

CROWLEY FLECK PLLP
ATTORNEYS

Casey A. Furey
100 West Broadway, Suite 250
P.O. Box 2798
Bismarck, ND 58502-2798
701.223.6585
cfurey@crowleyfleck.com

June 28, 2016

Via US Mail

Mr. Darrell Nitschke
Executive Director
North Dakota Public Service Commission
600 E. Boulevard, Dept. 408
Bismarck, ND 58505-0480



Dear Mr. Nitschke:

In re: Oliver Wind III, LLC
Case No. PU-16-122
Our File No. 35-218-029

Enclosed for filing in the captioned case please find two copies of the following:

1. Morton County Building Permit – Substation
2. Morton County Building Permit – Operations and Maintenance Building
3. Oliver County Conditional Use Permit – Transmission Line
4. Oliver County Conditional Use Permit – Switchyard
5. Oliver County Building Permit – Transmission Line
6. Oliver County Building Permit – Switchyard
7. (SWWA) Southwest Pipeline Project Crossing Permit

Please call should you have any questions.

Sincerely,

CROWLEY FLECK PLLP


Casey A. Furey

CAF/rw

Enc.

cc: Sara Cardwell (via email)
Jaimee Antognazzi (via email)

BILLINGS BISMARCK BOZEMAN BUTTE CASPER CHEYENNE

CROWLEYFLECK.COM

91 PU-16-122 Filed: 6/28/2016 Pages: 17
Morton and Oliver County Permits, SWWA Crossing Permit

Oliver Wind III, LLC

Casey Furey, Crowley Fleck, PLLP

APPLICATION FOR BUILDING PERMIT

MORTON COUNTY BUILDING DEPARTMENT
210 2ND AVE NW, MANDAN, ND 58554
PHONE: 701-667-3325 FAX: 701-667-3380

Permit: 16-44 Parcel ID: 530038000 Date: 4/19/2016

SITE ADDRESS: N/A LEGAL DESCRIPTION: S10-T140N-R83W

OWNER: MARCUS & MARY ZANDER PHONE: 701-400-6760 ZONING CODE: I

BUILDING CONTRACTOR: ENERGY ERECTORS CONTRACTOR PHONE: 702-647-0059

BILLING NAME AND ADDRESS: ENERGY ERECTORS
2958 N. COMMERCE ST.
NORTH LAS VEGAS, NV 89030

DESCRIPTION OF BUILDING: ELECTRICAL SUBSTATION
(IE: HOUSE, GARAGE, SHOP, ECT)

TYPE OF CONSTRUCTION: SUBSTATION
(IE: WOOD, STEEL, POLE, ECT)

TYPE OF FOUNDATION: CONCRETE SLAB

APPROACH PERMIT NUMBER: NOT YET RECEIVED

SEPTIC PERMIT: 3255 CORP 140 N/A FLOOR PLANS: N/A

CLASS OF WORK: NEW ADDITION ALTERATION REPLACEMENT

Property located in Flood plain, if yes Elevation Certificate Required: YES NO

OTHER INSTALLATIONS NEEDED (PLBG, HTG, ELEC, GAS)* YES NO

*Separate applications are required; Plumbing & Electrical inspections are to be done by the State Of ND Board of Inspections Plumbing- 701-328-9979 Electrical - 701-328-9522

APPLICANT MUST COMPLY WITH SUBDIVISION COVENANTS CERTIFICATE OF OCCUPANCY IS NOT REQUIRED FOR ADDITIONS, ALTERATIONS, GARAGES OR SHOPS. NO SURVEY OF THE PLOT BEFORE CONSTRUCTION IS REQUIRED BUT THE CONTRACTOR AND/OR THE PROPERTY OWNER IS RESPONSIBLE TO MEET ALL OF THE SETBACK REQUIREMENTS PER ZONING OR PLAT REGULATIONS. THE PLOT MUST BE SURVEYED BEFORE CONSTRUCTION IF THE PROPERTY LINES CAN NOT BE ESTABLISHED TO THE SATISFACTION OF THE BUILDING INSPECTOR.

