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July 15, 2021

Via Electronic Mail

Mr. Patrick Fahn
Director, Public Utilities Division
North Dakota Public Service Commission
600 E. Boulevard, Dept. 408
Bismarck, ND 58505-0480
pfahn@nd.gov
ndpsc@nd.gov

In re: Oliver Wind III, LLC
230kV Transmission Line
Response to Notice of Noncompliance
Case No. PU-16-122
Our File No. 035218-000029

Dear Mr. Fahn:

I am writing on behalf of Oliver Wind III, LLC (“Oliver Wind III”) regarding the Notice of Noncompliance filed in Case No. PU-16-122 as Docket No. 147 pertaining to tree and shrub mitigation for Oliver Wind III’s 230kV transmission line located in Oliver and Morton Counties, North Dakota (the “Transmission Project”). Oliver Wind III submitted a consolidated Tree & Shrub Inventory and Mitigation Plan (the “Mitigation Plan”) for the Oliver Wind III Energy Center (the “Wind Project”) and the associated Transmission Project. Case No. PU-16-123, Docket No. 140; Case No. PU-16-122, Docket No. 136.

The tree and shrub inventory contained within the Mitigation Plan pertains to trees and shrubs removed during construction of the Wind Project and the Transmission Project. As set forth in the Mitigation Plan, no trees or shrubs were removed during construction of the Transmission Project. Therefore, the Transmission Project is in compliance with its Tree and Shrub Mitigation Specifications.

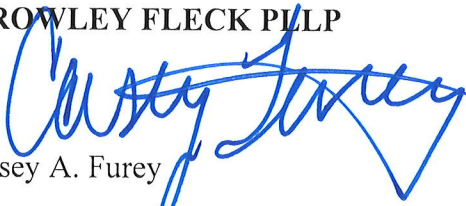
A response related to Oliver Wind III’s mitigation efforts for the Wind Project is being filed separately in Case No. PU-16-123.

148 PU-16-122 Filed 07/15/2021 Pages: 2
Response to 15 June 2021 Notice of Noncompliance
Oliver Wind III, LLC
Casey Furey, Crowley Fleck, PLLP

Please do not hesitate to contact me with any additional questions.

Sincerely,

CROWLEY FLECK PLLP

A handwritten signature in blue ink, appearing to read "Casey A. Furey", is written over the printed name. The signature is fluid and cursive, with a large initial 'C' and 'F'.

Casey A. Furey

cc: Tracy Davis (*via email*)