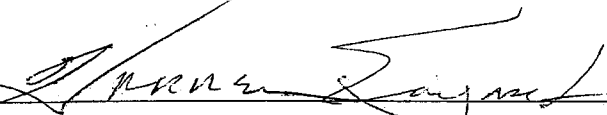
DESCRIBE ALL USES OF PROPERTY WITHIN ONE (1) MILE OF THE SUBJECT PROPERTY/PARCEL(S): AGRICULTURE

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: DENNIS HAUGEN, ALLEN JACOBSEN, IRA FUGLESTAD, CLAY JACOBSON

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 7p.m.  
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 day 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.

**FOR USE BY ZONING ADMINISTRATOR ONLY**  
**MODIFICATIONS OR ADDITIONS TO CONDITIONAL USE PERMIT:**

- APPLICATION WITH INFORMATION RECEIVED: DATE: JUNE 15, 2009
- SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: JUNE 15, 2009
- FEE PAID: NA DATE: \_\_\_\_\_
- PLACE AND DATE OF GRIGGS COUNTY COMMISSION HEARING: GRIGGS COUNTY COURTROOM, GRIGGS COUNTY COURTHOUSE, JUNE 30, 2009, 2 P.M.
- DATE ADJACENT LAND OWNERS NOTIFIED: JUNE 15, 2009
- ORIGINAL 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.

SIGNED: *Connie M. Mackenzie* DATE: 6/26/2009  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: *Lyle Pfeifer* DATE: 7/13/09  
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

**ACTION TAKEN BY GRIGGS COUNTY COMMISSION:**

- APPROVED:
  - ADDITIONAL CONDITIONS: (IF ANY)
    - 1. Abide by Griggs County Zoning Regulations – specifically 6.18
    - 2. Comply with Public Service Commission Findings & Order
    - 3. Signed copy of Steele County Haul Road Agreement to be given to Griggs County Commission
    - 4. Any further changes to turbines, access roads, collector lines or any other changes to current layout will require notice to the Zoning Administrator and further modifications to the Conditional Use Permit and/or Variance
    - 5. Building Permits will be issued contingent upon the findings of the Public Service Commission and payment of fees received.

DENIED:  
REASON(S): \_\_\_\_\_  
\_\_\_\_\_

SIGNED: *Robert Johnson* DATE: 7/14/09  
ROBERT JOHNSON, 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

Stee

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): 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

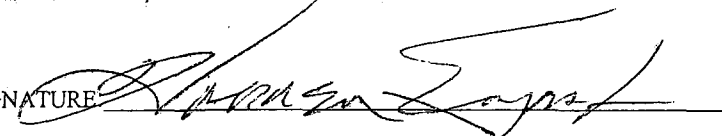
DESCRIBE ALL USES OF PROPERTY WITHIN ONE (1) MILE OF THE SUBJECT PROPERTY/PARCEL(S): AGRICULTURE

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 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.

**FOR USE BY ZONING ADMINISTRATOR ONLY**  
**MODIFICATIONS OR ADDITIONS TO CONDITIONAL USE PERMIT:**

- APPLICATION WITH INFORMATION RECEIVED: DATE: JUNE 15, 2009
- SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: JUNE 15, 2009
- FEE PAID: NA DATE: \_\_\_\_\_
- PLACE AND DATE OF GRIGGS COUNTY COMMISSION HEARING: GRIGGS COUNTY COURTROOM, GRIGGS COUNTY COURTHOUSE, JUNE 30, 2009, 2 P.M.
- DATE ADJACENT LAND OWNERS NOTIFIED: JUNE 15, 2009
- ORIGINAL 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.

SIGNED: *Connie M. Mackenzie* DATE: 6/26/2009  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: *Lyle Pfeifer* DATE: 7/13/09  
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

**ACTION TAKEN BY GRIGGS COUNTY COMMISSION:**

- APPROVED:
  - ADDITIONAL CONDITIONS: (IF ANY)
    - 1. Abide by Griggs County Zoning Regulations – specifically 6.18
    - 2. Comply with Public Service Commission Findings & Order
    - 3. Signed copy of Steele County Haul Road Agreement to be given to Griggs County Commission
    - 4. Any further changes to turbines, access roads, collector lines or any other changes to current layout will require notice to the Zoning Administrator and further modifications to the Conditional Use Permit and/or Variance
    - 5. Building Permits will be issued contingent upon the findings of the Public Service Commission and payment of fees received.

DENIED:  
REASON(S): \_\_\_\_\_

SIGNED: *Robert Johnson* DATE: 7/14/09  
ROBERT JOHNSON, 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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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**

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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: 06/05/08

**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  
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.

**FOR USE BY ZONING ADMINISTRATOR ONLY**  
**MODIFICATIONS OR ADDITIONS TO CONDITIONAL USE PERMIT:**

- APPLICATION WITH INFORMATION RECEIVED: DATE: JUNE 15, 2009
- SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: JUNE 15, 2009
- FEE PAID: NA DATE: \_\_\_\_\_
- PLACE AND DATE OF GRIGGS COUNTY COMMISSION HEARING: GRIGGS COUNTY COURTROOM, GRIGGS COUNTY COURTHOUSE, JUNE 30, 2009, 2 P.M.
- DATE ADJACENT LAND OWNERS NOTIFIED: JUNE 15, 2009
- ORIGINAL 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.

SIGNED: Connie M. Mackenzie DATE: 6/26/2009  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/13/09  
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

**ACTION TAKEN BY GRIGGS COUNTY COMMISSION:**

- APPROVED:
  - ADDITIONAL CONDITIONS: (IF ANY)
    - 1. Abide by Griggs County Zoning Regulations – specifically 6.18
    - 2. Comply with Public Service Commission Findings & Order
    - 3. Signed copy of Steele County Haul Road Agreement to be given to Griggs County Commission
    - 4. Any further changes to turbines, access roads, collector lines or any other changes to current layout will require notice to the Zoning Administrator and further modifications to the Conditional Use Permit and/or Variance
    - 5. Building Permits will be issued contingent upon the findings of the Public Service Commission and payment of fees received.

DENIED:  
REASON(S): \_\_\_\_\_  
\_\_\_\_\_

SIGNED: Robert Johnson DATE: 7/14/09  
ROBERT JOHNSON, 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 at 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): 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

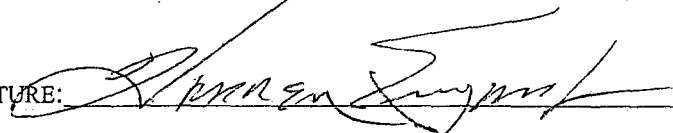
DESCRIBE ALL USES OF PROPERTY WITHIN ONE (1) MILE OF THE SUBJECT PROPERTY/PARCEL(S): AGRICULTURE

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:

- 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.

**FOR USE BY ZONING ADMINISTRATOR ONLY**  
**MODIFICATIONS OR ADDITIONS TO CONDITIONAL USE PERMIT:**

- APPLICATION WITH INFORMATION RECEIVED: DATE: JUNE 15, 2009
- SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: JUNE 15, 2009
- FEE PAID: NA DATE: \_\_\_\_\_
- PLACE AND DATE OF GRIGGS COUNTY COMMISSION HEARING: GRIGGS COUNTY COURTROOM,  
GRIGGS COUNTY COURTHOUSE, JUNE 30, 2009, 2 P.M.
- DATE ADJACENT LAND OWNERS NOTIFIED: JUNE 15, 2009
- ORIGINAL 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.

SIGNED: Connie M. Mackenzie DATE: 6/26/2009  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/13/09  
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

**ACTION TAKEN BY GRIGGS COUNTY COMMISSION:**

- APPROVED:
  - ADDITIONAL CONDITIONS: (IF ANY)
    - 1. Abide by Griggs County Zoning Regulations – specifically 6.18
    - 2. Comply with Public Service Commission Findings & Order
    - 3. Signed copy of Steele County Haul Road Agreement to be given to Griggs County Commission
    - 4. Any further changes to turbines, access roads, collector lines or any other changes to current layout will require notice to the Zoning Administrator and further modifications to the Conditional Use Permit and/or Variance
    - 5. Building Permits will be issued contingent upon the findings of the Public Service Commission and payment of fees received.

DENIED:  
REASON(S): \_\_\_\_\_  
\_\_\_\_\_

SIGNED: Robert Johnson DATE: 7/14/09  
ROBERT JOHNSON, 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

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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): 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

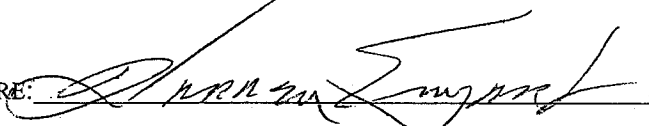
DESCRIBE ALL USES OF PROPERTY WITHIN ONE (1) MILE OF THE SUBJECT PROPERTY/PARCEL(S): AGRICULTURE

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: 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.

**FOR USE BY ZONING ADMINISTRATOR ONLY**  
**MODIFICATIONS OR ADDITIONS TO CONDITIONAL USE PERMIT:**

- APPLICATION WITH INFORMATION RECEIVED: DATE: JUNE 15, 2009
- SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: JUNE 15, 2009
- FEE PAID: NA DATE: \_\_\_\_\_
- PLACE AND DATE OF GRIGGS COUNTY COMMISSION HEARING: GRIGGS COUNTY COURTROOM, GRIGGS COUNTY COURTHOUSE, JUNE 30, 2009, 2 P.M.
- DATE ADJACENT LAND OWNERS NOTIFIED: JUNE 15, 2009
- ORIGINAL 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.

SIGNED: Connie M. Mackenzie DATE: 6/26/2009  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/13/09  
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

**ACTION TAKEN BY GRIGGS COUNTY COMMISSION:**

- APPROVED:
  - ADDITIONAL CONDITIONS: (IF ANY)
    - 1. Abide by Griggs County Zoning Regulations – specifically 6.18
    - 2. Comply with Public Service Commission Findings & Order
    - 3. Signed copy of Steele County Haul Road Agreement to be given to Griggs County Commission
    - 4. Any further changes to turbines, access roads, collector lines or any other changes to current layout will require notice to the Zoning Administrator and further modifications to the Conditional Use Permit and/or Variance
    - 5. Building Permits will be issued contingent upon the findings of the Public Service Commission and payment of fees received.

DENIED:  
REASON(S): \_\_\_\_\_  
\_\_\_\_\_

SIGNED: Robert Johnson DATE: 7/14/09  
ROBERT JOHNSON, 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): 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 SVENNINGSSEN, 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 7p.m.

ACTION TAKEN BY GRIGGS COUNTY PLANNING COMMISSION: 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.

**FOR USE BY ZONING ADMINISTRATOR ONLY**  
**MODIFICATIONS OR ADDITIONS TO CONDITIONAL USE PERMIT:**

- APPLICATION WITH INFORMATION RECEIVED: DATE: JUNE 15, 2009
- SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: JUNE 15, 2009
- FEE PAID: NA DATE: \_\_\_\_\_
- PLACE AND DATE OF GRIGGS COUNTY COMMISSION HEARING: GRIGGS COUNTY COURTROOM, GRIGGS COUNTY COURTHOUSE, JUNE 30, 2009, 2 P.M.
- DATE ADJACENT LAND OWNERS NOTIFIED: JUNE 15, 2009
- ORIGINAL 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.

SIGNED: *Connie M. Mackenzie* DATE: 6/26/2009  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: *Lyle Pfeifer* DATE: 7/13/09  
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

**ACTION TAKEN BY GRIGGS COUNTY COMMISSION:**

- APPROVED:
  - ADDITIONAL CONDITIONS: (IF ANY)
    - 1. Abide by Griggs County Zoning Regulations – specifically 6.18
    - 2. Comply with Public Service Commission Findings & Order
    - 3. Signed copy of Steele County Haul Road Agreement to be given to Griggs County Commission
    - 4. Any further changes to turbines, access roads, collector lines or any other changes to current layout will require notice to the Zoning Administrator and further modifications to the Conditional Use Permit and/or Variance
    - 5. Building Permits will be issued contingent upon the findings of the Public Service Commission and payment of fees received.

DENIED:  
REASON(S): \_\_\_\_\_  
\_\_\_\_\_

SIGNED: *Robert Johnson* DATE: 7/14/09  
ROBERT JOHNSON, 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

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Study Area

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T144N

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).

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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): 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

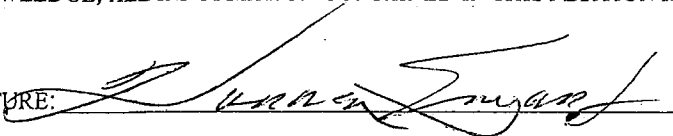
DESCRIBE ALL USES OF PROPERTY WITHIN ONE (1) MILE OF THE SUBJECT PROPERTY/PARCEL(S): AGRICULTURE

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.

ACTION TAKEN BY GRIGGS COUNTY PLANNING COMMISSION: 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.

**FOR USE BY ZONING ADMINISTRATOR ONLY**  
**MODIFICATIONS OR ADDITIONS TO CONDITIONAL USE PERMIT:**

- APPLICATION WITH INFORMATION RECEIVED: DATE: JUNE 15, 2009
- SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: JUNE 15, 2009
- FEE PAID: NA DATE: \_\_\_\_\_
- PLACE AND DATE OF GRIGGS COUNTY COMMISSION HEARING: GRIGGS COUNTY COURTROOM, GRIGGS COUNTY COURTHOUSE, JUNE 30, 2009, 2 P.M.
- DATE ADJACENT LAND OWNERS NOTIFIED: JUNE 15, 2009
- ORIGINAL 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.

SIGNED: *Connie M. Mackenzie* DATE: 6/26/2009  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: *Lyle Pfeifer* DATE: 7/13/09  
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

**ACTION TAKEN BY GRIGGS COUNTY COMMISSION:**

- APPROVED:
  - ADDITIONAL CONDITIONS: (IF ANY)
    - 1. Abide by Griggs County Zoning Regulations – specifically 6.18
    - 2. Comply with Public Service Commission Findings & Order
    - 3. Signed copy of Steele County Haul Road Agreement to be given to Griggs County Commission
    - 4. Any further changes to turbines, access roads, collector lines or any other changes to current layout will require notice to the Zoning Administrator and further modifications to the Conditional Use Permit and/or Variance
    - 5. Building Permits will be issued contingent upon the findings of the Public Service Commission and payment of fees received.

DENIED:  
REASON(S): \_\_\_\_\_  
\_\_\_\_\_

SIGNED: *Robert Johnson* DATE: 7/14/09  
ROBERT JOHNSON, 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.

*Propose Wind Farm Developn. at Area  
M-Power, LLC & National Wind, LLC  
Griggs County, North Dakota*

T145N

T144N

36

34

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31

Griggs County

Study Area

Griggs County

⊕ Clipper 96 Wind Turbines

⊕ Suzlon 88 Wind Turbines



R58W

R57W

# GRIGGS COUNTY PETITION FOR ZONING VARIANCE

A Variance is required when the dimensional standards differ from that required in the ordinance or in other circumstances. The Variance may be granted provided that the applicant/petitioner establishes proof of practical difficulty, undue hardship or other circumstances. The fee for filing the Petition for Zoning Variance 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 \$100.00 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: Jess Melin, Project Manager, NextEra Energy Resources, LLC

ADDRESS OF PETITIONER: 700 Universe Blvd. Juno Beach FL 33408

NAME AND ADDRESS OF PROPERTY OWNER (if different from above): Christine + Craig Letvin  
3797 Ruemmele Rd. Grand Forks ND 58201-5975

TELEPHONE #: 701-772-7446 CELL PHONE #: 701-740-3611 E-MAIL ADDRESS: N/A

STREET ADDRESS OF PROPERTY FOR WHICH VARIANCE IS BEING REQUESTED (if different from above address): \_\_\_\_\_

PROVIDE THE LEGAL DESCRIPTION AND THE ACREAGE OF THE PARCEL(S) TO BE AFFECTED BY THE VARIANCE (MAY ATTACH METES AND BOUNDS DESCRIPTION): S 1/2 NE 1/4 SEC 1-144-58; and Lots 1+2  
SEC 1-144-58 (AKA NE 1/4 SEC 1-144-58) Total 127 acrs. TOWNSHIP: Broadview

CURRENT ZONING OF THE PROPERTY: Agricultural

DESCRIBE THE NATURE OF THE REQUEST FOR A VARIANCE FROM THE DIMENSIONAL STANDARDS OR OTHER CIRCUMSTANCES (ZONING) PRESCRIBED BY THE GRIGGS COUNTY ZONING ORDINANCE:

Wind turbines will be approximately 400' in height. Access roads will remain permanently on agricultural land.

DESCRIBE THE HARDSHIP OR REASON THAT IS BASIS FOR THE REQUESTED VARIANCE:

Wind turbines are tall + access roads are permanent.

DESCRIBE ALL USES OF PROPERTY WITHIN ONE HUNDRED FIFTY (150) FEET INCLUDING PUBLIC RIGHT-OF-WAY OF THE SUBJECT PARCEL(S): Public Road

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: Jess Melin DATE: 6/9/09

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

(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

PETITION FOR ZONING VARIANCE:

- PETITION WITH INFORMATION RECEIVED: DATE: 6/12/2009
- SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 6/12/2009
- FEE PAID: \$100<sup>00</sup> DATE: 7/13/2009  
COURTROOM – GRIGGS COUNTY COURTHOUSE
- GRIGGS COUNTY COMMISSION HEARING: DATE: JUNE 30, 2009 AT 2:00 P.M.
- NOTICE IN GRIGGS COUNTY COURIER: DATE: JUNE 19 & 26, 2009
- DATE PROPERTY/LAND OWNERS NOTIFIED: 6/15/2009

SIGNED: Connie M. Mackenzie DATE: 6/24/2009  
 CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/13/09  
 LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

ACTION TAKEN BY GRIGGS COUNTY COMMISSION:

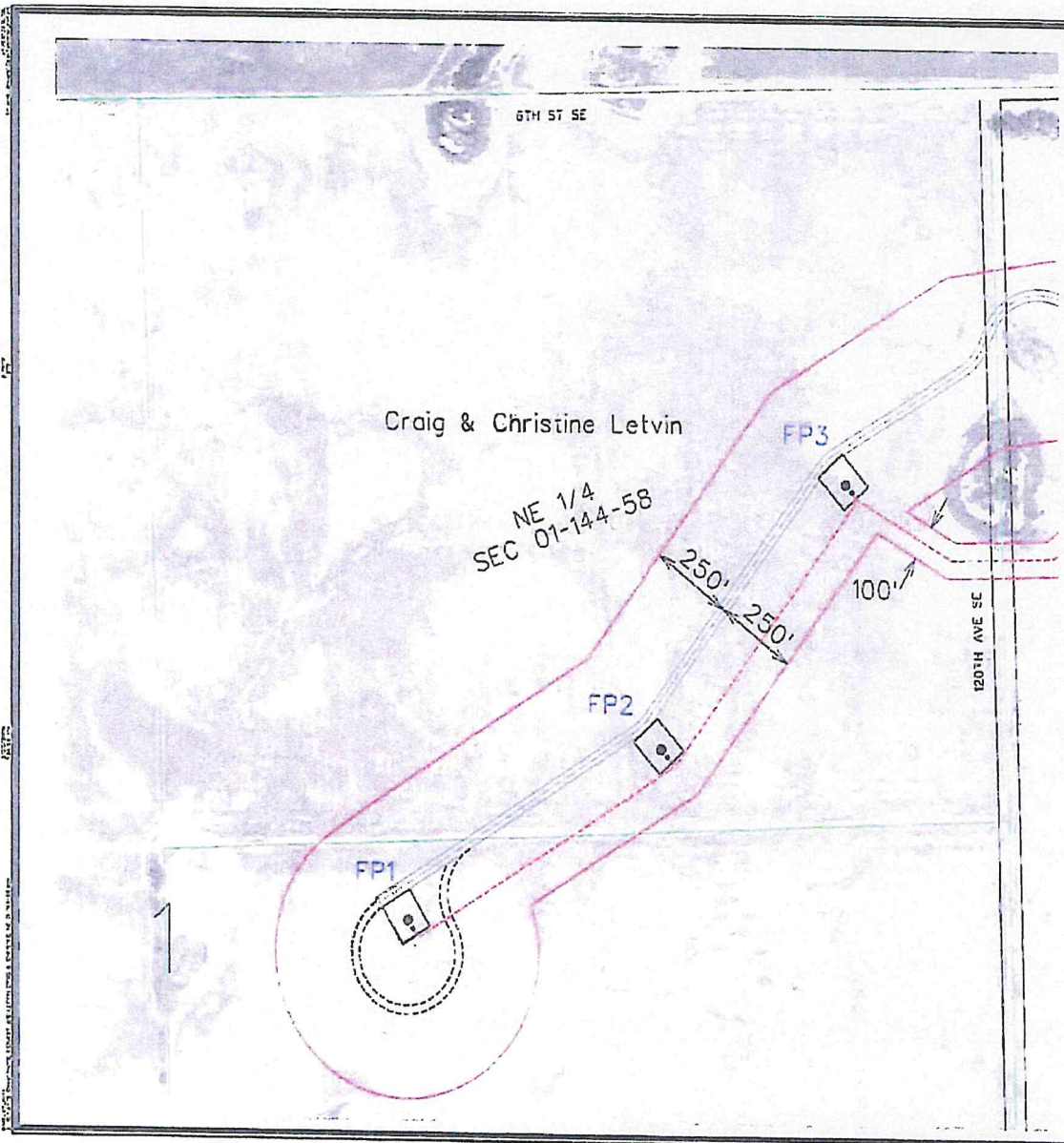
- APPROVED AS REQUESTED.
- APPROVED WITH THE FOLLOWING MODIFICATIONS:
  1. HEIGHT VARIANCE OF APPROXIMATELY 400 FT FOR GE 1.5 MEGAWATT WIND TURBINE PLUS BLADES.
  2. PERMANENT ACCESS ROADS AND WIND TURBINES PER PETITION SITE PLAN CONTINGENT UPON APPROVAL OF PUBLIC SERVICE COMMISSION FINDINGS OF FACT AND ORDER
  3. RECLASSIFICATION FROM AGRICULTURAL TO COMMERCIAL OF ACCESS ROADS AND TURBINE SITES PER EXHIBIT C OF MEMORANDUM OF EASEMENTS.
  4. PAYMENT OF PUBLICATION COSTS WITHIN 30 DAYS OF BILLING.

DENIED:

REASON(S): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

SIGNED: Robert Johnson DATE: 7/14/09  
 ROBERT JOHNSON, 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.