FEE SCHEDULE

BUILDING PERMIT FEES ARE BASED ON TOTAL VALUE OF: NEW CONSTRUCTION, ADDITIONS, ALTERATIONS, & REPLACEMENT INCLUDING BASEMENT AND ATTACHED GARAGES. FLOOR PLANS MUST BE INCLUDED.

BASEMENT SQ. FT. UNFINISHED/FINISHED	1 ST FLOOR SQ. FT.	2 ND FLOOR SQ. FT.	GARAGE SQ. FT. ATT/DET	TOTAL SQ. FT.	DECK SQ. FT.	OUT/OTHER BLDG
N/A						

FEE	
Construction Value <u>1,300,000</u>	\$1,300,000
Permit Fees	<u>15,000.00</u>

THIS PERMIT IS NULL & VOID IF CONSTRUCTION AS AUTHORIZED IS NOT STARTED WITHIN 180 DAYS OR IF CONSTRUCTION IS SUSPENDED FOR A PERIOD OF 180 DAYS AFTER CONSTRUCTION IS STARTED.

THE UNDERSIGNED HEREBY MAKES APPLICATION FOR A PERMIT FOR THE CONSTRUCTION, INSTALLATION, REPLACEMENT, ALTERATION OF A BUILDING AS HEREIN SPECIFIED, AGREEING THAT ALL SUCH CONSTRUCTION SHALL BE IN STRICT ACCORDANCE WITH APPLICABLE COUNTY AND/OR STATE REGULATIONS AND/OR ORDINANCES AND TO SAVE MORTON COUNTY HARMLESS FROM ANY AND ALL DAMAGES.

SIGNATURE OF OWNER/CONTRACTOR/OR AUTHORIZED AGENT: [Signature] NextEra Energy DATE: 4/21/2016

