

"ALTA/ACSM LAND TITLE SURVEY"
NW1/4 SECTION 22, T. 143 N., R. 57 W.
BARNES COUNTY, NORTH DAKOTA



SECTION 22, T.143N., R.57W. DESCRIPTION

MERLE E. FLATT AND MARION FLATT - THE NORTHWEST QUARTER (NW¼), SECTION TWENTY-TWO (22), TOWNSHIP ONE HUNDRED FORTY-THREE NORTH (143N), RANGE FIFTY-SEVEN WEST (57W) OF THE 5TH P.M., BARNES COUNTY, NORTH DAKOTA, ACCORDING TO THE UNITED STATES GOVERNMENT SURVEY THEREOF;
 LESS: THE WEST 75.0' OF THE NORTH 379.5' OF THE NW¼ OF SECTION 22, TOWNSHIP 143, RANGE 57, BARNES COUNTY, NORTH DAKOTA, EXCEPTING ALL THAT PORTION ACQUIRED FOR PUBLIC HIGHWAY RIGHT-OF-WAY AND ALL THAT PORTION LYING WITHIN 33 FEET OF THE SECTION LINES. TRACT CONTAINS 2.18 ACRES, MORE OR LESS;
 LESS: THE WEST 75.0' OF THE NW¼ OF SECTION 22, TOWNSHIP 143, RANGE 57, BARNES COUNTY NORTH DAKOTA, EXCEPTING ALL THAT PORTION ACQUIRED FOR PUBLIC HIGHWAY RIGHT-OF-WAY AND ALL THAT PORTION LYING WITHIN 33 FEET OF THE SECTION LINES. TRACT CONTAINS 2.18 ACRES, MORE OR LESS;
 LESS: THE NORTH 100.0' OF THE WEST 577.5' OF THE NW¼ OF SECTION 22, TOWNSHIP 143, RANGE 57, BARNES COUNTY, NORTH DAKOTA, EXCEPTING ALL THAT PORTION ACQUIRED FOR PUBLIC HIGHWAY RIGHT-OF-WAY AND ALL THAT PORTION LYING WITHIN 33 FEET OF THE SECTION LINES. TRACT CONTAINS 0.74 ACRES, MORE OR LESS;
 LESS: BEGINNING AT THE NORTHWEST SECTION CORNER OF SECTION 22, TOWNSHIP 143, RANGE 57, BARNES COUNTY, NORTH DAKOTA, THENCE SOUTH ALONG THE WEST SECTION LINE OF SECTION 22, A DISTANCE OF 300', THENCE NORTHEASTERLY TO A POINT ON THE NORTH SECTION LINE OF SECTION 22, SAID POINT BEING 300' EAST OF THE NORTHWEST SECTION CORNER OF SECTION 22, THENCE WEST 300' TO THE POINT OF BEGINNING. EXCEPTING ALL THAT PORTION PREVIOUSLY ACQUIRED FOR HIGHWAY RIGHT-OF-WAY. SAID TRACT CONTAINS 0.18 ACRES, MORE OR LESS.

SECTION 22 NOTES

THE LOCATION OF EACH EASEMENT, RIGHT-OF-WAY, SERVITUDE, AND OTHER MATTER AFFECTING THE SUBJECT PROPERTY AND LISTED IN THE AMENDED TITLE INSURANCE COMMITMENT NUMBER _____ DATED _____ ISSUED BY FIRST AMERICAN TITLE INSURANCE COMPANY, HAS BEEN CORRECTLY PLOTTED OR NOTED ON THE SURVEY, TOGETHER WITH APPROPRIATE RECORDING REFERENCES, TO THE EXTENT THAT SUCH MATTERS CAN BE LOCATED. THE PROPERTY SHOWN ON THE SURVEY IS THE SAME PROPERTY DESCRIBED IN THAT TITLE COMMITMENT.

THE SUBJECT PROPERTY HAS ACCESS TO AND FROM A DEDICATED AND ACCEPTED PUBLIC RIGHT OF WAY, ROAD OR HIGHWAY. ALL UTILITY SERVICES REQUIRED FOR THE OPERATION OF THE PREMISES EITHER ENTER OR WILL ENTER THE PREMISES THROUGH ADJOINING PUBLIC STREET, OR THE SURVEY SHOWS THE POINT OF ENTRY AND LOCATION OF ANY UTILITIES THAT PASS THROUGH OR ARE LOCATED ON ADJOINING LAND.

NO STUDY HAS BEEN PERFORMED IN THE SUBJECT AREA FOR THE FLOOD INSURANCE RATE MAP.

THIS SURVEY DOES NOT CONSTITUTE A TITLE SEARCH BY SURVEYOR. ALL INFORMATION REGARDING RECORD EASEMENTS, ADJOINERS, AND OTHER DOCUMENTS THAT MIGHT AFFECT THE QUALITY OF TITLE TO TRACT SHOWN HEREON WAS GAINED FROM THE AMENDED TITLE COMMITMENT NUMBER _____ AND PREPARED BY FIRST AMERICAN TITLE INSURANCE COMPANY, DATED _____

ITEM ?? - STATUTORY RIGHT OF WAY FOR PUBLIC ROAD PURPOSES 33 FEET WIDE ALONG SECTION LINES PURSUANT TO NDCC 24-07-03. AFFECTS SUBJECT PROPERTY.