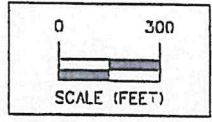


- LEGEND**
- TURBINE WITH NUMBER
  - ONE TO THREE CABLE UNDERGROUND COLLECTION LINE
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)
  - FOUR TO FIVE CABLE UNDERGROUND COLLECTION LINE
  - 100' PERMANENT EASEMENT (50' EACH SIDE OF CENTERLINE COLLECTION LINE)
  - 52' ROAD
  - ACCESS ROAD
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE ACCESS ROAD)
  - CONSTRUCTION EASEMENT
  - PROPERTY BOUNDARY
  - EXISTING ROAD RIGHT-OF-WAY

PROPERTY OWNER APPROVAL

DATE	SIGNATURE
DATE	SIGNATURE

**PRELIMINARY**



ISSUE DATE: 03-20-2009

NEXT ERA ENERGY - ASHTABULA WIND II, LLC	
EXHIBIT B - Letvin Craig & Christine NE 01-144-58	
SNYDER & ASSOCIATES	
CRIGGS & STEELE COUNTIES, NORTH DAKOTA	
10710775	
Sheet 1 of 1	

# GRIGGS COUNTY PETITION FOR ZONING VARIANCE

A Variance is required when the dimensional standards differ from that required in the ordinance or in other circumstances. The Variance may be granted provided that the applicant/petitioner establishes proof of practical difficulty, undue hardship or other circumstances. The fee for filing the Petition for Zoning Variance 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 \$100.00 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: Jess Melin, Project Manager, Next Era Energy Resources, LLC

ADDRESS OF PETITIONER: 700 Universe Blvd. Juno Beach FL 33408

NAME AND ADDRESS OF PROPERTY OWNER (if different from above): Clay Jr & Jessica L. Jacobsen  
11961 County RD 26, Lurverne ND 58056-9215

TELEPHONE #: 701-769-2335 CELL PHONE #: 701-789-0714 E-MAIL ADDRESS: NA

STREET ADDRESS OF PROPERTY FOR WHICH VARIANCE IS BEING REQUESTED (if different from above address): \_\_\_\_\_

PROVIDE THE LEGAL DESCRIPTION AND THE ACREAGE OF THE PARCEL(S) TO BE AFFECTED BY THE VARIANCE (MAY ATTACH METES AND BOUNDS DESCRIPTION): SE 1/4 SEC 1-144-58; and E 1/2 NW 1/4 SEC

12-144-58; and NE 1/4 SEC 12-144-58. Total Acreage: 240 acres TOWNSHIP: Broadview

CURRENT ZONING OF THE PROPERTY: Agricultural

DESCRIBE THE NATURE OF THE REQUEST FOR A VARIANCE FROM THE DIMENSIONAL STANDARDS OR OTHER CIRCUMSTANCES (ZONING) PRESCRIBED BY THE GRIGGS COUNTY ZONING ORDINANCE:

Wind turbines will be approximately 400' in height. Access roads  
will remain permanently an agricultural land.

DESCRIBE THE HARDSHIP OR REASON THAT IS BASIS FOR THE REQUESTED VARIANCE:

Wind turbines are tall & access roads are permanent.

DESCRIBE ALL USES OF PROPERTY, WITHIN ONE HUNDRED FIFTY (150) FEET INCLUDING PUBLIC RIGHT-OF-WAY OF THE SUBJECT PARCEL(S): Public Roads, Public Utilities

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: J. A. M.

DATE: 6/9/09

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

(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

PETITION FOR ZONING VARIANCE:

- PETITION WITH INFORMATION RECEIVED: DATE: 6/12/2009
- SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 6/12/2009
- FEE PAID: \$200<sup>00</sup> DATE: 7/13/2009  
COURTROOM – GRIGGS COUNTY COURTHOUSE
- GRIGGS COUNTY COMMISSION HEARING: DATE: JUNE 30, 2009 AT 2:00 P.M.
- NOTICE IN GRIGGS COUNTY COURIER: DATE: JUNE 19 & 26, 2009
- DATE PROPERTY/LAND OWNERS NOTIFIED: 6/15/2009

SIGNED: Connie M. MacKenzie DATE: 6/26/2009  
 CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/13/09  
 LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

ACTION TAKEN BY GRIGGS COUNTY COMMISSION:

APPROVED AS REQUESTED.

APPROVED WITH THE FOLLOWING MODIFICATIONS:

1. HEIGHT VARIANCE OF APPROXIMATELY 400 FT FOR GE 1.5 MEGAWATT WIND TURBINE PLUS BLADES.
2. PERMANENT ACCESS ROADS AND WIND TURBINES PER PETITION SITE PLAN CONTINGENT UPON APPROVAL OF PUBLIC SERVICE COMMISSION FINDINGS OF FACT AND ORDER
3. RECLASSIFICATION FROM AGRICULTURAL TO COMMERCIAL OF ACCESS ROADS AND TURBINE SITES PER EXHIBIT C OF MEMORANDUM OF EASEMENTS.
4. PAYMENT OF PUBLICATION COSTS WITHIN 30 DAYS OF BILLING.

DENIED:

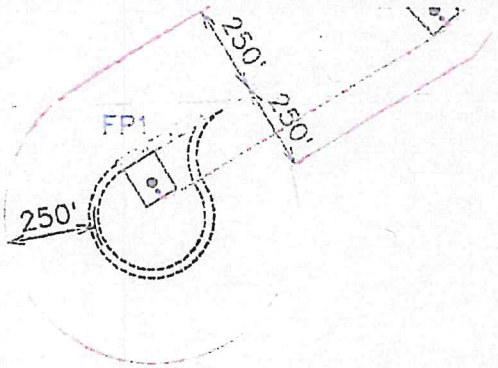
REASON(S): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

SIGNED: Robert Johnson DATE: 7/14/09  
 ROBERT JOHNSON, 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.

1



Clay Jacobsen

SE 1/4  
SEC 01-14.4-58

120TH AVE SE

FP11

100'

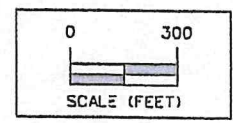
7TH ST SE

- LEGEND**
- 22 TURBINE WITH NUMBER
  - ONE TO THREE CABLE UNDERGROUND COLLECTION LINE
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)
  - FOUR TO FIVE CABLE UNDERGROUND COLLECTION LINE
  - 100' PERMANENT EASEMENT (50' EACH SIDE OF CENTERLINE COLLECTION LINE)
  - 32' ROAD ACCESS ROAD
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE ACCESS ROAD)
  - CONSTRUCTION EASEMENT
  - PROPERTY BOUNDARY
  - EXISTING ROAD RIGHT-OF-WAY

PROPERTY OWNER APPROVAL

OWNER _____	DATE _____
OWNER _____	DATE _____

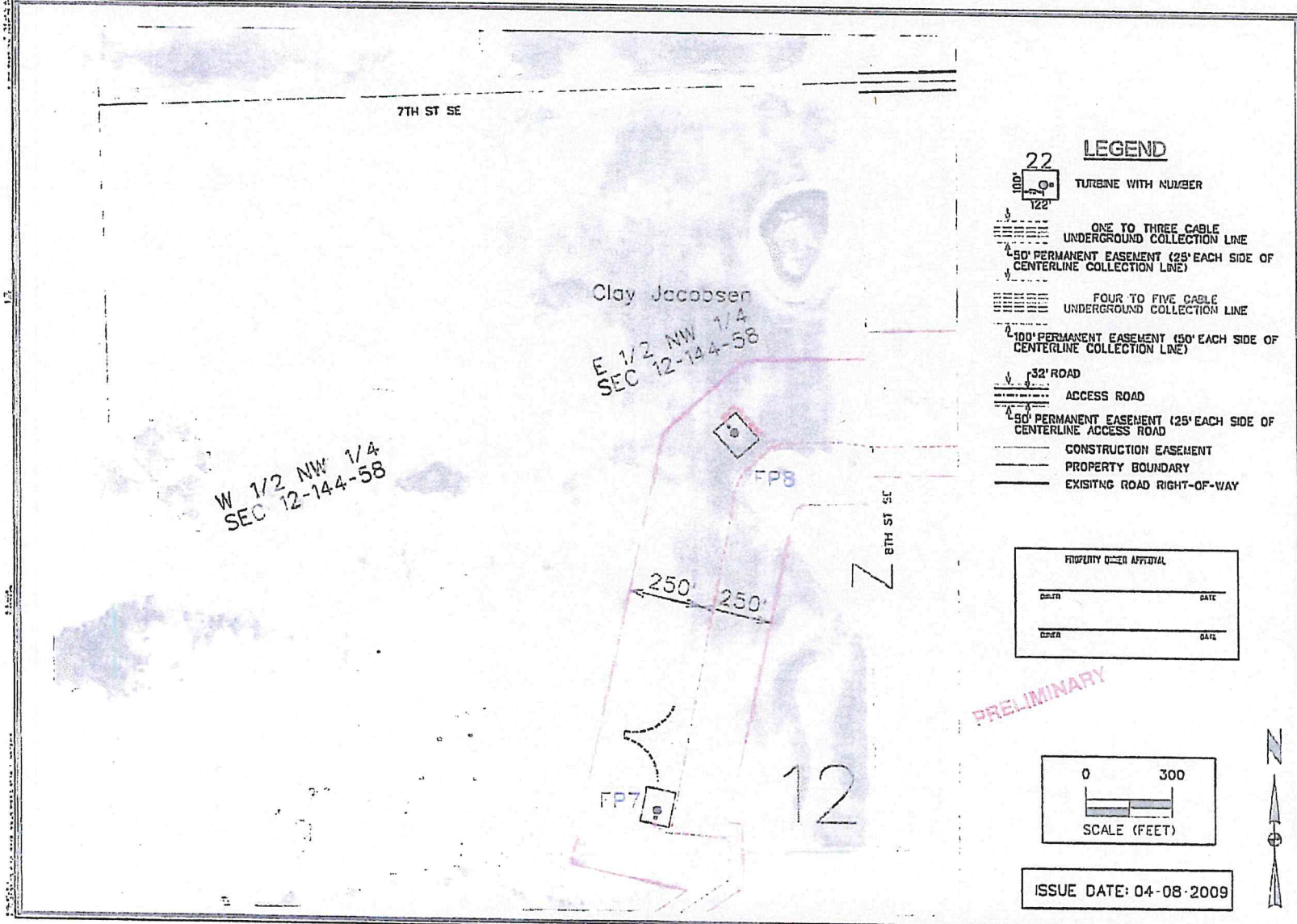
PRELIMINARY













ISSUE DATE: 03-18-2009



NEXT ERA ENERGY - ASHTABULA WIND II, LLC	
EXHIBIT B - Jacobsen Clay SE 01-14.4-58	
SNYDER & ASSOCIATES	
1370775	Sheet 1 of 1



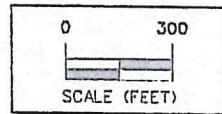
**LEGEND**

-  TURBINE WITH NUMBER
-  ONE TO THREE CABLE UNDERGROUND COLLECTION LINE
-  50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)
-  FOUR TO FIVE CABLE UNDERGROUND COLLECTION LINE
-  100' PERMANENT EASEMENT (50' EACH SIDE OF CENTERLINE COLLECTION LINE)
-  32' ROAD ACCESS ROAD
-  50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE ACCESS ROAD)
-  CONSTRUCTION EASEMENT
-  PROPERTY BOUNDARY
-  EXISTING ROAD RIGHT-OF-WAY

PROPERTY OWNER APPROVAL

DATE	DATE
DATE	DATE

PRELIMINARY



ISSUE DATE: 04-08-2009

NO.	DATE	BY	REVISION
1	04/08/09	ASHTABULA	ISSUE
2	04/08/09	ASHTABULA	ISSUE
3	04/08/09	ASHTABULA	ISSUE
4	04/08/09	ASHTABULA	ISSUE
5	04/08/09	ASHTABULA	ISSUE
6	04/08/09	ASHTABULA	ISSUE
7	04/08/09	ASHTABULA	ISSUE
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15	04/08/09	ASHTABULA	ISSUE
16	04/08/09	ASHTABULA	ISSUE
17	04/08/09	ASHTABULA	ISSUE
18	04/08/09	ASHTABULA	ISSUE
19	04/08/09	ASHTABULA	ISSUE
20	04/08/09	ASHTABULA	ISSUE
21	04/08/09	ASHTABULA	ISSUE
22	04/08/09	ASHTABULA	ISSUE

PROJECT: ASHTABULA WIND II, LLC  
 CLIENT: NEXT ERA ENERGY  
 DRAWN BY: ASHTABULA  
 CHECKED BY: ASHTABULA  
 DATE: 04/08/09

**SNYDER & ASSOCIATES**  
 ENGINEERS & ARCHITECTS  
 1370775  
 Sheet 1 of 1



**GRIGGS COUNTY  
PETITION FOR ZONING VARIANCE**

A Variance is required when the dimensional standards differ from that required in the ordinance or in other circumstances. The Variance may be granted provided that the applicant/petitioner establishes proof of practical difficulty, undue hardship or other circumstances. The fee for filing the Petition for Zoning Variance 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 \$100.00 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: Jess Melin, Project Manager, Next Era Energy Resources, LLC

ADDRESS OF PETITIONER: 700 Universe Blvd. Juno Beach FL 33408

NAME AND ADDRESS OF PROPERTY OWNER (if different from above): Dennis L Hargen  
761 111<sup>th</sup> Ave SE Hannaford, ND 58448-9462

TELEPHONE #: 701-769-2226 CELL PHONE #: 701-797-7269 E-MAIL ADDRESS: N/A

STREET ADDRESS OF PROPERTY FOR WHICH VARIANCE IS BEING REQUESTED (if different from above address): \_\_\_\_\_

PROVIDE THE LEGAL DESCRIPTION AND THE ACREAGE OF THE PARCEL(S) TO BE AFFECTED BY THE VARIANCE (MAY ATTACH METES AND BOUNDS DESCRIPTION): W 1/2 W 1/2 SEC 12-144-58, less tract of 32.73 acres  
Total: 95 acres TOWNSHIP: Brandview

CURRENT ZONING OF THE PROPERTY: Agricultural

DESCRIBE THE NATURE OF THE REQUEST FOR A VARIANCE FROM THE DIMENSIONAL STANDARDS OR OTHER CIRCUMSTANCES (ZONING) PRESCRIBED BY THE GRIGGS COUNTY ZONING ORDINANCE:

Wind turbines will be approximately 400' in height. Access roads  
will remain permanently an agricultural land.

DESCRIBE THE HARDSHIP OR REASON THAT IS BASIS FOR THE REQUESTED VARIANCE:

Wind turbines are tall & access roads are permanent.

DESCRIBE ALL USES OF PROPERTY WITHIN ONE HUNDRED FIFTY (150) FEET INCLUDING PUBLIC RIGHT-OF-WAY OF THE SUBJECT PARCEL(S): Public Utilities

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: J. Melin

DATE: 6/9/09

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

**(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

PETITION FOR ZONING VARIANCE:

- PETITION WITH INFORMATION RECEIVED: DATE: 6/12/2009
- SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 6/12/2009
- FEE PAID: \$100<sup>00</sup> DATE: 7/13/2009  
COURTROOM – GRIGGS COUNTY COURTHOUSE
- GRIGGS COUNTY COMMISSION HEARING: DATE: JUNE 30, 2009 AT 2:00 P.M.
- NOTICE IN GRIGGS COUNTY COURIER: DATE: JUNE 19 & 26, 2009
- DATE PROPERTY/LAND OWNERS NOTIFIED: 6/15/2009

SIGNED: Connie M. Mackenzie DATE: 6/26/2009  
 CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/13/09  
 LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

ACTION TAKEN BY GRIGGS COUNTY COMMISSION:

APPROVED AS REQUESTED.

APPROVED WITH THE FOLLOWING MODIFICATIONS:

1. HEIGHT VARIANCE OF APPROXIMATELY 400 FT FOR GE 1.5 MEGAWATT WIND TURBINE PLUS BLADES.
2. PERMANENT ACCESS ROADS AND WIND TURBINES PER PETITION SITE PLAN CONTINGENT UPON APPROVAL OF PUBLIC SERVICE COMMISSION FINDINGS OF FACT AND ORDER
3. RECLASSIFICATION FROM AGRICULTURAL TO COMMERCIAL OF ACCESS ROADS AND TURBINE SITES PER EXHIBIT C OF MEMORANDUM OF EASEMENTS.
4. PAYMENT OF PUBLICATION COSTS WITHIN 30 DAYS OF BILLING.

DENIED:

REASON(S): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

SIGNED: Robert Johnson DATE: 7/14/09  
 ROBERT JOHNSON, 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.



**GRIGGS COUNTY**  
**PETITION FOR ZONING VARIANCE**

A Variance is required when the dimensional standards differ from that required in the ordinance or in other circumstances. The Variance may be granted provided that the applicant/petitioner establishes proof of practical difficulty, undue hardship or other circumstances. The fee for filing the Petition for Zoning Variance 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 \$100.00 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: Jess Melin, Project Manager, Next Era Energy Resources, LLC

ADDRESS OF PETITIONER: 700 Universe Blvd. June Beach FL 33408

NAME AND ADDRESS OF PROPERTY OWNER (if different from above): Dale T. Pedersen, Jorgen C. Pedersen  
11970 11th St. SE Luverne, ND 58056-9211

TELEPHONE #: 701-769-2494 CELL PHONE #: 701-789-9902 E-MAIL ADDRESS: DTP@IETC.com

STREET ADDRESS OF PROPERTY FOR WHICH VARIANCE IS BEING REQUESTED (if different from above address): \_\_\_\_\_

PROVIDE THE LEGAL DESCRIPTION AND THE ACREAGE OF THE PARCEL(S) TO BE AFFECTED BY THE VARIANCE (MAY ATTACH METES AND BOUNDS DESCRIPTION): NW 1/4 SEC 13-144-58; and SE 1/4 SEC 25-144-58; and SW 1/4 SEC 25-144-58; and E 1/2 SW 1/4 SEC 12-144-58. TOWNSHIP: Broadview

CURRENT ZONING OF THE PROPERTY: Agricultural Total Acreage: 406 acres

DESCRIBE THE NATURE OF THE REQUEST FOR A VARIANCE FROM THE DIMENSIONAL STANDARDS OR OTHER CIRCUMSTANCES (ZONING) PRESCRIBED BY THE GRIGGS COUNTY ZONING ORDINANCE:

Wind turbines will be approximately 400' in height. Access roads will remain permanently an agricultural land.

DESCRIBE THE HARDSHIP OR REASON THAT IS BASIS FOR THE REQUESTED VARIANCE:

Wind turbines are tall & access roads are permanent.

DESCRIBE ALL USES OF PROPERTY WITHIN ONE HUNDRED FIFTY (150) FEET INCLUDING PUBLIC RIGHT-OF-WAY OF THE SUBJECT PARCEL(S): Public Roads, Public Utilities, Railroad

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: [Signature]

DATE: 6/9/09

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

**(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

PETITION FOR ZONING VARIANCE:

- PETITION WITH INFORMATION RECEIVED: DATE: 6/12/2009
- SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 6/12/2009
- FEE PAID: \$400<sup>00</sup> DATE: 7/13/2009  
COURTROOM – GRIGGS COUNTY COURTHOUSE
- GRIGGS COUNTY COMMISSION HEARING: DATE: JUNE 30, 2009 AT 2:00 P.M.
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- DATE PROPERTY/LAND OWNERS NOTIFIED: 6/15/2009

SIGNED: Connie M. Mackenzie DATE: 6/26/2009  
 CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/13/09  
 LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

ACTION TAKEN BY GRIGGS COUNTY COMMISSION:

APPROVED AS REQUESTED.

APPROVED WITH THE FOLLOWING MODIFICATIONS:

1. HEIGHT VARIANCE OF APPROXIMATELY 400 FT FOR GE 1.5 MEGAWATT WIND TURBINE PLUS BLADES.
2. PERMANENT ACCESS ROADS AND WIND TURBINES PER PETITION SITE PLAN CONTINGENT UPON APPROVAL OF PUBLIC SERVICE COMMISSION FINDINGS OF FACT AND ORDER
3. RECLASSIFICATION FROM AGRICULTURAL TO COMMERCIAL OF ACCESS ROADS AND TURBINE SITES PER EXHIBIT C OF MEMORANDUM OF EASEMENTS.
4. PAYMENT OF PUBLICATION COSTS WITHIN 30 DAYS OF BILLING.

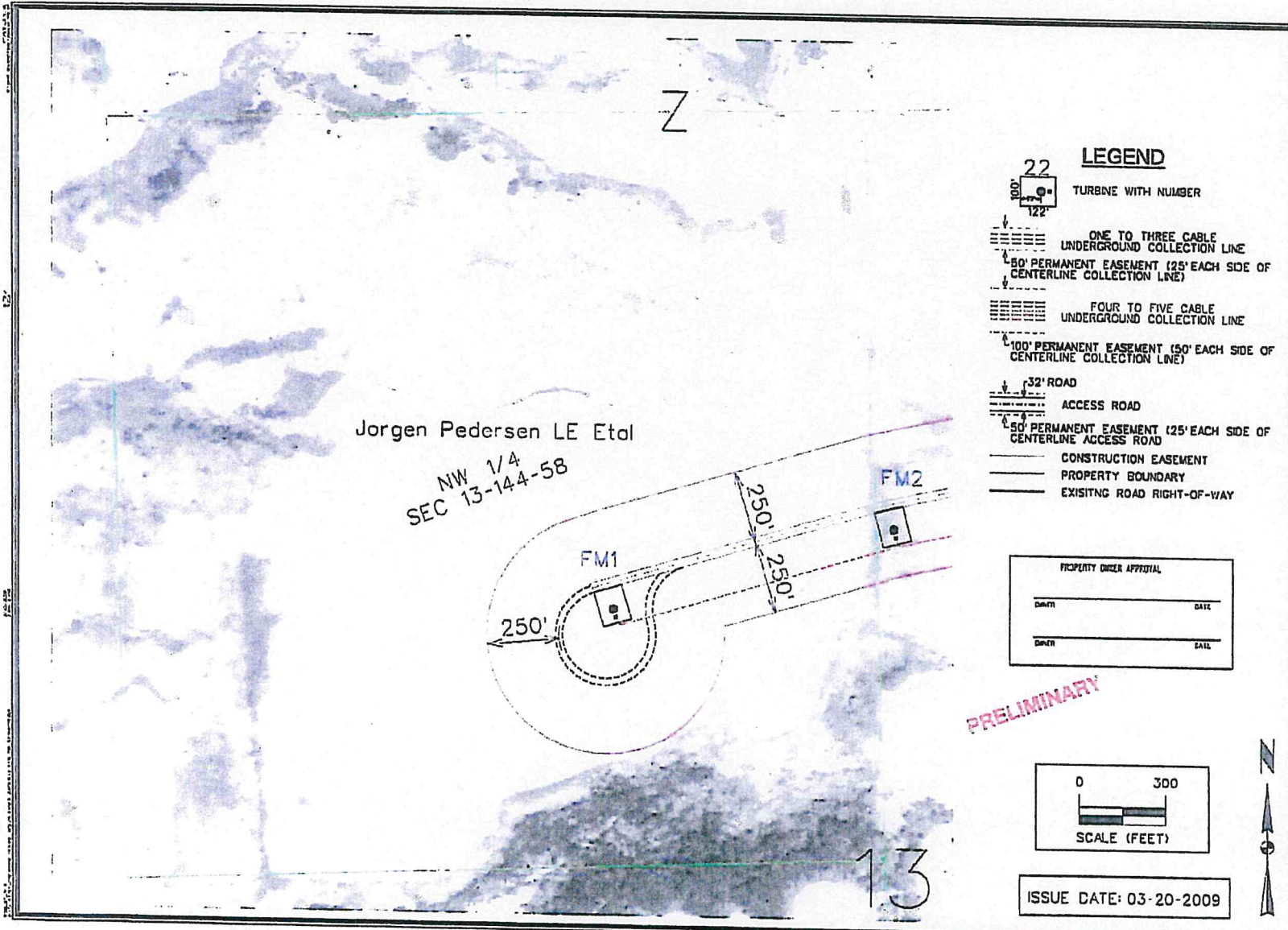
DENIED:

REASON(S): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

SIGNED: Robert Johnson DATE: 7/14/09  
 ROBERT JOHNSON, GRIGGS COUNTY COMMISSION CHAIRMAN

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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.



