



April 16, 2010

Mr. Mike Brand
North Dakota State Land Department
PO Box 5523
Bismarck, ND 58506-5523

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Mr. Brand:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the North Dakota State Land Department to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project. This information will be used to help guide the Project development through identification and avoidance of impacts to sensitive resources where practicable. We have requested similar input from other federal, state, and local agencies, including those identified in Section 69-06-01-05 of the North Dakota Administrative Code.

Your assistance is being requested as the Project Developer, Ashtabula Wind III, LLC, a subsidiary of NextEra Energy Resources, LLC (NextEra Energy), has contracted Tetra Tech to prepare an application requesting the issuance of a Certificate of Site Compatibility from the North Dakota Public Service Commission (PSC) for the Project in accordance with Section 49-22-07 of the North Dakota Century Code. In support of that application, Tetra Tech is performing an investigation of the Project Area, located approximately ten miles north of Valley City, on approximately 12,000 acres of leased private land. The attached figure provides a map of the Project Area.

The Project will include portions of the following sections:

County	Civil Township	Township	Range	Sections
Barnes	Getchell	141N	58W	1,2
	Grand Prairie	142N	57W	18, 19, 30
	Ashtabula	142N	58W	13, 22-27, 35, 36
	Ellsbury	143N	56W	7, 18
	Baldwin	143N	57W	2-5, 7-23

The proposed Project will provide approximately 64 megawatts (MW) of wind energy capacity. In addition to the erection of wind turbines, the Project will involve:



Mr. Mike Brand
April 16, 2010
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- improvements to existing roads
- construction of new gravel access roads
- installation of underground electrical collection lines
- construction of an operation and maintenance building
- erection of meteorological towers
- construction of an interconnection substation facility
- Use of a temporary construction staging and laydown area during the construction phase of the Project

We would appreciate a response by May 17, 2010. Please contact me at (512) 338-1667 or Anne-Marie.Griger@tetratech.com if you have any questions. Thank you for your assistance.

Respectfully submitted,



Anne-Marie Griger, AICP
Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



April 16, 2010

Mr. Daniel Cimarosti
Regulatory Program Manager
U.S. Army Corps of Engineers Omaha District,
North Dakota Regulatory Office
1513 South 12th Street
Bismarck, ND 58504

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Mr. Cimarosti:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the U.S. Army Corps of Engineers Omaha District to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project. This information will be used to help guide the Project development through identification and avoidance of impacts to sensitive resources where practicable. We have requested similar input from other federal, state, and local agencies, including those identified in Section 69-06-01-05 of the North Dakota Administrative Code.

Your assistance is being requested as the Project Developer, Ashtabula Wind III, LLC, a subsidiary of NextEra Energy Resources, LLC (NextEra Energy), has contracted Tetra Tech to prepare an application requesting the issuance of a Certificate of Site Compatibility from the North Dakota Public Service Commission (PSC) for the Project in accordance with Section 49-22-07 of the North Dakota Century Code. In support of that application, Tetra Tech is performing an investigation of the Project Area, located approximately ten miles north of Valley City, on approximately 12,000 acres of leased private land. The attached figure provides a map of the Project Area.

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- improvements to existing roads
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Respectfully submitted,



Anne-Marie Griger, AICP
Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



April 16, 2010

Mr. Scott Davis
Executive Director
North Dakota Indian Affairs Commission
State Capitol Building
600 E. Boulevard Ave.
1st Floor, Judicial Wing - Room #117
Bismarck, ND 58505

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Mr. Davis:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the North Dakota Indian Affairs Commission to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project. This information will be used to help guide the Project development through identification and avoidance of impacts to sensitive resources where practicable. We have requested similar input from other federal, state, and local agencies, including those identified in Section 69-06-01-05 of the North Dakota Administrative Code.

Your assistance is being requested as the Project Developer, Ashtabula Wind III, LLC, a subsidiary of NextEra Energy Resources, LLC (NextEra Energy), has contracted Tetra Tech to prepare an application requesting the issuance of a Certificate of Site Compatibility from the North Dakota Public Service Commission (PSC) for the Project in accordance with Section 49-22-07 of the North Dakota Century Code. In support of that application, Tetra Tech is performing an investigation of the Project Area, located approximately ten miles north of Valley City, on approximately 12,000 acres of leased private land. The attached figure provides a map of the Project Area.

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Respectfully submitted,



Anne-Marie Griger, AICP
Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



April 16, 2010

Mr. Dale Frink
State Engineer
North Dakota State Water Commission
900 E. Boulevard Ave., Dept. 770
Bismarck, ND 58505-0850

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Mr. Frink:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the North Dakota State Water Commission to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project. This information will be used to help guide the Project development through identification and avoidance of impacts to sensitive resources where practicable. We have requested similar input from other federal, state, and local agencies, including those identified in Section 69-06-01-05 of the North Dakota Administrative Code.

Your assistance is being requested as the Project Developer, Ashtabula Wind III, LLC, a subsidiary of NextEra Energy Resources, LLC (NextEra Energy), has contracted Tetra Tech to prepare an application requesting the issuance of a Certificate of Site Compatibility from the North Dakota Public Service Commission (PSC) for the Project in accordance with Section 49-22-07 of the North Dakota Century Code. In support of that application, Tetra Tech is performing an investigation of the Project Area, located approximately ten miles north of Valley City, on approximately 12,000 acres of leased private land. The attached figure provides a map of the Project Area.

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Respectfully submitted,



Anne-Marie Griger, AICP
Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



April 16, 2010

L. David Glatt, P.E.
Chief
Environmental Health Section
North Dakota Department of Health
918 E. Divide Avenue
Bismarck, ND 5850-1947

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Mr. Glatt:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the North Dakota Department of Health to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project. This information will be used to help guide the Project development through identification and avoidance of impacts to sensitive resources where practicable. We have requested similar input from other federal, state, and local agencies, including those identified in Section 69-06-01-05 of the North Dakota Administrative Code.

