

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

**Oliver Wind III, LLC
Oliver III Wind Energy Center – Oliver & Morton
Siting Application**

Case No. PU-16-123

**Oliver Wind III, LLC
230 kV Transmission Line – Oliver & Morton
Siting Application**

Case No. PU-16-122

AFFIDAVIT OF SERVICE BY CERTIFIED MAIL

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

Geralyn R. Schmaltz deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **7th day of April, 2016**, she deposited in the United States Mail, at Bismarck, North Dakota, **one** envelope with certified postage, return receipt requested, fully prepaid, securely sealed and containing a photocopy of:

- **Notice of Filings and Consolidated Hearing**
- **Commission Motion Consolidating Cases for Hearing, Deeming Applications Complete, & Issuing Notice**
- **Commission Motion Withdrawing Previous Motion**
- **Commission Motion Deeming Applications Complete & Issuing Notice (Withdrawn)**

The envelope was addressed as follows:

Stephanie Dassinger
Crowley Fleck PLLP
PO Box 2798
Bismarck, ND 58502-2798
Cert. No. 7015 3010 0000 6559 9593

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Affidavit of Service, Cert. Mail – Notice and Commission Motions
Public Service Commission

13 PU-16-122 Filed 04/07/2016 Pages: 9
Affidavit of Service, Cert. Mail – Notice and Commission Motions
Public Service Commission

The address shown is the respective addressee's last reasonably ascertainable post office address.

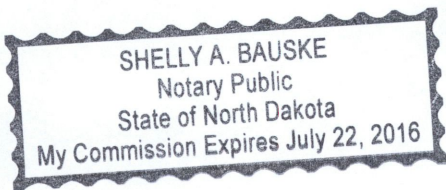
Subscribed and sworn to before me
this **7th day of April, 2016.**

[Handwritten signature]

[Handwritten signature]

Notary Public

SEAL



**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

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NOTICE OF FILINGS AND CONSOLIDATED HEARING

April 5, 2016

A consolidated **Public Hearing** on the application for Case No. PU-16-123 and Case No. PU-16-122 is scheduled for **June 1, 2016, at 9:00 a.m. CDST**, at Mandan City Hall, 205 Second Avenue, NW, Mandan, North Dakota 58554.

Oliver Wind III, LLC filed an application for a Certificate of Site Compatibility concerning the location of the 100 MW Oliver Wind III Wind Energy Center consisting of up to 48 wind turbine generators and associated facilities in Morton and Oliver Counties, North Dakota, as shown on the attached map, Case No. PU-16-123. Please note that all but one turbine is currently planned to be located in Morton County.

Oliver Wind III, LLC filed applications for a certificate of corridor compatibility and a route permit concerning the location for approximately 9.5 miles of 230 kV electric transmission line and associated facilities in Morton and Oliver Counties, North Dakota, as shown on the attached map, Case No. PU-16-122.

Believing that there will be no prejudice to the rights of the parties or the public interest, and finding the cases involve similar questions of law and fact, the Commission is consolidating these cases for hearing under North Dakota Admin. Code section 69-02-04-04.

Also in Case No. PU-16-122, Oliver Wind III, LLC filed an application for waivers of procedures and time schedules established under North Dakota Century Code sections 49-22-07.2, 49-22-08, 49-22-08.1, 49-22-13, and North Dakota Administrative Code section 69-06-01-02 and chapter 69-06-06, requiring separate filings, separate notices, and separate hearings on corridor and route applications.

The issues to be considered in the application for waiver of procedures and time schedules in Case No. PU-16-122 are:

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Notice of Filings and Consolidated Hearing
Public Service Commission
- 12 PU-16-122 Filed 04/05/2016 Pages: 4
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Public Service Commission

1. Are the proposed facilities of such length, design, location, or purpose that they will produce minimal adverse effects and that adherence to applicable procedures and time schedules may be waived?
2. Is it appropriate for the Commission to waive any procedures and time schedules as requested in the application?