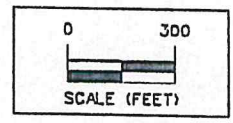
**LEGEND**

- TURBINE WITH NUMBER
- ONE TO THREE CABLE UNDERGROUND COLLECTION LINE
- 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)
- FOUR TO FIVE CABLE UNDERGROUND COLLECTION LINE
- 100' PERMANENT EASEMENT (50' EACH SIDE OF CENTERLINE COLLECTION LINE)
- 32' ROAD
- ACCESS ROAD
- 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE ACCESS ROAD)
- CONSTRUCTION EASEMENT
- PROPERTY BOUNDARY
- EXISTING ROAD RIGHT-OF-WAY

PROPERTY OWNER APPROVAL

DATE	DATE
DATE	DATE

PRELIMINARY



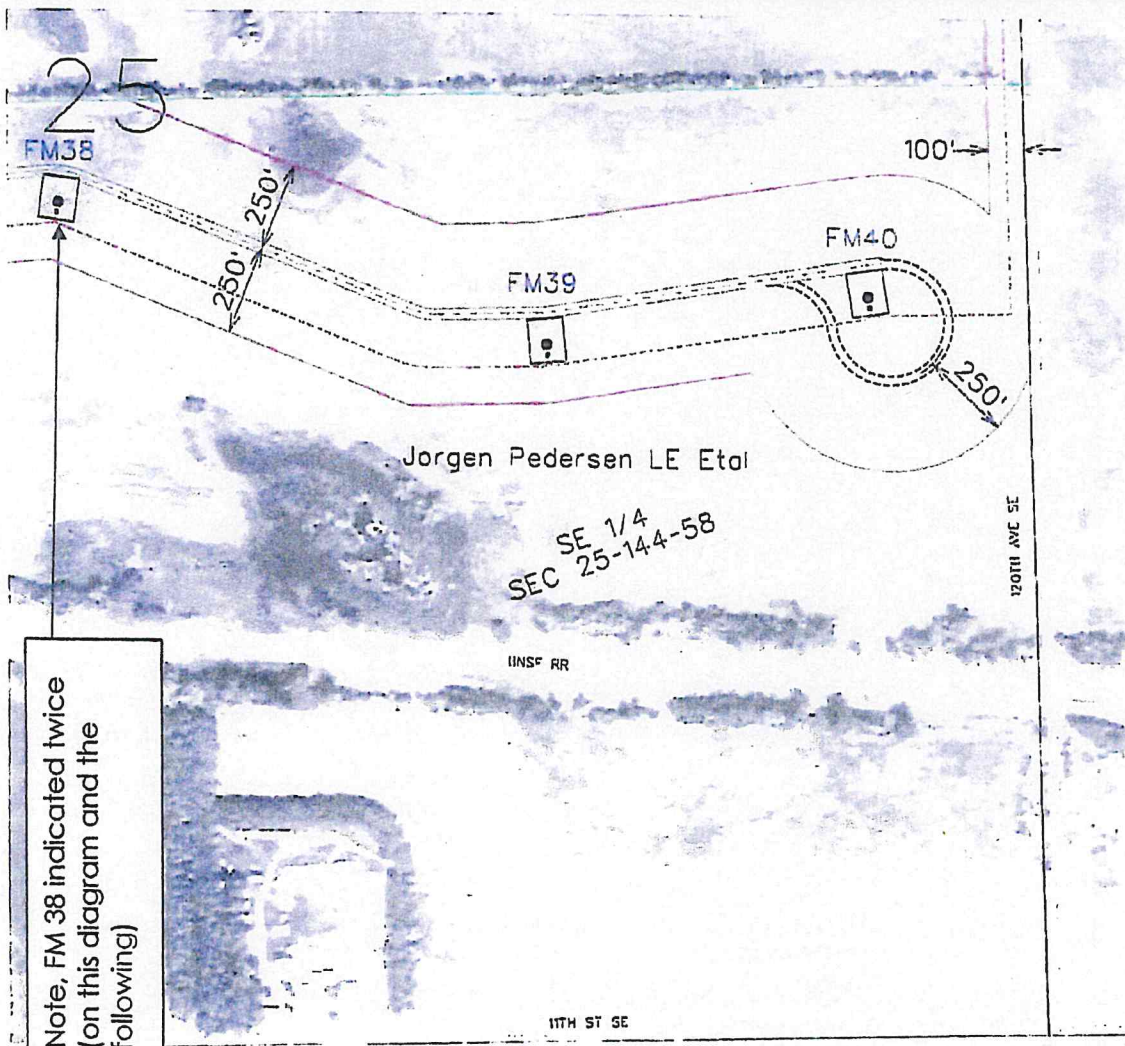
ISSUE DATE: 03-20-2009

PROJECT	ASHTABULA WIND II
OWNER	NEXTERA ENERGY
DESIGNER	SNYDER & ASSOCIATES
DATE	03/20/09
SCALE	AS SHOWN
SHEET	1 OF 1

**NEXTERA ENERGY - ASHTABULA WIND II, LLC**  
 EXHIBIT B - Pedersen Jorgen LE Etal NW 13-144-58 OTTUMBA & STEELE COUNTIES, NORTH DAKOTA  
**SNYDER & ASSOCIATES** | CONSULTING ENGINEERS & ARCHITECTS  
 1303 13th St SW, Fargo ND 58103

1370775  
 Sheet 1 of 1

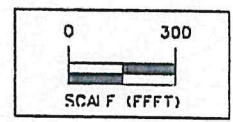
Note, FM 38 indicated twice  
(on this diagram and the  
following)



- ### LEGEND
- TURBINE WITH NUMBER
  - ONE TO THREE CABLE UNDERGROUND COLLECTION LINE
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)
  - FOUR TO FIVE CABLE UNDERGROUND COLLECTION LINE
  - 100' PERMANENT EASEMENT (50' EACH SIDE OF CENTERLINE COLLECTION LINE)
  - 32' ROAD ACCESS ROAD
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE ACCESS ROAD)
  - CONSTRUCTION EASEMENT
  - PROPERTY BOUNDARY
  - EXISTING ROAD RIGHT-OF-WAY

PROPERTY OWNER APPROVAL	
OWNER	DATE
OWNER	DATE

**PRELIMINARY**



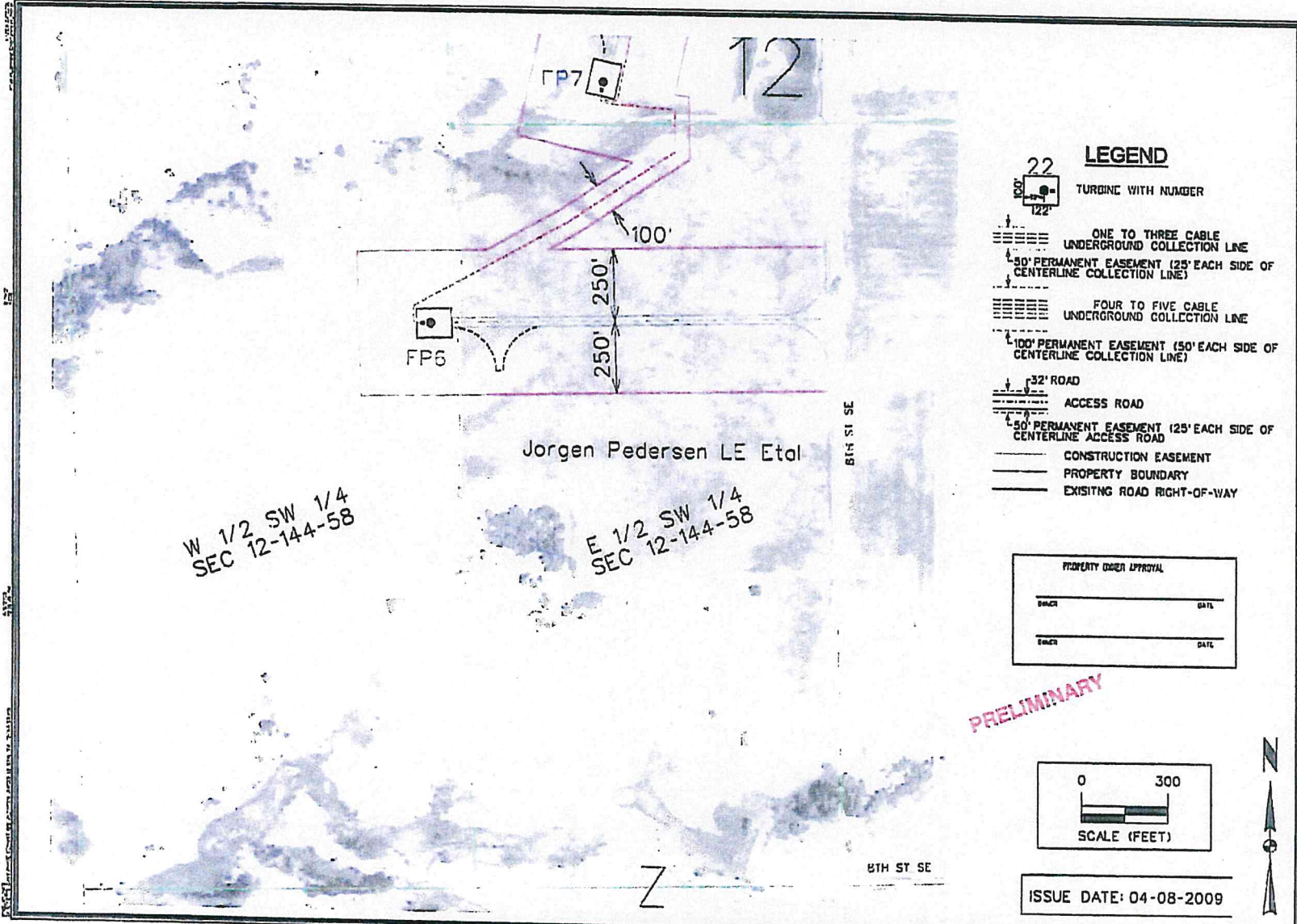
ISSUE DATE: 03-20-2009

PROJECT NO.	1070772	DATE	03-20-2009
CLIENT	NEXTERA ENERGY - ASHTABULA WIND II, LLC	PROJECT	ASHTABULA WIND II, LLC
DESIGNED BY	GEORGE & STEELE CONSULTING, NORTH DAKOTA	DRAWN BY	
CHECKED BY		DATE	
APPROVED BY		DATE	
DATE		DATE	
PROJECT NO.	1070772	SHEET NO.	1 of 1












**NEXTERA ENERGY - ASHTABULA WIND II, LLC**  
**EXHIBIT B - Pedersen Jorgen LE Etal SE 25-144-58**  
**SNYDER & ASSOCIATES**  
 GEORGE & STEELE CONSULTING, NORTH DAKOTA  
 1100 13TH ST SW  
 FARGO, ND 58103  
 (701) 785-1111  
 www.georgeandsteele.com

1070772  
 Sheet 1 of 1



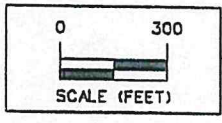


**LEGEND**

-  TURBINE WITH NUMBER
-  ONE TO THREE CABLE UNDERGROUND COLLECTION LINE
-  50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)
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-  PROPERTY BOUNDARY
-  EXISTING ROAD RIGHT-OF-WAY

PROPERTY OWNER APPROVAL	
_____ SIGNATURE	_____ DATE
_____ SIGNATURE	_____ DATE

**PRELIMINARY**



ISSUE DATE: 04-08-2009

1	12-144-58	12-144-58	12-144-58
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**NEXT ERA ENERGY - ASHTABULA WIND II, LLC**  
 EXHIBIT B - Pedersen Jorgensen LE Etal SW 12-144-58  
**SNYDER & ASSOCIATES**



070775  
 Sheet 1 of 1

**GRIGGS COUNTY  
PETITION FOR ZONING VARIANCE**

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NAME OF PETITIONER: Jess Melin, Project Manager, Next Era Energy Resources, LLC

ADDRESS OF PETITIONER: 700 Universe Blvd. Juno Beach FL 33408

NAME AND ADDRESS OF PROPERTY OWNER (if different from above): Alan & Barbara Jacobsen  
12123 9<sup>th</sup> St SE Luverne, ND 58056-9203

TELEPHONE #: 701-769-2130 CELL PHONE #: 701-840-1545 E-MAIL ADDRESS: N/A

STREET ADDRESS OF PROPERTY FOR WHICH VARIANCE IS BEING REQUESTED (if different from above address): 12123 9<sup>th</sup> St. SE Luverne ND 58056-9203

PROVIDE THE LEGAL DESCRIPTION AND THE ACREAGE OF THE PARCEL(S) TO BE AFFECTED BY THE VARIANCE (MAY ATTACH METES AND BOUNDS DESCRIPTION): SE 1/4 SEC 13-144-58; and NE 1/4 SEC 13-144-58  
Total Acreage: 320 TOWNSHIP: Brandview

CURRENT ZONING OF THE PROPERTY: Agricultural

DESCRIBE THE NATURE OF THE REQUEST FOR A VARIANCE FROM THE DIMENSIONAL STANDARDS OR OTHER CIRCUMSTANCES (ZONING) PRESCRIBED BY THE GRIGGS COUNTY ZONING ORDINANCE: Wind turbines will be approximately 400' in height. Access roads will remain permanently on agricultural land.

DESCRIBE THE HARDSHIP OR REASON THAT IS BASIS FOR THE REQUESTED VARIANCE: Wind turbines are tall & access roads are permanent.

DESCRIBE ALL USES OF PROPERTY WITHIN ONE HUNDRED FIFTY (150) FEET INCLUDING PUBLIC RIGHT-OF-WAY OF THE SUBJECT PARCEL(S): Public Roads and Public Utilities

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: J. Melin

DATE: 6/9/09

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

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- DATE PROPERTY/LAND OWNERS NOTIFIED: 6/15/2009

SIGNED: Connie M. Mackenzie DATE: 6/24/2009  
 CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/13/09  
 LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

ACTION TAKEN BY GRIGGS COUNTY COMMISSION:

- APPROVED AS REQUESTED.
- APPROVED WITH THE FOLLOWING MODIFICATIONS:
  1. HEIGHT VARIANCE OF APPROXIMATELY 400 FT FOR GE 1.5 MEGAWATT WIND TURBINE PLUS BLADES.
  2. PERMANENT ACCESS ROADS AND WIND TURBINES PER PETITION SITE PLAN CONTINGENT UPON APPROVAL OF PUBLIC SERVICE COMMISSION FINDINGS OF FACT AND ORDER
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  4. PAYMENT OF PUBLICATION COSTS WITHIN 30 DAYS OF BILLING.

DENIED:

REASON(S): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
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SIGNED: Robert Johnson DATE: 7/14/09  
 ROBERT JOHNSON, GRIGGS COUNTY COMMISSION CHAIRMAN

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13

Allan & Barbara Jacobsen












SE 1/4  
SEC 13-144-58

120TH AVE SE

250'  
250'  
FM9  
FM10

100'

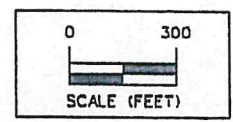
**LEGEND**

-  22 TURBINE WITH NUMBER
-  ONE TO THREE CABLE UNDERGROUND COLLECTION LINE
-  50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)
-  FOUR TO FIVE CABLE UNDERGROUND COLLECTION LINE
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-  PROPERTY BOUNDARY
-  EXISTING ROAD RIGHT-OF-WAY

PROPERTY OWNER APPROVAL

OWNER	DATE
OWNER	DATE

PRELIMINARY



ISSUE DATE: 03-18-2009

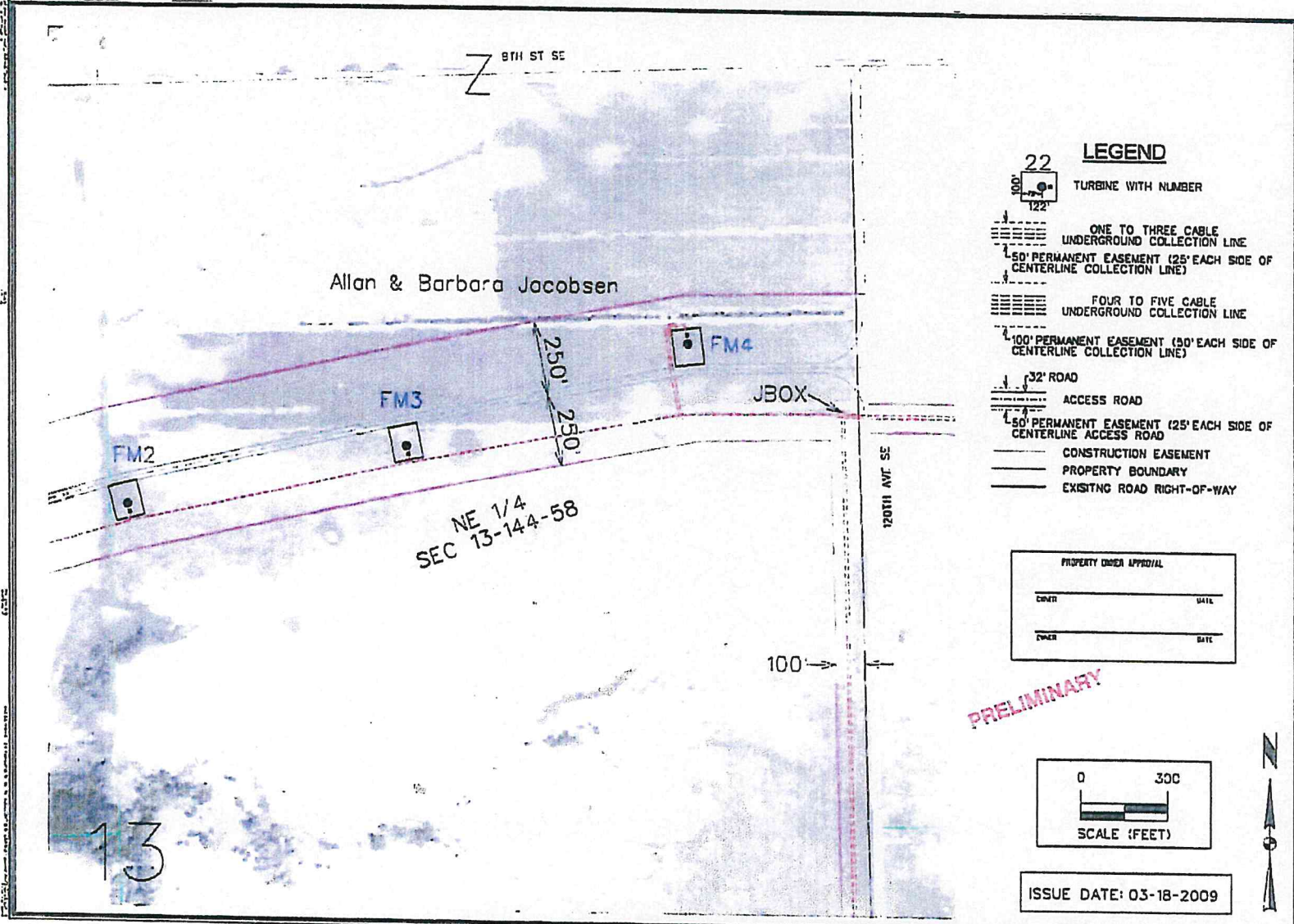
NO.	REV.	DATE	BY	CHKD.

**NEXT ERA ENERGY - ASHTABULA WIND II, LLC**

EXHIBIT B - Jacobsen Allan & Barbara SE 13-144-50    GRIGGS & STEELE COUNTY, NORTH DAKOTA

**SNYDER & ASSOCIATES**    ENGINEERS & ARCHITECTS

1370775    Sheet 1 of 1

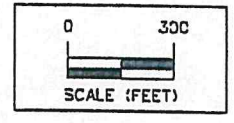


- LEGEND**
- TURBINE WITH NUMBER
  - ONE TO THREE CABLE UNDERGROUND COLLECTION LINE
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)
  - FOUR TO FIVE CABLE UNDERGROUND COLLECTION LINE
  - 100' PERMANENT EASEMENT (50' EACH SIDE OF CENTERLINE COLLECTION LINE)
  - 32' ROAD ACCESS ROAD
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE ACCESS ROAD)
  - CONSTRUCTION EASEMENT
  - PROPERTY BOUNDARY
  - EXISTING ROAD RIGHT-OF-WAY

PROPERTY OWNER APPROVAL

OWNER	DATE
OWNER	DATE

**PRELIMINARY**



ISSUE DATE: 03-18-2009

Project No.	1070775	Scale	AS SHOWN	Sheet	1 of 1
Client	Next Era Energy - Ashtabula Wind II, LLC	Drawn By	George & Etele	Checked By	
Project Name	ASHTABULA WIND II, LLC	Design No.	1070775	Revision	
Project Location	NE 1/4 SEC 13-144-58	Project Manager		Project Engineer	
Project Description	WIND TURBINE INSTALLATION	Project Designer		Project Checker	
Project Status	PRELIMINARY	Project Date	03-18-2009	Project Location	

**NEXT ERA ENERGY - ASHTABULA WIND II, LLC**

EXHIBIT B - Jacobsen Allan & Barbara NE 13-144-58

**SNYDER & ASSOCIATES**

REGISTERED PROFESSIONAL ENGINEERS  
1070775

**GRIGGS COUNTY  
PETITION FOR ZONING VARIANCE**

A Variance is required when the dimensional standards differ from that required in the ordinance or in other circumstances. The Variance may be granted provided that the applicant/petitioner establishes proof of practical difficulty, undue hardship or other circumstances. The fee for filing the Petition for Zoning Variance 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 \$100.00 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: Jess Melin, Project Manager, Next Era Energy Resources, LLC

ADDRESS OF PETITIONER: 700 Universe Blvd. Juno Beach FL 33408

NAME AND ADDRESS OF PROPERTY OWNER (if different from above): Ira Fuglestad  
11871 9th St. SE, Luverne, ND 58056-9210

TELEPHONE #: 701-769-2355 CELL PHONE #: NA E-MAIL ADDRESS: N/A

STREET ADDRESS OF PROPERTY FOR WHICH VARIANCE IS BEING REQUESTED (if different from above address): \_\_\_\_\_

PROVIDE THE LEGAL DESCRIPTION AND THE ACREAGE OF THE PARCEL(S) TO BE AFFECTED BY THE VARIANCE (MAY ATTACH METES AND BOUNDS DESCRIPTION): NW 1/4 SEC 24-144-58; and SW 1/4 SEC 13-144-58  
Total Acreage: 320 acres TOWNSHIP: Broadview

CURRENT ZONING OF THE PROPERTY: Agricultural

DESCRIBE THE NATURE OF THE REQUEST FOR A VARIANCE FROM THE DIMENSIONAL STANDARDS OR OTHER CIRCUMSTANCES (ZONING) PRESCRIBED BY THE GRIGGS COUNTY ZONING ORDINANCE:  
wind turbines will be approximately 400' in height. Access roads  
will remain permanently an agricultural land.