Your assistance is being requested as the Project Developer, Ashtabula Wind III, LLC, a subsidiary of NextEra Energy Resources, LLC (NextEra Energy), has contracted Tetra Tech to prepare an application requesting the issuance of a Certificate of Site Compatibility from the North Dakota Public Service Commission (PSC) for the Project in accordance with Section 49-22-07 of the North Dakota Century Code. In support of that application, Tetra Tech is performing an investigation of the Project Area, located approximately ten miles north of Valley City, on approximately 12,000 acres of leased private land. The attached figure provides a map of the Project Area.

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Respectfully submitted,



Anne-Marie Griger, AICP
Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



April 16, 2010

Mr. Doug Goehring
Agriculture Commissioner
North Dakota Department of Agriculture
600 E. Boulevard Ave., Dept. 602
Bismarck, ND 58505

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Mr. Goehring:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the North Dakota Department of Agriculture to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project. This information will be used to help guide the Project development through identification and avoidance of impacts to sensitive resources where practicable. We have requested similar input from other federal, state, and local agencies, including those identified in Section 69-06-01-05 of the North Dakota Administrative Code.

Your assistance is being requested as the Project Developer, Ashtabula Wind III, LLC, a subsidiary of NextEra Energy Resources, LLC (NextEra Energy), has contracted Tetra Tech to prepare an application requesting the issuance of a Certificate of Site Compatibility from the North Dakota Public Service Commission (PSC) for the Project in accordance with Section 49-22-07 of the North Dakota Century Code. In support of that application, Tetra Tech is performing an investigation of the Project Area, located approximately ten miles north of Valley City, on approximately 12,000 acres of leased private land. The attached figure provides a map of the Project Area.

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Respectfully submitted,



Anne-Marie Griger, AICP
Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



April 16, 2010

Mr. Paul Govig
Director
North Dakota Department of Commerce
Division of Community Services
1600 E. Century Ave., Suite 2
PO Box 2057
Bismarck, ND 58502-2057

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Mr. Govig:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the North Dakota Department of Commerce to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project.

Your assistance is being requested as the Project Developer, Ashtabula Wind III, LLC, a subsidiary of NextEra Energy Resources, LLC (NextEra Energy), has contracted Tetra Tech to prepare an application requesting the issuance of a Certificate of Site Compatibility from the North Dakota Public Service Commission (PSC) for the Project in accordance with Section 49-22-07 of the North Dakota Century Code.

The Project will include portions of the following sections:

Table with 5 columns: County, Civil Township, Township, Range, Sections. Data rows for Barnes County including Getchell, Grand Prairie, Ashtabula, Ellsbury, and Baldwin townships.



The proposed Project will provide approximately 64 megawatts (MW) of wind energy capacity. In addition to the erection of wind turbines, the Project will involve:

- improvements to existing roads
- construction of new gravel access roads
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Respectfully submitted,



Anne-Marie Griger, AICP
Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



April 16, 2010

Mr. Brent Gustafson
District Conservationist
U.S. Department of Agriculture, Natural Resources Conservation Service
Valley City Field Office
575 10th Street SW, Suite 3
Valley City, ND 58072-3906

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Mr. Gustafson:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the U.S. Department of Agriculture, Natural Resources Conservation Service, to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project.

Your assistance is being requested as the Project Developer, Ashtabula Wind III, LLC, a subsidiary of NextEra Energy Resources, LLC (NextEra Energy), has contracted Tetra Tech to prepare an application requesting the issuance of a Certificate of Site Compatibility from the North Dakota Public Service Commission (PSC) for the Project in accordance with Section 49-22-07 of the North Dakota Century Code.

The Project will include portions of the following sections:

Table with 5 columns: County, Civil Township, Township, Range, Sections. Rows include Barnes County with townships Getchell, Grand Prairie, Ashtabula, Ellsbury, and Baldwin.



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- improvements to existing roads
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Anne-Marie Griger, AICP
Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



April 16, 2010

Mr. Mark Holzer
Aviation Planner
North Dakota Aeronautics Commission
PO Box 5020
Bismarck, ND 58502

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Mr. Holzer:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the North Dakota Aeronautics Commission to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project. This information will be used to help guide the Project development through identification and avoidance of impacts to sensitive resources where practicable. We have requested similar input from other federal, state, and local agencies, including those identified in Section 69-06-01-05 of the North Dakota Administrative Code.

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Anne-Marie Griger, AICP
Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



April 16, 2010

Mr. Wayne Kutzer
Director and Executive Officer
North Dakota Department of Career and Technical Education
State Capitol 15th Floor
600 E. Boulevard Ave., Dept. 270
Bismarck, ND 58505-0610

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Mr. Kutzer:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the North Dakota Department of Career and Technical Education to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project.

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The Project will include portions of the following sections:

Table with 5 columns: County, Civil Township, Township, Range, Sections. It lists five townships in Barnes County: Getchell, Grand Prairie, Ashtabula, Ellsbury, and Baldwin, along with their respective township, range, and section numbers.



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Anne-Marie Griger, AICP
Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



April 16, 2010

Mr. Paul Lucy
Director
North Dakota Department of Commerce
Economic Development & Finance Division
PO Box 2057
Bismarck, ND 58502-2057

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Mr. Lucy:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the North Dakota Department of Commerce to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project. This information will be used to help guide the Project development through identification and avoidance of impacts to sensitive resources where practicable. We have requested similar input from other federal, state, and local agencies, including those identified in Section 69-06-01-05 of the North Dakota Administrative Code.

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Anne-Marie Griger, AICP
Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



April 16, 2010

Ms. Lisa Fair McEvers
Commissioner
North Dakota Department of Labor
600 E. Boulevard Ave., Dept. 406
Bismarck, ND 58505-0340

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Ms. McEvers:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the North Dakota Department of Labor to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project. This information will be used to help guide the Project development through identification and avoidance of impacts to sensitive resources where practicable. We have requested similar input from other federal, state, and local agencies, including those identified in Section 69-06-01-05 of the North Dakota Administrative Code.

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Anne-Marie Griger, AICP
Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



April 16, 2010

Mr. Michael G. McKenna
Chief, Conservation & Communication Division
North Dakota Game and Fish Department
100 N. Bismarck Expressway
Bismarck, ND 58501-5095

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Mr. McKenna:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the North Dakota Game and Fish Department to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project. This information will be used to help guide the Project development through identification and avoidance of impacts to sensitive resources where practicable. We have requested similar input from other federal, state, and local agencies, including those identified in Section 69-06-01-05 of the North Dakota Administrative Code.