SIGNATURE OF COUNTY OFFICIAL: [Signature] DATE: 4-28-16

SITE PLAN

SITE ADDRESS: PIN 530038000

LEGAL DESCRIPTION: Section 10 Township 140N Range 83W

LOT: N/A BLOCK: N/A

SUBDIVISION: N/A

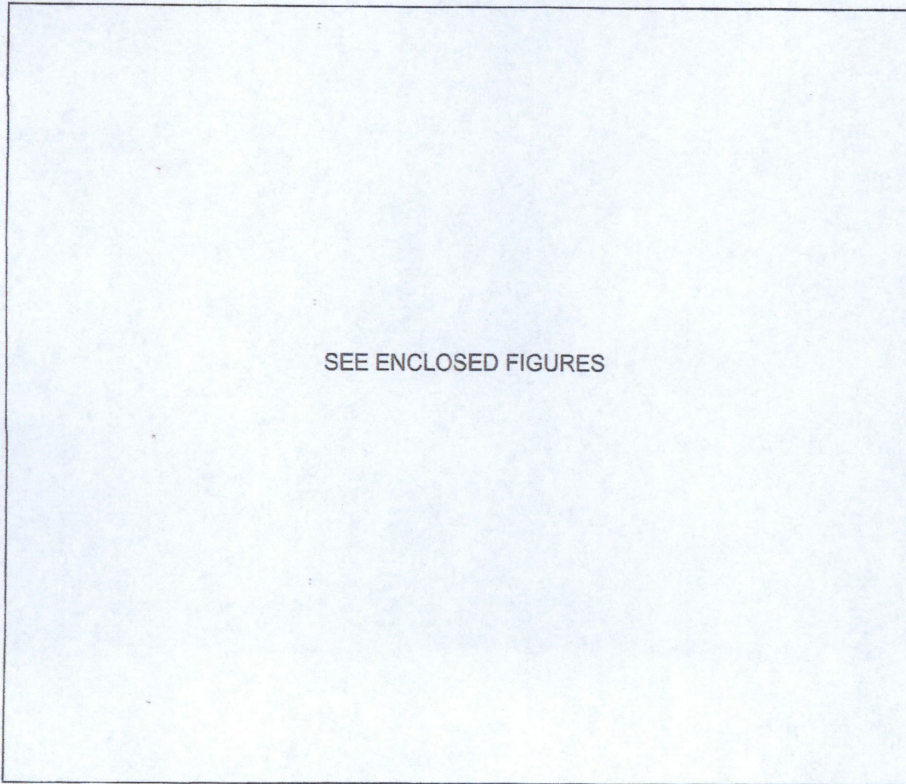
TOTAL SITE AREA: 10 ACRES SQ FT/ACRES

TOTAL AREA OCCUPIED BY BLDG: N/A SQ FT

INSTRUCTIONS

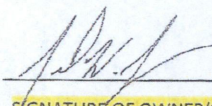
IN THE BOX BELOW, DRAW YOUR LOT AND SHOW WHERE THE NEW BUILDING AS WELL AS ANY EXISTING BUILDINGS ARE LOCATED. SHOW DISTANCES TO THE PROPERTY LINES, DISTANCES BETWEEN BUILDINGS AND DISTANCE TO THE CENTERLINE OF THE ROAD.

SHOW WHERE THE WATERLINES, GAS LINES, ELECTRIC LINES, SEPTIC TANK AND DRAIN FIELD ARE LOCATED. ALSO SHOW ANY EASEMENTS FOR UTILITIES AND DRAINAGE. **INCLUDE A NORTH ARROW.**



WE CERTIFY THAT THE PROPOSED CONSTRUCTION WILL CONFORM TO THE DIMENSIONS AND USES SHOWN ABOVE AND THAT NO CHARGES WILL BE MADE WITHOUT FIRST OBTAINING APPROVAL.

NAMES(S) OF OWNER(S) OF SITE/STRUCTURE



SIGNATURE OF OWNER(S) OR AUTHORIZED REP

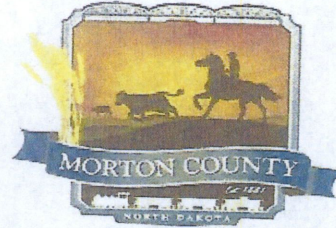
on behalf of
NextEra Energy

MORTON COUNTY

STATE OF NORTH DAKOTA

Linda Morris
Tax Director

210 2nd Ave NW
Mandan, North Dakota 58554



Phone: 701-667-3325

DATE: May 4, 2016

TO: Energy Erectors
2958 N Commerce Dr
North Las Vegas, NV 89030

RE: BUILDING PERMIT

LOCATION: Oliver III Turbine Project
3255 CO RD 140 - Mandan, ND

PERMIT: 16-44

PERMIT FEE:

Substation	\$5,700.00
TOTAL	\$5,700.00

Please make check payable to:
Morton County Treasurer
210 2nd Ave NW
Mandan ND 58554

Morton County

PHONE: 667-3325

Permit Number

16.44

Owner & House Number

Oliver III Turbine Project

-Atwell, LLC.

Building Type

Substation

3255 Co Rd 140
Mandan, ND

Builder

Energy Erectors

Please
Post

Department of Inspections

Please
Post

APPLICATION FOR BUILDING PERMIT

MORTON COUNTY BUILDING DEPARTMENT
210 2ND AVE NW, MANDAN, ND 58554
PHONE: 701-667-3325 FAX: 701-667-3380

Permit: 11-45 Parcel ID: 530038000 Date: 4/19/2016

SITE ADDRESS: N/A LEGAL DESCRIPTION: S10-T140N-R83W

OWNER: MARCUS & MARY ZANDER PHONE: 701-400-6760 ZONING CODE: 1

BUILDING CONTRACTOR: BLATTNER ENERGY CONTRACTOR PHONE: 320-290-1818

BILLING NAME AND ADDRESS: BLATTNER ENERGY
392 COUNTY ROAD 50
AVON, MN 56310 DESCRIPTION OF BUILDING: O&M BUILDING
(IE: HOUSE, GARAGE, SHOP, ECT)

TYPE OF CONSTRUCTION: STEEL BUILDING TYPE OF FOUNDATION: CONCRETE SLAB
(IE: WOOD, STEEL, POLE, ECT)

APPROACH PERMIT NUMBER: NOT YET RECEIVED SEPTIC PERMIT: N/A FLOOR PLANS: ATTACHED

CLASS OF WORK: NEW ADDITION ALTERATION REPLACEMENT
Property located in Flood plain, if yes Elevation Certificate Required: YES NO

