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July 28, 2017

Via hand delivery

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

In re: Brady Wind II, LLC
PSC Case No. PU-16-042
Our File No. 35-218-027

Dear Mr. Nitschke:

Please find enclosed for filing in the above case caption one original and seven copies of the Certification Relating to N.D.C.C. §49-22-03(3)(a) with attachments MET Tower Map, ND SHPO Concurrence Letter, and Wetland Addendum 2.

Please call should you have any questions.

Sincerely,

CROWLEY FLECK PLLP



Casey A. Furey

CAF:rw

Enc.

cc: Sara Cardwell (via email)

Brady Wind II, LLC

STATE OF NORTH DAKOTA PUBLIC SERVICE COMMISSION

Brady Wind II, LLC
Brady II Wind Energy Center – Hettinger & Stark Counties

Case No. PU-16-042

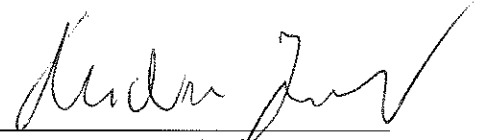
CERTIFICATION RELATING TO N.D.C.C. § 49-22-03(3)(a)

STATE OF FLORIDA)
) ss.
COUNTY OF PALM BEACH)

The undersigned, Andrew Young, Business Manager, a representative of Brady Wind II, LLC (“Brady Wind II”) with authority to bind Brady Wind II to the following, hereby certifies as follows:

1. In an order dated July 6, 2016 in the above captioned matter (“Order”), the Public Service Commission (“Commission”) approved the Certificate of Site Compatibility No. 50 for the construction, operation and maintenance of a wind energy conversion facility in Hettinger and Stark Counties (“Original Facility”).
2. In Order provision No. 3, the Commission authorized Brady Wind II to construct up to 72 wind turbines producing a total nameplate capacity of 150 megawatts within the designated site, along with associated access roads, underground electrical collection systems and communications cables, and one permanent and four temporary meteorological evaluation towers (“MET”).
3. Pursuant to Order provision No. 1, on August 30, 2016, Brady Wind II submitted a revised Project footprint that showed one permanent and four temporary METs within the permitted project boundary (Docket No. 87).
4. Brady Wind II intends to construct improvements to the existing facility consisting of three additional temporary METs within the permitted project boundary (“New Temporary METs”).
5. The New Temporary METs are required in order to conduct power performance testing necessary under Brady Wind II’s financing agreements. The New Temporary METs will be located at the locations specified on the map that is provided to the Commission along with this Certification.
6. Pursuant to Order provision No. 4, Brady Wind II completed a Class III cultural resource survey on the previously un-surveyed land, and submitted the cultural resource findings to the State Historical Society of North Dakota (“NDSHPO”) for review.

7. Brady Wind II received a concurrence letter from NDSHPO on May 26, 2017 concluding that there have been good faith efforts to identify and avoid impacts to "Significant Sites." Brady Wind II is filing this concurrence letter concurrently with this certification.
8. Brady Wind II intends to begin construction of the New Temporary METs on August 21, 2017. The New Temporary METs will remain in place for 10 months and be removed by June 21, 2018.
9. In accordance with N.D.C.C. § 49-22-3(3)(a), Brady Wind II certifies as follows:
 - a. The New Temporary METs are an improvement to the Original Facility.
 - b. The activities required to construct the New Temporary METs will be conducted wholly within the geographic location for which Brady Wind II previously obtained a certificate of site compatibility as designated in Findings of Fact, Conclusions of Law and Order issued in Case No. PU-16-042.
 - c. The construction activities are for three new temporary METs and will allow Brady Wind II to perform additional testing.
 - d. As demonstrated previously in this case, an environmental analysis was conducted for Brady Wind II and evaluated the wind energy conversion facility site relative to the Exclusion and Avoidance Areas set forth in N.D. Admin. Code § 69-06-08-01.
 - e. The modifications will not permanently affect any known Exclusion or Avoidance Areas.
 - f. The wetland determination previously filed with the Commission does not include the area proposed for the New Temporary METs, and as a result, the performance of a new determination was required.
 - g. Pursuant to Order Provision No. 5, Brady Wind II completed an addendum ("Addendum 2") to the wetland determination previously filed with the Commission that includes the new determination, and will file that addendum with the Commission once it is completed. No wetland or other waters of the U.S. features were identified within the Addendum 2 survey corridor. There will be no new permanent or temporary impacts to wetlands or waterbodies resulting from the New Temporary METs.
10. Brady Wind II will continue to comply with the Order in this case designating the site, and will continue to comply with all applicable federal, state, and local laws and rules.
11. Attached to this Certification are maps showing the location of the New Temporary METs.



