

**TRACT 4:  
BERNHARDT,  
THOMAS & TAMIE A**

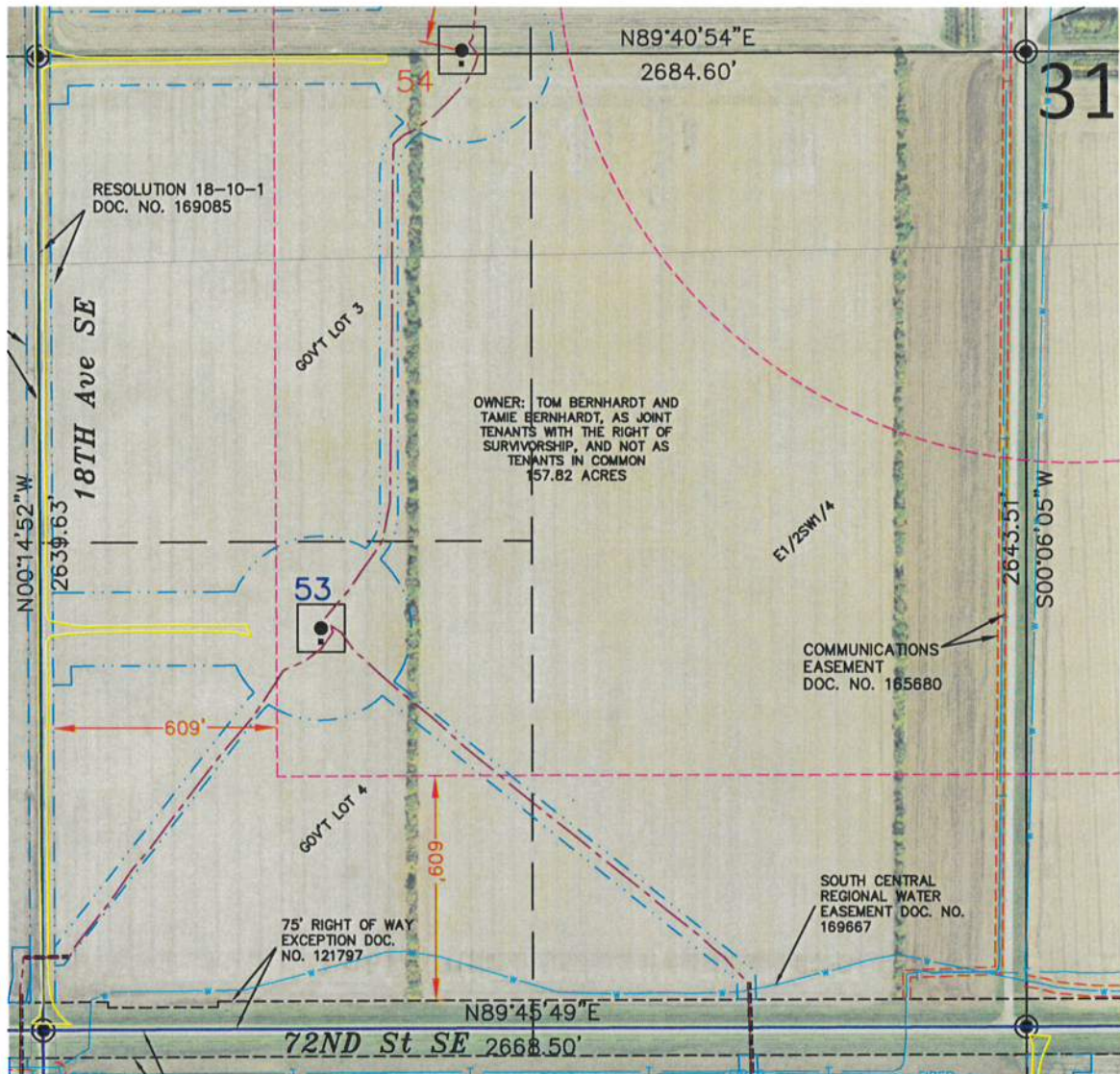
**"ALTA/NSPS LAND TITLE SURVEY"**  
**SW1/4 SECTION 31, T. 134 N., R. 74 W.**  
**EMMONS COUNTY, NORTH DAKOTA**

**SECTION 31, T.134N., R.74W. DESCRIPTION**

TRACT 4: BERNHARDT, THOMAS A & TAMIE A - 1151440

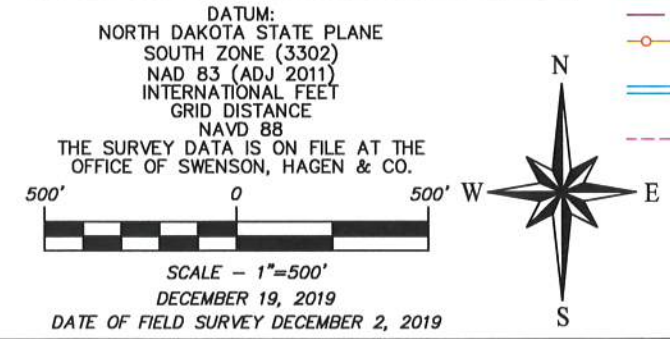
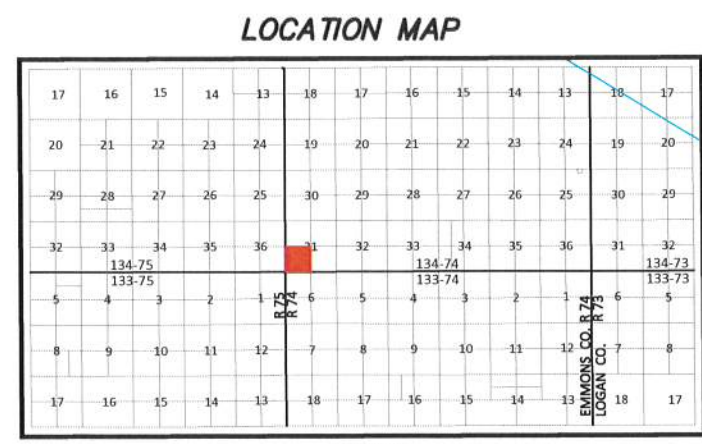
EASEMENT: MEMORANDUM OF OPTION AND EASEMENTS BY AND BETWEEN THOMAS A. BERNHARDT A/K/A TOM BERNHARDT AND TAMIE A. BERNHARDT A/K/A TAMIE BERNHARDT, HUSBAND AND WIFE, AND BOULEVARD ASSOCIATES, LLC, A DELAWARE LIMITED LIABILITY COMPANY DATED AUGUST 12, 2014, FILED NOVEMBER 19, 2014, RECORDED IN BOOK 71 MISC, PAGE 86 AS DOCUMENT NO. 169403, AMENDMENT TO WIND FARM EASEMENT AGREEMENT DATED JANUARY 17, 2018, FILED MARCH 14, 2018, RECORDED IN BOOK 77 MISC, PAGE 178 AS DOCUMENT NO. 173278, AND SECOND AMENDMENT TO WIND FARM EASEMENT AGREEMENT DATED JULY 8, 2019, FILED AUGUST 14, 2019, RECORDED AS DOCUMENT NO. 174667, THEREAFTER, ASSIGNMENT AND ASSUMPTION OF AGREEMENTS BY AND BETWEEN BOULEVARD ASSOCIATES, LLC, A DELAWARE LIMITED LIABILITY COMPANY, AND EMMONS-LOGAN WIND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, DATED MARCH 29, 2019, FILED APRIL 8, 2019, RECORDED IN BOOK 70 MISC, PAGE 52 AS DOCUMENT NO. 174268 AND NOTICE OF EXERCISE OF OPTION, BY EMMONS-LOGAN WIND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, DATED MARCH 29, 2019, FILED APRIL 8, 2019, RECORDED IN BOOK 79 MISC, PAGE 53 AS DOCUMENT NO. 174269.

- PARCEL 1:  
LOT 3 AND 4 AND THE E½SW¼ OF SECTION 31, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 2:  
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- LESS AND EXCEPT ALL OF THE NORTH 75 FEET OF LOT 4, EXCEPTING THAT PORTION LYING WITHIN 33 FEET OF THE SECTION LINE.



DESCRIPTION	LENGTH	LOGIC
PARTICIPATING RECEPTORS (HOMES)	1400'	1400'
NON-PARTICIPATING RECEPTORS (HOMES)	1457'	(HH + .5RD) x 3
BARN, SHEDS, ICE THROW, ETC.	1014'	1.5RD + 1.5HH
ROADS (PUBLIC) MEASURED FROM ROW	609'	(HH + .5RD) x 1.1 + 75'
TRANSMISSION LINES - MEASURED FROM ROW	534'	(HH + .5RD) x 1.1
DISTRIBUTION LINES - MEASURED FROM ROW	534'	(HH + .5RD) x 1.1
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PARTICIPATING PARCELS	223'	(.5RD + 10')
WTG TO WTG (UP/DOWN WIND)	2283'	6RD'S
WTG TO WTG (CROSS WIND)	1142'	3RD'S
SECTION LINES	572'	(HH + .5RD) x 1.1 + 38'

	SECTION LINE EASEMENT
	FOUND REBAR W/ALUM CAP OTHERWISE NOTED
	MONUMENT SET 5/8" REBAR W/ALUM CAP
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	ROAD FOR TURBINE "EMMONS-LOGAN WIND"
	CONSTRUCTION/COLLECTION EASEMENT "EMMONS-LOGAN WIND"
	EXISTING KEM ELECTRIC COOP. UNDERGROUND LINE
	EXISTING KEM ELECTRIC COOP. OVERHEAD LINE
	NORTHERN BORDER GAS PIPELINE
	MDU GAS PIPELINE
	UNDERGROUND COLLECTOR LINE "EMMONS-LOGAN WIND"
	J BOX, FIBER VAULT OR XGROUND BOX "EMMONS-LOGAN WIND"
	MDU OVERHEAD TRANSMISSION LINE
	TRANSMISSION EASEMENT "EMMONS-LOGAN WIND"
	TRANSMISSION LINE "EMMONS-LOGAN WIND"
	BEK COMMUNICATIONS FIBER OPTIC LINE
	BEK UNDERGROUND TELEPHONE LINE
	SOUTH CENTRAL REGIONAL WATER
	CABLE BORING "EMMONS-LOGAN WIND"
	CHAIN LINK FENCE "EMMONS-LOGAN WIND"
	SPLICE "EMMONS-LOGAN WIND"
	CULVERT "EMMONS-LOGAN WIND"
	POWER POLE "EMMONS-LOGAN WIND"
	TURBINE SETBACKS



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**UTILITY NOTE**  
 The locations of existing underground utilities are shown in an approximate way only and have not been independently verified by the owner or its representative. The contractor shall determine the exact location of all existing utilities before commencing work, and agrees to be fully responsible for any and all damages which might be occasioned by the contractor's failure to exactly locate and preserve any and all underground utilities.