DESCRIBE THE HARDSHIP OR REASON THAT IS BASIS FOR THE REQUESTED VARIANCE:  
wind turbines are tall & access roads are permanent.

DESCRIBE ALL USES OF PROPERTY WITHIN ONE HUNDRED FIFTY (150) FEET INCLUDING PUBLIC RIGHT-OF-WAY OF THE SUBJECT PARCEL(S): Public Roads, Public Utilities

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: [Signature] DATE: 6/9/09

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

**(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

PETITION FOR ZONING VARIANCE:

PETITION WITH INFORMATION RECEIVED: DATE: 6/12/2009

SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 6/12/2009

FEE PAID: \$200<sup>00</sup> DATE: 7/13/2009

COURTROOM – GRIGGS COUNTY COURTHOUSE

GRIGGS COUNTY COMMISSION HEARING: DATE: JUNE 30, 2009 AT 2:00 P.M.

NOTICE IN GRIGGS COUNTY COURIER: DATE: JUNE 19 & 26, 2009

DATE PROPERTY/LAND OWNERS NOTIFIED: 6/15/2009

SIGNED: Connie M. Mackenzie DATE: 6/26/2009  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/13/09  
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

ACTION TAKEN BY GRIGGS COUNTY COMMISSION:

APPROVED AS REQUESTED.

APPROVED WITH THE FOLLOWING MODIFICATIONS:

1. HEIGHT VARIANCE OF APPROXIMATELY 400 FT FOR GE 1.5 MEGAWATT WIND TURBINE PLUS BLADES.
2. PERMANENT ACCESS ROADS AND WIND TURBINES PER PETITION SITE PLAN CONTINGENT UPON APPROVAL OF PUBLIC SERVICE COMMISSION FINDINGS OF FACT AND ORDER
3. RECLASSIFICATION FROM AGRICULTURAL TO COMMERCIAL OF ACCESS ROADS AND TURBINE SITES PER EXHIBIT C OF MEMORANDUM OF EASEMENTS.
4. PAYMENT OF PUBLICATION COSTS WITHIN 30 DAYS OF BILLING.

DENIED:

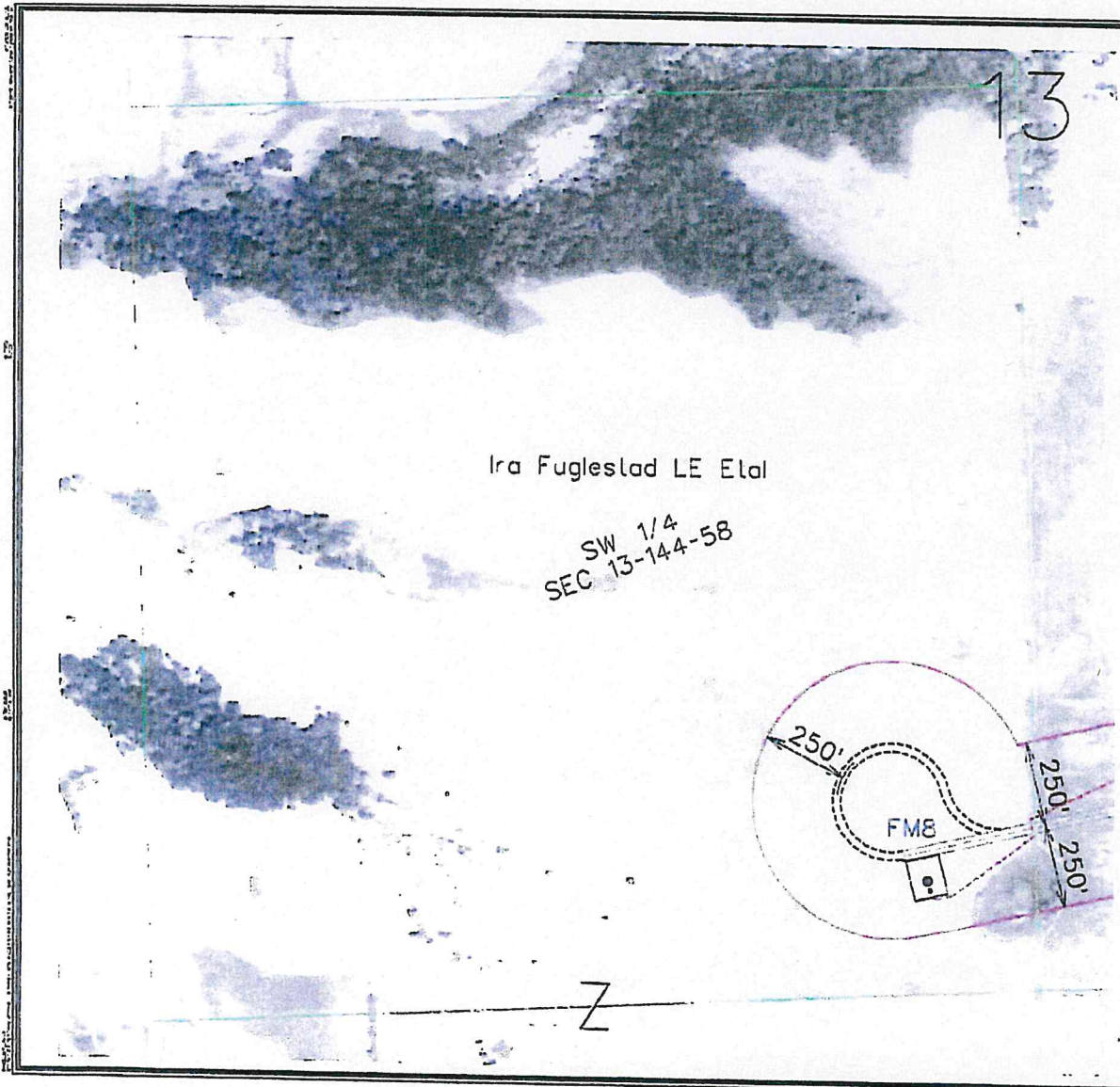
REASON(S): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

SIGNED: Robert Johnson DATE: 7/14/09  
ROBERT JOHNSON, 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.





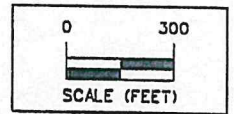
13

**LEGEND**

- 
 TURBINE WITH NUMBER
- 
 ONE TO THREE CABLE UNDERGROUND COLLECTION LINE  
 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)
- 
 FOUR TO FIVE CABLE UNDERGROUND COLLECTION LINE  
 100' PERMANENT EASEMENT (50' EACH SIDE OF CENTERLINE COLLECTION LINE)
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 32' ROAD
- 
 ACCESS ROAD  
 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE ACCESS ROAD)
- 
 CONSTRUCTION EASEMENT
- 
 PROPERTY BOUNDARY
- 
 EXISTING ROAD RIGHT-OF-WAY

PROPERTY OWNER APPROVAL	
OWNER _____	DATE _____
OWNER _____	DATE _____


PRELIMINARY



ISSUE DATE: 03-18-2009

Project No.	1270775	Sheet	1 of 1
Revision		Date	
Drawn by	UGS	Issue	11-20
Checked by	UGS	Issue	11-20
Author	02/09	Issue	11-20
Project	070775	Issue	11-20
Project	070775	Issue	11-20

**NEXT ERA ENERGY - ASHTABULA WIND II, LLC**  
 EXHIBIT B - Fugleslad Ira LE Etal SW 13-144-58 GRIGGS & STEELE COUNTY, NORTH DAKOTA  
**SNYDER & ASSOCIATES**  
 1010 S. 10TH AVE. SUITE 100  
 BISMARCK, ND 58102  
 TEL: 701.223.1111 FAX: 701.223.1112



1270775  
Sheet 1 of 1

**GRIGGS COUNTY  
PETITION FOR ZONING VARIANCE**

A Variance is required when the dimensional standards differ from that required in the ordinance or in other circumstances. The Variance may be granted provided that the applicant/petitioner establishes proof of practical difficulty, undue hardship or other circumstances. The fee for filing the Petition for Zoning Variance 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 \$100.00 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: Jess Melin, Project Manager, NextEra Energy Resources, LLC

ADDRESS OF PETITIONER: 700 Universe Blvd. Juno Beach FL 33408

NAME AND ADDRESS OF PROPERTY OWNER (if different from above): Mark G. & Jody J. Svenningsen  
1421 122nd Ave. SE Luverne ND 58056-9604

TELEPHONE #: 701-945-2733 CELL PHONE #: N/A E-MAIL ADDRESS: N/A

STREET ADDRESS OF PROPERTY FOR WHICH VARIANCE IS BEING REQUESTED (if different from above address):  
12160 14th St. SE Luverne, ND 58056-9631

PROVIDE THE LEGAL DESCRIPTION AND THE ACREAGE OF THE PARCEL(S) TO BE AFFECTED BY THE VARIANCE (MAY ATTACH METES AND BOUNDS DESCRIPTION): NE 1/4 SEC 24-144-58

For Acreage: 160 acres TOWNSHIP: Brandview

CURRENT ZONING OF THE PROPERTY: Agricultural

DESCRIBE THE NATURE OF THE REQUEST FOR A VARIANCE FROM THE DIMENSIONAL STANDARDS OR OTHER CIRCUMSTANCES (ZONING) PRESCRIBED BY THE GRIGGS COUNTY ZONING ORDINANCE:

Wind turbines will be approximately 400' in height. Access roads will remain permanently on agricultural land.

DESCRIBE THE HARDSHIP OR REASON THAT IS BASIS FOR THE REQUESTED VARIANCE:

Wind turbines are tall & access roads are permanent.

DESCRIBE ALL USES OF PROPERTY WITHIN ONE HUNDRED FIFTY (150) FEET INCLUDING PUBLIC RIGHT-OF-WAY OF THE SUBJECT PARCEL(S): Public Road, Public Utilities

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: J. Melin DATE: 6/9/09

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

(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

PETITION FOR ZONING VARIANCE:

- PETITION WITH INFORMATION RECEIVED: DATE: 6/12/2009
- SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 6/12/2009
- FEE PAID: \$100<sup>00</sup> DATE: 7/13/2009  
COURTROOM - GRIGGS COUNTY COURTHOUSE
- GRIGGS COUNTY COMMISSION HEARING: DATE: JUNE 30, 2009 AT 2:00 P.M.
- NOTICE IN GRIGGS COUNTY COURIER: DATE: JUNE 19 & 26, 2009
- DATE PROPERTY/LAND OWNERS NOTIFIED: 6/15/2009

SIGNED: Connie M. Mackenzie DATE: 6/24/2009  
 CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/13/09  
 LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

ACTION TAKEN BY GRIGGS COUNTY COMMISSION:

APPROVED AS REQUESTED.

APPROVED WITH THE FOLLOWING MODIFICATIONS:

1. HEIGHT VARIANCE OF APPROXIMATELY 400 FT FOR GE 1.5 MEGAWATT WIND TURBINE PLUS BLADES.
2. PERMANENT ACCESS ROADS AND WIND TURBINES PER PETITION SITE PLAN CONTINGENT UPON APPROVAL OF PUBLIC SERVICE COMMISSION FINDINGS OF FACT AND ORDER
3. RECLASSIFICATION FROM AGRICULTURAL TO COMMERCIAL OF ACCESS ROADS AND TURBINE SITES PER EXHIBIT C OF MEMORANDUM OF EASEMENTS.
4. PAYMENT OF PUBLICATION COSTS WITHIN 30 DAYS OF BILLING.

DENIED:

REASON(S): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

SIGNED: Robert Johnson DATE: 7/14/09  
 ROBERT JOHNSON, 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.



# GRIGGS COUNTY

## PETITION FOR ZONING VARIANCE

A Variance is required when the dimensional standards differ from that required in the ordinance or in other circumstances. The Variance may be granted provided that the applicant/petitioner establishes proof of practical difficulty, undue hardship or other circumstances. The fee for filing the Petition for Zoning Variance 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 \$100.00 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: Jess Melin, Project Manager, Next Era Energy Resources, LLC

ADDRESS OF PETITIONER: 700 Universe Blvd. Juno Beach FL 33408

NAME AND ADDRESS OF PROPERTY OWNER (if different from above): Ronald L. & Karen M. Arneson  
3109 9th Street North, Fargo, ND 58102-1341

TELEPHONE #: 701-293-7772 CELL PHONE #: N/A E-MAIL ADDRESS: N/A

STREET ADDRESS OF PROPERTY FOR WHICH VARIANCE IS BEING REQUESTED (if different from above address):  
12160 14th St. SE Laverne, ND 58056

PROVIDE THE LEGAL DESCRIPTION AND THE ACREAGE OF THE PARCEL(S) TO BE AFFECTED BY THE VARIANCE (MAY ATTACH METES AND BOUNDS DESCRIPTION): SW 1/4 SEC 24-144-58  
Total: 160 acres TOWNSHIP: Brandview

CURRENT ZONING OF THE PROPERTY: Agricultural

DESCRIBE THE NATURE OF THE REQUEST FOR A VARIANCE FROM THE DIMENSIONAL STANDARDS OR OTHER CIRCUMSTANCES (ZONING) PRESCRIBED BY THE GRIGGS COUNTY ZONING ORDINANCE:  
Wind turbines will be approximately 400' in height. Access roads  
will remain permanently an agricultural land.

DESCRIBE THE HARDSHIP OR REASON THAT IS BASIS FOR THE REQUESTED VARIANCE:  
Wind turbines are tall & access roads are permanent.

DESCRIBE ALL USES OF PROPERTY WITHIN ONE HUNDRED FIFTY (150) FEET INCLUDING PUBLIC RIGHT-OF-WAY OF THE SUBJECT PARCEL(S): Public Roads, Public Utilities

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: J. Arneson DATE: 6/9/09

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

**(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

PETITION FOR ZONING VARIANCE:

- PETITION WITH INFORMATION RECEIVED: DATE: 6/12/2009
- SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 6/12/2009
- FEE PAID: \$100<sup>00</sup> DATE: 7/13/2009  
COURTROOM – GRIGGS COUNTY COURTHOUSE
- GRIGGS COUNTY COMMISSION HEARING: DATE: JUNE 30, 2009 AT 2:00 P.M.
- NOTICE IN GRIGGS COUNTY COURIER: DATE: JUNE 19 & 26, 2009
- DATE PROPERTY/LAND OWNERS NOTIFIED: 6/15/2009

SIGNED: Connie M. Mackenzie DATE: 6/26/2009  
 CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/13/09  
 LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

ACTION TAKEN BY GRIGGS COUNTY COMMISSION:

APPROVED AS REQUESTED.

APPROVED WITH THE FOLLOWING MODIFICATIONS:

1. HEIGHT VARIANCE OF APPROXIMATELY 400 FT FOR GE 1.5 MEGAWATT WIND TURBINE PLUS BLADES.
2. PERMANENT ACCESS ROADS AND WIND TURBINES PER PETITION SITE PLAN CONTINGENT UPON APPROVAL OF PUBLIC SERVICE COMMISSION FINDINGS OF FACT AND ORDER
3. RECLASSIFICATION FROM AGRICULTURAL TO COMMERCIAL OF ACCESS ROADS AND TURBINE SITES PER EXHIBIT C OF MEMORANDUM OF EASEMENTS.
4. PAYMENT OF PUBLICATION COSTS WITHIN 30 DAYS OF BILLING.

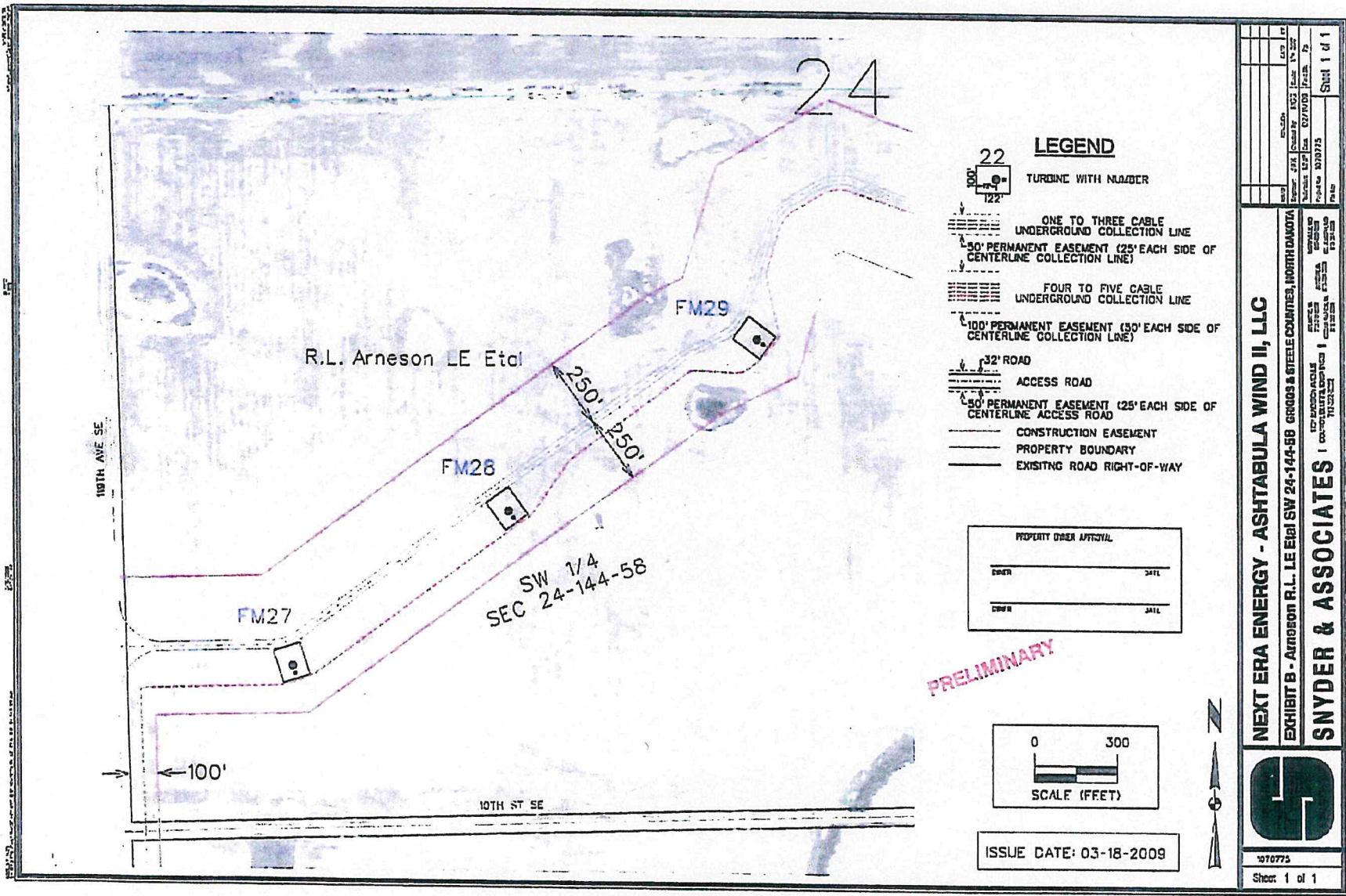
DENIED:

REASON(S): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_












SIGNED: Robert Johnson DATE: 7/14/09  
 ROBERT JOHNSON, 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.



**LEGEND**

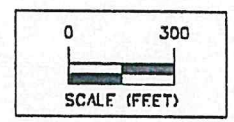
-  TURBINE WITH NUMBER
-  ONE TO THREE CABLE UNDERGROUND COLLECTION LINE
-  50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)
-  FOUR TO FIVE CABLE UNDERGROUND COLLECTION LINE
-  100' PERMANENT EASEMENT (50' EACH SIDE OF CENTERLINE COLLECTION LINE)
-  32' ROAD
-  ACCESS ROAD
-  50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE ACCESS ROAD)
-  CONSTRUCTION EASEMENT
-  PROPERTY BOUNDARY
-  EXISTING ROAD RIGHT-OF-WAY

PROPERTY OWNER APPROVAL

DATE \_\_\_\_\_ DATE \_\_\_\_\_

DATE \_\_\_\_\_ DATE \_\_\_\_\_

PRELIMINARY



ISSUE DATE: 03-18-2009

PROJECT NO.	1070775	SHEET NO.	1 of 1
DATE	03/18/09	DRAWN BY	JK
CHECKED BY	JK	SCALE	AS SHOWN
<b>NEXT ERA ENERGY - ASHTABULA WIND II, LLC</b> EXHIBIT B - Arneson R.L. LE Etal SW 24-144-58 GROGS & STEELE COUNTIES, NORTH DAKOTA <b>SNYDER &amp; ASSOCIATES</b>   ENGINEERS & ARCHITECTS   1000 13TH AVENUE SE, SUITE 100, BISMARCK, ND 58103			
			
PROJECT NO. 1070775 SHEET 1 of 1			

**GRIGGS COUNTY**  
**PETITION FOR ZONING VARIANCE**

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Completed Petition, all required information and the fee of \$100.00 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: Jess Melin, Project Manager, Next Era Energy Resources, LLC

ADDRESS OF PETITIONER: 700 Universe Blvd. Juno Beach FL 33408

NAME AND ADDRESS OF PROPERTY OWNER (if different from above): Mildred J. Gutting  
240 Fifth Ave. NE, Unit 9, Valley City, ND 58072-3072

TELEPHONE #: 701-845-0976 CELL PHONE #: N/A E-MAIL ADDRESS: N/A

STREET ADDRESS OF PROPERTY FOR WHICH VARIANCE IS BEING REQUESTED (if different from above address):  
12119 9<sup>th</sup> St. SE Luverne, ND 58056

PROVIDE THE LEGAL DESCRIPTION AND THE ACREAGE OF THE PARCEL(S) TO BE AFFECTED BY THE VARIANCE (MAY ATTACH METES AND BOUNDS DESCRIPTION): SE 1/4 SEC 24-144-58; and NE 1/4 SEC 25-144-58;  
and NW 1/4 SEC 25-144-58 total: 481 acres . TOWNSHIP: Broadview

CURRENT ZONING OF THE PROPERTY: Agricultural

DESCRIBE THE NATURE OF THE REQUEST FOR A VARIANCE FROM THE DIMENSIONAL STANDARDS OR OTHER CIRCUMSTANCES (ZONING) PRESCRIBED BY THE GRIGGS COUNTY ZONING ORDINANCE:

Wind turbines will be approximately 400' in height. Access roads  
will remain permanently an agricultural land.

DESCRIBE THE HARDSHIP OR REASON THAT IS BASIS FOR THE REQUESTED VARIANCE:

Wind turbines are tall & access roads are permanent.

DESCRIBE ALL USES OF PROPERTY WITHIN ONE HUNDRED FIFTY (150) FEET INCLUDING PUBLIC RIGHT-OF-WAY OF THE SUBJECT PARCEL(S): Public Road Public Utilities

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: J. A. M.