Your assistance is being requested as the Project Developer, Ashtabula Wind III, LLC, a subsidiary of NextEra Energy Resources, LLC (NextEra Energy), has contracted Tetra Tech to prepare an application requesting the issuance of a Certificate of Site Compatibility from the North Dakota Public Service Commission (PSC) for the Project in accordance with Section 49-22-07 of the North Dakota Century Code. In support of that application, Tetra Tech is performing an investigation of the Project Area, located approximately ten miles north of Valley City, on approximately 12,000 acres of leased private land. The attached figure provides a map of the Project Area.

The Project will include portions of the following sections:

County	Civil Township	Township	Range	Sections
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	Ashtabula	142N	58W	13, 22-27, 35, 36
	Ellsbury	143N	56W	7, 18
	Baldwin	143N	57W	2-5, 7-23



The proposed Project will provide approximately 64 megawatts (MW) of wind energy capacity. In addition to the erection of wind turbines, the Project will involve:

- improvements to existing roads
- construction of new gravel access roads
- installation of underground electrical collection lines
- construction of an operation and maintenance building
- erection of meteorological towers
- construction of an interconnection substation facility
- Use of a temporary construction staging and laydown area during the construction phase of the Project

We would appreciate a response by May 17, 2010. Please contact me at (512) 338-1667 or Anne-Marie.Griger@tetratech.com if you have any questions. Thank you for your assistance.

Respectfully submitted,



Anne-Marie Griger, AICP
Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



April 16, 2010

Mr. Edward Murphy
State Geologist
North Dakota Geological Survey
600 E. Boulevard Avenue, Dept 405
Bismarck, ND 58505-0840

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Mr. Murphy:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the North Dakota Geological Survey to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project. This information will be used to help guide the Project development through identification and avoidance of impacts to sensitive resources where practicable. We have requested similar input from other federal, state, and local agencies, including those identified in Section 69-06-01-05 of the North Dakota Administrative Code.

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Respectfully submitted,



Anne-Marie Griger, AICP
Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



April 16, 2010

Ms. Shelly Nelson
Barnes County Soil Conservation District
575 10th Street Southwest
Valley City, ND 58072-3906

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Ms. Nelson:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the Barnes County Soil Conservation District to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project. This information will be used to help guide the Project development through identification and avoidance of impacts to sensitive resources where practicable. We have requested similar input from other federal, state, and local agencies, including those identified in Section 69-06-01-05 of the North Dakota Administrative Code.

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Respectfully submitted,



Anne-Marie Griger, AICP
Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



April 16, 2010

Mr. Steve Obenauer
Airports District Office Manager
Federal Aviation Administration
Bismarck Airports District Office, BIS-ADO-600
2301 University Drive, Bldg. 23B
Bismarck, ND 58504

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Mr. Obenauer:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the Federal Aviation Administration to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project. This information will be used to help guide the Project development through identification and avoidance of impacts to sensitive resources where practicable. We have requested similar input from other federal, state, and local agencies, including those identified in Section 69-06-01-05 of the North Dakota Administrative Code.

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Mr. Steve Obenauer
April 16, 2010
Page 2 of 2

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We would appreciate a response by May 17, 2010. Please contact me at (512) 338-1667 or Anne-Marie.Griger@ttratech.com if you have any questions. Thank you for your assistance.

Respectfully submitted,



Anne-Marie Griger, AICP
Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



April 16, 2010

Ms. Carol Olson
Executive Director
North Dakota Department of Human Services
600 E. Boulevard Ave., Dept. 325
Bismarck, ND 58505-0250

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Ms. Olson:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the North Dakota Department of Human Services to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project. This information will be used to help guide the Project development through identification and avoidance of impacts to sensitive resources where practicable. We have requested similar input from other federal, state, and local agencies, including those identified in Section 69-06-01-05 of the North Dakota Administrative Code.

Your assistance is being requested as the Project Developer, Ashtabula Wind III, LLC, a subsidiary of NextEra Energy Resources, LLC (NextEra Energy), has contracted Tetra Tech to prepare an application requesting the issuance of a Certificate of Site Compatibility from the North Dakota Public Service Commission (PSC) for the Project in accordance with Section 49-22-07 of the North Dakota Century Code. In support of that application, Tetra Tech is performing an investigation of the Project Area, located approximately ten miles north of Valley City, on approximately 12,000 acres of leased private land. The attached figure provides a map of the Project Area.

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We would appreciate a response by May 17, 2010. Please contact me at (512) 338-1667 or Anne-Marie.Griger@tetratech.com if you have any questions. Thank you for your assistance.

Respectfully submitted,



Anne-Marie Griger, AICP
Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



April 16, 2010

Mr. Merlan E. Paaverud, Jr.
State Historic Preservation Officer and Director
State Historical Society of North Dakota
612 E. Boulevard Ave.
Bismarck, ND 58505

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Mr. Paaverud:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the State Historical Society of North Dakota to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project. This information will be used to help guide the Project development through identification and avoidance of impacts to sensitive resources where practicable. We have requested similar input from other federal, state, and local agencies, including those identified in Section 69-06-01-05 of the North Dakota Administrative Code.

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Respectfully submitted,



Anne-Marie Griger, AICP
Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



April 16, 2010

Mr. Douglass Prchal
Director
North Dakota Parks and Recreation Department
1600 E. Century Ave, Suite 3
Bismarck, ND 58503-0649

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Mr. Prchal:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the North Dakota Parks and Recreation Department to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project. This information will be used to help guide the Project development through identification and avoidance of impacts to sensitive resources where practicable. We have requested similar input from other federal, state, and local agencies, including those identified in Section 69-06-01-05 of the North Dakota Administrative Code.

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Respectfully submitted,



Anne-Marie Griger, AICP
Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



April 16, 2010

Mr. Gary D. Preszler
Commissioner
North Dakota State Land Department
PO Box 5523
Bismarck, ND 58506-5523

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Mr. Preszler:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the North Dakota State Land Department to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project. This information will be used to help guide the Project development through identification and avoidance of impacts to sensitive resources where practicable. We have requested similar input from other federal, state, and local agencies, including those identified in Section 69-06-01-05 of the North Dakota Administrative Code.