Andrew Young
Business Manager
Brady Wind II, LLC
561-304-5785
Andrew.Young@nee.com

STATE OF FLORIDA)
) ss.
COUNTY OF PALM BEACH)

On this 14 day of July, 2017, before me personally appeared Andrew Young, known to me to be the Business Manager and representative of Brady Wind II, LLC, that is described within and executed, acknowledged, and affirmed to me as such.

9/9/18
Expiration of Commission

Elizabeth Bloom
Notary Public





TO: Brady Wind II, LLC
FROM: Tetra Tech, Inc.
DATE: May 23, 2017
SUBJECT: Brady II Wind Energy Center – Wetlands and Other Waters of the United States Survey Addendum No. 2

Brady Wind II, LLC (Brady II), a subsidiary of NextEra Energy Resources, LLC, contracted with Tetra Tech, Inc. (Tetra Tech) to conduct a wetlands and other waters of the U.S. (WoUS) survey within its operating Brady II Wind Energy Center (Project) for three proposed meteorological (MET) towers, located in Hettinger and Stark counties, North Dakota. The results of this survey were presented in a report dated May 2016 and a first addendum dated November 15, 2016. This second addendum to the May 2016 report presents the findings of an additional survey effort completed in May 2017 for three proposed meteorological (MET) towers, including staging areas (approximately 269 foot radius circle centered on MET tower mast) and access roads (100 foot wide corridor), herein known as the Addendum No. 2 Survey Corridor.

This addendum includes a description of the methodology, results, and conclusions of the wetlands and other WoUS determination survey completed for the Addendum No. 2 Survey Corridor.

METHODS

Tetra Tech conducted a desktop analysis of the Addendum No. 2 Survey Corridor to identify potential jurisdictional wetlands and other WoUS. Desktop analyses used the following sources of information: aerial photographs, the U.S. Geological Survey National Hydrography Dataset, National Wetlands Inventory, and the Soil Survey Geographic database.

Wetland determinations for the Project generally followed the methodology found in the U.S. Army Corps of Engineers (USACE) Wetland Delineation Manual (Environmental Laboratory 1987) and the Regional Supplement to the USACE Wetland Delineation Manual: Great Plains Region (Version 2.0; USACE 2010). Wetland boundaries were determined based on observations of vegetation, hydrology, and topography. For a site to be considered a wetland, there must be positive indication of dominance by hydrophytic vegetation and characteristic wetland hydrology. Tetra Tech conservatively mapped wetlands and other WoUS to ensure the Project would remain below the USACE's Pre-Construction Notification (PCN) permitting thresholds. If present, observations of each potential wetland identified during the survey were documented using wetland determination forms that are on record at the Tetra Tech office in Bloomington, Minnesota.

A Geographic Information System specialist designed a geodatabase specifically for the Project that was used to (1) capture wetland and non-wetland feature location data in the field with Trimble Global Positioning System (GPS) technology and (2) manage and display features for quality control and electronic deliverables. The geodatabase was loaded on the Trimble Geo 7X handheld GPS with sub-meter accuracy running ESRI's ArcPad 10. After the field data were post-processed, the wetland scientists who captured the field data conducted a quality control review of the geodatabase to ensure the features collected corresponded with field observations.

If present, stream and pond features were mapped along their ordinary high water mark (OHWM) as defined by the USACE. Once the OHWM was observed in the field by the team, the GPS unit was used to map this line where it would be crossed by planned elements of the Project infrastructure. For streams, observations of basin and channel features, flow characteristics, substrate, and the presence of aquatic vegetation and macroinvertebrates were documented using stream data forms that are on record at the Tetra Tech office in Bloomington, Minnesota.

RESULTS AND CONCLUSIONS

The wetlands and other WoUS survey for the Addendum No. 2 Survey Corridor was conducted in May 2017. During this survey, Tetra Tech identified no wetland or other WoUS features within the Addendum No. 2 Survey Corridor. An upland swale was identified approximately 25 feet south of the addendum survey corridor for MET Tower 1 (Attachment 1: Figure 1, Attachment 2: Photo Log).

There would be no new permanent or temporary impacts resulting from the proposed MET towers.

REFERENCES

Environmental Laboratory. 1987. Corps of Engineers Wetlands Delineation Manual. Technical Report Y-87-1. Vicksburg, MS: U.S. Army Engineer Waterways Experiment Station. Available online at <http://el.erdc.usace.army.mil/wetlands/pdfs/wlman87.pdf>.

U.S. Army Corps of Engineers (USACE). 2010. Regional Supplement to the Corps of Engineers Wetland Delineation Manual: Great Plains Region. ERDC/EL TR-10-1, U.S. Army Engineer Research and Development Center, Vicksburg, MS.