**PRIVILEGED AND CONFIDENTIAL**  
 Attorney-Client Communication/Attorney Work Product  
 Prepared at the Direction of Legal Counsel

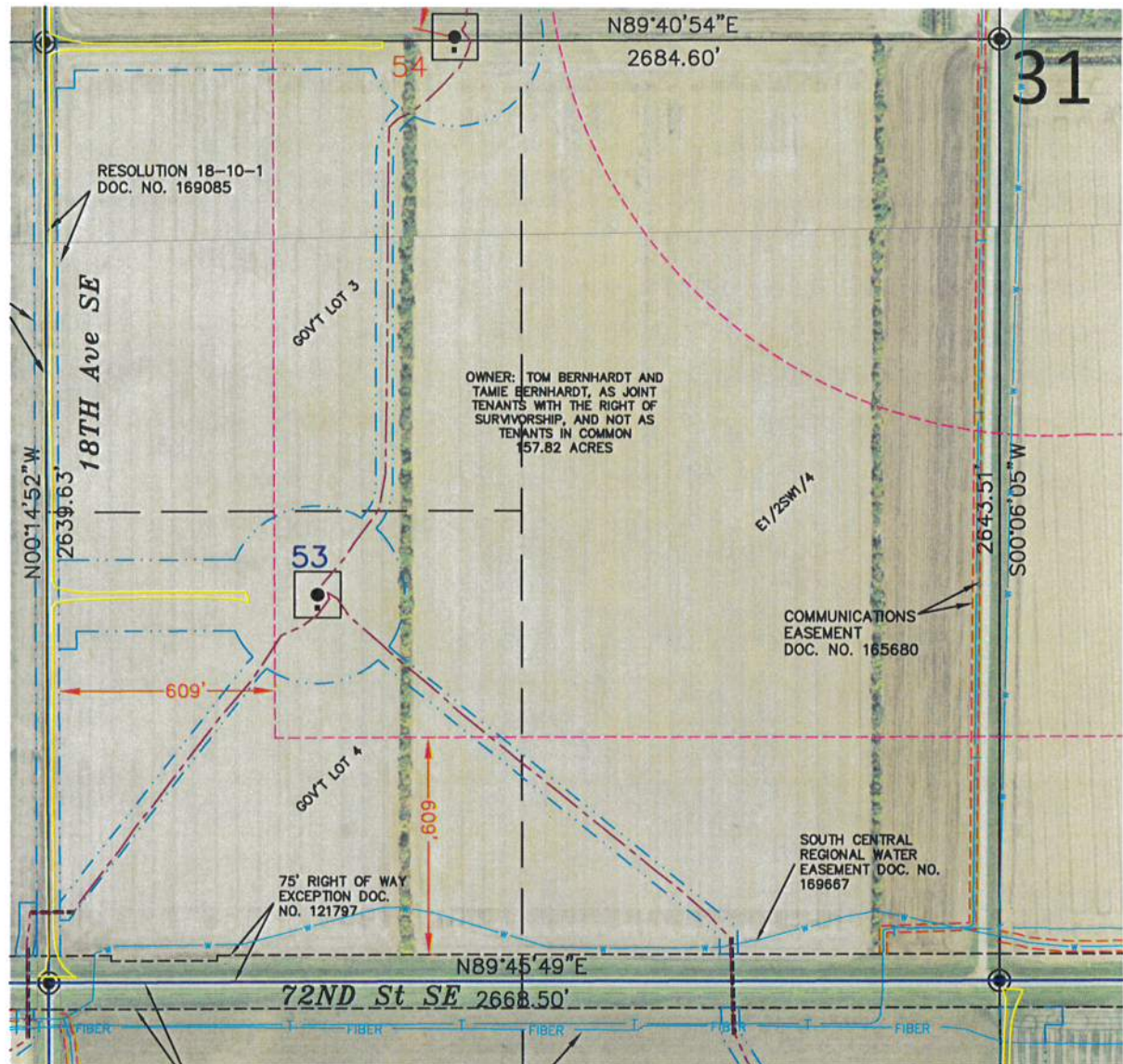
**SURVEYORS CERTIFICATE**  
 TO EMMONS LOGAN WIND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, REAL ADVANTAGE TITLE INSURANCE COMPANY, BAL INVESTMENT & ADVISORY, INC., AND SUNTRUST NLP, INC., A DELAWARE CORPORATION,  
 THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH THE 2016 MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/NSPS LAND TITLE SURVEYS, JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND NSPS, AND INCLUDES ITEMS 1, 3 AND 20 OF TABLE A THEREOF. (WITH A PROFESSIONAL LIABILITY INSURANCE POLICY IN THE AMOUNT OF \$1,000,000) THE FIELD WORK WAS COMPLETED ON DECEMBER 2, 2019.  
 ANY ALTERATION OF THE ACCOMPANYING MAP WILL VOID THIS CERTIFICATION.  
 SURVEY IS VALID ONLY IF PRINT HAS ORIGINAL SEAL AND SIGNATURE OF SURVEYOR.  
 DATE: DECEMBER 19, 2019  
 MATTHEW M. STERN  
 REGISTERED PROFESSIONAL LAND SURVEYOR  
 ND REGISTRATION NO. 8299



**PARCEL 1**  
**PAGE 1 OF 2**

**SWENSON, HAGEN & COMPANY P.C.**  
 Surveying  
 Hydrology  
 Land Planning  
 Civil Engineering  
 Landscape & Site Design  
 Construction Management  
 909 Basin Avenue  
 Bismarck, North Dakota 58504  
 sheng@swensonhagen.com  
 Phone (701) 223-2600  
 Fax (701) 223-2606

**"ALTA/NSPS LAND TITLE SURVEY"**  
**SW1/4 SECTION 31, T. 134 N., R. 74 W.**  
**EMMONS COUNTY, NORTH DAKOTA**



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 Attorney-Client Communication/Attorney Work Product  
 Prepared at the Direction of Legal Counsel

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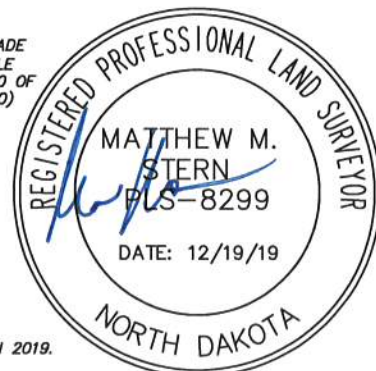
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DATE: DECEMBER 19, 2019

*Matthew M. Stern*  
 MATTHEW M. STERN  
 REGISTERED PROFESSIONAL LAND SURVEYOR  
 ND REGISTRATION NO. 8299



THE MONUMENTS, THE LOCATION AND THE EXISTENCE OF, ARE FROM THE FIELD SURVEY COMPLETED IN 2019.

PROJECT ID: 2537-23

**SECTION 31 NOTES**

THE LOCATION OF EACH EASEMENT, RIGHT-OF-WAY, SERVITUDE, AND OTHER MATTER AFFECTING THE SUBJECT PROPERTY AND LISTED IN THE PROFORMA FILE NO. 555-1991456-73, ISSUED BY REAL ADVANTAGE TITLE INSURANCE COMPANY, HAS BEEN CORRECTLY PLOTTED OR NOTED ON THE SURVEY, TOGETHER WITH APPROPRIATE RECORDING REFERENCES, TO THE EXTENT THAT SUCH MATTERS CAN BE LOCATED. THE PROPERTY SHOWN ON THE SURVEY IS THE SAME PROPERTY DESCRIBED IN THAT COMMITMENT.

THE SUBJECT PROPERTY HAS ACCESS TO AND FROM A DEDICATED AND ACCEPTED PUBLIC RIGHT OF WAY, ROAD OR HIGHWAY.

ALL UTILITY SERVICES REQUIRED FOR THE OPERATION OF THE PREMISES EITHER ENTER OR WILL ENTER THE PREMISES THROUGH ADJOINING PUBLIC STREET, OR THE SURVEY SHOWS THE POINT OF ENTRY AND LOCATION OF ANY UTILITIES THAT PASS THROUGH OR ARE LOCATED ON ADJOINING LAND.

SUBJECT PROPERTY IS LOCATED IN A UNMAPPED FEMA AREA.

THIS SURVEY DOES NOT CONSTITUTE A TITLE SEARCH BY SURVEYOR. ALL INFORMATION REGARDING RECORD EASEMENTS, ADJOINERS, AND OTHER DOCUMENTS THAT MIGHT AFFECT THE QUALITY OF TITLE TO TRACT SHOWN HEREON WAS GAINED FROM THE PROFORMA FILE NO. 555-1991456-73 AND PREPARED BY REAL ADVANTAGE TITLE INSURANCE COMPANY.

ITEM 1 - MINERAL DEED BY AND BETWEEN WILLIAM BERNHARDT AND ROSIE BERNHARDT, HUSBAND AND WIFE AND ARTHUR V. SAAY, JR., DATED OCTOBER 15, 1949, FILED OCTOBER 15, 1949, RECORDED IN BOOK 3 O&G, PAGE 407 AS DOCUMENT NO. 89284. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCELS 2 AND 3)

ITEM 2 - MINERAL DEED BY AND BETWEEN WILLIAM BERNHARDT AND ROSIE BERNHARDT, HIS WIFE AND WARREN CORPORATION, DATED JUNE 19, 1953, FILED JULY 6, 1953, RECORDED IN BOOK 13 O&G, PAGE 10 AS DOCUMENT NO. 97268. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 6)

ITEM 3 - RESERVATION OF MINERALS IN QUIT CLAIM DEED-STATE OF NORTH DAKOTA BY AND BETWEEN THE STATE OF NORTH DAKOTA AND WILLIAM BERNHARDT, DATED SEPTEMBER 17, 1957, FILED SEPTEMBER 23, 1957, RECORDED IN BOOK 59 DEEDS, PAGE 43 AS DOCUMENT NO. 101628. AFFECTS SUBJECT PROPERTY.