OTHER INSTALLATIONS NEEDED (PLBG, HTG, ELEC, GAS)* YES NO

*Separate applications are required; Plumbing & Electrical inspections are to be done by the State Of ND Board of Inspections Plumbing- 701-328-9979 Electrical - 701-328-9522

APPLICANT MUST COMPLY WITH SUBDIVISION COVENANTS CERTIFICATE OF OCCUPANCY IS NOT REQUIRED FOR ADDITIONS, ALTERATIONS, GARAGES OR SHOPS. NO SURVEY OF THE PLOT BEFORE CONSTRUCTION IS REQUIRED BUT THE CONTRACTOR AND/OR THE PROPERTY OWNER IS RESPONSIBLE TO MEET ALL OF THE SETBACK REQUIREMENTS PER ZONING OR PLAT REGULATIONS. THE PLOT MUST BE SURVEYED BEFORE CONSTRUCTION IF THE PROPERTY LINES CAN NOT BE ESTABLISHED TO THE SATISFACTION OF THE BUILDING INSPECTOR.

FEE SCHEDULE

BUILDING PERMIT FEES ARE BASED ON TOTAL VALUE OF: NEW CONSTRUCTION, ADDITIONS, ALTERATIONS, & REPLACEMENT INCLUDING BASEMENT AND ATTACHED GARAGES. FLOOR PLANS MUST BE INCLUDED.

BASEMENT SQ. FT. UNFINISHED/FINISHED	1 ST FLOOR SQ. FT.	2 ND FLOOR SQ. FT.	GARAGE SQ. FT. ATT/DET	TOTAL SQ. FT.	DECK SQ. FT.	OUT/OTHER BLDG
	5,000					

FEE	
Construction Value	\$1,086,000
Permit Fees	<u>44,855.00</u>

THIS PERMIT IS NULL & VOID IF CONSTRUCTION AS AUTHORIZED IS NOT STARTED WITHIN 180 DAYS OR IF CONSTRUCTION IS SUSPENDED FOR A PERIOD OF 180 DAYS AFTER CONSTRUCTION IS STARTED.

THE UNDERSIGNED HEREBY MAKES APPLICATION FOR A PERMIT FOR THE CONSTRUCTION, INSTALLATION, REPLACEMENT, ALTERATION OF A BUILDING AS HEREIN SPECIFIED, AGREEING THAT ALL SUCH CONSTRUCTION SHALL BE IN STRICT ACCORDANCE WITH APPLICABLE COUNTY AND/OR STATE REGULATIONS AND/OR ORDINANCES AND TO SAVE MORTON COUNTY HARMLESS FROM ANY AND ALL DAMAGES.

SIGNATURE OF OWNER/CONTRACTOR/OR AUTHORIZED AGENT: [Signature] on behalf of NextEra Energy DATE: 4/21/2016