DATE: 6/9/09

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

**(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

PETITION FOR ZONING VARIANCE:

- PETITION WITH INFORMATION RECEIVED: DATE: 6/12/2009
- SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 6/12/2009
- FEE PAID: \$300<sup>00</sup> DATE: 7/13/2009  
COURTROOM -- GRIGGS COUNTY COURTHOUSE
- GRIGGS COUNTY COMMISSION HEARING: DATE: JUNE 30, 2009 AT 2:00 P.M.
- NOTICE IN GRIGGS COUNTY COURIER: DATE: JUNE 19 & 26, 2009
- DATE PROPERTY/LAND OWNERS NOTIFIED: 6/15/2009

SIGNED: Connie M. Mackenzie DATE: 6/26/2009  
 CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/13/09  
 LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

ACTION TAKEN BY GRIGGS COUNTY COMMISSION:

APPROVED AS REQUESTED.

APPROVED WITH THE FOLLOWING MODIFICATIONS:

1. HEIGHT VARIANCE OF APPROXIMATELY 400 FT FOR GE 1.5 MEGAWATT WIND TURBINE PLUS BLADES.
2. PERMANENT ACCESS ROADS AND WIND TURBINES PER PETITION SITE PLAN CONTINGENT UPON APPROVAL OF PUBLIC SERVICE COMMISSION FINDINGS OF FACT AND ORDER
3. RECLASSIFICATION FROM AGRICULTURAL TO COMMERCIAL OF ACCESS ROADS AND TURBINE SITES PER EXHIBIT C OF MEMORANDUM OF EASEMENTS.
4. PAYMENT OF PUBLICATION COSTS WITHIN 30 DAYS OF BILLING.

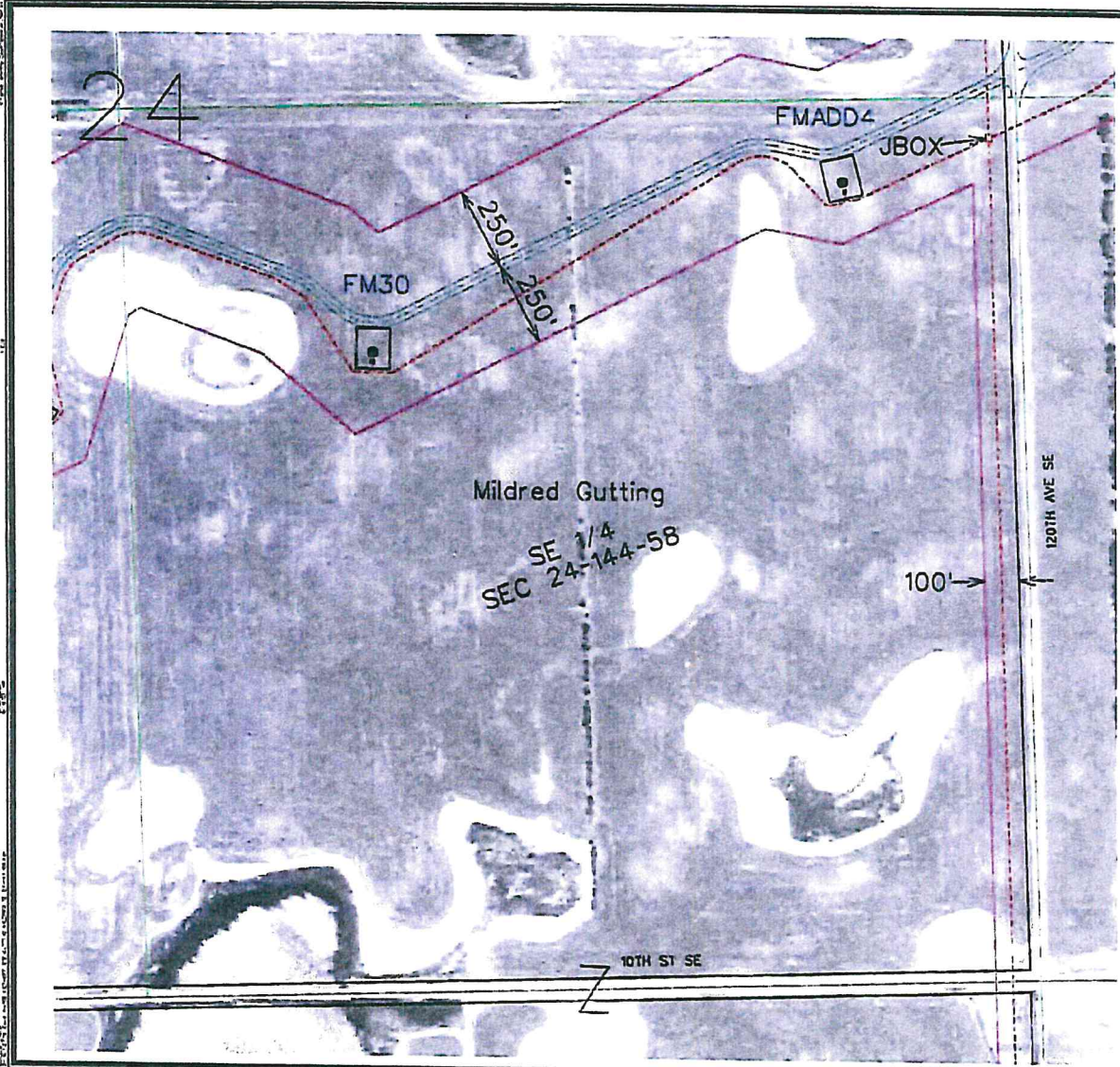
DENIED:

REASON(S): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

SIGNED: Robert Johnson DATE: 7/14/09  
 ROBERT JOHNSON, 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.

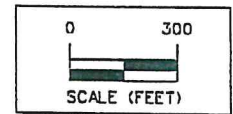


- LEGEND**
- TURBINE WITH NUMBER
  - ONE TO THREE CABLE UNDERGROUND COLLECTION LINE
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)
  - FOUR TO FIVE CABLE UNDERGROUND COLLECTION LINE
  - 100' PERMANENT EASEMENT (50' EACH SIDE OF CENTERLINE COLLECTION LINE)
  - 32' ROAD ACCESS ROAD
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE ACCESS ROAD)
  - CONSTRUCTION EASEMENT
  - PROPERTY BOUNDARY
  - EXISTING ROAD RIGHT-OF-WAY

PROPERTY OWNER APPROVAL

DATE	DATE
SIGNER	SIGNER

**PRELIMINARY**



ISSUE DATE: 03-18-2009

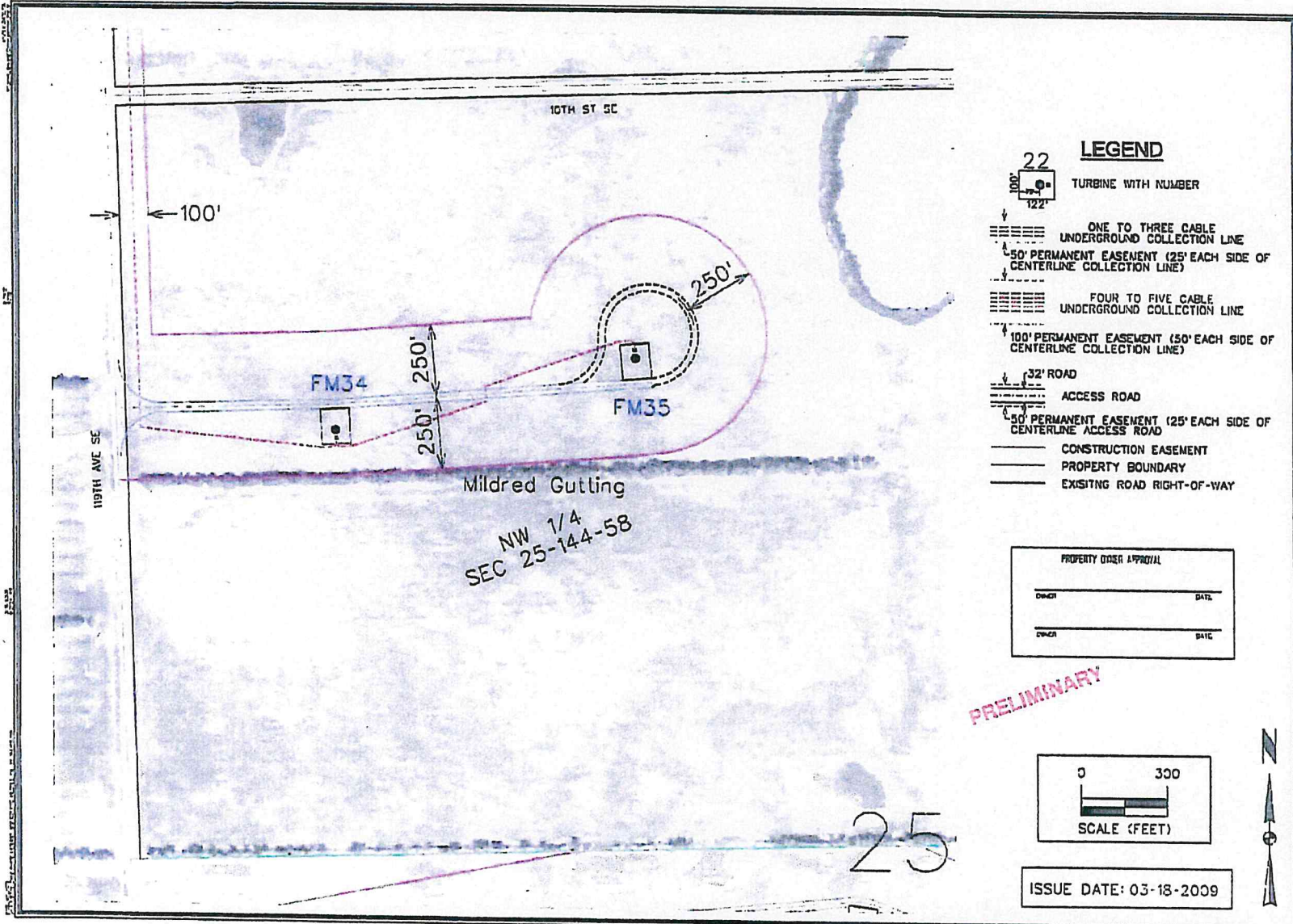
PROJECT NO.	1070775
DATE	03/18/09
SCALE	AS SHOWN
PROJECT	ASHTABULA WIND II, LLC
CLIENT	GRIGSB & STEELE COUNTY, NORTH DAKOTA
DATE	03/18/09
SCALE	AS SHOWN
PROJECT	ASHTABULA WIND II, LLC
CLIENT	GRIGSB & STEELE COUNTY, NORTH DAKOTA

**NEXT ERA ENERGY - ASHTABULA WIND II, LLC**  
**EXHIBIT B - Gutting Mildred SE 24-144-58**  
**SNYDER & ASSOCIATES**













1070775  
 Sheet 1 of 1





Mildred Gutting  
 NW 1/4  
 SEC 25-144-58

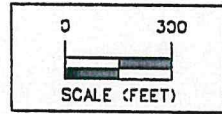
**LEGEND**

-  TURBINE WITH NUMBER
-  ONE TO THREE CABLE UNDERGROUND COLLECTION LINE
-  50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)
-  FOUR TO FIVE CABLE UNDERGROUND COLLECTION LINE
-  100' PERMANENT EASEMENT (50' EACH SIDE OF CENTERLINE COLLECTION LINE)
-  32' ROAD ACCESS ROAD
-  50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE ACCESS ROAD)
-  CONSTRUCTION EASEMENT
-  PROPERTY BOUNDARY
-  EXISTING ROAD RIGHT-OF-WAY

PROPERTY OWNER APPROVAL

OWNER _____	DATE _____
OWNER _____	DATE _____

PRELIMINARY



ISSUE DATE: 03-18-2009

PROJECT NO.	1070775	DATE	03-18-09
ENGINEER	JAN CHRISTENSEN	SCALE	1" = 30'
CHECKED	MARK CHRISTENSEN	PROJECT	1070775
DRAWN	MARK CHRISTENSEN	SHEET	1 of 1
DATE	03-18-09		

**NEXT ERA ENERGY - ASHTABULA WIND II, LLC**  
 GIBBONS & STEELE COUNTY, NORTH DAKOTA

EXHIBIT B - Gutting Mildred NW 25-144-58

**SNYDER & ASSOCIATES**  
 401 WASHINGTON ST. SUITE 100  
 GRAND RAPIDS, MI 49503  
 TEL: 616-782-1100

1070775

Sheet 1 of 1



FOR USE BY ZONING ADMINISTRATOR ONLY

**BUILDING PERMIT:**

APPLICATION WITH INFORMATION RECEIVED: DATE: 6/12/2009

SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 6/12/2009

FEE PAID: \$2400<sup>00</sup> DATE: 7/13/2009

PROPOSAL CONFORMS TO GRIGGS COUNTY ZONING REGULATIONS:  YES\*  NO

\*WITH VARIANCE APPROVAL, CONDITIONS AS STATED ON CONDITIONAL USE PERMIT AND CONTINGENT TO PUBLIC SERVICE COMMISSION FINDINGS OF FACT AND ORDER.

ACTION TAKEN FOR BUILDING PERMIT:  APPROVED  DENIED

IF DENIED, REASONS FOR DENIAL: \_\_\_\_\_

SIGNED: Connie M. Mackenzie DATE: 7/13/2009  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/13/09  
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

**AFTER COMPLETION OF CONSTRUCTION/REMOVAL/REPLACEMENT, ETC.:**

SETBACK MEASUREMENTS INSPECTED: DATE: \_\_\_\_\_

SETBACK MEASUREMENTS APPROVED:  YES  NO

FEE FOR COMPLIANCE INSPECTION: \_\_\_\_\_

DATE FEE PAID: \_\_\_\_\_

NEW SEWER INSTALLATION COMPLETED:  YES  NO

IF YES:

NAME OF INSTALLER/CONTRACTOR: \_\_\_\_\_

NAME OF INSPECTOR: \_\_\_\_\_

DATE INSPECTION APPROVED AND METHOD OF NOTIFICATION: \_\_\_\_\_

FULL COMPLIANCE WITH GRIGGS COUNTY ZONING REGULATIONS:  YES  NO

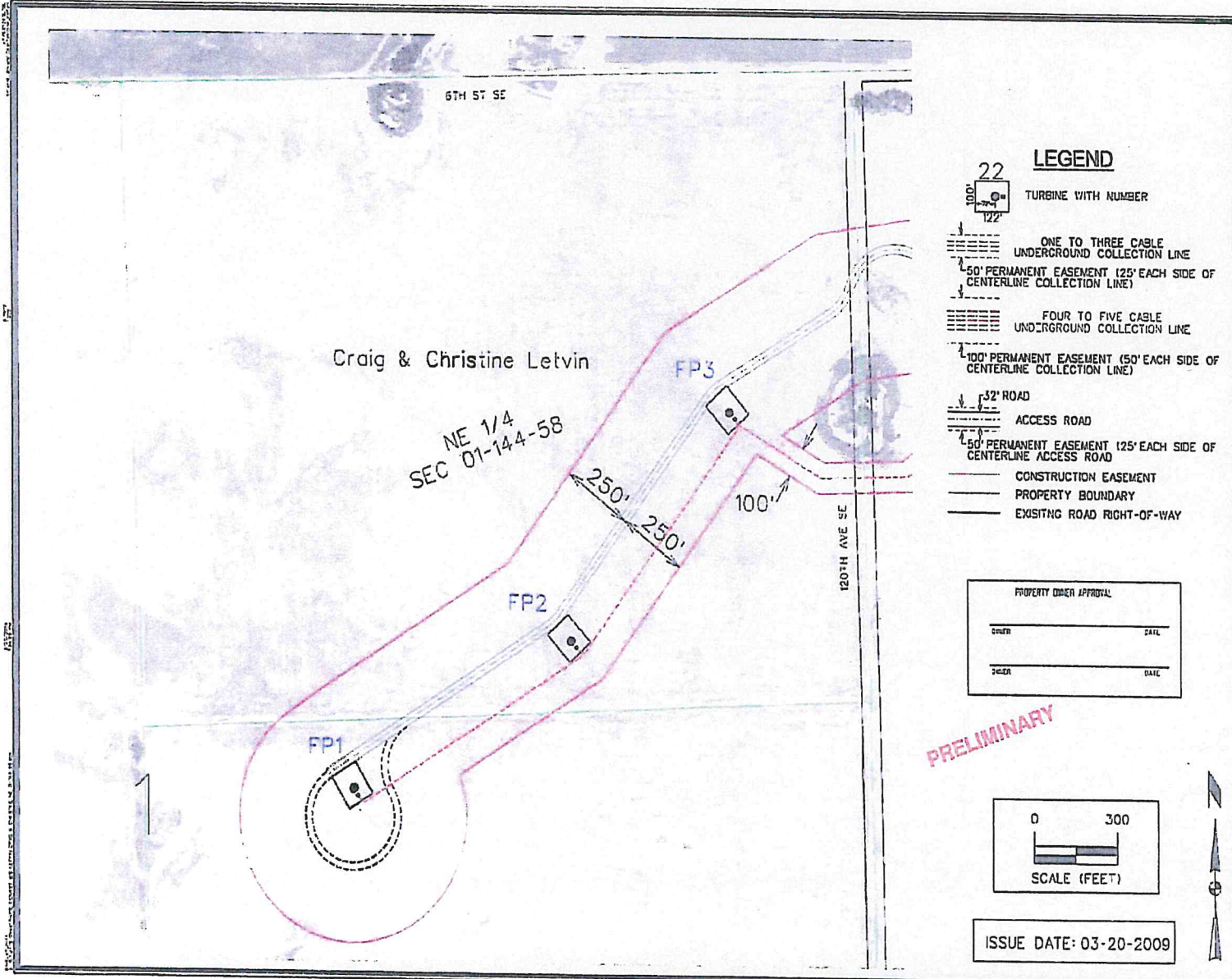
DATE CERTIFICATE OF COMPLIANCE ISSUED: \_\_\_\_\_

SIGNED: \_\_\_\_\_ DATE: \_\_\_\_\_  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: \_\_\_\_\_ DATE: \_\_\_\_\_  
ROBERT JOHNSON, GRIGGS COUNTY PLANNING 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.

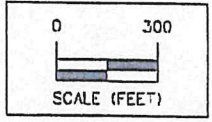


- LEGEND**
- TURBINE WITH NUMBER
  - ONE TO THREE CABLE UNDERGROUND COLLECTION LINE
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)
  - FOUR TO FIVE CABLE UNDERGROUND COLLECTION LINE
  - 100' PERMANENT EASEMENT (50' EACH SIDE OF CENTERLINE COLLECTION LINE)
  - 32' ROAD
  - ACCESS ROAD
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE ACCESS ROAD)
  - CONSTRUCTION EASEMENT
  - PROPERTY BOUNDARY
  - EXISTING ROAD RIGHT-OF-WAY

PROPERTY OWNER APPROVAL

OWNER	DATE
OWNER	DATE

**PRELIMINARY**



ISSUE DATE: 03-20-2009

PROJECT NO.	1070775
DATE	03/20/09
BY	W. J. [Signature]
CHECKED BY	[Signature]
DATE	03/20/09
SCALE	AS SHOWN
SHEET NO.	1 of 1

**NEXT ERA ENERGY - ASHTABULA WIND II, LLC**  
 GRIGGS & STEELE COUNTIES, NORTH DAKOTA

**EXHIBIT B - Letvin Craig & Christine NE 01-144-58**

**SNYDER & ASSOCIATES**  
 CONSULTING ENGINEERS & ARCHITECTS  
 1200 13TH AVE SE, SUITE 100, FARGO, ND 58103  
 (701) 785-1100



FOR USE BY ZONING ADMINISTRATOR ONLY

**BUILDING PERMIT:**

APPLICATION WITH INFORMATION RECEIVED: DATE: 6/12/2009

SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 6/12/2009

FEE PAID: \$7200<sup>00</sup> DATE: 7/13/2009

PROPOSAL CONFORMS TO GRIGGS COUNTY ZONING REGULATIONS:  YES\*  NO

\* WITH VARIANCE APPROVAL, CONDITIONS AS STATED ON CONDITIONAL USE PERMIT AND CONTINGENT TO PUBLIC SERVICE COMMISSION FINDINGS OF FACT AND ORDER.

ACTION TAKEN FOR BUILDING PERMIT:  APPROVED <sup>Per site</sup>  DENIED - Turbine # FPI plan minus Turbine # FPI n #165 (aka #165)

IF DENIED, REASONS FOR DENIAL: The Public Service Commission did NOT approve Turbine #165 (FPI in the attached site plan); therefore, A Building Permit is denied for that turbine and access road To it.