ITEM 4 - TELEPHONE COMPANY RIGHT-OF-WAY EASEMENT GRANTED TO BEK TELEPHONE MUTUAL AID CORPORATION, A COOPERATIVE CORPORATION, DATED MARCH 9, 1970, FILED JANUARY 15, 1971, RECORDED IN BOOK 27 MISC, PAGE 84 AS DOCUMENT NO. 117027. DOES NOT AFFECT SUBJECT PROPERTY.

ITEM 5 - TELEPHONE COMPANY RIGHT-OF-WAY EASEMENT GRANTED TO BEK TELEPHONE MUTUAL AID CORPORATION, A COOPERATIVE CORPORATION DATED APRIL 26, 1979, FILED MAY 15, 1979, RECORDED IN BOOK 33 MISC, PAGE 133 AS DOCUMENT NO. 128742. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 3)

ITEM 6 - MINERAL DEED BY AND BETWEEN CALVIN J. JOHNSON AND BERNADETTE JOHNSON, HUSBAND AND WIFE AND TOM A. BERNHARDT AND TAMIE A. BERNHARDT, DATED DECEMBER 7, 2007, FILED DECEMBER 12, 2007, RECORDED IN BOOK 97 DEEDS, PAGE 125 AS DOCUMENT NO. 160296. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 8)

ITEM 7 - COMMUNICATIONS EASEMENT GRANTED TO BEK COMMUNICATIONS COOPERATIVE, A COOPERATIVE CORPORATION, DATED APRIL 16, 2012, FILED MAY 23, 2012 RECORDED IN BOOK 65 MISC, PAGE 220 AS DOCUMENT NO. 165680. AFFECTS SUBJECT PROPERTY AS NOTED.

ITEM 8 - RIGHT-OF-WAY EASEMENT GRANTED TO SOUTH CENTRAL REGIONAL WATER DISTRICT DATED AUGUST 16, 2013, DATED JANUARY 26, 2015 RECORDED IN BOOK 72 MISC, PAGE 18 AS DOCUMENT NO. 169667. AFFECTS SUBJECT PROPERTY AS NOTED.

ITEM 9 - THE TERMS AND CONDITIONS OF THE RESOLUTION AS DISCLOSED BY THE RESOLUTION 18-10-1 RECORDED NOVEMBER 13, 2018, IN BOOK 78 MISC, PAGE 142, AS DOCUMENT NO. 173902. AFFECTS SUBJECT PROPERTY AS NOTED. (AFFECTS PARCEL 2)

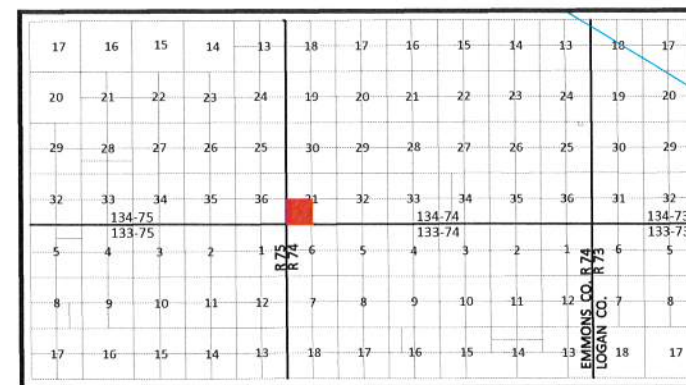
**MICRO-SITING SETBACKS PROVIDED BY NEER**

DESCRIPTION	LENGTH	LOGIC
PARTICIPATING RECEPTORS (HOMES)	1400'	1400'
NON-PARTICIPATING RECEPTORS (HOMES)	1457'	(HH + .5RD) x 3
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**LEGEND**

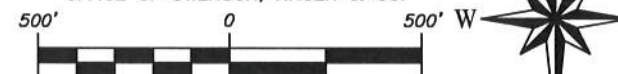
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- POWER POLE "EMMONS-LOGAN WIND"
- TURBINE SETBACKS

**LOCATION MAP**



DATUM:  
 NORTH DAKOTA STATE PLANE  
 SOUTH ZONE (3302)  
 NAD 83 (ADJ 2011)  
 INTERNATIONAL FEET  
 GRID DISTANCE  
 NAVD 88

THE SURVEY DATA IS ON FILE AT THE OFFICE OF SWENSON, HAGEN & CO.



SCALE - 1"=500'

DECEMBER 19, 2019

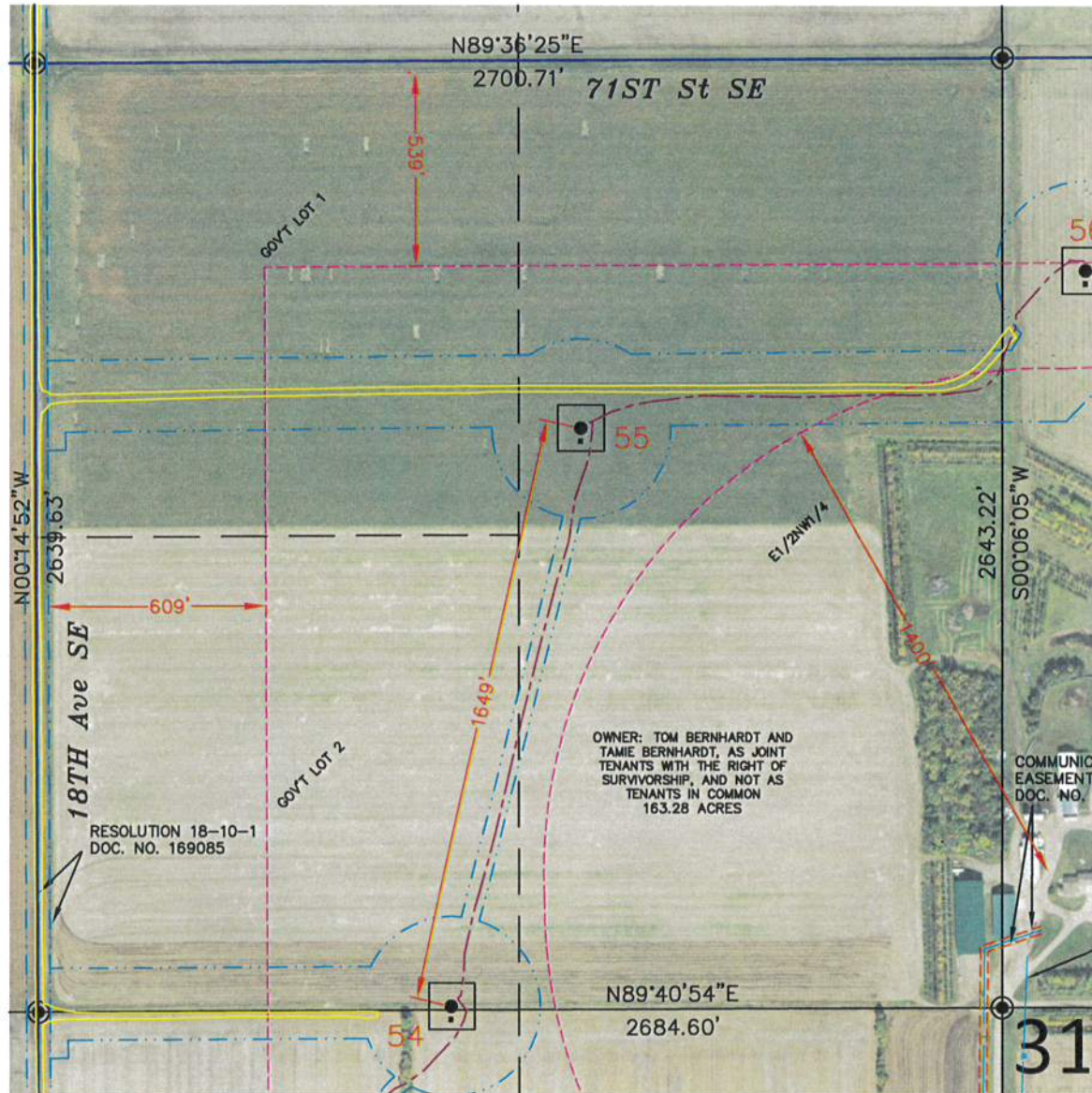
DATE OF FIELD SURVEY DECEMBER 2, 2019

**PARCEL 1**  
**PAGE 2 OF 2**

**SWENSON, HAGEN & COMPANY P.C.**  
 Surveying  
 Hydrology  
 Land Planning  
 Civil Engineering  
 Landscape & Site Design  
 Construction Management  
 909 Basin Avenue  
 Bismarck, North Dakota 58504  
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**EMMONS COUNTY, NORTH DAKOTA**

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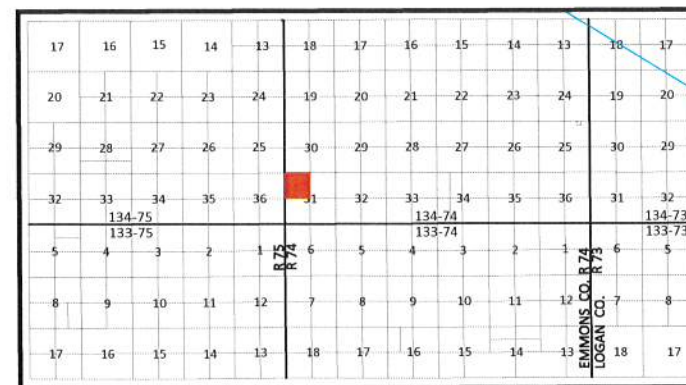
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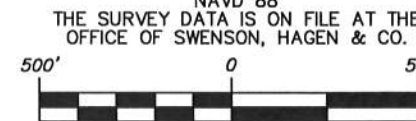
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 GRID DISTANCE  
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SCALE - 1"=500'  
 DECEMBER 19, 2019  
 DATE OF FIELD SURVEY DECEMBER 2, 2019

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 Prepared at the Direction of Legal Counsel

**SURVEYORS CERTIFICATE**

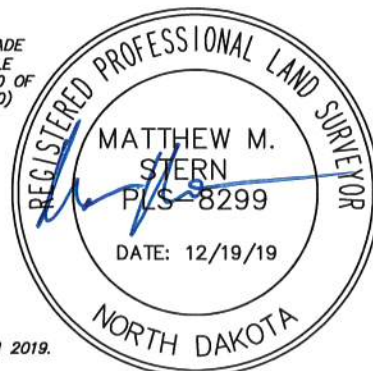
TO EMMONS LOGAN WIND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, REAL ADVANTAGE TITLE INSURANCE COMPANY, BAL INVESTMENT & ADVISORY, INC., AND SUNTRUST NLP, INC., A DELAWARE CORPORATION,

THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH THE 2016 MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/NSPS LAND TITLE SURVEYS, JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND NSPS, AND INCLUDES ITEMS 1, 3 AND 20 OF TABLE A THEREOF. (WITH A PROFESSIONAL LIABILITY INSURANCE POLICY IN THE AMOUNT OF \$1,000,000) THE FIELD WORK WAS COMPLETED ON DECEMBER 2, 2019.

