

Glacier Ridge Wind Farm Application for Certificate of Site Compatibility, Case No. PU-16-539: Late-Filed Exhibit No. 29 (Revised)

As stated in the Application and described at the public hearing on September 27, 2016, RES and Peak Wind Development, LLC (“Peak”) have been jointly developing the Glacier Ridge Wind Project since early in 2008. As discussed in the Application and at the hearing, Peak was formed by a group of landowners interested in developing a wind energy project on their property. As a result, all members of Peak entered into a Contribution Agreement whereby the landowner was given membership interests in Peak in exchange for the landowner’s “legally enforceable promise to execute a wind lease and/or easement” under the terms described therein. Today Peak is comprised of approximately 80 landowners participating in the Project, representing the majority of land included in the Project Area. In April of 2008, RES and Peak entered into a Joint Development Agreement (“JDA”) which detailed each party’s responsibilities and desire to jointly develop the Project. RES and Peak signed a Limited Liability Company Agreement (“LLCA”) in September of 2009, which still governs the day to day operations of the project company Glacier Ridge Wind Farm, LLC (“Glacier Ridge”).

Under both the JDA and the LLCA, Peak is required to cause the landowners (i.e. Peak’s members) to execute an Option and Easement Agreement (“Easement Agreement”) for the land associated with the Project and under the Contribution Agreement, the landowners/Peak members have also agreed to do so. Original agreements were executed in 2010. As a result of NDCC §17-04-01 and NDCC §17-04-03, the agreements expired in 2015 and are now being re-executed by the Peak landowners. This re-execution process has taken slightly longer than anticipated due to changes in parcel ownership, deaths in the family, etc. As part of the landowner’s membership in Peak, however, the landowner has already agreed to commit his or her land to the Project.

Glacier Ridge has sited all turbines on Peak Member land with these obligations in mind, with the exception of Turbine 38. Peak is also actively pursuing a number of parcels that are not currently part of Peak for easements for roads and collection. The table below describes the status of each parcel in more detail.

Map Details:

The attached map is submitted at the Commission’s request for a reduced Project Area and for updated information on the status of land agreements. The temporary meteorological tower was removed from the map because it is currently in place under a permit from Barnes County, and will be removed during the construction phase of the wind energy facility.

The parcels shown in green as “signed” have executed land easement agreements as of November 2, 2016. The parcels shown in red as “pending” have land easement agreements that are in the process of being executed, and the landowner has verbally agreed to the easement.

Turbines identified in the map legend as “Planned 2016 PTC Construction Turbines” are the 20 turbines where the excavation of foundations is planned to take place before the end of December 2016.

Turbine Infrastructure:

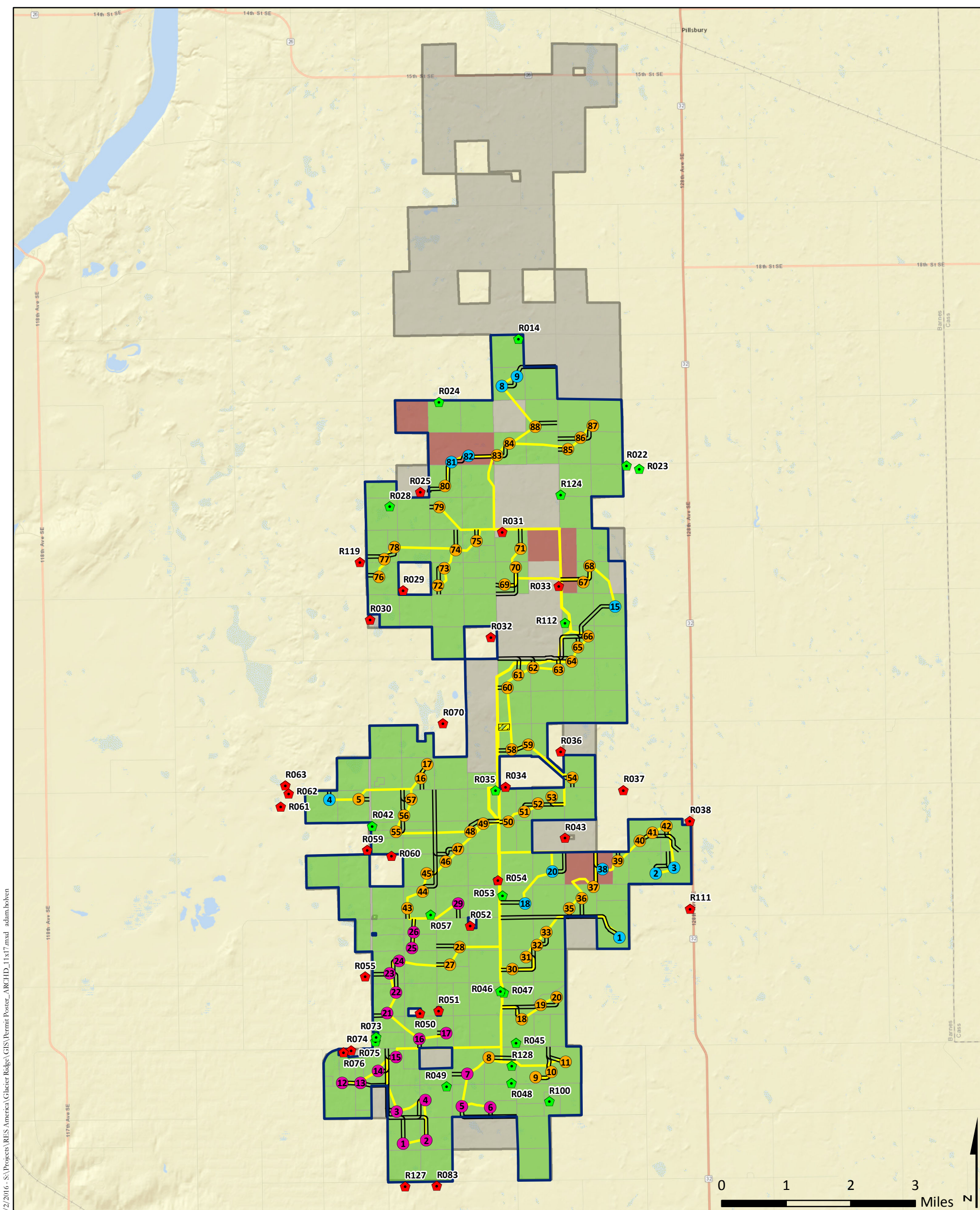
As mentioned above, all turbines were sited on Peak Member land with the exception of Turbine 38. Given the status of that parcel is still pending, Glacier Ridge has changed Turbine 38 to an alternate, and changed Alternate Turbine 5 to a planned turbine (see map) to address the concerns voiced by the Commissioners. Similarly Turbines 81 and 82, which are currently on pending land owned by a Peak Member, have been changed to alternate turbines and Turbines 16 and 17 have been changed to planned turbines (see map).