ITEM 3 - RIGHT OF WAY EASEMENT GRANTED UNTO CASS COUNTY ELECTRIC COOPERATIVE, INC., RECORDED AS DOCUMENT NO. 172572, AS FILED IN THE BARNES COUNTY RECORDERS OFFICE. DOES NOT AFFECT SUBJECT PROPERTY.

ITEM 4 - RIGHT OF WAY EASEMENT GRANTED UNTO CASS COUNTY ELECTRIC COOPERATIVE, INC., RECORDED AS DOCUMENT NO. 172573, AS FILED IN THE BARNES COUNTY RECORDERS OFFICE. AFFECTS SUBJECT PROPERTY AND LOCATION IS INDETERMINATE.

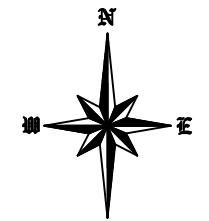
ITEM 5 - MEMORANDUM OF EASEMENTS TO BOULEVARD ASSOCIATES, LLC, RECORDED AS DOCUMENT NO. 261596, AS FILED IN THE BARNES COUNTY RECORDERS OFFICE. AFFECTS SUBJECT PROPERTY. ASSIGNMENT OF WIND FARM EASEMENT AGREEMENTS TO ASHTABULA WIND, LLC, RECORDED AS DOCUMENT NO. 263828, AS FILED IN THE BARNES COUNTY RECORDERS OFFICE. AFFECTS SUBJECT PROPERTY.

ITEM 6 - TRANSMISSION EASEMENT GRANTED UNTO ASHTABULA WIND, LLC, RECORDED AS DOCUMENT NO. 263140, AS FILED IN THE BARNES COUNTY RECORDERS OFFICE. AFFECTS SUBJECT PROPERTY. PARTIAL ASSIGNMENT OF TRANSMISSION EASEMENTS AND AGREEMENT REGARDING USE OF EASEMENT AREAS GRANTED UNTO OTTER TAIL CORPORATION DOING BUSINESS AS OTTER TAIL POWER COMPANY, RECORDED AS DOCUMENT NO. 263839, AS FILED IN THE BARNES COUNTY RECORDERS OFFICE. AFFECTS SUBJECT PROPERTY.

ITEM 7 - RIGHT OF WAY EASEMENT GRANTED UNTO CASS COUNTY ELECTRIC COOPERATIVE, INC., RECORDED AS DOCUMENT NO. 263759, AS FILED IN THE BARNES COUNTY RECORDERS OFFICE. AFFECTS SUBJECT PROPERTY.

LEGEND

- EASEMENTS
- FOUND MONUMENT
- MONUMENT SET
- WITNESS CORNER SET
- FOUND STONE
- MONUMENT TO BE SET
- WIND TURBINE
- ROAD FOR TURBINE
- CONSTRUCTION EASEMENT
- EXISTING POWER POLE
- UNDERGROUND COLLECTOR LINE
- J BOX, FIBER VAULT OR XGROUND BOX
- TRANSMISSION LINE
- TRANSMISSION EASEMENT
- UNDERGROUND ELECTRIC
- UNDERGROUND TELEPHONE
- UNDERGROUND OIL
- UNDERGROUND TELEPHONE FIBER
- CABLE BORING
- CHAIN LINK FENCE
- SPLICE
- GROUND
- CULVERT



SCALE - 1"=300'
 March 15, 2011

DATUM:
 NORTH DAKOTA STATE PLANE
 SOUTH ZONE (3302)
 NAD 83 (ADJ 96)
 INTERNATIONAL FEET
 GRID DISTANCE
 NAVD 88

THE SURVEY DATA IS ON FILE AT THE
 OFFICES OF SWENSON, HAGEN & CO.

SWENSON, HAGEN & COMPANY P.C.



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 Bismarck, North Dakota 58504
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 Fax (701) 223-2606

SURVEYORS CERTIFICATE

TO ASHTABULA III WIND, LLC, A DELAWARE LIMITED LIABILITY COMPANY AND FIRST AMERICAN TITLE INSURANCE COMPANY.

THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH THE 2011 MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/ACSM LAND TITLE SURVEYS, JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND NSPS, AND INCLUDES ITEMS 1 AND 3 OF TABLE A THEREOF. THE FIELD WORK WAS COMPLETED ON FEBRUARY 11, 2011.

ANY ALTERATION OF THE ACCOMPANYING MAP WILL VOID THIS CERTIFICATION.

SURVEY IS VALID ONLY IF PRINT HAS ORIGINAL EMBOSSED SEAL AND SIGNATURE OF SURVEYOR.

DATE OF PLAT OR MAP _____

LARRY J. SMITH
 REGISTERED LAND SURVEYOR
 ND REGISTRATION NO. 2363

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UTILITY NOTE

The locations of existing underground utilities are shown in an approximate way only and have not been independently verified by the owner or its representative. The contractor shall determine the exact location of all existing utilities before commencing work, and agrees to be fully responsible for any and all damages which might be occasioned by the contractor's failure to exactly locate and preserve any and all underground utilities.

SEAL