ANY ALTERATION OF THE ACCOMPANYING MAP WILL VOID THIS CERTIFICATION.  
 SURVEY IS VALID ONLY IF PRINT HAS ORIGINAL SEAL AND SIGNATURE OF SURVEYOR.

DATE: DECEMBER 19, 2019

*Matthew M. Stern*  
 MATTHEW M. STERN  
 REGISTERED PROFESSIONAL LAND SURVEYOR  
 ND REGISTRATION NO. 8299



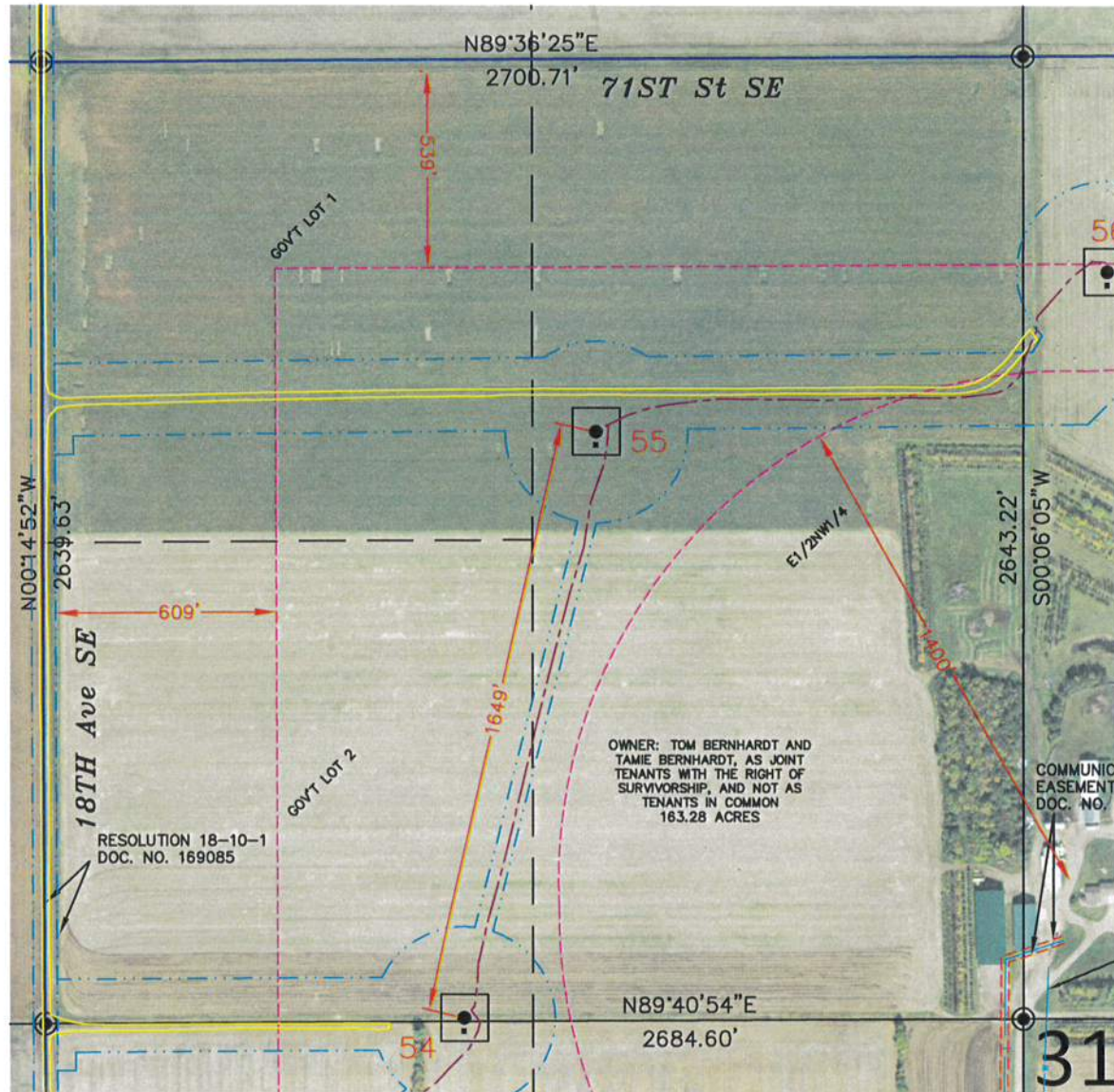
**PARCEL 2**  
**PAGE 1 OF 2**

THE MONUMENTS, THE LOCATION AND THE EXISTENCE OF, ARE FROM THE FIELD SURVEY COMPLETED IN 2019.  
 PROJECT ID: 2537-23

**SWENSON, HAGEN & COMPANY P.C.**  
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 Hydrology  
 Land Planning  
 Civil Engineering  
 Landscape & Site Design  
 Construction Management

**"ALTA/NSPS LAND TITLE SURVEY"**  
**NW1/4 SECTION 31, T. 134 N., R. 74 W.**  
**EMMONS COUNTY, NORTH DAKOTA**



OWNER: TOM BERNHARDT AND TAMIE BERNHARDT, AS JOINT TENANTS WITH THE RIGHT OF SURVIVORSHIP, AND NOT AS TENANTS IN COMMON  
 163.28 ACRES

COMMUNICATIONS EASEMENT  
 DOC. NO. 165680

RESOLUTION 18-10-1  
 DOC. NO. 169085

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**UTILITY NOTE**

The locations of existing underground utilities are shown in an approximate way only and have not been independently verified by the owner or its representative. The contractor shall determine the exact location of all existing utilities before commencing work, and agree to be fully responsible for any and all damages which might be occasioned by the contractor's failure to exactly locate and preserve any and all underground utilities.

**PRIVILEGED AND CONFIDENTIAL**  
 Attorney-Client Communication/Attorney Work Product  
 Prepared at the Direction of Legal Counsel

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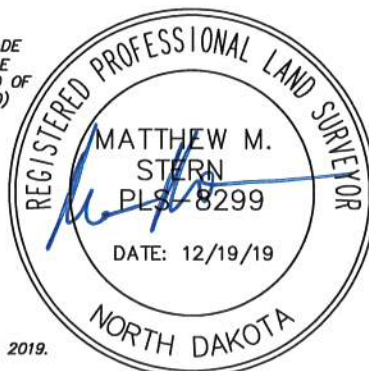
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DATE: DECEMBER 19, 2019

MATTHEW M. STERN  
 REGISTERED PROFESSIONAL LAND SURVEYOR  
 ND REGISTRATION NO. 8299



THE MONUMENTS, THE LOCATION AND THE EXISTENCE OF, ARE FROM THE FIELD SURVEY COMPLETED IN 2019.  
 PROJECT ID: 2537-23

**SECTION 31 NOTES**

THE LOCATION OF EACH EASEMENT, RIGHT-OF-WAY, SERVITUDE, AND OTHER MATTER AFFECTING THE SUBJECT PROPERTY AND LISTED IN THE PROFORMA FILE NO. 555-1991456-73, ISSUED BY REAL ADVANTAGE TITLE INSURANCE COMPANY, HAS BEEN CORRECTLY PLOTTED OR NOTED ON THE SURVEY, TOGETHER WITH APPROPRIATE RECORDING REFERENCES, TO THE EXTENT THAT SUCH MATTERS CAN BE LOCATED. THE PROPERTY SHOWN ON THE SURVEY IS THE SAME PROPERTY DESCRIBED IN THAT COMMITMENT.

THE SUBJECT PROPERTY HAS ACCESS TO AND FROM A DEDICATED AND ACCEPTED PUBLIC RIGHT OF WAY, ROAD OR HIGHWAY.

ALL UTILITY SERVICES REQUIRED FOR THE OPERATION OF THE PREMISES EITHER ENTER OR WILL ENTER THE PREMISES THROUGH ADJOINING PUBLIC STREET, OR THE SURVEY SHOWS THE POINT OF ENTRY AND LOCATION OF ANY UTILITIES THAT PASS THROUGH OR ARE LOCATED ON ADJOINING LAND. SUBJECT PROPERTY IS LOCATED IN A UNMAPPED FEMA AREA.

THIS SURVEY DOES NOT CONSTITUTE A TITLE SEARCH BY SURVEYOR. ALL INFORMATION REGARDING RECORD EASEMENTS, ADJOINERS, AND OTHER DOCUMENTS THAT MIGHT AFFECT THE QUALITY OF TITLE TO TRACT SHOWN HEREON WAS GAINED FROM THE PROFORMA FILE NO. 555-1991456-73 AND PREPARED BY REAL ADVANTAGE TITLE INSURANCE COMPANY.