USACE. 2007. RGL 07-01 "Practices for Documenting Jurisdiction under Section 9 & 10 of the Rivers & Harbors Act (RHA) of 1899 and Section 404 of the Clean Water Act (CWA)." June 5. Available online at <http://www.usace.army.mil/Portals/2/docs/civilworks/RGLS/rgl07-01.pdf>.

USACE and U.S. Environmental Protection Agency (EPA). 2007. USACE Jurisdictional Determination Form Instructional Guidebook. May 12.

ATTACHMENTS

Attachment 1 Figure 1: Wetland Survey Results

Attachment 2 Photo Log

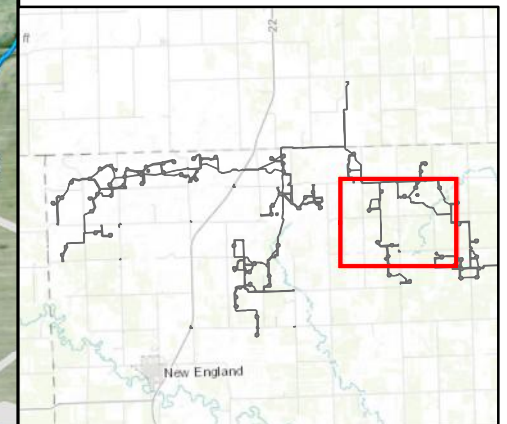
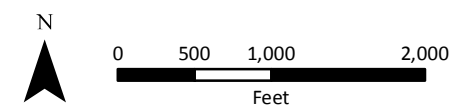
**Figure 1
Brady II
Wind Energy Center**



**Addendum No. 2
Wetland Survey Results**

STARK AND HETTINGER COUNTIES, ND

- Proposed Met Towers (03-03-2017)
 - ▨ NWI Wetland
 - ▨ NHD Stream or Waterbody
 - Addendum No. 2 Survey Corridor
 - Previously Surveyed for Wetlands
- Previous Field Delineated Features**
- Wetland
 - ✱ Upland/Swale



5/17/2017 S:\Projects\TT_EC\Brady2_NextEra\GIS\Report\Figure1_Addendum2_Wetlands_051517.mxd kathy.bellrichard

Source: Map adapted from ArcGIS Map Server World Imagery; Project data provided by NextEra Energy - meteorological towers (03/03/2017).

PHOTO LOG

Brady II Wind Energy Center Meteorological Towers:
Wetlands and Other Waters of the United States Survey Addendum No. 2



Photograph 1 (East): An overview of the MET 1 Survey Corridor from the 110th Avenue Southwest Right-of-Way (ROW).



Photograph 2 (South): A view of the upland swale south of the MET 1 Survey Corridor.

Brady II Wind Energy Center Meteorological Towers:
Wetlands and Other Waters of the United States Survey Addendum No. 2



Photograph 2 (South): An overview of the MET 2 Survey Corridor from the 55th Street Southwest ROW.



Photograph 3 (West): An overview of the MET 3 Survey Corridor from a Brady II Wind Energy Center access road.



**STATE
HISTORICAL
SOCIETY
OF NORTH DAKOTA**

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Governor of North Dakota

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Parks and Recreation
Department*

Grant Levi
*Director
Department of Transportation*

Claudia J. Berg
Director

*Accredited by the
American Alliance
of Museums since 1986*

May 26, 2017

Mr. Adam Holven
Senior Archaeologist/Project Manager
Tetra Tech Inc.
2001 Killebrew Drive, Suite 141
Bloomington, MN 55425

ND SHPO Ref: 16-0443E PSC "Addendum No. 3 to Class III Cultural Resource Inventory for Brady II Wind Energy Center: Meteorological Towers, Hettinger and Stark Counties, North Dakota," in portions of [T136N R96W Sections 11 and 22]

Dear Mr. Holven,

We reviewed ND SHPO Ref: 16-0443E PSC "Addendum No. 3 to Class III Cultural Resource Inventory for Brady II Wind Energy Center: Meteorological Towers, Hettinger and Stark Counties, North Dakota," and find the report acceptable. There has been a good faith effort to identify and avoid impacts to "Significant Sites," provided this project segment remains as described and mapped in this report.

Thank you for the opportunity to review this project. If you have questions please contact either Paul Picha at ppicha@nd.gov or (701) 328-3574 or Susan Quinnell at squinnell@nd.gov or (701) 328-3576.