SIGNATURE OF COUNTY OFFICIAL: [Signature] DATE: 4-29-16

SITE PLAN

SITE ADDRESS: PIN 530038000

LEGAL DESCRIPTION: S10-T140N-R83W

LOT: N/A **BLOCK:** N/A

SUBDIVISION: N/A

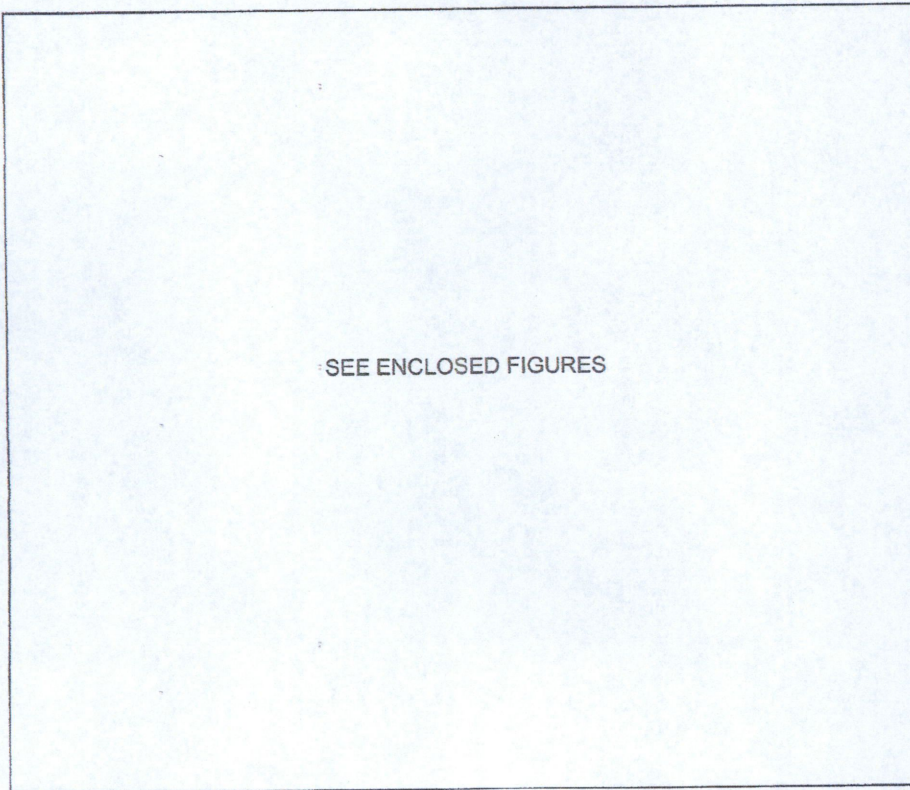
TOTAL SITE AREA: 10 ACRES SQ FT/ACRES

TOTAL AREA OCCUPIED BY BLDG: 5,000 SQ FT

INSTRUCTIONS

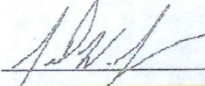
IN THE BOX BELOW, DRAW YOUR LOT AND SHOW WHERE THE NEW BUILDING AS WELL AS ANY EXISTING BUILDINGS ARE LOCATED. SHOW DISTANCES TO THE PROPERTY LINES, DISTANCES BETWEEN BUILDINGS AND DISTANCE TO THE CENTERLINE OF THE ROAD.

SHOW WHERE THE WATERLINES, GAS LINES, ELECTRIC LINES, SEPTIC TANK AND DRAIN FIELD ARE LOCATED. ALSO SHOW ANY EASEMENTS FOR UTILITIES AND DRAINAGE. **INCLUDE A NORTH ARROW.**



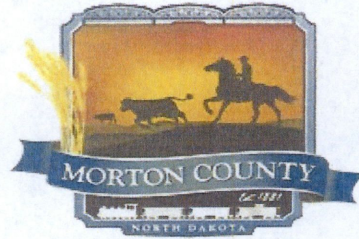
WE CERTIFY THAT THE PROPOSED CONSTRUCTION WILL CONFORM TO THE DIMENSIONS AND USES SHOWN ABOVE AND THAT NO CHARGES WILL BE MADE WITHOUT FIRST OBTAINING APPROVAL.

NAMES(S) OF OWNER(S) OF SITE/STRUCTURE



SIGNATURE OF OWNER(S) OR AUTHORIZED REP on behalf of NextEra Energy

MORTON COUNTY
STATE OF NORTH DAKOTA



Linda Morris
Tax Director

210 2nd Ave NW
Mandan, North Dakota 58554

Phone: 701-667-3325

DATE: May 4, 2016

TO: Blattner Energy
392 CO RD 50
Avon, MN 56310

RE: BUILDING PERMIT

LOCATION: Oliver III Turbine Project
3259 CO RD 140 - Mandan

PERMIT: 16-45

PERMIT FEE:

Steel Bldg (O&M Bldg) \$4,800.00

TOTAL **\$4,800.00**

Please make check payable to:
Morton County Treasurer
210 2nd Ave NW
Mandan ND 58554

Morton County

PHONE: 667-3325

Permit Number

16-45

Owner & House Number

Oliver 111 Turbine Project

- Atwell LLC

Building Type

O+M Bldg.