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Anne-Marie Griger, AICP
Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



April 16, 2010

Attorney General Wayne Stenehjem
State of North Dakota, Office of Attorney General
State Capitol
600 E. Boulevard Ave.
Dept. 125
Bismarck, ND 58505

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Attorney General Stenehjem:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the State of North Dakota, Office of Attorney General, to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project. This information will be used to help guide the Project development through identification and avoidance of impacts to sensitive resources where practicable. We have requested similar input from other federal, state, and local agencies, including those identified in Section 69-06-01-05 of the North Dakota Administrative Code.

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Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



April 16, 2010

Mr. John Thompson
District Engineer
North Dakota Department of Transportation
District 2 - Valley City
1524 Eighth Avenue SW
Valley City, ND 58072-4200

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Mr. Thompson:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the North Dakota Department of Transportation to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project. This information will be used to help guide the Project development through identification and avoidance of impacts to sensitive resources where practicable. We have requested similar input from other federal, state, and local agencies, including those identified in Section 69-06-01-05 of the North Dakota Administrative Code.

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Anne-Marie Griger, AICP
Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



April 16, 2010

Mr. Jeffrey Towner
Field Supervisor
U.S. Fish and Wildlife Service
North Dakota Field Office
3425 Miriam Avenue
Bismarck, ND 58501-7926

RE: Notice of Intent to Submit an Application to the North Dakota Public Service Commission for a Certificate of Site Compatibility for the Ashtabula III Wind Energy Center in Barnes County, North Dakota

Dear Mr. Towner:

In regard to the Ashtabula III Wind Energy Center (the Project) in Barnes County, North Dakota, Tetra Tech EC, Inc. (Tetra Tech) is consulting the U.S. Fish and Wildlife Service to request assistance in identifying issues within the Project Area that would influence a decision regarding the use of the land and applicable permits that may be required from your office in the development of this Project. This information will be used to help guide the Project development through identification and avoidance of impacts to sensitive resources where practicable. We have requested similar input from other federal, state, and local agencies, including those identified in Section 69-06-01-05 of the North Dakota Administrative Code.

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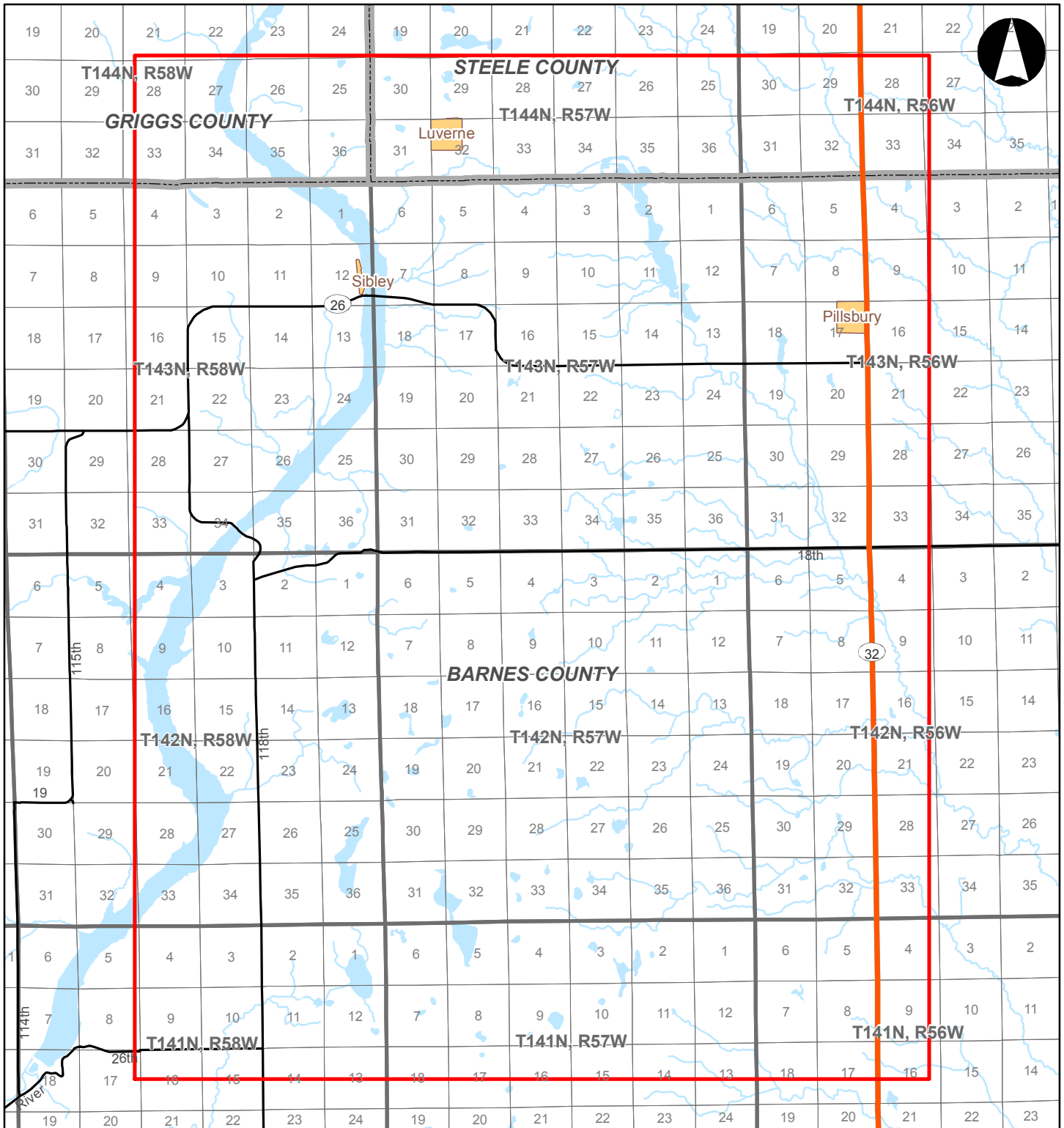
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Anne-Marie Griger, AICP
Tetra Tech, EC Inc
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Attachment