The issues to be considered in the application for certificate of site compatibility in Case No. PU-16-123 and the applications for certificate of corridor compatibility and route permit in Case No. PU-16-122 are:

1. Will the location and operation of the proposed facilities produce minimal adverse effects on the environment and upon the welfare of the citizens of North Dakota?
2. Are the proposed facilities compatible with the environmental preservation and the efficient use of resources?
3. Will the proposed facility locations minimize adverse human and environmental impact while ensuring continuing system reliability and integrity and ensuring that energy needs are met and fulfilled in an orderly and timely fashion?

If found that a waiver of procedures and time schedules is appropriate, the Commission may proceed to consider the application for a corridor certificate and route permit without further notice.

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400; or Relay North Dakota, 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials, please notify the Commission at least 24 hours in advance.

PUBLIC SERVICE COMMISSION



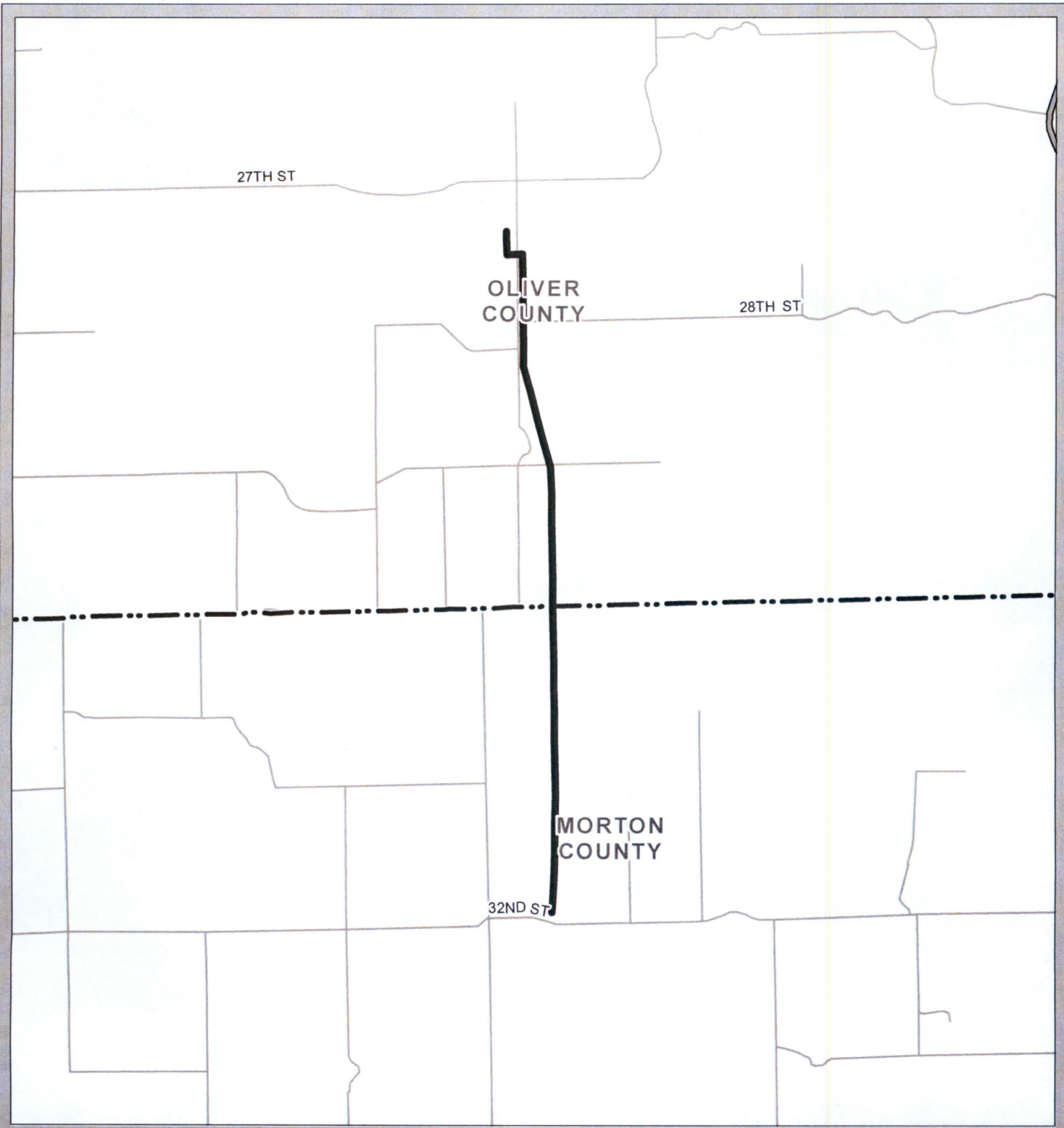
Randy Christmann
Commissioner






Julie Fedorchak
Chairman

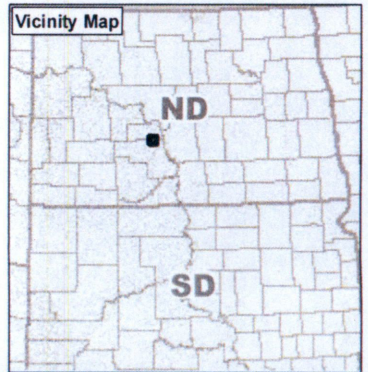
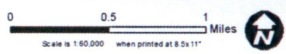


Brian P. Kalk
Commissioner



Oliver III Transmission Line

-  Proposed Transmission Line
-  Corridor/Route
-  County Border



APPROVED

DATE: 4-5-16
SJC

MOTION

April 5, 2016

Oliver Wind III, LLC
Oliver III Wind Energy Center – Oliver & Morton
Siting Application

Case No. PU-16-123

Oliver Wind III, LLC
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Case No. PU-16-122

Believing that there will be no prejudice to the rights of the parties or the public interest, and finding the cases involve similar questions of law or fact, I move the Commission consolidate for hearing, under North Dakota Administrative Code section 69-02-04-04, Oliver Wind III, LLC, Oliver III Wind Energy Center – Oliver & Morton Counties, Siting Application, Case No. PU-16-123, and Oliver Wind III, LLC, 230 kV Transmission Line – Oliver & Morton Counties, Siting Application, Case No. PU-16-122.