Sincerely,

Claudia J. Berg
Director, State Historical Society of North Dakota

Brady II Wind Energy Center



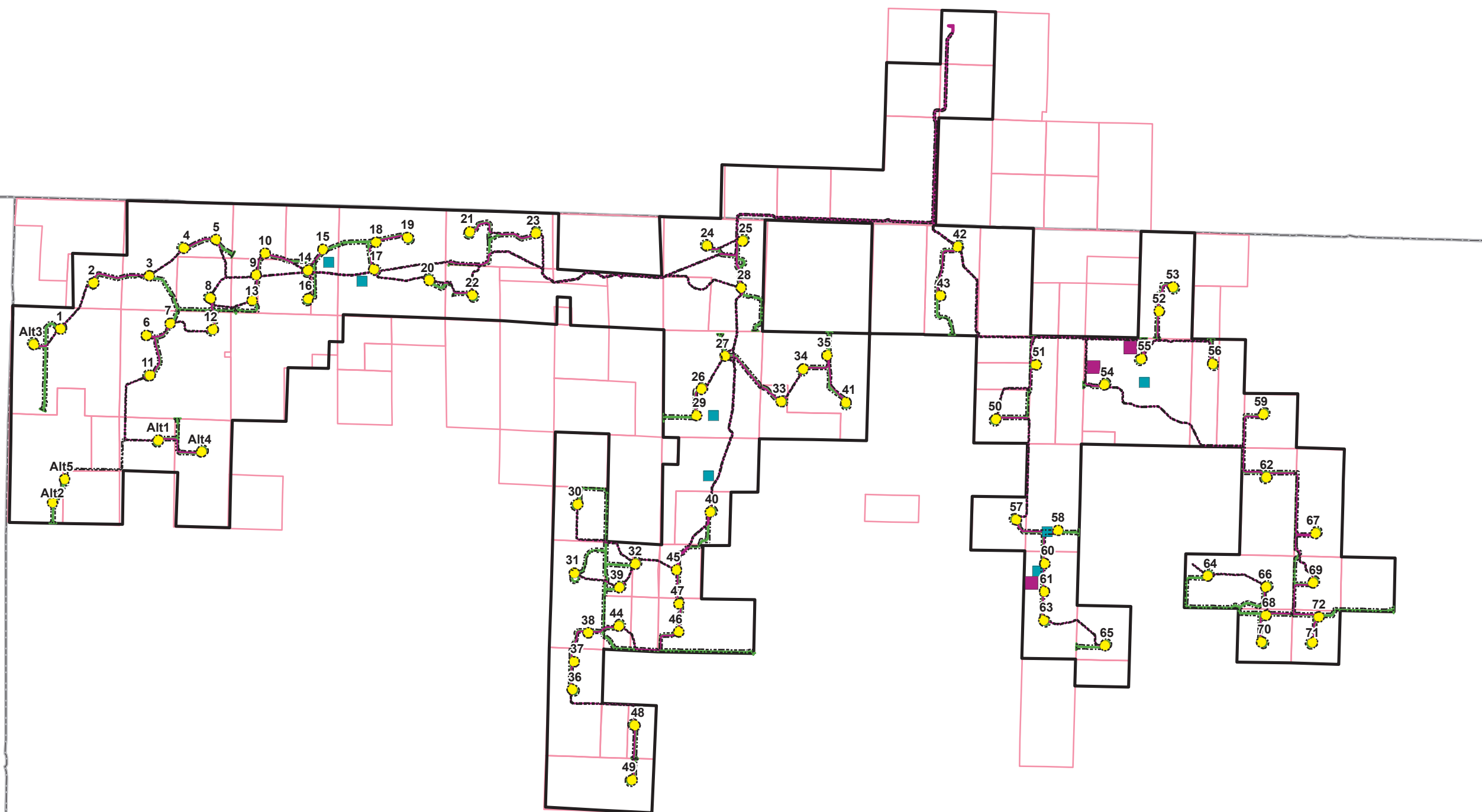
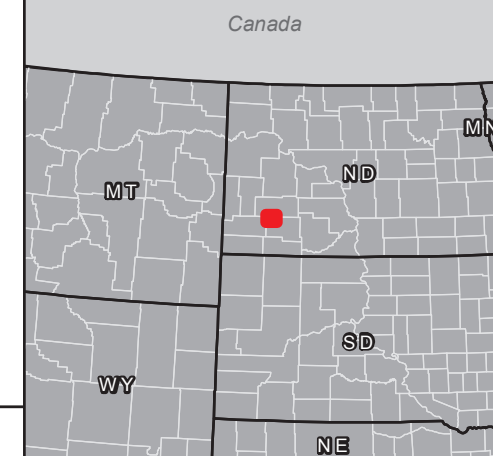
Project Boundary Site Plan

HETTINGER AND STARK COUNTIES, ND

- Construction Easement (8/9/16)
- Turbines (6/27/16)
- Proposed Temporary MET Towers (3/2/17)
- Permitted MET Towers (4/14/16)
- Collection Lines (8/5/16)
- Service Roads (7/27/16)
- ▭ Project Boundary (7/29/16)
- ▭ Property Boundary
- ▭ County Boundary



Reference Map



1:67,000 NAD 1983 StatePlane North Dakota South FIPS 3302 Feet