**FIGURE 1
GENERAL PROJECT
LOCATION**

**BARNES COUNTY,
NORTH DAKOTA**

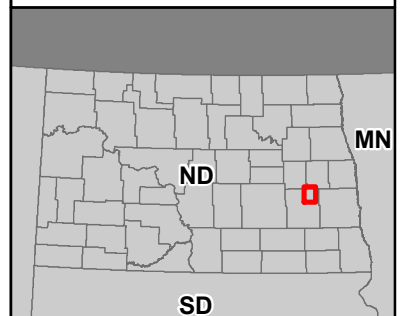
MARCH 2010

Legend

- General Project Area
- Limited Access Highway
- Highway
- Major Road
- Waterbody
- Stream
- City/Town
- PLSS Section Boundary
- PLSS Township Boundary
- County Boundary



OVERVIEW MAP





**STATE
HISTORICAL
SOCIETY
OF NORTH DAKOTA**

John Hoeven
Governor of North Dakota

North Dakota
State Historical Board

Chester E. Nelson, Jr.
Bismarck - President

Gereld Gerntholz
Valley City - Vice President

Richard Kloubec
Fargo - Secretary

Albert I. Berger
Grand Forks

Calvin Grinnell
New Town

Diane K. Larson
Bismarck

A. Ruric Todd III
Jamestown

Sara Otte Coleman
Director
Tourism Division

Kelly Schmidt
State Treasurer

Alvin A. Jaeger
Secretary of State

Douglass Prchal
Director
Parks and Recreation
Department

Francis Ziegler
Director
Department of Transportation

Merlan E. Paaverud, Jr.
Director

Accredited by the
American Association
of Museums

April 19, 2010

Ms. Anne-Marie Griger, AICP
Tetra Tech, EC INC
7800 Shoal Creek Blvd, Suite 253 East
Austin TX 78757

ND SHPO REF: 10-1094 PSC Ashtabula III Wind Energy Center, subsidiary of NextEra Energy Resources, LLC in portions of 12,000 acres of leased private land in Barnes County, North Dakota

Dear Ms. Griger,

We reviewed your preliminary information on ND SHPO REF: 10-1094 PSC Ashtabula III Wind Energy Center, subsidiary of NextEra Energy Resources, LLC in portions of 12,000 acres of leased private land in Barnes County, North Dakota. There is potential for unrecorded and recorded cultural resource properties in a variety of physiographic settings in the overall study area north of Valley City.

If the project requires permits issued by a federal and/or state agency (e.g. WAPA, RUS, COE, USFWS, BOR, PSC) then the respective agencies are to be consulted regarding their recommendations on the project. As a potential federal undertaking, we encourage agency consultation as part of the Environmental Assessment process, as you indicated you have initiated in your correspondence dated April 16, 2010.

At this point, we encourage that a Class I Cultural Resource Inventory (file and records search) be updated from any previous overlapping Class I areas (from other projects), prepared and submitted for review to this office and other appropriate agencies. Class II (reconnaissance) and Class III (pedestrian) surveys will most probably be warranted.

Thank you for the opportunity to review this project to date. We look forward to further review of cultural resource surveys. If you have any questions please contact Susan Quinnell, Review and Compliance Coordinator at (701) 328-3576, e-mail squinnell@nd.gov

Sincerely,

Merlan E. Paaverud, Jr.

State Historic Preservation Officer (North Dakota)
And Director, State Historical Society of North Dakota

From: [Haupt, Michael L.](#)
To: [Griger, Anne-Marie;](#)
cc: [Brand, Mike D.;](#)
Subject: Proposed Ashtabula III Wind Energy Center
Date: Friday, April 30, 2010 8:22:59 AM

Ms. Griger,

The ND School Trust has surface ownership on the SE4 of section 32, T143N, R57W and the NW4 of section 16, T142N, R57W, Barnes County. If there is a project proposed on either of these tracts, in regards to the proposed Ashtabula III Wind Energy Center, please submit an on-line application at <http://www.land.nd.gov/surface/row/>. Let me know if you have questions. Thanks.

Michael L. Haupt

Land Management Professional, CPRM
North Dakota State Land Department
PO Box 5523, Bismarck ND 58506-5523
701-328-2800
mhaupt@nd.gov

From: [Feeney, Tom](#)
To: [Griger, Anne-Marie;](#)
cc: [Haupt, Michael L.;](#)
Subject: Ashtabula III Wind Energy Center
Date: Friday, April 30, 2010 11:47:43 AM
Attachments: [landinfo@nd.gov_20100430_112255.pdf](#)

Ms. Gruger:

Mike Haupt has given you our surface interest locations for this project. Attached are our sub-surface mineral interests. Please be advised that any tower location on State-owned surface must not interfere with development of any mineral, including gravel, scoria or other aggregate. If any such mineral is discovered on State-owned surface, please notify our department immediately.

Respectfully,

Tom Feeney

Director of Minerals Management
ND State Land Department
1707 N 9th Street
Bismarck, ND 58501
(701) 328-2802
E-mail: tfeeney@nd.gov

North Dakota State Land Department
Leasehold List for Township 142-58
04/20/2010

Lease#	T/R/S	Description	County	Gross	Net	SLD%	Tract#	Tr.	Acq	Sale
	Status	Royalty	Effective	Expires	PaidThru			Bonus/Ac	Addendum	
	Lessee%	Lessee(s)	Description	Stratigraphic						
Open	142/58/16	NE4 LESS FEDERAL CONDEMNATION	BAR	119.00	119.00	100.00%	2-157-0	A	G	
Open	142/58/16	SE4 LESS FEDERAL CONDEMNATION	BAR	98.50	98.50	100.00%	2-158-0	A	G	
Open	142/58/25	NE4	BAR	160.00	80.00	50.00%	2-159-0	A	A	
Open	142/58/25	NW4	BAR	160.00	80.00	50.00%	2-160-0	A	A	
Open	142/58/25	SE4	BAR	160.00	80.00	50.00%	2-161-0	A	A	
Open	142/58/25	N2SW4, SE4SW4	BAR	120.00	60.00	50.00%	2-162-0	A	A	
Open	142/58/26	NE4	BAR	160.00	80.00	50.00%	2-163-0	A	A	