SIGNED: Connie M. Mackenzie DATE: 7/13/2009  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/13/09  
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

**AFTER COMPLETION OF CONSTRUCTION/REMOVAL/REPLACEMENT, ETC.:**

SETBACK MEASUREMENTS INSPECTED: DATE: \_\_\_\_\_

SETBACK MEASUREMENTS APPROVED:  YES  NO

FEE FOR COMPLIANCE INSPECTION: \_\_\_\_\_

DATE FEE PAID: \_\_\_\_\_

NEW SEWER INSTALLATION COMPLETED:  YES  NO

IF YES:

NAME OF INSTALLER/CONTRACTOR: \_\_\_\_\_

NAME OF INSPECTOR: \_\_\_\_\_

DATE INSPECTION APPROVED AND METHOD OF NOTIFICATION: \_\_\_\_\_

FULL COMPLIANCE WITH GRIGGS COUNTY ZONING REGULATIONS:  YES  NO

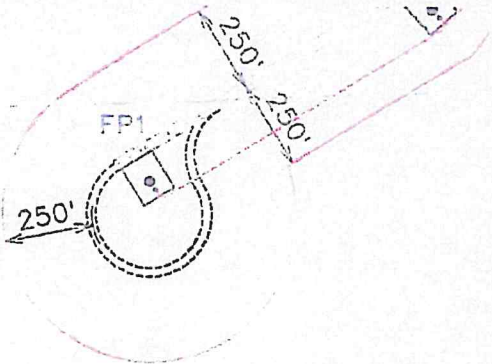
DATE CERTIFICATE OF COMPLIANCE ISSUED: \_\_\_\_\_

SIGNED: \_\_\_\_\_ DATE: \_\_\_\_\_  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: \_\_\_\_\_ DATE: \_\_\_\_\_  
ROBERT JOHNSON, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

**No Warranty of Suitability**

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Clay Jacobsen

SE 1/4  
SEC 01-14.4-58

120TH AVE SE

100'

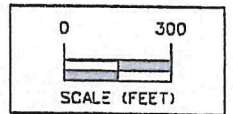
7TH ST SE

FP11

PRELIMINARY

PROPERTY OWNED AFFIDAVIT

OWNER	DATE
OWNER	DATE



ISSUE DATE: 03-18-2009

- 22**  
TURBINE WITH NUMBER
- ONE TO THREE CABLE UNDERGROUND COLLECTION LINE
- 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)
- FOUR TO FIVE CABLE UNDERGROUND COLLECTION LINE
- 100' PERMANENT EASEMENT (50' EACH SIDE OF CENTERLINE COLLECTION LINE)
- 32' ROAD  
ACCESS ROAD
- 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE ACCESS ROAD)
- CONSTRUCTION EASEMENT
- PROPERTY BOUNDARY
- EXISTING ROAD RIGHT-OF-WAY

**LEGEND**

NO.	DATE	BY	REVISION

**NEXT ERA ENERGY - ASHTABULA WIND II, LLC**

EXHIBIT B - Jacobsen Clay SE 01-14.4-58

**SNYDER & ASSOCIATES**

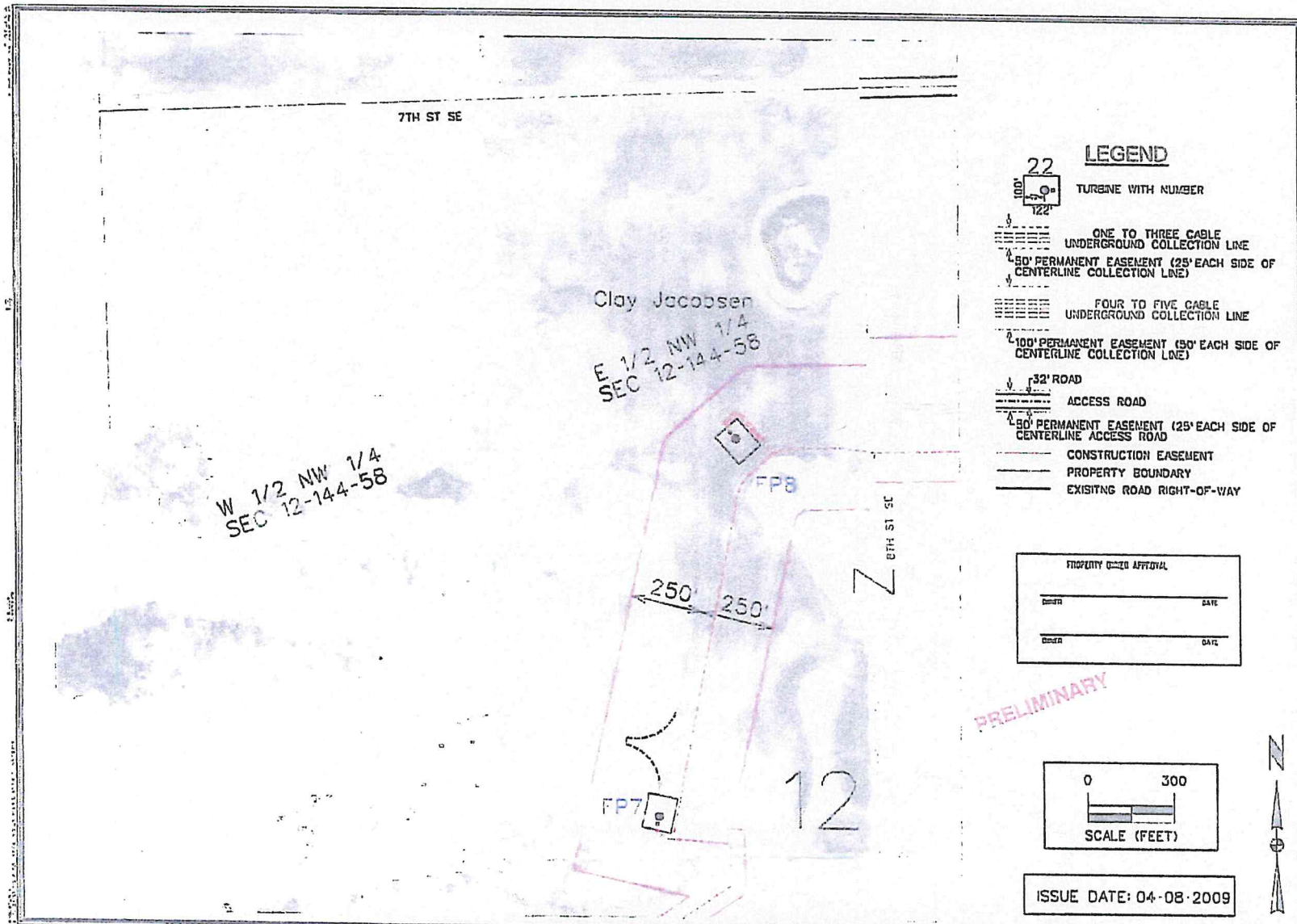
CHAD S. SNYDER, ENGINEER

120775

Sheet 1 of 1

120775

Sheet 1 of 1



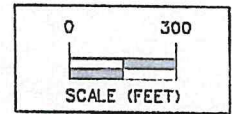
- 22**  

 TURBINE WITH NUMBER
- ONE TO THREE CABLE UNDERGROUND COLLECTION LINE
- 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)
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- CONSTRUCTION EASEMENT
- PROPERTY BOUNDARY
- EXISTING ROAD RIGHT-OF-WAY

PROPERTY  APPROVAL

\_\_\_\_\_  
 DATE

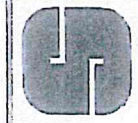
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 DATE



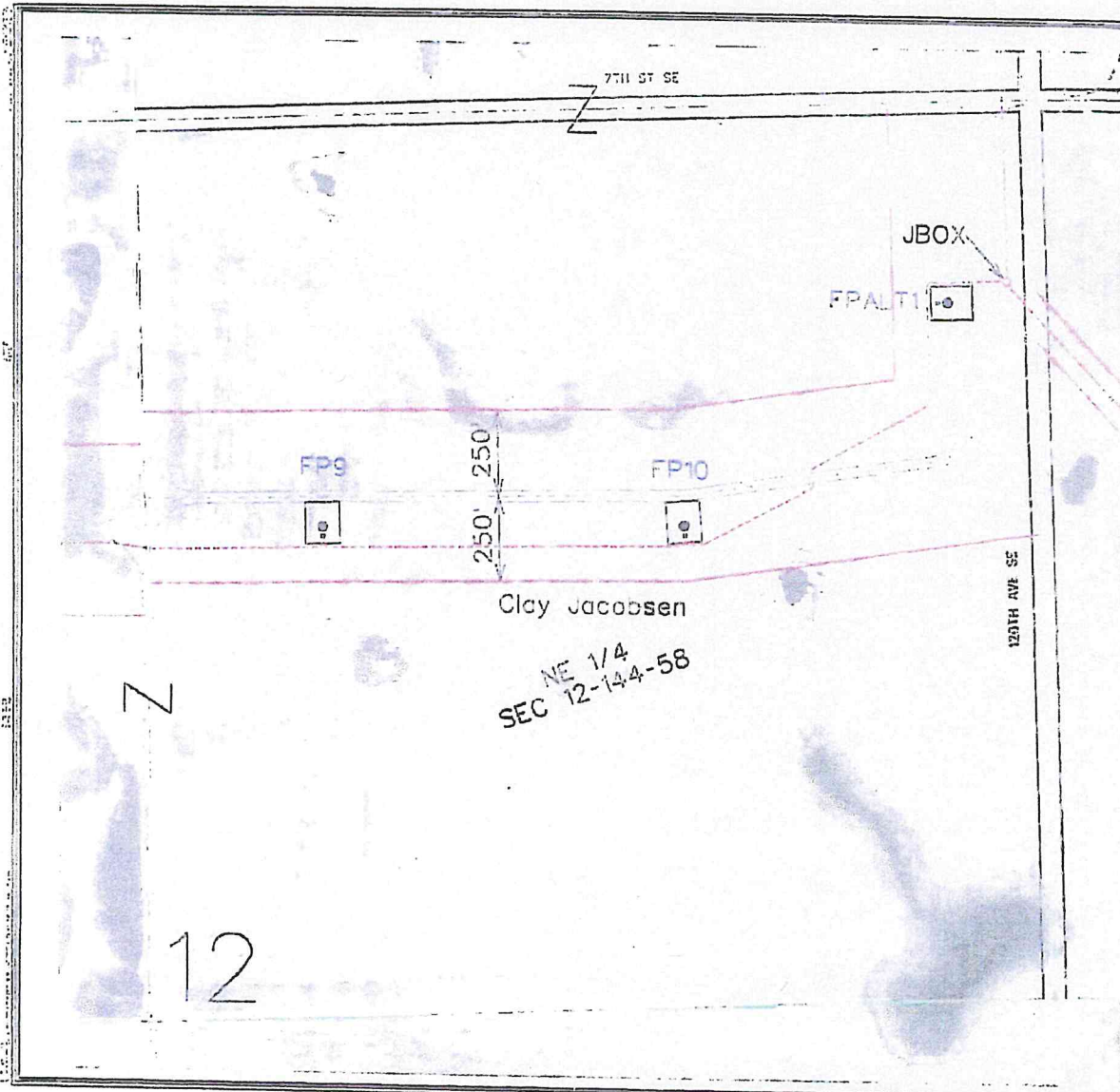
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**NEXT ERA ENERGY - ASHTABULA WIND II, LLC**  
 EXHIBIT B - Jacobson Clay NW 12-144-58  
**SNYDER & ASSOCIATES**

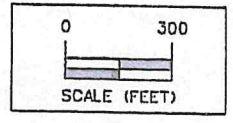


1370775  
 Sheet 1 of 1



- LEGEND**
- 22 TRANSFORMER WITH NUMBER
  - ONE TO THREE CABLE UNDERGROUND COLLECTION LINE
  - FOUR TO FIVE CABLE UNDERGROUND COLLECTION LINE
  - 32' ROAD
  - ACCESS ROAD
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)
  - 100' PERMANENT EASEMENT (50' EACH SIDE OF CENTERLINE COLLECTION LINE)
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE ACCESS ROAD)
  - CONSTRUCTION EASEMENT
  - PROPERTY BOUNDARY
  - EXISTING ROAD RIGHT-OF-WAY

PROPERTY OWNER APPROVAL	
OWNER	DATE



ISSUE DATE: 03-18-2009

DATE	BY	REVISION

**NEXT ERA ENERGY - ASHTABULA WIND II, LLC**  
 GEORGE A. GIBBLE COUNTY, IOWA REG. 100000  
 EXHIBIT B - Jacobson Clay ME 12-144-58  
**SNYDER & ASSOCIATES** | CONSULTING ENGINEERS & SURVEYORS  
 1000 W. 12TH ST. S. SUITE 101 | CLAY, IOWA 52002  
 PH: 562-3100 | FAX: 562-3101

1270775  
 Sheet: 1 of 1

# GRIGGS COUNTY

## APPLICATION FOR BUILDING PERMIT

Building permits are required for all buildings/structures. Some building permits require a permit fee.  
 Farmers must concern themselves with setbacks from roads and installation of new sewer systems. Information on sewer system installers/contractors is available at the Griggs County Zoning Administrator's office - phone number is 701-797-2413, fax number is 701-797-2412 and address is P.O. Box 541, Cooperstown ND 58425-0541.

APPLICATION FOR:  NEW CONSTRUCTION,  ADDITION TO EXISTING STRUCTURE,  
 USE OF PROPERTY OR STRUCTURE  REMOVAL/REPLACEMENT OF BUILDING

NAME OF PROPERTY OWNER: DENNIS L. HAUGEN Developer: Ashtabula Wind II, LLC  
 Developer Address: 700 Universe Blvd., JUNO BEACH FL 33408  
 ADDRESS OF PROPERTY OWNER: 761 11TH AVE SE, HANNAFORD ND 58448-9462

TELEPHONE #: 701-769-2226 CELL PHONE # 701-797-7269 E-MAIL ADDRESS: \_\_\_\_\_

LEGAL DESCRIPTION OF PROPERTY FOR WHICH BUILDING PERMIT IS BEING REQUESTED: W1/2W1/2 SEC 12-144-58, LESS TRACT, TOWNSHIP: BROADVIEW

DESCRIBE USE OR ACTIVITY PROPOSED FOR THIS PROPERTY: WIND FARM

**DIMENSIONS OF NEW STRUCTURE OR ADDITION (IF APPLICABLE):**

**MAIN STRUCTURE:**

HEIGHT: NO. OF STORIES \_\_\_\_\_ FT. 12  
 TYPE OF MATERIAL USED: CONCRETE/REBAR  
 NO. OF FOUNDATION UNITS: 1  
 AREA OF LOT: 2500 SQ. FT. PER UNIT  
 AREA OF STRUCTURE, 1<sup>ST</sup> FLOOR ONLY:  
2500 SQ. FT. PER UNIT

YARD SETBACKS: FRONT \_\_\_\_\_ FT.; SIDE: \_\_\_\_\_ FT.; REAR: \_\_\_\_\_ FT.

TYPE OF SEWER SYSTEM TO BE INSTALLED:

N/A  
 DISTANCE FROM CENTER OF PUBLIC ROAD: \_\_\_\_\_ FT.

ESTIMATED COST OF CONSTRUCTION: \$75,000 PER UNIT  
 TOTAL COST OF CONSTRUCTION: \$75,000 TOTAL

**ACCESSORY STRUCTURE OR ADDITION:**

TYPE OF STRUCTURE: GE WIND TURBINE  
 TYPE OF MATERIAL USED: STEEL  
 HEIGHT: NO. OF STORIES \_\_\_\_\_ FT. 263  
 AREA OF STRUCTURE, 1<sup>ST</sup> FLOOR ONLY:  
 \_\_\_\_\_ SQ. FT. PER UNIT

154 SQ. FT. PER UNIT  
 NO. OF ACCESSORY STRUCTURE UNITS 1  
 DISTANCE FROM REAR LOT LINE:

\_\_\_\_\_ FT.  
 DISTANCE FROM SIDE LOT LINE:  
 LEFT \_\_\_\_\_ FT. RIGHT \_\_\_\_\_ FT.  
 DISTANCE FROM CENTER OF PUBLIC ROAD: 1385 (EP6) FT.

ESTIMATED COST OF CONSTRUCTION:  
\$525,000.00 PER UNIT: \$525,000 TOTAL

PROPOSED START DATE: 1 JUL 2009

PROPOSED COMPLETION DATE: 31 DEC 2009

I HEREBY CERTIFY THAT I AM THE OWNER OR AUTHORIZED AGENT OF THE ABOVE PROPERTY, THAT, TO THE BEST OF MY KNOWLEDGE, ALL INFORMATION CONTAINED IN THIS APPLICATION IS TRUE AND CORRECT, AND THAT THE PROJECT WILL CONFORM TO THE GRIGGS COUNTY ZONING REGULATIONS.

SIGNATURE: 

DATE: 6/18/09

**ATTACH SITE PLAN AND BUILDING ELEVATION SHOWING LOCATION OF NEW CONSTRUCTION OR ADDITION RELEVANT TO PARCEL THAT WILL BE OCCUPIED. (PLEASE RETURN ALL INFORMATION, INCLUDING THIS APPLICATION, TO THE GRIGGS COUNTY ZONING ADMINISTRATOR, P.O. BOX 541, COOPERSTOWN ND 58425-0541)**

FOR USE BY ZONING ADMINISTRATOR ONLY

**BUILDING PERMIT:**

APPLICATION WITH INFORMATION RECEIVED: DATE: 6/12/2009

SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 6/12/2009

FEE PAID: \$1200<sup>00</sup> DATE: 7/13/2009

PROPOSAL CONFORMS TO GRIGGS COUNTY ZONING REGULATIONS:  YES \*  NO  
\* WITH VARIANCE APPROVAL, CONDITIONS AS STATED ON CONDITIONAL USE PERMIT AND  
CONTINGENT TO PUBLIC SERVICE COMMISSION FINDINGS OF FACT AND ORDER.

ACTION TAKEN FOR BUILDING PERMIT:  APPROVED  DENIED

IF DENIED, REASONS FOR DENIAL: \_\_\_\_\_

SIGNED: Connie M. Mackenzie DATE: 7/13/2009  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/13/09  
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

**AFTER COMPLETION OF CONSTRUCTION/REMOVAL/REPLACEMENT, ETC.:**

SETBACK MEASUREMENTS INSPECTED: DATE: \_\_\_\_\_

SETBACK MEASUREMENTS APPROVED:  YES  NO

FEE FOR COMPLIANCE INSPECTION: \_\_\_\_\_

DATE FEE PAID: \_\_\_\_\_

NEW SEWER INSTALLATION COMPLETED:  YES  NO

IF YES:

NAME OF INSTALLER/CONTRACTOR: \_\_\_\_\_

NAME OF INSPECTOR: \_\_\_\_\_

DATE INSPECTION APPROVED AND METHOD OF NOTIFICATION: \_\_\_\_\_

FULL COMPLIANCE WITH GRIGGS COUNTY ZONING REGULATIONS:  YES  NO

DATE CERTIFICATE OF COMPLIANCE ISSUED: \_\_\_\_\_

SIGNED: \_\_\_\_\_ DATE: \_\_\_\_\_  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: \_\_\_\_\_ DATE: \_\_\_\_\_  
ROBERT JOHNSON, GRIGGS COUNTY PLANNING 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.





FOR USE BY ZONING ADMINISTRATOR ONLY

**BUILDING PERMIT:**

APPLICATION WITH INFORMATION RECEIVED: DATE: 6/12/2009

SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 6/12/2009

FEE PAID: \$7200<sup>00</sup> DATE: 7/13/2009

PROPOSAL CONFORMS TO GRIGGS COUNTY ZONING REGULATIONS:  YES \*  NO

\*WITH VARIANCE APPROVAL, CONDITIONS AS STATED ON CONDITIONAL USE PERMIT AND CONTINGENT TO PUBLIC SERVICE COMMISSION FINDINGS OF FACT AND ORDER.

ACTION TAKEN FOR BUILDING PERMIT:  APPROVED  DENIED

IF DENIED, REASONS FOR DENIAL: \_\_\_\_\_

SIGNED: Connie M. Mackenzie DATE: 7/13/2009  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/13/09  
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

**AFTER COMPLETION OF CONSTRUCTION/REMOVAL/REPLACEMENT, ETC.:**

SETBACK MEASUREMENTS INSPECTED: DATE: \_\_\_\_\_

SETBACK MEASUREMENTS APPROVED:  YES  NO

FEE FOR COMPLIANCE INSPECTION: \_\_\_\_\_

DATE FEE PAID: \_\_\_\_\_

NEW SEWER INSTALLATION COMPLETED:  YES  NO

IF YES:

NAME OF INSTALLER/CONTRACTOR: \_\_\_\_\_

NAME OF INSPECTOR: \_\_\_\_\_

DATE INSPECTION APPROVED AND METHOD OF NOTIFICATION: \_\_\_\_\_

FULL COMPLIANCE WITH GRIGGS COUNTY ZONING REGULATIONS:  YES  NO

DATE CERTIFICATE OF COMPLIANCE ISSUED: \_\_\_\_\_

SIGNED: \_\_\_\_\_ DATE: \_\_\_\_\_  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

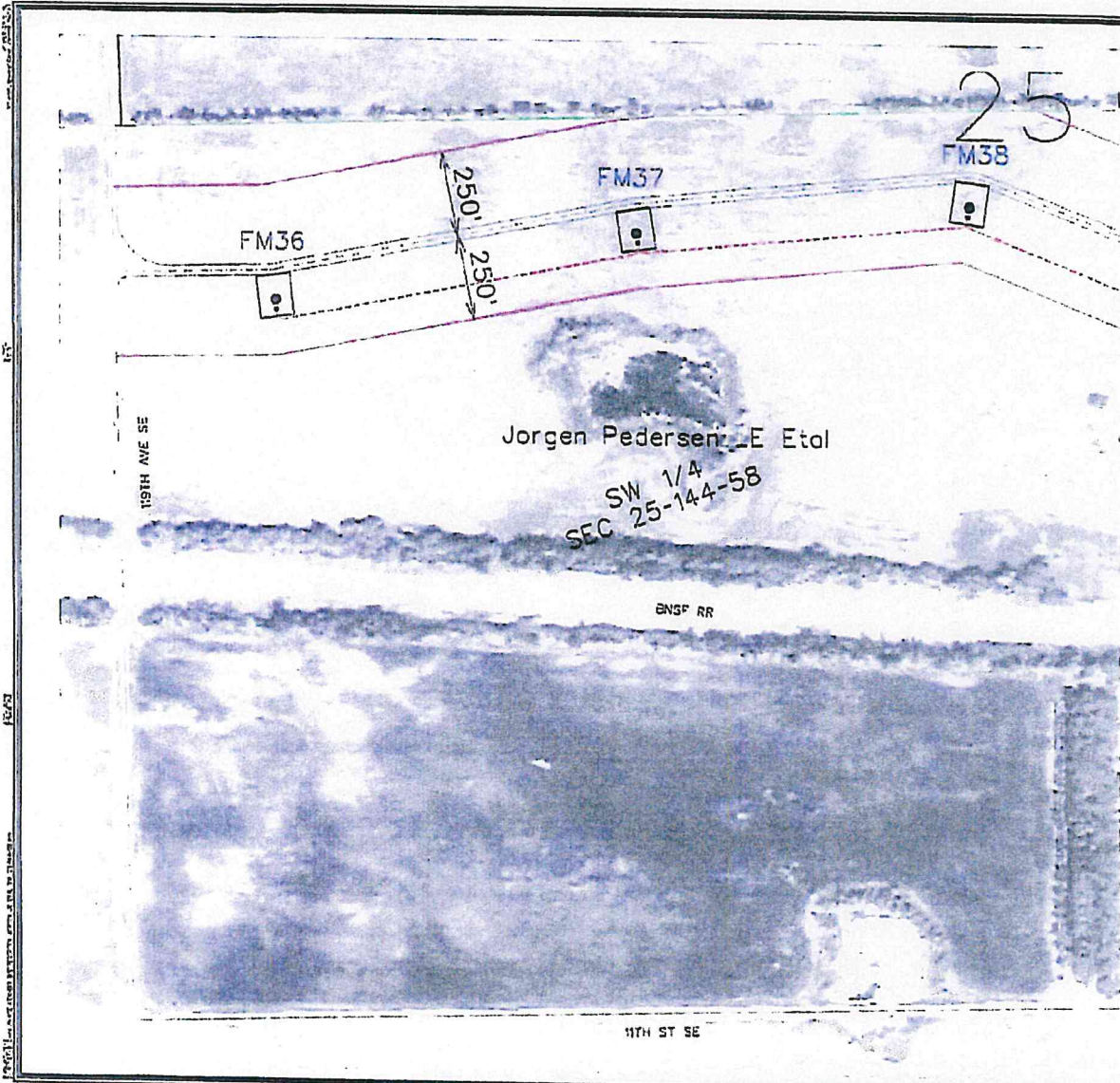
SIGNED: \_\_\_\_\_ DATE: \_\_\_\_\_  
ROBERT JOHNSON, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

**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.





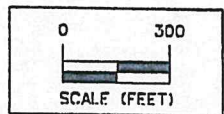


- LEGEND**
- 22 TURBINE WITH NUMBER
  - ONE TO THREE CABLE UNDERGROUND COLLECTION LINE
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)
  - FOUR TO FIVE CABLE UNDERGROUND COLLECTION LINE
  - 100' PERMANENT EASEMENT (50' EACH SIDE OF CENTERLINE COLLECTION LINE)
  - 32' ROAD
  - ACCESS ROAD
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE ACCESS ROAD)
  - CONSTRUCTION EASEMENT
  - PROPERTY BOUNDARY
  - EXISTING ROAD RIGHT-OF-WAY

PROPERTY OWNER APPROVAL

OWNER	DATE

**PRELIMINARY**



ISSUE DATE: 03-20-2009

DATE	03/20/09
BY	J.P.
CHECKED	J.P.
DATE	03/20/09
PROJECT NO.	1070775
SHEET NO.	1 of 1

**NEXT ERA ENERGY - ASHTABULA WIND II, LLC**  
 EXHIBIT B - Pedersen Jorgen LE Etal SW 25-144-58  
**SNYDER & ASSOCIATES**



1070775  
 Sheet 1 of 1





FOR USE BY ZONING ADMINISTRATOR ONLY

**BUILDING PERMIT:**

APPLICATION WITH INFORMATION RECEIVED: DATE: 6/12/2009

SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 6/12/2009

FEE PAID: \$6000<sup>00</sup> DATE: 7/13/2009

PROPOSAL CONFORMS TO GRIGGS COUNTY ZONING REGULATIONS:  YES\*  NO

\* WITH VARIANCE APPROVAL, CONDITIONS AS STATED ON CONDITIONAL USE PERMIT AND CONTINGENT TO PUBLIC SERVICE COMMISSION FINDINGS OF FACT AND ORDER.