Collection Line and Road Infrastructure:

For the parcels on the map that are not currently signed or pending but are shown as having proposed service roads or collection lines, all of these landowners are currently being approached by Peak for land lease agreements for service roads or collection lines only. The status of each of these parcels is described in the table below. No construction will occur on any parcel for which a land easement agreement has not been secured.

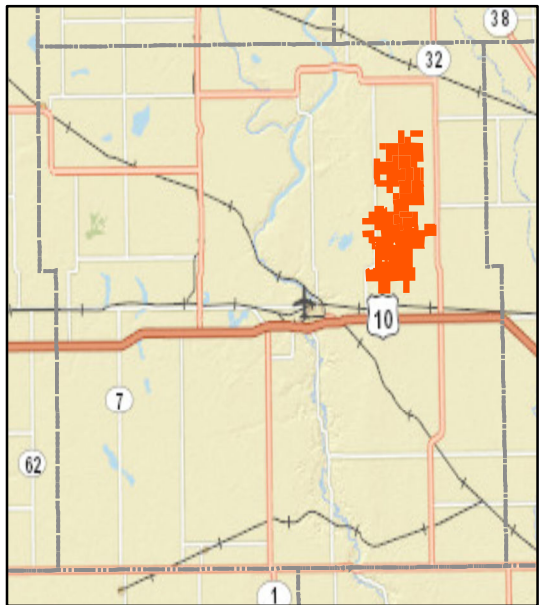
Prior to any construction beyond the turbine foundations identified for construction in 2016 on the map, Glacier Ridge will provide the Commission an updated map showing final site control in the Project Area. If any turbines, roads or collection lines move, Glacier Ridge will also update the appropriate studies and file them with the Commission in conjunction with the updated map.

Parcel Description	Current Status	Comments
Parcel (diagonal collection line corridor) west of T54	Signed	Landowner signed agreement as of October 2016 for the entire parcel. Changed status from map provided 10/17/16.
Turbines 52 and 53	Signed	Signed agreement as of October 2016. Changed status from map provided 10/17/16.
Parcel east of T78 (collection line)	Signed	Landowner signed agreement as of October 2016. Changed status from map provided 10/17/16.
Turbine 38 (Changed to alternate location)	Pending	Landowner provided verbal agreement in principal; currently reviewing agreement with attorney. The alternate turbine will be dropped if no agreement is reached.
Turbines 81 and 82 (Changed to alternate location)	Pending	Landowner is currently a Peak member; contract renewal needs to be signed by new trustees because a spouse passed away. Peak is in regular contact with the landowner.
Parcel north of T37 (collection line)	Pending	Landowner is satisfied with the terms of the contract and verbally agreed to sign an agreement for a collection line. Collection line can be shifted to a signed parcel if no agreement is reached. The alternate turbine will be dropped if no agreement is reached.
Parcel west of T67 (service road and collection line), and parcels with proposed collection line east of T71 (east/west and north/south)	Pending	Landowner verbally agreed to sign an agreement for a collection line. Collection line can be shifted to a signed parcel if no agreement is reached.
Parcel northwest of T81 (no proposed facilities)	Pending	Landowner verbally agreed to sign an agreement.
Parcels west of 58 and 60 (collection line)	Unsigned	Peak is approaching this landowner for a collection line easement. Collection line can be shifted to a signed parcel if no agreement is reached.
Parcel east of T69 (collection line)	Unsigned	Peak is approaching this landowner for a collection line easement, but has not been able to reach them. Landowner lives in California. Previous landowner passed away. Collection line can be shifted to a signed parcel if no agreement is reached.
Parcel west of T88 and south of Alt 8 (collection line)	Unsigned	Peak is approaching this landowner for a collection line easement. Collection line can be shifted to a signed parcel if no agreement is reached.
Parcel north of Alt 15 (collection line)	Unsigned	Peak is approaching this landowner for a collection line easement. Collection line can be shifted to a signed parcel if no agreement is reached.



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Source: Map adapted from 2016 Bing Aerial, Barnes County, ND; Project data provided by RES Americas. Scale 1:90,000



- Project Area**
 - Proposed Project Area
 - Project Area in Permit Application
- Parcel Status**
 - Signed
 - Pending
- Proposed Project Facilities**
 - Planned Turbine
 - Planned 2016 PTC
 - Construction Turbines
 - Alternate Turbine
 - Planned Service Road
 - Planned Collection Line
 - Planned Substation and O&M Building
- Residences**
 - ◆ Participating
 - ◆ Not Participating

Glacier Ridge Wind Farm

Barnes County, North Dakota