ITEM 1 - MINERAL DEED BY AND BETWEEN WILLIAM BERNHARDT AND ROSIE BERNHARDT, HUSBAND AND WIFE AND ARTHUR V. SAAV, JR., DATED OCTOBER 15, 1949, FILED OCTOBER 15, 1949, RECORDED IN BOOK 3 O&G, PAGE 407 AS DOCUMENT NO. 89284. AFFECTS SUBJECT PROPERTY. (AFFECTS PARCEL 3)

ITEM 2 - MINERAL DEED BY AND BETWEEN WILLIAM BERNHARDT AND ROSIE BERNHARDT, HIS WIFE AND WARREN CORPORATION, DATED JUNE 19, 1953, FILED JULY 6, 1953, RECORDED IN BOOK 13 O&G, PAGE 10 AS DOCUMENT NO. 97268. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 6)

ITEM 3 - RESERVATION OF MINERALS IN QUIT CLAIM DEED-STATE OF NORTH DAKOTA BY AND BETWEEN THE STATE OF NORTH DAKOTA AND WILLIAM BERNHARDT, DATED SEPTEMBER 17, 1957, FILED SEPTEMBER 23, 1957, RECORDED IN BOOK 59 DEEDS, PAGE 43 AS DOCUMENT NO. 101628. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 1)

ITEM 4 - TELEPHONE COMPANY RIGHT-OF-WAY EASEMENT GRANTED TO BEK TELEPHONE MUTUAL AID CORPORATION, A COOPERATIVE CORPORATION, DATED MARCH 9, 1970, FILED JANUARY 15, 1971, RECORDED IN BOOK 27 MISC, PAGE 84 AS DOCUMENT NO. 117027. DOES NOT AFFECT SUBJECT PROPERTY.

ITEM 5 - TELEPHONE COMPANY RIGHT-OF-WAY EASEMENT GRANTED TO BEK TELEPHONE MUTUAL AID CORPORATION, A COOPERATIVE CORPORATION DATED APRIL 26, 1979, FILED MAY 15, 1979, RECORDED IN BOOK 33 MISC, PAGE 133 AS DOCUMENT NO. 128742. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 3)

ITEM 6 - MINERAL DEED BY AND BETWEEN CALVIN J. JOHNSON AND BERNADETTE JOHNSON, HUSBAND AND WIFE AND TOM A. BERNHARDT AND TAMIE A. BERNHARDT, DATED DECEMBER 7, 2007, FILED DECEMBER 12, 2007, RECORDED IN BOOK 97 DEEDS, PAGE 125 AS DOCUMENT NO. 160296. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 8)

ITEM 7 - COMMUNICATIONS EASEMENT GRANTED TO BEK COMMUNICATIONS COOPERATIVE, A COOPERATIVE CORPORATION, DATED APRIL 16, 2012, FILED MAY 23, 2012 RECORDED IN BOOK 65 MISC, PAGE 220 AS DOCUMENT NO. 165680. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 1)

ITEM 8 - RIGHT-OF-WAY EASEMENT GRANTED TO SOUTH CENTRAL REGIONAL WATER DISTRICT DATED AUGUST 16, 2013, DATED JANUARY 26, 2015 RECORDED IN BOOK 72 MISC, PAGE 18 AS DOCUMENT NO. 169667. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 1)

ITEM 9 - THE TERMS AND CONDITIONS OF THE RESOLUTION AS DISCLOSED BY THE RESOLUTION 18-10-1 RECORDED NOVEMBER 13, 2018, IN BOOK 78 MISC, PAGE 142, AS DOCUMENT NO. 173902. AFFECTS SUBJECT PROPERTY AS NOTED. (AFFECTS PARCEL 1)

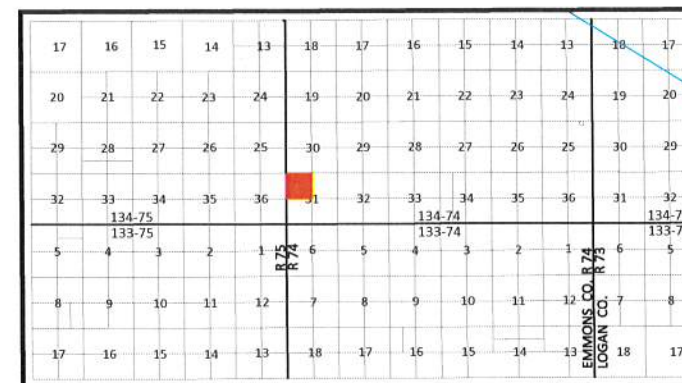
**MICRO-SITING SETBACKS PROVIDED BY NEER**

DESCRIPTION	LENGTH	LOGIC
PARTICIPATING RECEPTORS (HOMES)	1400'	1400'
NON-PARTICIPATING RECEPTORS (HOMES)	1457'	(HH + .5RD) x 3
BARN, SHEDS, ICE THROW, ETC.	1014'	1.5RD + 1.5HH
ROADS (PUBLIC) MEASURED FROM ROW	609'	(HH + .5RD) x 1.1 + 75'
TRANSMISSION LINES - MEASURED FROM ROW	534'	(HH + .5RD) x 1.1
DISTRIBUTION LINES - MEASURED FROM ROW	534'	(HH + .5RD) x 1.1
NON-PARTICIPATING PARCELS	534'	(HH + .5RD) x 1.1
PARTICIPATING PARCELS	223'	(.5RD + 10')
WTG TO WTG (UP/DOWN WIND)	2283'	6RD'S
WTG TO WTG (CROSS WIND)	1142'	3RD'S
SECTION LINES	572'	(HH + .5RD) x 1.1 + 38'

**LEGEND**

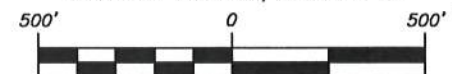
- SECTION LINE EASEMENT
- FOUND REBAR W/ALUM CAP OTHERWISE NOTED
- 
- 
- 
- 
- EXISTING KEM ELECTRIC COOP. UNDERGROUND LINE
- EXISTING KEM ELECTRIC COOP. OVERHEAD LINE
- NORTHERN BORDER GAS PIPELINE
- MDU GAS PIPELINE
- 
- 
- MDU OVERHEAD TRANSMISSION LINE
- 
- 
- BEK COMMUNICATIONS FIBER OPTIC LINE
- BEK UNDERGROUND TELEPHONE LINE
- SOUTH CENTRAL REGIONAL WATER
- 
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**LOCATION MAP**



DATUM:  
 NORTH DAKOTA STATE PLANE  
 SOUTH ZONE (3302)  
 NAD 83 (ADJ 2011)  
 INTERNATIONAL FEET  
 GRID DISTANCE  
 NAVD 88

THE SURVEY DATA IS ON FILE AT THE OFFICE OF SWENSON, HAGEN & CO.



SCALE - 1"=500'

DECEMBER 19, 2019

DATE OF FIELD SURVEY DECEMBER 2, 2019



**PARCEL 2**  
**PAGE 2 OF 2**

**SWENSON, HAGEN & COMPANY P.C.**

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**"ALTA/NSPS LAND TITLE SURVEY"**  
**NE1/4 SECTION 31, T. 134 N., R. 74 W.**  
**EMMONS COUNTY, NORTH DAKOTA**

**SECTION 31, T.134N., R.74W. DESCRIPTION**

TRACT 4: BERNHARDT, THOMAS A & TAMIE A - 1151440

EASEMENT: MEMORANDUM OF OPTION AND EASEMENTS BY AND BETWEEN THOMAS A. BERNHARDT A/K/A TOM BERNHARDT AND TAMIE A. BERNHARDT A/K/A TAMIE BERNHARDT, HUSBAND AND WIFE, AND BOULEVARD ASSOCIATES, LLC, A DELAWARE LIMITED LIABILITY COMPANY DATED AUGUST 12, 2014, RECORDED IN BOOK 71 MISC, PAGE 86 AS DOCUMENT NO. 169403, AMENDMENT TO WIND FARM EASEMENT AGREEMENT DATED JANUARY 17, 2018, FILED MARCH 14, 2018, RECORDED IN BOOK 77 MISC, PAGE 178 AS DOCUMENT NO. 173278, AND SECOND AMENDMENT TO WIND FARM EASEMENT AGREEMENT DATED JULY 8, 2019, FILED AUGUST 14, 2019, RECORDED AS DOCUMENT NO. 174667, THEREAFTER, ASSIGNMENT AND ASSUMPTION OF AGREEMENTS BY AND BETWEEN BOULEVARD ASSOCIATES, LLC, A DELAWARE LIMITED LIABILITY COMPANY, AND EMMONS-LOGAN WIND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, DATED MARCH 29, 2019, FILED APRIL 8, 2019, RECORDED IN BOOK 70 MISC, PAGE 52 AS DOCUMENT NO. 174268 AND NOTICE OF EXERCISE OF OPTION, BY EMMONS-LOGAN WIND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, DATED MARCH 29, 2019, FILED APRIL 8, 2019, RECORDED IN BOOK 79 MISC, PAGE 53 AS DOCUMENT NO. 174269.

PARCEL 1:  
 LOT 3 AND 4 AND THE E1/2SW1/4 OF SECTION 31, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.

PARCEL 2:  
 LOTS 1 AND 2 AND THE E1/2NW1/4 OF SECTION 31, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.

PARCEL 3:  
 NE1/4 OF SECTION 31, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.

PARCEL 4:  
 SE1/4 OF SECTION 30, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.

PARCEL 5:  
 E1/2NE1/4 OF SECTION 30, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.

PARCEL 6:  
 SW1/4 OF SECTION 29, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.

PARCEL 7:  
 SE1/4 OF SECTION 24, TOWNSHIP 134 NORTH, RANGE 75 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.

PARCEL 8:  
 S1/2SW1/4 OF SECTION 26, TOWNSHIP 134 NORTH, RANGE 75 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.

PARCEL 9:  
 LOT 4 OF SECTION 4, TOWNSHIP 133 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA

LESS AND EXCEPT ALL OF THE NORTH 75 FEET OF LOT 4, EXCEPTING THAT PORTION LYING WITHIN 33 FEET OF THE SECTION LINE.