North Dakota State Land Department
Leasehold List for Township 143-57
04/20/2010

Lease#	T/R/S	Description	County	Gross	Net	SLD%	Tract#	Tr.	Acq	Sale
	Status	Royalty	Effective	Expires	PaidThru			Bonus/Ac	Addendum	
	Lessee%	Lessee(s)	Description	Stratigraphic						
Open	143/57/16	NE4	BAR	160.00	80.00	50.00%	2-188-0	A	G	
Open	143/57/17	SE4	BAR	160.00	80.00	50.00%	2-189-0	L	L	
Open	143/57/26	SW4	BAR	160.00	80.00	50.00%	2-190-0	U	A	
Open	143/57/30	SE4	BAR	160.00	80.00	50.00%	2-191-0	U	G	
Open	143/57/31	NE4	BAR	160.00	80.00	50.00%	2-192-0	L	L	
Open	143/57/31	E2NW4, LOTS 1,2	BAR	154.98	77.49	50.00%	2-193-0	L	L	
Open	143/57/31	SE4	BAR	160.00	80.00	50.00%	2-194-0	L	L	
Open	143/57/32	SE4	BAR	160.00	160.00	100.00%	2-195-0	Z	G	
Open	143/57/36	NE4	BAR	160.00	80.00	50.00%	2-196-0	A	G	
Open	143/57/36	SE4	BAR	160.00	80.00	50.00%	2-197-0	A	G	

John Hoeven
Governor

Lisa K. Fair McEvers
Commissioner



State Capitol - 13th Floor
600 E Boulevard Ave Dept 406
Bismarck, ND 58505-0340

nd.gov/labor
nd.gov/humanrights

April 28, 2010

Ms. Anne-Marie Griger, AICP
Tetra Tech, EC Inc.
7800 Shoal Creek Blvd. Suite 253 East
Austin, TX 78757

Re: Application to North Dakota Public Services Commission for Certificate of Site
Compatibility for Ashtabula III Wind Energy Center in Barnes County, North
Dakota

Dear Ms. Griger,

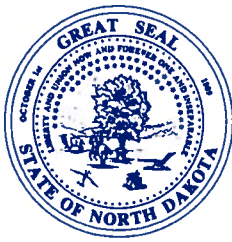
Thank you for your letter of April 16, 2010, inquiring about assistance in identifying concerns or issues relating to the project you described. The Department of Labor enforces wage and hours laws, investigates allegations of discrimination in employment, housing, public services, public accommodations and credit transactions.

The Department of Labor takes no position on your project, as I am unable to identify any concerns relating to the authority granted to the department.

Sincerely yours,

A handwritten signature in blue ink that reads "Lisa K. Fair McEvers".

Lisa K. Fair McEvers
Commissioner



North Dakota Department of Transportation

Francis G. Ziegler, P.E.
Director

John Hoeven
Governor

April 27, 2010

Anne-Marie Griger, AICP
Tetra Tech, EC INC.
7800 Shoal Creek Blvd – Suite 253 E
Austin, TX 78757

INVESTIGATION OF PROJECT AREA FOR ASHTEBULA III WIND ENERGY CENTER,
BARNES COUNTY, VALLEY CITY, NORTH DAKOTA

We have reviewed your April 16, 2010, letter.

The above referenced project will have no adverse effect on the North Dakota Department of Transportation (NDDOT) state transportation systems; however, NDDOT is uncertain of the timeframe for this project and would like to note that we have construction scheduled for bridge replacement in 2012. ND Hwy 26 east of Sibley is scheduled for replacement and traffic will be detoured to a county highway system.

Additionally, if because of this project any work needs to be done on highway right-of-way, appropriate permits and risk management documents will need to be obtained from the Department of Transportation District Engineer, John Thompson at 701-845-8800, Robert Walton at 701-239-8903, and Les Noehre at Grand Forks at 701-787-6500.

RONALD J. HENKE, P.E. - DIRECTOR, OFFICE OF PROJECT DEVELOPMENT

57:rjh:js

c: John Thompson, Valley City District Engineer
Robert Walton, Fargo District Engineer
Les Noehre, Grand Forks District Engineer



April 28, 2010

Anne-Marie Griger, AICP
Tetra Tech EC, Inc.
7800 Shoal Creek Blvd., Ste 253 East
Austin, TX 78757

Re: Ashtabula III Wind Energy Center Project, Barnes County

Dear Ms. Griger:

This department has reviewed the information concerning the above-referenced project submitted under date of April 16, 2010, with respect to possible environmental impacts.

This department believes that environmental impacts from the proposed construction will be minor and can be controlled by proper construction methods. With respect to construction, we have the following comments:

1. All necessary measures must be taken to minimize fugitive dust emissions created during construction activities. Any complaints that may arise are to be dealt with in an efficient and effective manner.
2. Care is to be taken during construction activity near any water of the state to minimize adverse effects on a water body. This includes minimal disturbance of stream beds and banks to prevent excess siltation, and the replacement and revegetation of any disturbed area as soon as possible after work has been completed. Caution must also be taken to prevent spills of oil and grease that may reach the receiving water from equipment maintenance, and/or the handling of fuels on the site. Guidelines for minimizing degradation to waterways during construction are attached.
3. Projects disturbing one or more acres are required to have a permit to discharge storm water runoff until the site is stabilized by the reestablishment of vegetation or other permanent cover. Further information on the storm water permit may be obtained from the Department's website or by calling the Division of Water Quality (701-328-5210). Also, cities or counties may impose additional requirements and/or specific best management practices for construction affecting their storm drainage system. Check with the local officials to be sure any local storm water management considerations are addressed.
4. Noise from construction activities may have adverse effects on persons who live near the construction area. Noise levels can be minimized by ensuring that construction equipment is equipped with a recommended muffler in good working order. Noise effects can also be

minimized by ensuring that construction activities are not conducted during early morning or late evening hours.

The department owns no land in or adjacent to the proposed improvements, nor does it have any projects scheduled in the area. In addition, we believe the proposed activities are consistent with the State Implementation Plan for the Control of Air Pollution for the State of North Dakota.