3259 CORd 140
Mandan, ND

Builder

Blattner Energy

Please
Post

Department of Inspections

Please
Post

OLIVER COUNTY

pd
\$ 325⁰⁰⁰
3-3-16

PERMIT NO. 793

- BUILDING PERMIT
- OCCUPANCY PERMIT
- CONDITIONAL USE PERMIT
- TEMPORARY USE PERMIT
- OUTDOOR ADVERTISING PERMIT

GRANTED TO: Oliver Wind III
(APPLICANT)

FOR: 230 Kv Transmission Line
(USE)

LOCATION: Sec 23 thru 25 #36-141-83

With the understanding that the applicant will satisfy all conditions set forth in the Oliver County Zoning ordinance and the applicant will satisfy any additional conditions deemed necessary by the Board of County Commissioners. Failure of the applicant to comply with these conditions will constitute a violation of the ordinance under section 18 and all penalties under section 18.3 apply..

ISSUED BY Lee Hughes DATE: 3-2-16
(COUNTY COMMISSIONER)

RECEIVED BY: _____ DATE: _____

COMMENTS: Fee = \$ 325 - (pd)

OLIVER COUNTY

pd
75⁰⁰
3/3/16

PERMIT NO. 794

- BUILDING PERMIT
- OCCUPANCY PERMIT
- CONDITIONAL USE PERMIT
- TEMPORARY USE PERMIT
- OUTDOOR ADVERTISING PERMIT

GRANTED TO: Oliver Wind III
(APPLICANT)

FOR: Switch yard
(USE)

LOCATION: NE⁴ 23-141-83

With the understanding that the applicant will satisfy all conditions set forth in the Oliver County Zoning ordinance and the applicant will satisfy any additional conditions deemed necessary by the Board of County Commissioners. Failure of the applicant to comply with these conditions will constitute a violation of the ordinance under section 18 and all penalties under section 18.3 apply..

ISSUED BY Lee Zepher DATE: 3-2-16
(COUNTY COMMISSIONER)

RECEIVED BY: _____ DATE: _____

COMMENTS: Fee = \$75 - (pd)

OLIVER COUNTY

pd
2000⁰¹
3.3.16

PERMIT NO. 796

- BUILDING PERMIT
- OCCUPANCY PERMIT
- CONDITIONAL USE PERMIT
- TEMPORARY USE PERMIT
- OUTDOOR ADVERTISING PERMIT

GRANTED TO: Oliver Wind III
(APPLICANT)

FOR: 230 Kv Transmission Line
(USE)

LOCATION: Sec 23 Twp 25 N 36-141-83

With the understanding that the applicant will satisfy all conditions set forth in the Oliver County Zoning ordinance and the applicant will satisfy any additional conditions deemed necessary by the Board of County Commissioners. Failure of the applicant to comply with these conditions will constitute a violation of the ordinance under section 18 and all penalties under section 18.3 apply..

ISSUED BY: Lee Zylman DATE: 3-2-16
(COUNTY COMMISSIONER)

RECEIVED BY: _____ DATE: _____

COMMENTS: Fee = \$2000 - (Pd)

OLIVER COUNTY

PD
\$2000⁰⁰
3-3-16

PERMIT NO. 797

- BUILDING PERMIT
- OCCUPANCY PERMIT
- CONDITIONAL USE PERMIT
- TEMPORARY USE PERMIT
- OUTDOOR ADVERTISING PERMIT

GRANTED TO: Oliver Wind III
(APPLICANT)

FOR: Switch yard
(USE)

LOCATION: NE⁴ 23-141-83

With the understanding that the applicant will satisfy all conditions set forth in the Oliver County Zoning ordinance and the applicant will satisfy any additional conditions deemed necessary by the Board of County Commissioners. Failure of the applicant to comply with these conditions will constitute a violation of the ordinance under section 18 and all penalties under section 18.3 apply..