ACTION TAKEN FOR BUILDING PERMIT:  APPROVED  DENIED

IF DENIED, REASONS FOR DENIAL: \_\_\_\_\_

SIGNED: Connie M. Mackenzie DATE: 7/13/2009  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/13/09  
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

**AFTER COMPLETION OF CONSTRUCTION/REMOVAL/REPLACEMENT, ETC.:**

SETBACK MEASUREMENTS INSPECTED: DATE: \_\_\_\_\_

SETBACK MEASUREMENTS APPROVED:  YES  NO

FEE FOR COMPLIANCE INSPECTION: \_\_\_\_\_

DATE FEE PAID: \_\_\_\_\_

NEW SEWER INSTALLATION COMPLETED:  YES  NO

IF YES:

NAME OF INSTALLER/CONTRACTOR: \_\_\_\_\_

NAME OF INSPECTOR: \_\_\_\_\_

DATE INSPECTION APPROVED AND METHOD OF NOTIFICATION: \_\_\_\_\_

FULL COMPLIANCE WITH GRIGGS COUNTY ZONING REGULATIONS:  YES  NO

DATE CERTIFICATE OF COMPLIANCE ISSUED: \_\_\_\_\_

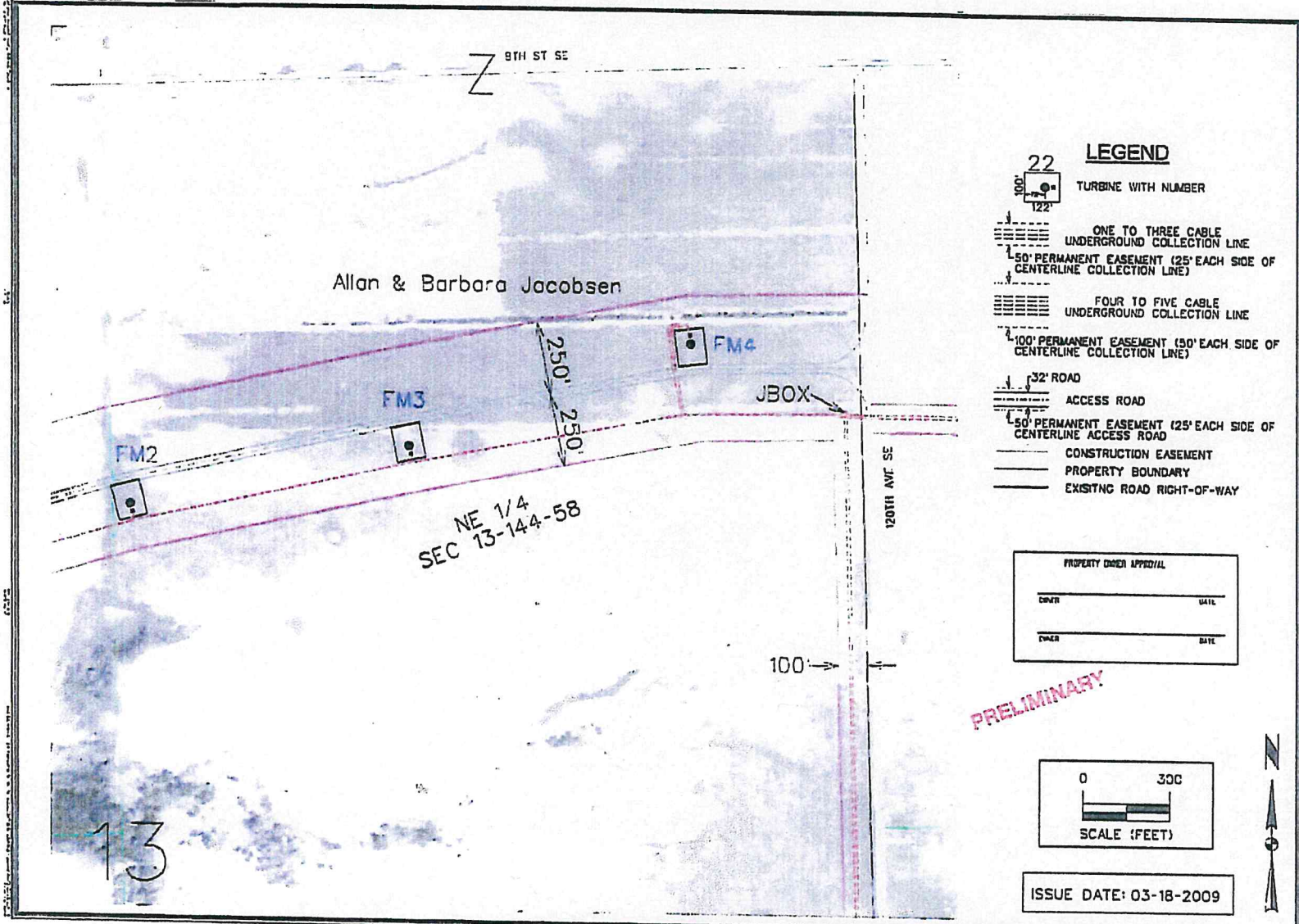
SIGNED: \_\_\_\_\_ DATE: \_\_\_\_\_  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: \_\_\_\_\_ DATE: \_\_\_\_\_  
ROBERT JOHNSON, GRIGGS COUNTY PLANNING 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.



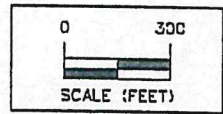


- LEGEND**
- TURBINE WITH NUMBER
  - ONE TO THREE CABLE UNDERGROUND COLLECTION LINE
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)
  - FOUR TO FIVE CABLE UNDERGROUND COLLECTION LINE
  - 100' PERMANENT EASEMENT (50' EACH SIDE OF CENTERLINE COLLECTION LINE)
  - 32' ROAD
  - ACCESS ROAD
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE ACCESS ROAD)
  - CONSTRUCTION EASEMENT
  - PROPERTY BOUNDARY
  - EXISTING ROAD RIGHT-OF-WAY

PROPERTY OWNER APPROVAL

OWNER	DATE
OWNER	DATE

**PRELIMINARY**



ISSUE DATE: 03-18-2009

DATE	BY	SCALE
03-18-09		1" = 100'
DATE	BY	SCALE
DATE	BY	SCALE

**NEXT ERA ENERGY - ASHTABULA WIND II, LLC**  
 EXHIBIT B - Jacobsen Allan & Barbara NE 13-144-58  
**SNYDER & ASSOCIATES**  
 CONSULTANTS



1570773  
 Sheet 1 of 1



FOR USE BY ZONING ADMINISTRATOR ONLY

**BUILDING PERMIT:**

APPLICATION WITH INFORMATION RECEIVED: DATE: 6/12/2009

SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 6/12/2009

FEE PAID: \$ 3600<sup>00</sup> DATE: 7/13/2009

PROPOSAL CONFORMS TO GRIGGS COUNTY ZONING REGULATIONS:  YES\*  NO

\* WITH VARIANCE APPROVAL, CONDITIONS AS STATED ON CONDITIONAL USE PERMIT AND CONTINGENT TO PUBLIC SERVICE COMMISSION FINDINGS OF FACT AND ORDER.

ACTION TAKEN FOR BUILDING PERMIT:  APPROVED  DENIED

IF DENIED, REASONS FOR DENIAL: \_\_\_\_\_  
\_\_\_\_\_

SIGNED: Connie M. Mackenzie DATE: 7/13/2009  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/13/09  
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

**AFTER COMPLETION OF CONSTRUCTION/REMOVAL/REPLACEMENT, ETC.:**

SETBACK MEASUREMENTS INSPECTED: DATE: \_\_\_\_\_

SETBACK MEASUREMENTS APPROVED:  YES  NO

FEE FOR COMPLIANCE INSPECTION: \_\_\_\_\_

DATE FEE PAID: \_\_\_\_\_

NEW SEWER INSTALLATION COMPLETED:  YES  NO

IF YES:  
NAME OF INSTALLER/CONTRACTOR: \_\_\_\_\_  
NAME OF INSPECTOR: \_\_\_\_\_  
DATE INSPECTION APPROVED AND METHOD OF NOTIFICATION: \_\_\_\_\_

FULL COMPLIANCE WITH GRIGGS COUNTY ZONING REGULATIONS:  YES  NO

DATE CERTIFICATE OF COMPLIANCE ISSUED: \_\_\_\_\_

SIGNED: \_\_\_\_\_ DATE: \_\_\_\_\_  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: \_\_\_\_\_ DATE: \_\_\_\_\_  
ROBERT JOHNSON, GRIGGS COUNTY PLANNING 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.







FOR USE BY ZONING ADMINISTRATOR ONLY

**BUILDING PERMIT:**

APPLICATION WITH INFORMATION RECEIVED: DATE: 6/12/2009

SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 6/12/2009

FEE PAID: \$2400<sup>00</sup> DATE: 7/13/2009

PROPOSAL CONFORMS TO GRIGGS COUNTY ZONING REGULATIONS:  YES\*  NO

\* WITH VARIANCE APPROVAL, CONDITIONS AS STATED ON CONDITIONAL USE PERMIT AND CONTINGENT TO PUBLIC SERVICE COMMISSION FINDINGS OF FACT AND ORDER.

ACTION TAKEN FOR BUILDING PERMIT:  APPROVED  DENIED

IF DENIED, REASONS FOR DENIAL: \_\_\_\_\_  
\_\_\_\_\_

SIGNED: Connie M. Mackenzie DATE: 7/13/2009  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/13/09  
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

**AFTER COMPLETION OF CONSTRUCTION/REMOVAL/REPLACEMENT, ETC.:**

SETBACK MEASUREMENTS INSPECTED: DATE: \_\_\_\_\_

SETBACK MEASUREMENTS APPROVED:  YES  NO

FEE FOR COMPLIANCE INSPECTION: \_\_\_\_\_

DATE FEE PAID: \_\_\_\_\_

NEW SEWER INSTALLATION COMPLETED:  YES  NO

IF YES: NAME OF INSTALLER/CONTRACTOR: \_\_\_\_\_

NAME OF INSPECTOR: \_\_\_\_\_

DATE INSPECTION APPROVED AND METHOD OF NOTIFICATION: \_\_\_\_\_  
\_\_\_\_\_

FULL COMPLIANCE WITH GRIGGS COUNTY ZONING REGULATIONS:  YES  NO

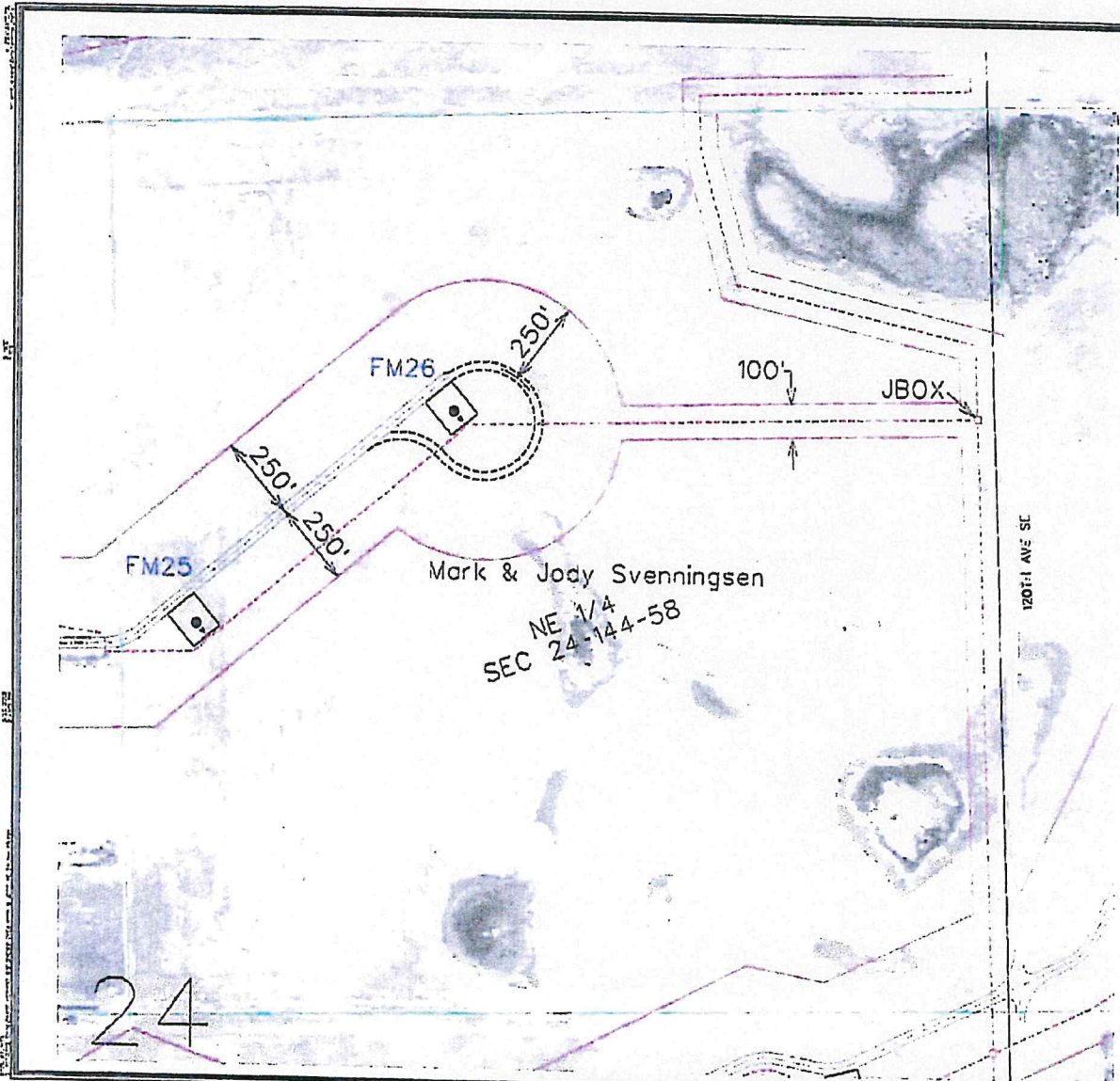
DATE CERTIFICATE OF COMPLIANCE ISSUED: \_\_\_\_\_

SIGNED: \_\_\_\_\_ DATE: \_\_\_\_\_  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: \_\_\_\_\_ DATE: \_\_\_\_\_  
ROBERT JOHNSON, GRIGGS COUNTY PLANNING 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.

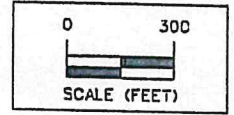


- 22
- 100'
- 122'
- LEGEND**
- TURBINE WITH NUMBER
  - ONE TO THREE CABLE UNDERGROUND COLLECTION LINE
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)
  - FOUR TO FIVE CABLE UNDERGROUND COLLECTION LINE
  - 100' PERMANENT EASEMENT (50' EACH SIDE OF CENTERLINE COLLECTION LINE)
  - 32' ROAD
  - ACCESS ROAD
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE ACCESS ROAD)
  - CONSTRUCTION EASEMENT
  - PROPERTY BOUNDARY
  - EXISTING ROAD RIGHT-OF-WAY

PROPERTY OWNER APPROVAL

DATE	DATE
DATE	DATE

PRELIMINARY



ISSUE DATE: 03-20-2009

DATE	BY	REVISION

**NEXT ERA ENERGY - ASHTABULA WIND II, LLC**

GRIGGS & STEELE COUNTIES, NORTH DAKOTA

EXHIBIT B - Svenningsen Mark & Jody NE 24-144-58

**SNYDER & ASSOCIATES**

171 HANCOCK AVE  
110-3225  
FARGO, ND 58103

1070775

Sheet 1 of 1



1070775

Sheet 1 of 1



FOR USE BY ZONING ADMINISTRATOR ONLY

**BUILDING PERMIT:**

APPLICATION WITH INFORMATION RECEIVED: DATE: 6/12/2009

SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 6/12/2009

FEE PAID: \$3600<sup>00</sup> DATE: 7/13/2009

PROPOSAL CONFORMS TO GRIGGS COUNTY ZONING REGULATIONS:  YES\*  NO

\* WITH VARIANCE APPROVAL, CONDITIONS AS STATED ON CONDITIONAL USE PERMIT AND CONTINGENT TO PUBLIC SERVICE COMMISSION FINDINGS OF FACT AND ORDER.

ACTION TAKEN FOR BUILDING PERMIT:  APPROVED  DENIED

IF DENIED, REASONS FOR DENIAL: \_\_\_\_\_

SIGNED: Connie M. Mackenzie DATE: 7/13/2009  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/17/09  
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

**AFTER COMPLETION OF CONSTRUCTION/REMOVAL/REPLACEMENT, ETC.:**

SETBACK MEASUREMENTS INSPECTED: DATE: \_\_\_\_\_

SETBACK MEASUREMENTS APPROVED:  YES  NO

FEE FOR COMPLIANCE INSPECTION: \_\_\_\_\_

DATE FEE PAID: \_\_\_\_\_

NEW SEWER INSTALLATION COMPLETED:  YES  NO

IF YES:

NAME OF INSTALLER/CONTRACTOR: \_\_\_\_\_

NAME OF INSPECTOR: \_\_\_\_\_

DATE INSPECTION APPROVED AND METHOD OF NOTIFICATION: \_\_\_\_\_

FULL COMPLIANCE WITH GRIGGS COUNTY ZONING REGULATIONS:  YES  NO

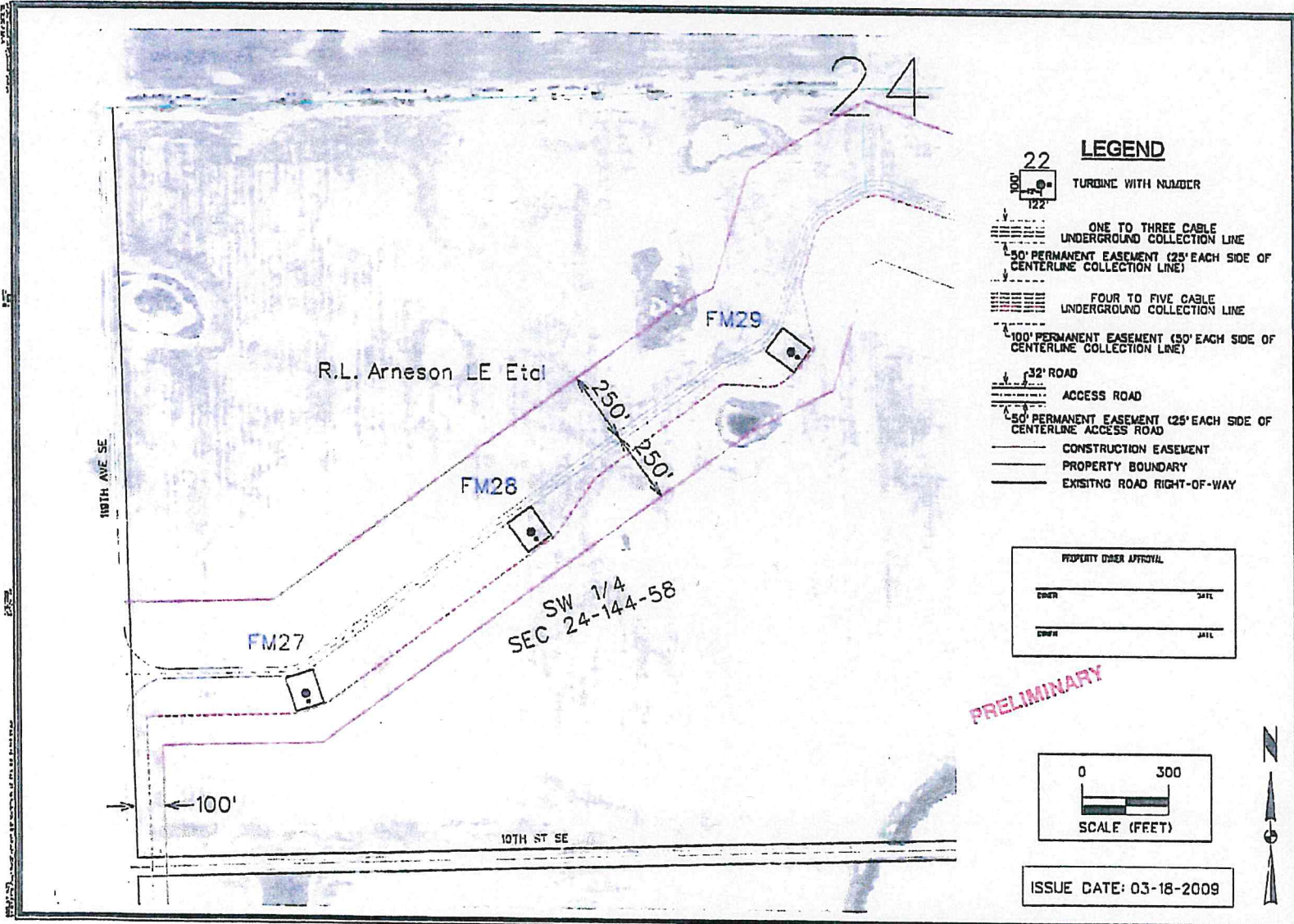
DATE CERTIFICATE OF COMPLIANCE ISSUED: \_\_\_\_\_

SIGNED: \_\_\_\_\_ DATE: \_\_\_\_\_  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: \_\_\_\_\_ DATE: \_\_\_\_\_  
ROBERT JOHNSON, GRIGGS COUNTY PLANNING 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.