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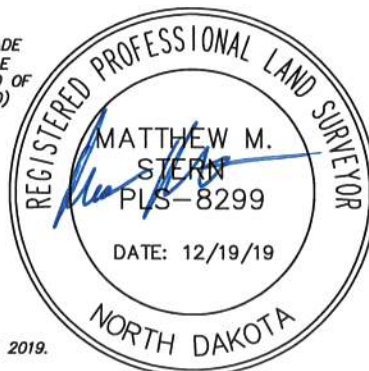
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DATE: DECEMBER 19, 2019

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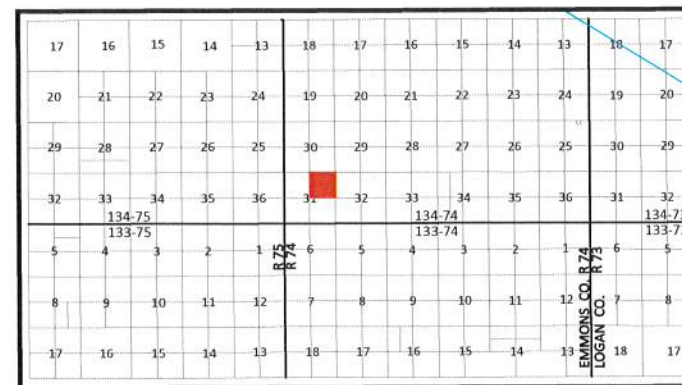
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**LEGEND**

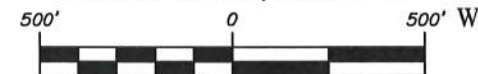
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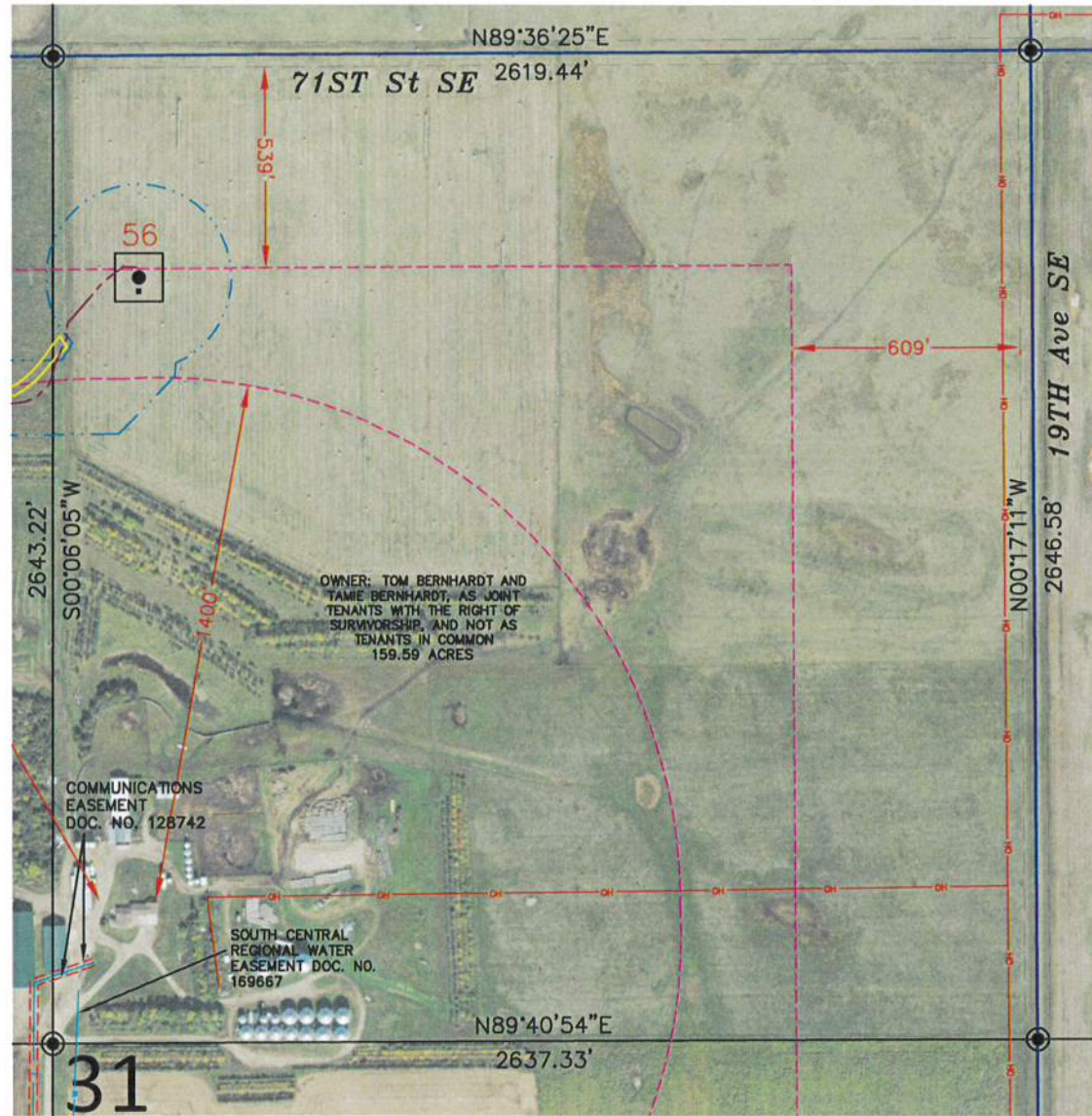


**PARCEL 3**  
**PAGE 1 OF 2**

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**NE1/4 SECTION 31, T. 134 N., R. 74 W.**  
**EMMONS COUNTY, NORTH DAKOTA**



**SECTION 31 NOTES**

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ITEM 7 - COMMUNICATIONS EASEMENT GRANTED TO BEK COMMUNICATIONS COOPERATIVE, A COOPERATIVE CORPORATION, DATED APRIL 16, 2012, FILED MAY 23, 2012 RECORDED IN BOOK 65 MISC, PAGE 220 AS DOCUMENT NO. 165680. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 1)

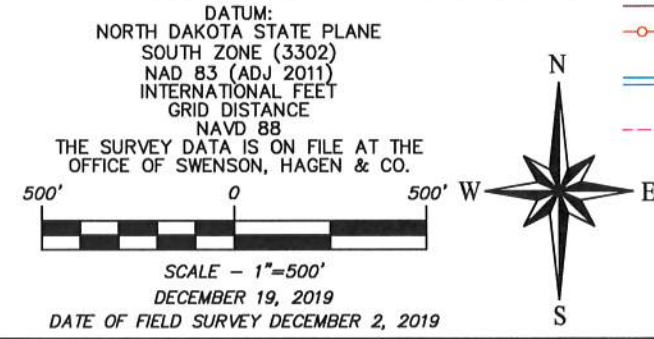
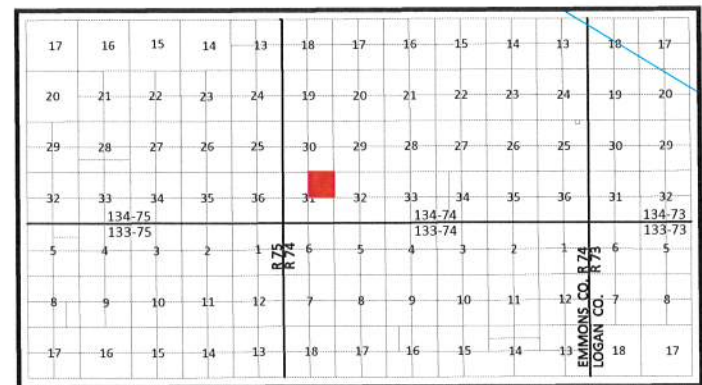
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LEGEND	
	SECTION LINE EASEMENT
	FOUND REBAR W/ALUM CAP OTHERWISE NOTED
	MONUMENT SET 5/8" REBAR W/ALUM CAP
	WIND TURBINE "EMMONS-LOGAN WIND"
	ROAD FOR TURBINE "EMMONS-LOGAN WIND"
	CONSTRUCTION/COLLECTION EASEMENT "EMMONS-LOGAN WIND"
	EXISTING KEM ELECTRIC COOP. UNDERGROUND LINE
	EXISTING KEM ELECTRIC COOP. OVERHEAD LINE
	NORTHERN BORDER GAS PIPELINE
	MDU GAS PIPELINE
	UNDERGROUND COLLECTOR LINE "EMMONS-LOGAN WIND"
	J BOX, FIBER VAULT OR XGROUND BOX "EMMONS-LOGAN WIND"
	MDU OVERHEAD TRANSMISSION LINE
	TRANSMISSION EASEMENT "EMMONS-LOGAN WIND"
	TRANSMISSION LINE "EMMONS-LOGAN WIND"
	BEK COMMUNICATIONS FIBER OPTIC LINE
	BEK UNDERGROUND TELEPHONE LINE
	SOUTH CENTRAL REGIONAL WATER
	CABLE BORING "EMMONS-LOGAN WIND"
	CHAIN LINK FENCE "EMMONS-LOGAN WIND"
	SPLICE "EMMONS-LOGAN WIND"
	CULVERT "EMMONS-LOGAN WIND"
	POWER POLE "EMMONS-LOGAN WIND"
	TURBINE SETBACKS

**LOCATION MAP**



**PRIVILEGED AND CONFIDENTIAL**  
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 Prepared at the Direction of Legal Counsel

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**SURVEYORS CERTIFICATE**

TO EMMONS LOGAN WIND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, REAL ADVANTAGE TITLE INSURANCE COMPANY, BAL INVESTMENT & ADVISORY, INC., AND SUNTRUST NLP, INC., A DELAWARE CORPORATION,

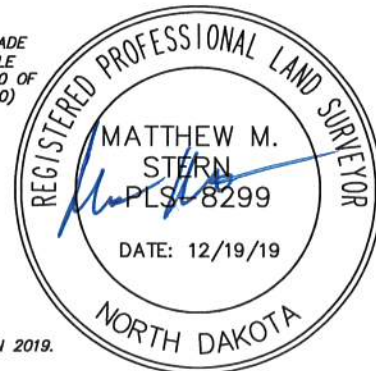
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 SURVEY IS VALID ONLY IF PRINT HAS ORIGINAL SEAL AND SIGNATURE OF SURVEYOR.