These comments are based on the information provided about the project in the above-referenced submittal. The U.S. Army Corps of Engineers may require a water quality certification from this department for the project if the project is subject to their Section 404 permitting process. Any additional information which may be required by the U.S. Army Corps of Engineers under the process will be considered by this department in our determination regarding the issuance of such a certification.

If you have any questions regarding our comments, please feel free to contact this office.

Sincerely,

A handwritten signature in blue ink, appearing to read "L. David Glatt". The signature is stylized and somewhat cursive.

L. David Glatt, P.E., Chief
Environmental Health Section

LDG:cc
Attach.



Construction and Environmental Disturbance Requirements

These represent the minimum requirements of the North Dakota Department of Health. They ensure that minimal environmental degradation occurs as a result of construction or related work which has the potential to affect the waters of the State of North Dakota. All projects will be designed and implemented to restrict the losses or disturbances of soil, vegetative cover, and pollutants (chemical or biological) from a site.

Soils

Prevent the erosion of exposed soil surfaces and trapping sediments being transported. Examples include, but are not restricted to, sediment dams or berms, diversion dikes, hay bales as erosion checks, riprap, mesh or burlap blankets to hold soil during construction, and immediately establishing vegetative cover on disturbed areas after construction is completed. Fragile and sensitive areas such as wetlands, riparian zones, delicate flora, or land resources will be protected against compaction, vegetation loss, and unnecessary damage.

Surface Waters

All construction which directly or indirectly impacts aquatic systems will be managed to minimize impacts. All attempts will be made to prevent the contamination of water at construction sites from fuel spillage, lubricants, and chemicals, by following safe storage and handling procedures. Stream bank and stream bed disturbances will be controlled to minimize and/or prevent silt movement, nutrient upsurges, plant dislocation, and any physical, chemical, or biological disruption. The use of pesticides or herbicides in or near these systems is forbidden without approval from this Department.

Fill Material

Any fill material placed below the high water mark must be free of top soils, decomposable materials, and persistent synthetic organic compounds (in toxic concentrations). This includes, but is not limited to, asphalt, tires, treated lumber, and construction debris. The Department may require testing of fill materials. All temporary fills must be removed. Debris and solid wastes will be removed from the site and the impacted areas restored as nearly as possible to the original condition.



DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS, OMAHA DISTRICT
NORTH DAKOTA REGULATORY OFFICE
1513 SOUTH 12TH STREET
BISMARCK ND 58504-6640
May 3, 2010

[NWO-2010-815-BIS]

Anne-Marie Griger
Tetra Tech, EC Inc.
7800 Shoal Creek Blvd, Suite 253 East
Austin, Texas 78757

Dear Ms. Griger:

This is in response to your request for Department of the Army, Corps of Engineers comments on the proposed Ashtabula Wind III Energy Center. This project would be located on approximately 12,000 acres of land, ten miles north of Valley City, in several Sections, Townships 141, 142 and 143, North, Ranges 56, 57 and 58 West, Barnes County, North Dakota.

The Corps of Engineers regulates work affecting navigable waterways, such as the Missouri River and the Red River of the North under Section 10 of the Rivers and Harbors Act (RHA). Through Section 404 of the Clean Water Act (CWA) the Corps of Engineers regulates the discharge of dredged or fill material into waters of the United States. Waters of the United States may include, but are not limited to, rivers, streams, ditches, coulees, lakes, and their adjacent wetlands. Fill material includes, but is not limited to earth, clay, rock, etc.... Should the proposed wind energy center or the associated construction project(s) result in the discharge of dredged or fill material into waters of the United States or affect a navigable waterway, a Corps permit would be required. If however, the project(s) and associated work can be accomplished by avoiding a discharge of fill into waters of United States and not affect a navigable waterway, a Corps permit would not be required.

If you have RHA or CWA questions, permitting questions, are unsure as to what constitutes a discharge of fill, and/or are unsure of what constitutes waters of the United States, please do not hesitate to contact this office by letter or phone at (701)-255-0015.

Sincerely,

A handwritten signature in black ink that reads "Jason Renschler".

Jason Renschler
Project Manager
North Dakota Regulatory Office

Enclosure
- application

**Instructions for Preparing a
Department of the Army Permit Application**

Blocks 1 through 4. To be completed by Corps of Engineers.

Block 5. Applicant's Name. Enter the name and the E-mail address of the responsible party or parties. If the responsible party is an agency, company, corporation, or other organization, indicate the name of the organization and responsible officer and title. If more than one party is associated with the application, please attach a sheet with the necessary information marked Block 5.

Block 6. Address of Applicant. Please provide the full address of the party or parties responsible for the application. If more space is needed, attach an extra sheet of paper marked Block 6.

Block 7. Applicant Telephone Number(s). Please provide the number where you can usually be reached during normal business hours.

Blocks 8 through 11. To be completed, if you choose to have an agent.

Block 8. Authorized Agent's Name and Title. Indicate name of individual or agency, designated by you, to represent you in this process. An agent can be an attorney, builder, contractor, engineer, or any other person or organization. Note: An agent is not required.

Blocks 9 and 10. Agent's Address and Telephone Number. Please provide the complete mailing address of the agent, along with the telephone number where he / she can be reached during normal business hours.

Block 11. Statement of Authorization. To be completed by applicant, if an agent is to be employed.

Block 12. Proposed Project Name or Title. Please provide name identifying the proposed project, e.g., Landmark Plaza, Burned Hills Subdivision, or Edsall Commercial Center.

Block 13. Name of Waterbody. Please provide the name of any stream, lake, marsh, or other waterway to be directly impacted by the activity. If it is a minor (no name) stream, identify the waterbody the minor stream enters.

Block 14. Proposed Project Street Address. If the proposed project is located at a site having a street address (not a box number), please enter it here.

Block 15. Location of Proposed Project. Enter the latitude and longitude of where the proposed project is located. If more space is required, please attach a sheet with the necessary information marked Block 15.

Block 16. Other Location Descriptions. If available, provide the Tax Parcel Identification number of the site, Section, Township, and Range of the site (if known), and / or local Municipality that the site is located in.