ISSUED BY Lee Hughes DATE: 3-2-16
(COUNTY COMMISSIONER)

RECEIVED BY: _____ DATE: _____

COMMENTS: Fee = \$2000 - (PD)



Our Vision: People and Business Succeeding with Quality Water **Our Mission:** Quality Water for Southwest North Dakota

Southwest Pipeline Project Crossing Permit No. 2016-147

In accordance with sections 61-24.3-20 and 61-24.5-01 of the North Dakota Century Code, the Southwest Pipeline Project (SWPP) and Southwest Water Authority (SWA) do hereby grant approval to applicant's request to cross the SWPP pipeline easement to the extent that the SWPP has authority to do so provided applicant complies with the following conditions as deemed applicable from the permit application:

1. X Applicant will assume full responsibility for any and all damages caused by the construction, operation and maintenance of applicant's facilities.
2. X Applicant's facilities will cross beneath SWPP pipeline if at all possible. (Does not apply to natural gas lines, power lines, and communications systems buried less than 48 inches).
3. X At the point of crossing a minimum separation of 18 inches must be maintained between applicant's facilities and the SWPP pipeline.
4. X Excavation in the vicinity of the SWPP pipeline shall be performed by hand digging only. The SWPP main transmission pipelines must be exposed whether boring or open cut methods are utilized.
5. X Crossing angle shall be as near 90 degrees as possible.
6. N/A Applicant shall envelop SWPP metallic pipelines with a granular material similar to the material removed. This requirement does not apply to PVC pipelines.
7. N/A Applicant must mitigate any interference with the SWPP cathodic protection system. Any installation of cathodic protection shall be subject to inspection by SWA personnel.
8. * Crossing shall be inspected by SWA personnel prior to and during backfill. No charge will be made during normal working hours. Outside of normal working hours applicant will be billed for the onsite representative(s) at billable rates plus mileage and any other related expenses.
9. N/A Pipelines carrying products other than potable water must be encased a distance of 20 feet on either side of the crossing. (Natural gas is exempt from this requirement.)
10. * Applicant must provide a minimum of 48 hours notice prior to construction activity.
11. X Applicant will indemnify and hold harmless SWA, and its officers, directors, employees, and contractors, from and against all claims, costs, losses, and damages, including those claims arising out of or relating to the performance of the SWA's water distribution system at the crossing location(s), as long as any such claim, costs, losses, and damages were caused by the applicant's project or the existence of applicant's facilities.
12. X Applicant will procure and maintain insurance appropriate to cover claims that may arise resulting from the applicant's project or facilities. The applicant's insurance policy shall insure all operations by or on behalf of the Company, on an occurrence basis, against:



Our Vision: People and Business Succeeding with Quality Water **Our Mission:** Quality Water for Southwest North Dakota

Claims for damages because of bodily injury, sickness or disease, or death of any person.
Claims for damages insured by reasonably available personal injury liability coverage.
Claims for damages because of injury to or destruction of tangible property wherever located, including loss of use resulting therefrom.

The limits of liability for the insurance required by the preceding paragraph shall provide coverage for not less than the following amounts or greater where required by law:

General Aggregate:	\$2,000,000
Products – Completed Operations Aggregate:	\$2,000,000
Personal and Advertising Injury	\$1,000,000
Each Occurrence (Bodily Injury and Property Damage)	\$1,000,000
Excess or Umbrella Liability Per Occurrence	\$1,000,000
Excess or Umbrella Liability General Aggregate	\$2,000,000
Contractor Pollution Liability Each Occurrence	\$1,000,000
Contractor Pollution Liability General Aggregate	\$1,000,000

The applicant's commercial general liability, umbrella or excess, and pollution liability policies shall include and list as additional insureds the SWA and its officers, directors, employees, and contractors; and the insurance afforded to these additional insureds shall provide primary coverage for all claims covered thereby (including as applicable those arising from both ongoing and completed operations) on a non-contributory basis. The applicant shall obtain all necessary endorsements to support these requirements. Upon issuance of this Crossing Permit, the applicant shall deliver to the SWA certificates and other evidence of insurance required to be provided by applicant.

Special conditions: This is a blanket permit for T 141, R 83 in Oliver County with two crossings. Fifteen feet of separation shall be maintained between SWPP pipe and overhead transmission poles.

*The contractor and SWA field representative will determine the necessity of inspections and notification.