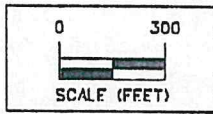


- LEGEND**
- TURBINE WITH NUMBER
  - ONE TO THREE CABLE UNDERGROUND COLLECTION LINE
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)
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  - CONSTRUCTION EASEMENT
  - PROPERTY BOUNDARY
  - EXISTING ROAD RIGHT-OF-WAY

PROPERTY OWNER APPROVAL

DATE	DATE

PRELIMINARY



ISSUE DATE: 03-18-2009

NO. 12	DATE 03-18-2009	SCALE 1" = 100'
NO. 13	DATE 03-18-2009	SCALE 1" = 100'
NO. 14	DATE 03-18-2009	SCALE 1" = 100'
NO. 15	DATE 03-18-2009	SCALE 1" = 100'
NO. 16	DATE 03-18-2009	SCALE 1" = 100'
NO. 17	DATE 03-18-2009	SCALE 1" = 100'
NO. 18	DATE 03-18-2009	SCALE 1" = 100'
NO. 19	DATE 03-18-2009	SCALE 1" = 100'
NO. 20	DATE 03-18-2009	SCALE 1" = 100'
NO. 21	DATE 03-18-2009	SCALE 1" = 100'
NO. 22	DATE 03-18-2009	SCALE 1" = 100'

**NEXT ERA ENERGY - ASHTABULA WIND II, LLC**  
 EXHIBIT B - ARNESON P.L.L. LE EIGHT SW 24-144-58 GRASS & STEELE COUNTIES, NORTH DAKOTA  
**SNYDER & ASSOCIATES** | CONSULTANTS | ENGINEERS | ARCHITECTS | SURVEYORS | ENVIRONMENTAL SCIENTISTS

1070775  
 Sheet 1 of 1

# GRIGGS COUNTY

## APPLICATION FOR BUILDING PERMIT

Building permits are required for all buildings/structures. Some building permits require a permit fee.  
 Farmers must concern themselves with setbacks from roads and installation of new sewer systems. Information on sewer system installers/contractors is available at the Griggs County Zoning Administrator's office - phone number is 701-797-2413, fax number is 701-797-2412 and address is P.O. Box 541, Cooperstown ND 58425-0541.

APPLICATION FOR:  NEW CONSTRUCTION,  ADDITION TO EXISTING STRUCTURE,  
 USE OF PROPERTY OR STRUCTURE  REMOVAL/REPLACEMENT OF BUILDING

NAME OF PROPERTY OWNER: MILDRED J. GUTTING Developer: Ashtabula Wind II, LLC  
 Developer Address: 700 Universe Blvd., JUNO BEACH FL 33408  
 ADDRESS OF PROPERTY OWNER: 240 FIFTH AVE NE, UNIT 9, VALLEY CITY, ND 58072-3072

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

LEGAL DESCRIPTION OF PROPERTY FOR WHICH BUILDING PERMIT IS BEING REQUESTED: SE 1/4 SEC 24-144-58; AND NE 1/4 SEC 25-144-58; AND NW 1/4 SEC 25-144-58, TOWNSHIP: BROADVIEW

DESCRIBE USE OR ACTIVITY PROPOSED FOR THIS PROPERTY: WIND FARM

**DIMENSIONS OF NEW STRUCTURE OR ADDITION (IF APPLICABLE):**

**MAIN STRUCTURE:**

HEIGHT: NO. OF STORIES \_\_\_\_\_ FT. 12  
 TYPE OF MATERIAL USED: CONCRETE / REBAR  
 NO. OF FOUNDATION UNITS: 4  
 AREA OF LOT: 2500 SQ. FT. PER UNIT  
 AREA OF STRUCTURE, 1<sup>ST</sup> FLOOR ONLY:  
2500 SQ. FT. PER UNIT

YARD SETBACKS: FRONT \_\_\_\_\_ FT.; SIDE: \_\_\_\_\_ FT.; REAR: \_\_\_\_\_ FT.

TYPE OF SEWER SYSTEM TO BE INSTALLED:

N/A

DISTANCE FROM CENTER OF PUBLIC ROAD: 614 FT.

ESTIMATED COST OF CONSTRUCTION: \$75,000 PER UNIT

TOTAL COST OF CONSTRUCTION: \$300,000 TOTAL

**ACCESSORY STRUCTURE OR ADDITION:**

TYPE OF STRUCTURE: GE WIND TURBINE  
 TYPE OF MATERIAL USED: STEEL  
 HEIGHT: NO. OF STORIES \_\_\_\_\_ FT. 263  
 AREA OF STRUCTURE, 1<sup>ST</sup> FLOOR ONLY:

154 SQ. FT. PER UNIT

NO. OF ACCESSORY STRUCTURE UNITS 4

DISTANCE FROM REAR LOT LINE:

\_\_\_\_\_ FT.

DISTANCE FROM SIDE LOT LINE:

LEFT \_\_\_\_\_ FT. RIGHT \_\_\_\_\_ FT.

DISTANCE FROM CENTER OF PUBLIC

ROAD: 768 (FM34), 953 (FM35), 1901 (FM30), 516 (EMADD4) FT.

ESTIMATED COST OF CONSTRUCTION:

\$525,000.00 PER UNIT, \$2,100,000 TOTAL

PROPOSED START DATE: 1 JUL 2009

PROPOSED COMPLETION DATE: 31 DEC 2009

I HEREBY CERTIFY THAT I AM THE OWNER OR AUTHORIZED AGENT OF THE ABOVE PROPERTY, THAT, TO THE BEST OF MY KNOWLEDGE, ALL INFORMATION CONTAINED IN THIS APPLICATION IS TRUE AND CORRECT, AND THAT THE PROJECT WILL CONFORM TO THE GRIGGS COUNTY ZONING REGULATIONS.

SIGNATURE: Jean N.

DATE: 6/8/09

**ATTACH SITE PLAN AND BUILDING ELEVATION SHOWING LOCATION OF NEW CONSTRUCTION OR ADDITION RELEVANT TO PARCEL THAT WILL BE OCCUPIED. (PLEASE RETURN ALL INFORMATION, INCLUDING THIS APPLICATION, TO THE GRIGGS COUNTY ZONING ADMINISTRATOR, P.O. BOX 541, COOPERSTOWN ND 58425-0541)**

FOR USE BY ZONING ADMINISTRATOR ONLY

**BUILDING PERMIT:**

APPLICATION WITH INFORMATION RECEIVED: DATE: 6/12/2009

SITE PLANS/LOCATION/ELEVATIONS RECEIVED: DATE: 6/12/2009

FEE PAID: \$4800<sup>00</sup> DATE: 7/13/2009

PROPOSAL CONFORMS TO GRIGGS COUNTY ZONING REGULATIONS:  YES\*  NO

WITH VARIANCE APPROVAL, CONDITIONS AS STATED ON CONDITIONAL USE PERMIT AND CONTINGENT TO PUBLIC SERVICE COMMISSION FINDINGS OF FACT AND ORDER.

ACTION TAKEN FOR BUILDING PERMIT:  APPROVED  DENIED

IF DENIED, REASONS FOR DENIAL: \_\_\_\_\_

SIGNED: Connie M. MacKenzie DATE: 7/13/2009  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: Lyle Pfeifer DATE: 7/13/09  
LYLE PFEIFER, GRIGGS COUNTY PLANNING COMMISSION CHAIRMAN

**AFTER COMPLETION OF CONSTRUCTION/REMOVAL/REPLACEMENT, ETC.:**

SETBACK MEASUREMENTS INSPECTED: DATE: \_\_\_\_\_

SETBACK MEASUREMENTS APPROVED:  YES  NO

FEE FOR COMPLIANCE INSPECTION: \_\_\_\_\_

DATE FEE PAID: \_\_\_\_\_

NEW SEWER INSTALLATION COMPLETED:  YES  NO

IF YES:

NAME OF INSTALLER/CONTRACTOR: \_\_\_\_\_

NAME OF INSPECTOR: \_\_\_\_\_

DATE INSPECTION APPROVED AND METHOD OF NOTIFICATION: \_\_\_\_\_

FULL COMPLIANCE WITH GRIGGS COUNTY ZONING REGULATIONS:  YES  NO

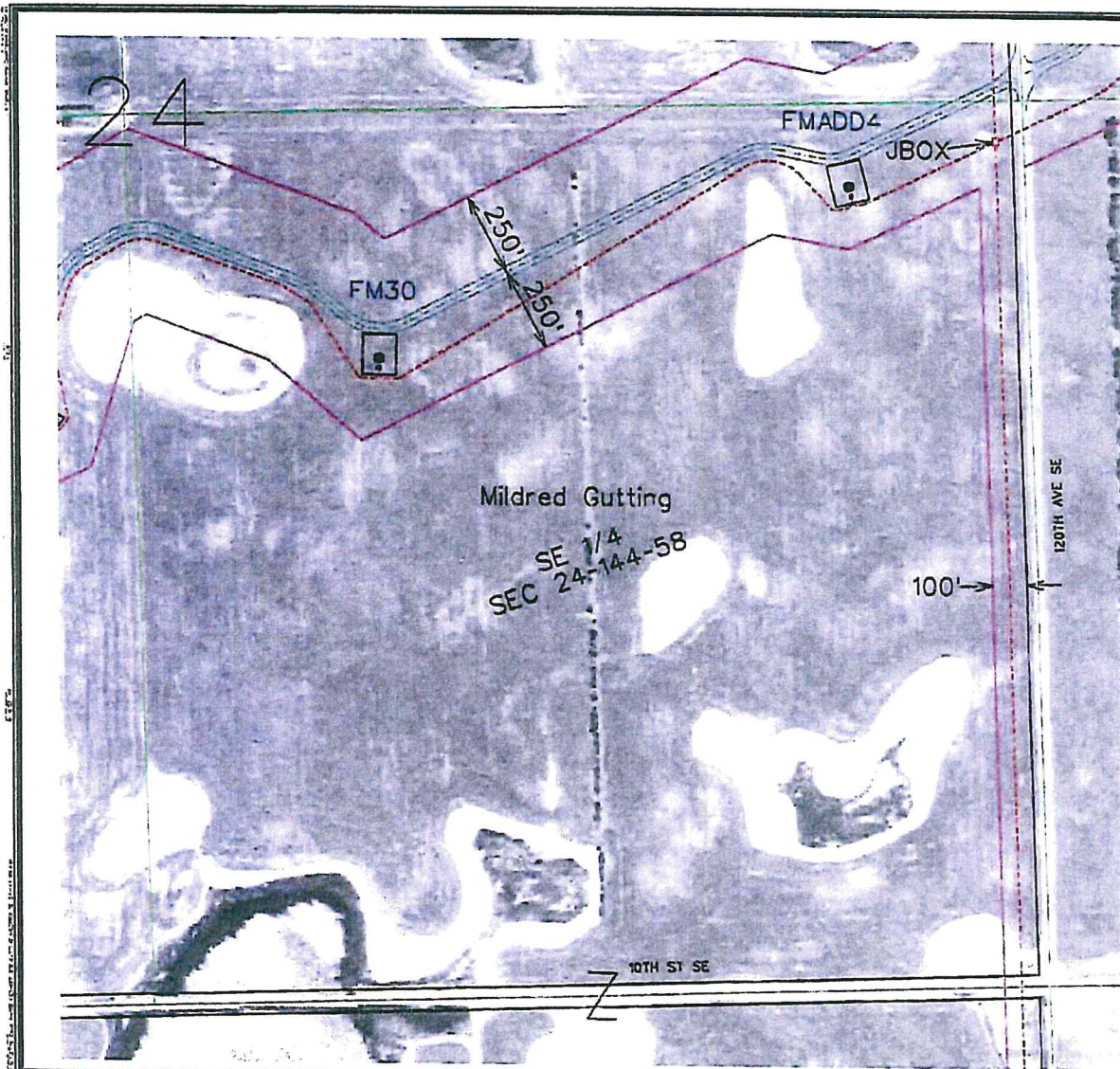
DATE CERTIFICATE OF COMPLIANCE ISSUED: \_\_\_\_\_

SIGNED: \_\_\_\_\_ DATE: \_\_\_\_\_  
CONNIE M. MACKENZIE, GRIGGS COUNTY ZONING ADMINISTRATOR

SIGNED: \_\_\_\_\_ DATE: \_\_\_\_\_  
ROBERT JOHNSON, GRIGGS COUNTY PLANNING 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.

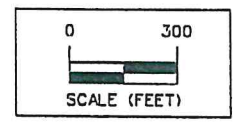


- 22**  
**TURBINE WITH NUMBER**
- ONE TO THREE CABLE UNDERGROUND COLLECTION LINE**
- 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)**
- FOUR TO FIVE CABLE UNDERGROUND COLLECTION LINE**
- 100' PERMANENT EASEMENT (50' EACH SIDE OF CENTERLINE COLLECTION LINE)**
- 32' ROAD ACCESS ROAD**
- 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE ACCESS ROAD)**
- CONSTRUCTION EASEMENT**
- PROPERTY BOUNDARY**
- EXISTING ROAD RIGHT-OF-WAY**

PROPERTY OWNER APPROVAL:

OWNER _____	DATE _____
OWNER _____	DATE _____

**PRELIMINARY**



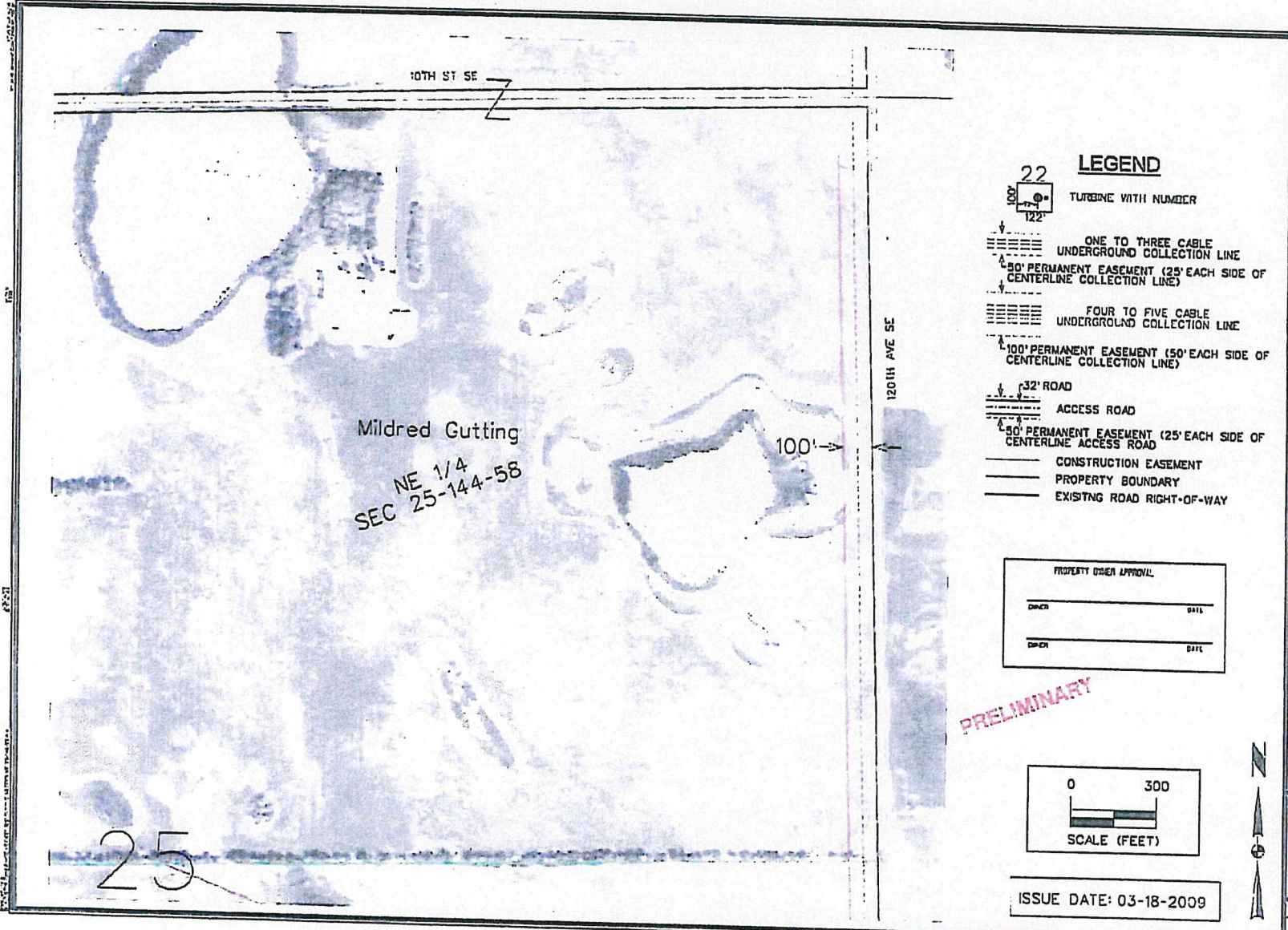
ISSUE DATE: 03-18-2009

PROJECT	DATE	BY
CLIENT	DATE	BY
DESIGNER	DATE	BY
CHECKER	DATE	BY
APPROVER	DATE	BY
PROJECT NO.	1070775	
SHEET NO.	1 of 1	

**NEXT ERA ENERGY - ASHTABULA WIND II, LLC**  
**EXHIBIT B - Gutting Mildred SE 24-144-58**  
**SNYDER & ASSOCIATES**

GROB & STEBLE COUNTIES, NORTH DAKOTA  
 1111 UNIVERSITY AVENUE  
 SUITE 100  
 GRAND FORK, ND 58005  
 PH: 701.775.1111  
 FAX: 701.775.1112

1070775  
 Sheet 1 of 1



Mildred Gutting  
NE 1/4  
SEC 25-144-58

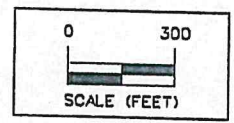
**LEGEND**

- 22 TURBINE WITH NUMBER
- ONE TO THREE CABLE UNDERGROUND COLLECTION LINE
- 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)
- FOUR TO FIVE CABLE UNDERGROUND COLLECTION LINE
- 100' PERMANENT EASEMENT (50' EACH SIDE OF CENTERLINE COLLECTION LINE)
- 32' ROAD ACCESS ROAD
- 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE ACCESS ROAD)
- CONSTRUCTION EASEMENT
- PROPERTY BOUNDARY
- EXISTING ROAD RIGHT-OF-WAY

PROPERTY OWNER APPROVAL

OWNER _____	DATE _____
OWNER _____	DATE _____

PRELIMINARY



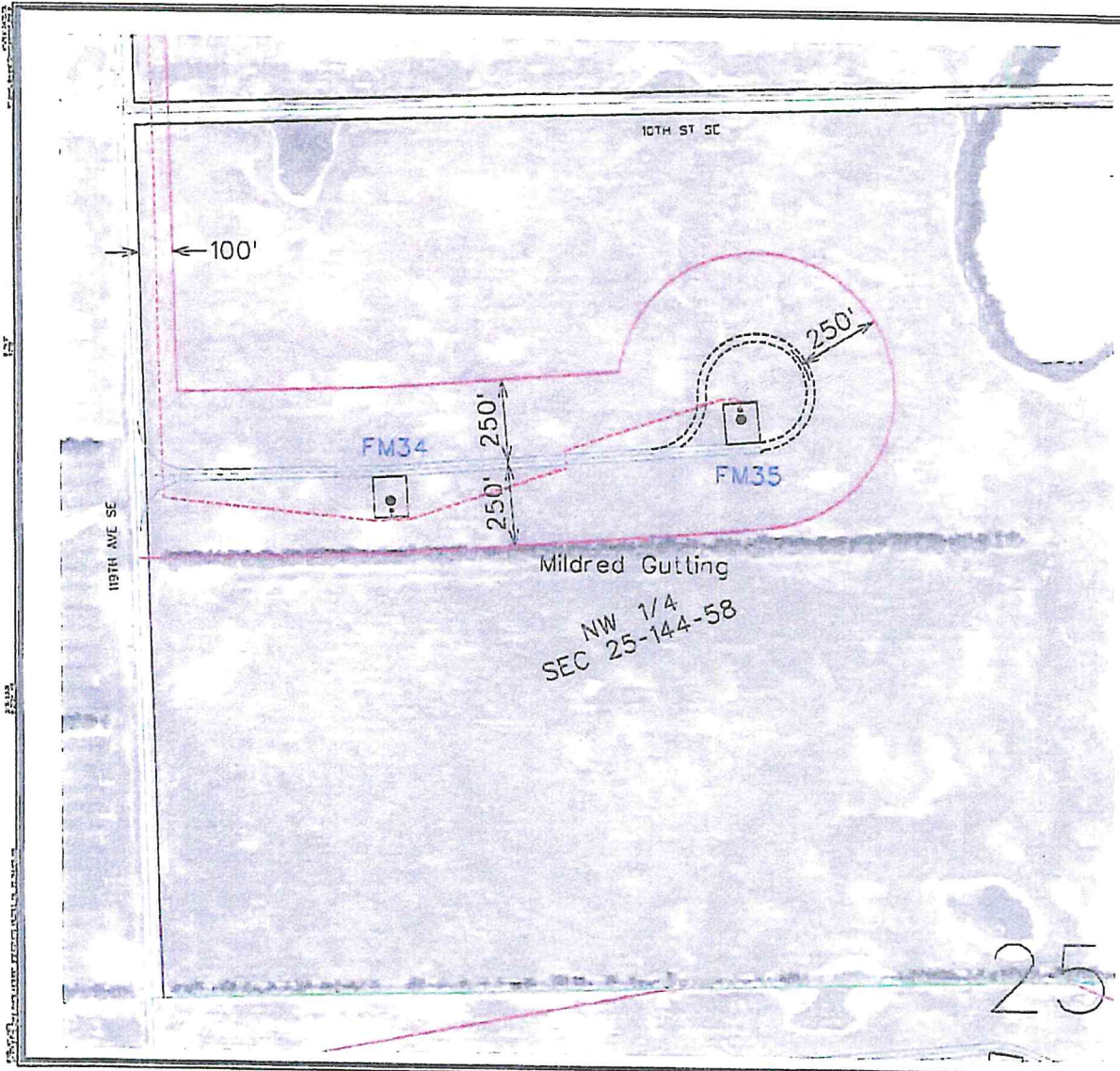
ISSUE DATE: 03-18-2009

NO.	DATE	BY	REVISION

QUINN & STEELE COUNTIES, NORTH DAKOTA  
MILDRED GUTTING  
25-144-58  
NE 1/4  
SEC 25-144-58

**NEXT ERA ENERGY - ASHTABULA WIND II, LLC**  
EXHIBIT B - Gutting Mildred NE 25-144-58  
**SNYDER & ASSOCIATES**



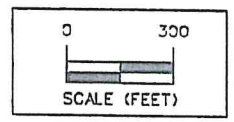


- 22**  
100'  
122'
- LEGEND**
- TURBINE WITH NUMBER
  - ONE TO THREE CABLE UNDERGROUND COLLECTION LINE
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE COLLECTION LINE)
  - FOUR TO FIVE CABLE UNDERGROUND COLLECTION LINE
  - 100' PERMANENT EASEMENT (50' EACH SIDE OF CENTERLINE COLLECTION LINE)
  - 32' ROAD
  - ACCESS ROAD
  - 50' PERMANENT EASEMENT (25' EACH SIDE OF CENTERLINE ACCESS ROAD)
  - CONSTRUCTION EASEMENT
  - PROPERTY BOUNDARY
  - EXISTING ROAD RIGHT-OF-WAY

PROPERTY OWNER APPROVAL

OWNER	DATE
OWNER	DATE

PRELIMINARY



ISSUE DATE: 03-18-2009

PROJECT NO.	0370775	DATE	03/18/09
CLIENT	GRIGGS & STEELE CONSULTING, NORTHDAKOTA	SCALE	AS SHOWN
DESIGNER	SNYDER & ASSOCIATES	PROJECT NO.	0370775
CHECKED		SHEET	1 of 1

**NEXT ERA ENERGY - ASHTABULA WIND II, LLC**  
**EXHIBIT B - Gutting Mildred NW 25-144-58**  
**SNYDER & ASSOCIATES**

0370775  
Sheet 1 of 1