Block 17. Directions to the Site. Provide directions to the site from a known location or landmark. Include highway and street numbers as well as names. Also provide distances from known locations and any other information that would assist in locating the site. You may also provide description of the proposed project location, such as lot numbers, tract numbers, or you may choose to locate the proposed project site from a known point (such as the right descending bank of Smith Creek, one mile downstream from the Highway 14 bridge). If a large river or stream, include the river mile of the proposed project site if known

Block 18. Nature of Activity. Describe the overall activity or project. Give appropriate dimensions of structures such as wing walls, dikes (identify the materials to be used in construction, as well as the methods by which the work is to be done), or excavations (length, width, and height). Indicate whether discharge of dredged or fill material is involved. Also, identify any structure to be constructed on a fill, piles, or float-supported platforms.

The written descriptions and illustrations are an important part of the application. Please describe, in detail, what you wish to do. If more space is needed, attach an extra sheet of paper marked Block 18.

Block 19. Proposed Project Purpose. Describe the purpose and need for the proposed project. What will it be used for and why? Also include a brief description of any related activities to be developed as the result of the proposed project. Give the approximate dates you plan to both begin and complete all work.

Block 20. Reasons for Discharge. If the activity involves the discharge of dredged and/or fill material into a wetland or other waterbody, including the temporary placement of material, explain the specific purpose of the placement of the material (such as erosion control).

Block 21. Types of Material Being Discharged and the Amount of Each Type in Cubic Yards. Describe the material to be discharged and amount of each material to be discharged within Corps jurisdiction. Please be sure this description will agree with your illustrations. Discharge material includes: rock, sand, clay, concrete, etc.

Block 22. Surface Areas of Wetlands or Other Waters Filled. Describe the area to be filled at each location. Specifically identify the surface areas, or part thereof, to be filled. Also include the means by which the discharge is to be done (backhoe, dragline, etc.). If dredged material is to be discharged on an upland site, identify the site and the steps to be taken (if necessary) to prevent runoff from the dredged material back into a waterbody. If more space is needed, attach an extra sheet of paper marked Block 22.

Block 23. Description of Avoidance, Minimization, and Compensation. Provide a brief explanation describing how impacts to waters of the United States are being avoided and minimized on the project site. Also provide a brief description of how impacts to waters of the United States will be compensated for, or a brief statement explaining why compensatory mitigation should not be required for those impacts.

Block 24. Is Any Portion of the Work Already Complete? Provide any background on any part of the proposed project already completed. Describe the area already developed, structures completed, any dredged or fill material already discharged, the type of material, volume in cubic yards, acres filled, if a wetland or other waterbody (in acres or square feet). If the work was done under an existing Corps permit, identify the authorization, if possible.

Block 25. Names and Addresses of Adjoining Property Owners, Lessees, etc., Whose Property Adjoins the Project Site. List complete names and full mailing addresses of the adjacent property owners (public and private) lessees, etc., whose property adjoins the waterbody or aquatic site where the work is being proposed so that they may be notified of the proposed activity (usually by public notice). If more space is needed, attach an extra sheet of paper marked Block 24.

Information regarding adjacent landowners is usually available through the office of the tax assessor in the county or counties where the project is to be developed.

Block 26. Information about Approvals or Denials by Other Agencies. You may need the approval of other federal, state, or local agencies for your project. Identify any applications you have submitted and the status, if any (approved or denied) of each application. You need not have obtained all other permits before applying for a Corps permit.

Block 27. Signature of Applicant or Agent. The application must be signed by the owner or other authorized party (agent). This signature shall be an affirmation that the party applying for the permit possesses the requisite property rights to undertake the activity applied for (including compliance with special conditions, mitigation, etc.).

DRAWINGS AND ILLUSTRATIONS

General Information.

Three types of illustrations are needed to properly depict the work to be undertaken. These illustrations or drawings are identified as a Vicinity Map, a Plan View or a Typical Cross-Section Map. Identify each illustration with a figure or attachment number.

Please submit one original, or good quality copy, of all drawings on 8½ x11 inch plain white paper (electronic media may be substituted). Use the fewest number of sheets necessary for your drawings or illustrations.

Each illustration should identify the project, the applicant, and the type of illustration (vicinity map, plan view, or cross-section). While illustrations need not be professional (many small, private project illustrations are prepared by hand), they should be clear, accurate, and contain all necessary information.

18. Nature of Activity (Description of project, include all features)

19. Project Purpose (Describe the reason or purpose of the project, see instructions)

USE BLOCKS 20-23 IF DREDGED AND/OR FILL MATERIAL IS TO BE DISCHARGED

20. Reason(s) for Discharge

21. Type(s) of Material Being Discharged and the Amount of Each Type in Cubic Yards:

Type Amount in Cubic Yards	Type Amount in Cubic Yards	Type Amount in Cubic Yards
-------------------------------	-------------------------------	-------------------------------

22. Surface Area in Acres of Wetlands or Other Waters Filled (see instructions)

Acres
Or
Liner Feet

23. Description of Avoidance, Minimization, and Compensation (see instructions)

24. Is Any Portion of the Work Already Complete? Yes No IF YES, DESCRIBE THE COMPLETED WORK

25. Addresses of Adjoining Property Owners, Lessees, Etc., Whose Property Adjoins the Waterbody (If more than can be entered here, please attach a supplemental list).

Address –
City – State – Zip –

26. List of Other Certifications or Approvals/Denials Received from other Federal, State, or Local Agencies for Work Described in This Application.

AGENCY	TYPE APPROVAL*	IDENTIFICATION NUMBER	DATE APPLIED	DATE APPROVED	DATE DENIED
--------	----------------	-----------------------	--------------	---------------	-------------

* Would include but is not restricted to zoning, building, and flood plain permits

27. Application is hereby made for a permit or permits to authorize the work described in this application. I certify that the information in this application is complete and accurate. I further certify that I possess the authority to undertake the work described herein or am acting as the duly authorized agent of the applicant.

SIGNATURE OF APPLICANT

DATE

SIGNATURE OF AGENT

DATE

The application must be signed by the person who desires to undertake the proposed activity (applicant) or it may be signed by a duly authorized agent if the statement in block 11 has been filled out and signed.

18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals, or covers up any trick, scheme, or disguises a material fact or makes any false, fictitious or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious or fraudulent statements or entry, shall be fined not more than \$10,000 or imprisoned not more than five years or both.