SWPP Representative: Andrew Emberson Date: 5-20-16



Southwest Pipeline Project Crossing Permit No. 2016-148

In accordance with sections 61-24.3-20 and 61-24.5-01 of the North Dakota Century Code, the Southwest Pipeline Project (SWPP) and Southwest Water Authority (SWA) do hereby grant approval to applicant's request to cross the SWPP pipeline easement to the extent that the SWPP has authority to do so provided applicant complies with the following conditions as deemed applicable from the permit application:

1. Applicant will assume full responsibility for any and all damages caused by the construction, operation and maintenance of applicant's facilities.
2. Applicant's facilities will cross beneath SWPP pipeline if at all possible. (Does not apply to natural gas lines, power lines, and communications systems buried less than 48 inches).
3. At the point of crossing a minimum separation of 18 inches must be maintained between applicant's facilities and the SWPP pipeline.
4. Excavation in the vicinity of the SWPP pipeline shall be performed by hand digging only. The SWPP main transmission pipelines must be exposed whether boring or open cut methods are utilized.
5. Crossing angle shall be as near 90 degrees as possible.
6. N/A Applicant shall envelop SWPP metallic pipelines with a granular material similar to the material removed. This requirement does not apply to PVC pipelines.
7. N/A Applicant must mitigate any interference with the SWPP cathodic protection system. Any installation of cathodic protection shall be subject to inspection by SWA personnel.
8. * Crossing shall be inspected by SWA personnel prior to and during backfill. No charge will be made during normal working hours. Outside of normal working hours applicant will be billed for the onsite representative(s) at billable rates plus mileage and any other related expenses.
9. N/A Pipelines carrying products other than potable water must be encased a distance of 20 feet on either side of the crossing. (Natural gas is exempt from this requirement.)
10. * Applicant must provide a minimum of 48 hours notice prior to construction activity.
11. Applicant will indemnify and hold harmless SWA, and its officers, directors, employees, and contractors, from and against all claims, costs, losses, and damages, including those claims arising out of or relating to the performance of the SWA's water distribution system at the crossing location(s), as long as any such claim, costs, losses, and damages were caused by the applicant's project or the existence of applicant's facilities.
12. Applicant will procure and maintain insurance appropriate to cover claims that may arise resulting from the applicant's project or facilities. The applicant's insurance policy shall insure all operations by or on behalf of the Company, on an occurrence basis, against:



Our Vision: People and Business Succeeding with Quality Water **Our Mission:** Quality Water for Southwest North Dakota

Claims for damages because of bodily injury, sickness or disease, or death of any person.
Claims for damages insured by reasonably available personal injury liability coverage.
Claims for damages because of injury to or destruction of tangible property wherever located, including loss of use resulting therefrom.

The limits of liability for the insurance required by the preceding paragraph shall provide coverage for not less than the following amounts or greater where required by law:

General Aggregate:	\$2,000,000
Products – Completed Operations Aggregate:	\$2,000,000
Personal and Advertising Injury	\$1,000,000
Each Occurrence (Bodily Injury and Property Damage)	\$1,000,000
Excess or Umbrella Liability Per Occurrence	\$1,000,000
Excess or Umbrella Liability General Aggregate	\$2,000,000
Contractor Pollution Liability Each Occurrence	\$1,000,000
Contractor Pollution Liability General Aggregate	\$1,000,000

The applicant's commercial general liability, umbrella or excess, and pollution liability policies shall include and list as additional insureds the SWA and its officers, directors, employees, and contractors; and the insurance afforded to these additional insureds shall provide primary coverage for all claims covered thereby (including as applicable those arising from both ongoing and completed operations) on a non-contributory basis. The applicant shall obtain all necessary endorsements to support these requirements. Upon issuance of this Crossing Permit, the applicant shall deliver to the SWA certificates and other evidence of insurance required to be provided by applicant.

Special conditions: This is a blanket permit for T 140, R 83 in Morton County with multiple crossings. SWPP pipe shall be exposed at bored crossings where depth will exceed 5 feet: preferred method is Hydro-vac. Fifteen feet of separation shall be maintained between SWPP pipe and overhead transmission poles. Road construction will not cover or damage SWPP appurtenances.

*The contractor and SWA field representative will determine the necessity of inspections and notification.

SWPP Representative: Andrew Eichson Date: 5-20-16