



SOUND LEVEL WAIVER

Oliver Wind III, LLC intends to construct the Oliver III Wind Energy Center to be located in Oliver and Morton Counties, North Dakota. A portion of the Oliver III Wind Energy Center may be located on or near your property, described as follows:

A tract of land located in Lot 5 and the Southwest Quarter (SW¼) of Section 6, Township 140 North, Range 83 West of the 5th Principal Meridian, Morton County, North Dakota, to-wit: Beginning at the Southwest corner of said Lot 5, thence North along the section line a distance of 187.765 feet; thence East parallel to the South line of said Lot 5 a distance of 1159.95 feet; thence South parallel to the West section line a distance of 187.765 feet to the South line of said Lot 5; thence continuing South along said bearing a distance of 375.53 feet; thence West parallel to the South line of said Lot 5 a distance of 1159.95 feet to the West section line of the Southwest Quarter (SW¼); thence North along the West section line a distance of 375.53 feet to the point of beginning.

(the "property").

The Oliver III Wind Energy Center is considered a wind energy conversion facility under North Dakota law. A wind energy conversion facility site cannot include property where operation of the facility will result in sound levels that exceed 50 dBA within one hundred feet of an inhabited residence, unless the owner of the residence signs a waiver allowing operation of the facility. Operation of the Oliver III Wind Energy Center may result in sound levels that exceed 50 dBA within one hundred feet of the residence located on your property.

By signing this waiver, you, as the owner of the inhabited residence on the property, acknowledge and confirm that you have no objection to the construction and operation of the Oliver III Wind Energy Center. Execution of this waiver confirms your understanding that operation of the Oliver III Wind Energy Center may result in sound levels that exceed 50 dBA within one hundred feet of your residence and with that understanding you waive the sound level avoidance criteria requirements in N.D. Admin. Code § 69-06-08-01(4).

Dated this 10 day of March, 2016

[Signature of Kirk Hinnergardt]
Kirk Hinnergardt

[Signature of Tammy Hinnergardt]
Tammy Hinnergardt