DATE: DECEMBER 19, 2019

MATTHEW M. STERN  
 REGISTERED PROFESSIONAL LAND SURVEYOR  
 NO REGISTRATION NO. 8299

THE MONUMENTS, THE LOCATION AND THE EXISTENCE OF, ARE FROM THE FIELD SURVEY COMPLETED IN 2019.  
 PROJECT ID: 2537-23



**PARCEL 3**  
**PAGE 2 OF 2**

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 Landscape & Site Design  
 Construction Management

909 Basin Avenue  
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 sheng@swensonhagen.com  
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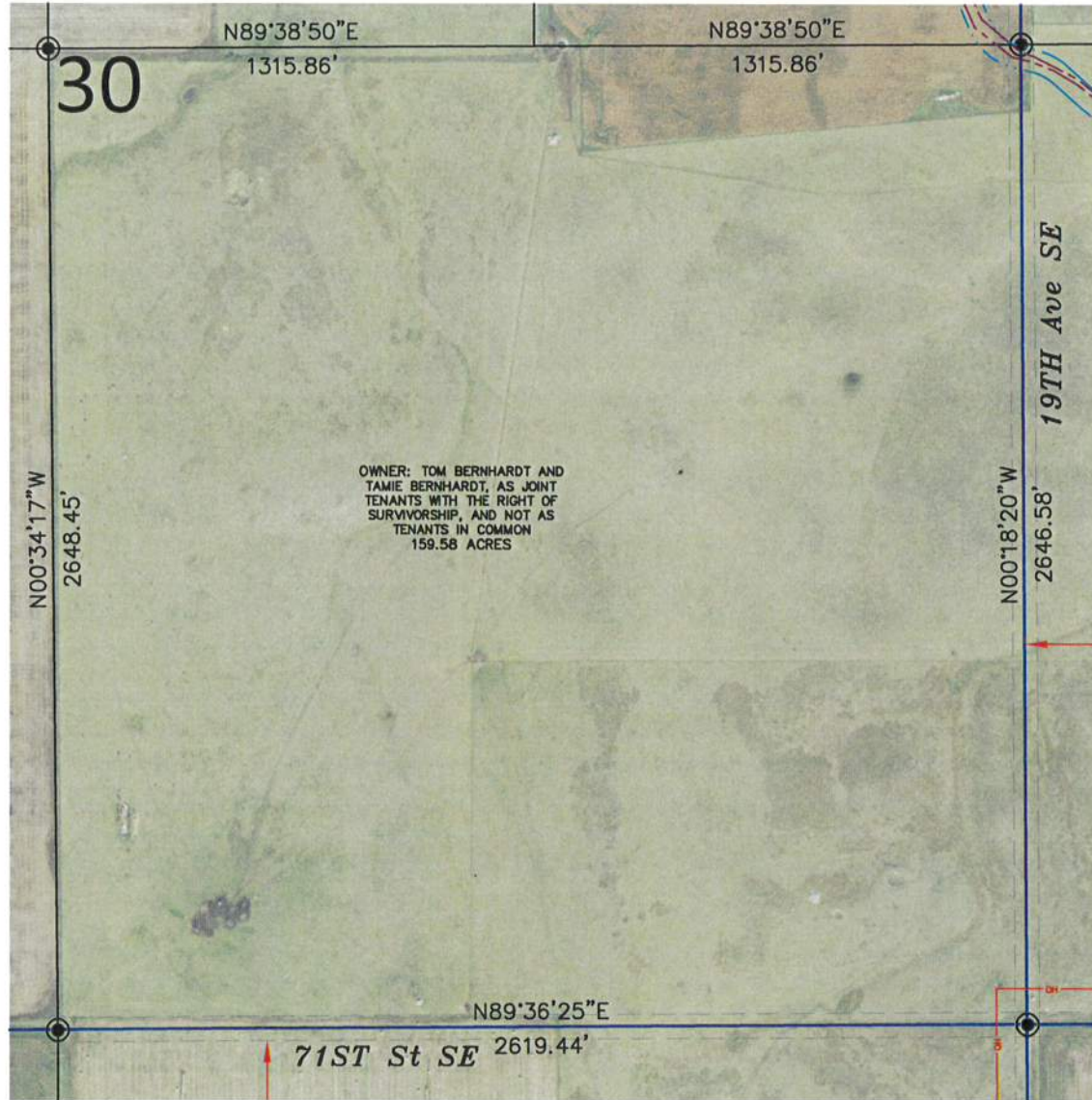
**"ALTA/NSPS LAND TITLE SURVEY"**  
**SE1/4 SECTION 30, T. 134 N., R. 74 W.**  
**EMMONS COUNTY, NORTH DAKOTA**

**SECTION 30, T.134N., R.74W. DESCRIPTION**

TRACT 4: BERNHARDT, THOMAS A & TAMIE A - 1151440

EASEMENT: MEMORANDUM OF OPTION AND EASEMENTS BY AND BETWEEN THOMAS A. BERNHARDT A/K/A TOM BERNHARDT AND TAMIE A. BERNHARDT A/K/A TAMIE BERNHARDT, HUSBAND AND WIFE, AND BOULEVARD ASSOCIATES, LLC, A DELAWARE LIMITED LIABILITY COMPANY DATED AUGUST 12, 2014, FILED NOVEMBER 19, 2014, RECORDED IN BOOK 71 MISC, PAGE 86 AS DOCUMENT NO. 169403, AMENDMENT TO WIND FARM EASEMENT AGREEMENT DATED JANUARY 17, 2018, FILED MARCH 14, 2018, RECORDED IN BOOK 77 MISC, PAGE 178 AS DOCUMENT NO. 173278, AND SECOND AMENDMENT TO WIND FARM EASEMENT AGREEMENT DATED JULY 8, 2019, FILED AUGUST 14, 2019, RECORDED AS DOCUMENT NO. 174667, THEREAFTER, ASSIGNMENT AND ASSUMPTION OF AGREEMENTS BY AND BETWEEN BOULEVARD ASSOCIATES, LLC, A DELAWARE LIMITED LIABILITY COMPANY, AND EMMONS-LOGAN WIND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, DATED MARCH 29, 2019, FILED APRIL 8, 2019, RECORDED IN BOOK 70 MISC, PAGE 52 AS DOCUMENT NO. 174268 AND NOTICE OF EXERCISE OF OPTION, BY EMMONS-LOGAN WIND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, DATED MARCH 29, 2019, FILED APRIL 8, 2019, RECORDED IN BOOK 79 MISC, PAGE 53 AS DOCUMENT NO. 174269.

- PARCEL 1:  
LOT 3 AND 4 AND THE E½SW¼ OF SECTION 31, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 2:  
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  - PARCEL 3:  
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  - PARCEL 4:  
SE¼ OF SECTION 30, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 5:  
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  - PARCEL 8:  
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  - PARCEL 9:  
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- LESS AND EXCEPT ALL OF THE NORTH 75 FEET OF LOT 4, EXCEPTING THAT PORTION LYING WITHIN 33 FEET OF THE SECTION LINE.



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DATE: DECEMBER 19, 2019

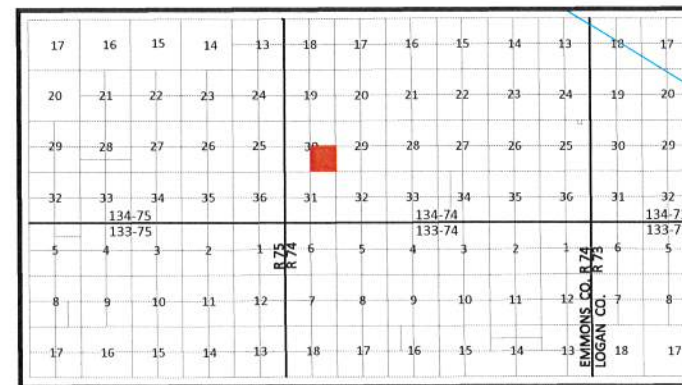
*Matthew M. Stern*  
 MATTHEW M. STERN  
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 ND REGISTRATION NO. 8299



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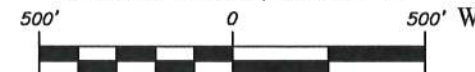
PROJECT ID: 2537-23

**LOCATION MAP**



DATUM:  
 NORTH DAKOTA STATE PLANE  
 SOUTH ZONE (3302)  
 NAD 83 (ADJ 2011)  
 INTERNATIONAL FEET  
 GRID DISTANCE  
 NAVD 88

THE SURVEY DATA IS ON FILE AT THE OFFICE OF SWENSON, HAGEN & CO.