I further move the Commission deem the applications complete, conditioned on receipt at least 30 days prior to the hearing of: 1) final turbine locations with detail on residence locations and participating and nonparticipating landowners; 2) cultural studies; and 3) natural resources studies, and issue a Notice of Filings and Consolidated Hearings in Oliver Wind III, LLC, Oliver III Wind Energy Center – Oliver & Morton Counties, Siting Application, Case No. PU-16-123, and Oliver Wind III, LLC, 230 kV Transmission Line – Oliver & Morton Counties, Siting Application, Case No. PU-16-122.

SJC

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Commission Motion consolidating cases for hearing, deeming apps complete, & issuing Notice
Public Service Commission

11 PU-16-122 Filed 04/05/2016 Pages: 1
Commission Motion consolidating cases for hearing, deeming apps complete, & issuing Notice
Public Service Commission

APPROVED

DATE: 4-5-16
[Signature]

MOTION

April 5, 2016

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I move the Commission withdraw item BK-3 dealing with Case Nos. PU-16-123 and PU-16-122 for the purpose of an update at 1:10 pm today to consider consolidating the cases for hearing.

BPK

MOTION

April 5, 2016

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Case No. PU-16-123

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Case No. PU-16-122

I move the Commission deem the applications complete, conditioned on receipt of: (1) final turbine locations with details on participating versus non-participating landowners and residences locations; (2) cultural studies; and (3) natural resources studies 30 days prior to the hearing, and issue a Notice of Filings and Public Hearings in Oliver Wind III, LLC, Oliver III Wind Energy Center – Oliver & Morton Counties, Siting Application, Case No. PU-16-123, and Oliver Wind III, LLC, 230 kV Transmission Line – Oliver & Morton Counties, Siting Application, Case No. PU-16-122.

SJC