SCALE - 1"=500'

DECEMBER 19, 2019

DATE OF FIELD SURVEY DECEMBER 2, 2019

**LEGEND**

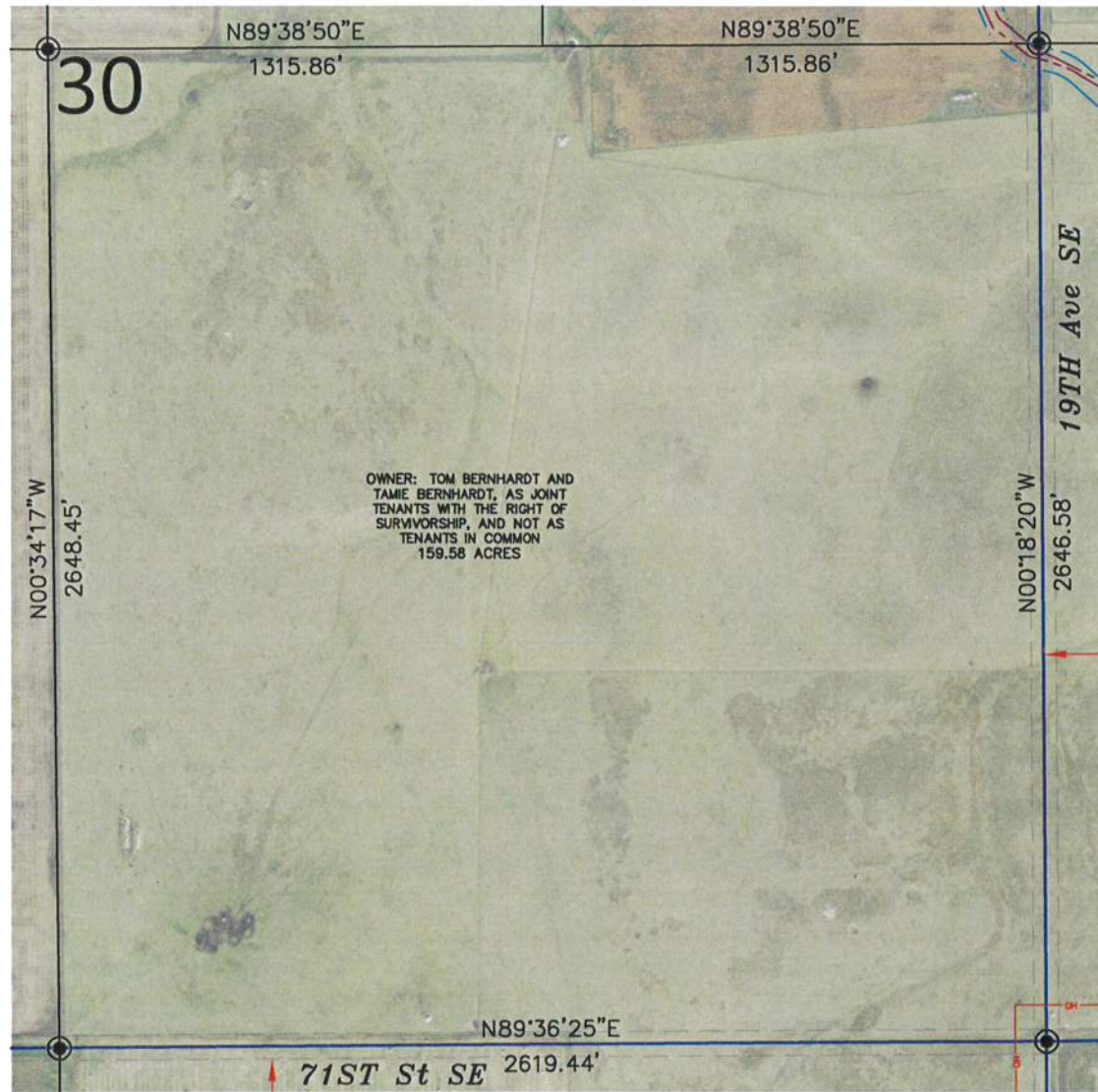
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- FOUND REBAR W/ALUM CAP OTHERWISE NOTED
- 
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**PARCEL 4**  
**PAGE 1 OF 2**

**"ALTA/NSPS LAND TITLE SURVEY"**  
**SE1/4 SECTION 30, T. 134 N., R. 74 W.**  
**EMMONS COUNTY, NORTH DAKOTA**



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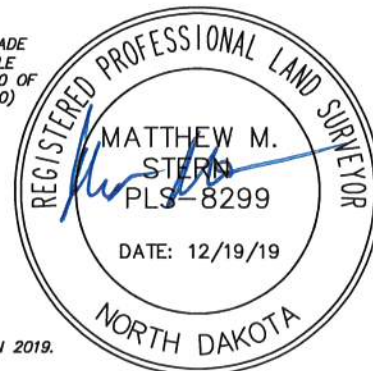
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 ND REGISTRATION NO. 8299



THE MONUMENTS, THE LOCATION AND THE EXISTENCE OF, ARE FROM THE FIELD SURVEY COMPLETED IN 2019.  
 PROJECT ID: 2537-23

**SECTION 30 NOTES**

THE LOCATION OF EACH EASEMENT, RIGHT-OF-WAY, SERVITUDE, AND OTHER MATTER AFFECTING THE SUBJECT PROPERTY AND LISTED IN THE PROFORMA FILE NO. 555-1991456-73, ISSUED BY REAL ADVANTAGE TITLE INSURANCE COMPANY, HAS BEEN CORRECTLY PLOTTED OR NOTED ON THE SURVEY, TOGETHER WITH APPROPRIATE RECORDING REFERENCES, TO THE EXTENT THAT SUCH MATTERS CAN BE LOCATED. THE PROPERTY SHOWN ON THE SURVEY IS THE SAME PROPERTY DESCRIBED IN THAT COMMITMENT.

THE SUBJECT PROPERTY HAS ACCESS TO AND FROM A DEDICATED AND ACCEPTED PUBLIC RIGHT OF WAY, ROAD OR HIGHWAY.

ALL UTILITY SERVICES REQUIRED FOR THE OPERATION OF THE PREMISES EITHER ENTER OR WILL ENTER THE PREMISES THROUGH ADJOINING PUBLIC STREET, OR THE SURVEY SHOWS THE POINT OF ENTRY AND LOCATION OF ANY UTILITIES THAT PASS THROUGH OR ARE LOCATED ON ADJOINING LAND.

SUBJECT PROPERTY IS LOCATED IN A UNMAPPED FEMA AREA.

THIS SURVEY DOES NOT CONSTITUTE A TITLE SEARCH BY SURVEYOR. ALL INFORMATION REGARDING RECORD EASEMENTS, ADJOINERS, AND OTHER DOCUMENTS THAT MIGHT AFFECT THE QUALITY OF TITLE TO TRACT SHOWN HEREON WAS GAINED FROM THE PROFORMA FILE NO. 555-1991456-73 AND PREPARED BY REAL ADVANTAGE TITLE INSURANCE COMPANY.

ITEM 1 - MINERAL DEED BY AND BETWEEN WILLIAM BERNHARDT AND ROSIE BERNHARDT, HUSBAND AND WIFE AND ARTHUR V. SAAY, JR., DATED OCTOBER 15, 1949, FILED OCTOBER 15, 1949, RECORDED IN BOOK 3 O&G, PAGE 407 AS DOCUMENT NO. 89284. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCELS 2 AND 3)

ITEM 2 - MINERAL DEED BY AND BETWEEN WILLIAM BERNHARDT AND ROSIE BERNHARDT, HIS WIFE AND WARREN CORPORATION, DATED JUNE 19, 1953, FILED JULY 6, 1953, RECORDED IN BOOK 13 O&G, PAGE 10 AS DOCUMENT NO. 97268. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 6)

ITEM 3 - RESERVATION OF MINERALS IN QUIT CLAIM DEED-STATE OF NORTH DAKOTA BY AND BETWEEN THE STATE OF NORTH DAKOTA AND WILLIAM BERNHARDT, DATED SEPTEMBER 17, 1957, FILED SEPTEMBER 23, 1957, RECORDED IN BOOK 59 DEEDS, PAGE 43 AS DOCUMENT NO. 101628. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 1)

ITEM 4 - TELEPHONE COMPANY RIGHT-OF-WAY EASEMENT GRANTED TO BEK TELEPHONE MUTUAL AID CORPORATION, A COOPERATIVE CORPORATION, DATED MARCH 9, 1970, FILED JANUARY 15, 1971, RECORDED IN BOOK 27 MISC, PAGE 84 AS DOCUMENT NO. 117027. DOES NOT AFFECT SUBJECT PROPERTY.

ITEM 5 - TELEPHONE COMPANY RIGHT-OF-WAY EASEMENT GRANTED TO BEK TELEPHONE MUTUAL AID CORPORATION, A COOPERATIVE CORPORATION DATED APRIL 28, 1979, FILED MAY 15, 1979, RECORDED IN BOOK 33 MISC, PAGE 133 AS DOCUMENT NO. 128742. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 3)

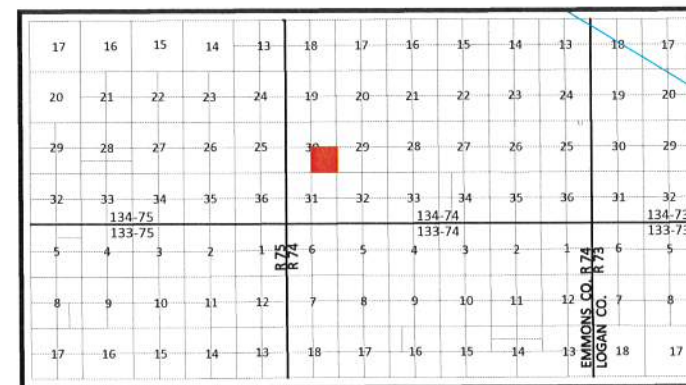
ITEM 6 - MINERAL DEED BY AND BETWEEN CALVIN J. JOHNSON AND BERNADETTE JOHNSON, HUSBAND AND WIFE AND TOM A. BERNHARDT AND TAMIE A. BERNHARDT, DATED DECEMBER 7, 2007, FILED DECEMBER 12, 2007, RECORDED IN BOOK 97 DEEDS, PAGE 125 AS DOCUMENT NO. 160296. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 8)

ITEM 7 - COMMUNICATIONS EASEMENT GRANTED TO BEK COMMUNICATIONS COOPERATIVE, A COOPERATIVE CORPORATION, DATED APRIL 16, 2012, FILED MAY 23, 2012 RECORDED IN BOOK 65 MISC, PAGE 220 AS DOCUMENT NO. 165680. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 1)

ITEM 8 - RIGHT-OF-WAY EASEMENT GRANTED TO SOUTH CENTRAL REGIONAL WATER DISTRICT DATED AUGUST 16, 2013, DATED JANUARY 26, 2015 RECORDED IN BOOK 72 MISC, PAGE 18 AS DOCUMENT NO. 169667. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 1)

ITEM 9 - THE TERMS AND CONDITIONS OF THE RESOLUTION AS DISCLOSED BY THE RESOLUTION 18-10-1 RECORDED NOVEMBER 13, 2018, IN BOOK 78 MISC, PAGE 142, AS DOCUMENT NO. 173902. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCELS 1 AND 2)

**LOCATION MAP**



DATUM:  
 NORTH DAKOTA STATE PLANE  
 SOUTH ZONE (3302)  
 NAD 83 (ADJ 2011)  
 INTERNATIONAL FEET  
 GRID DISTANCE  
 NAVD 88

THE SURVEY DATA IS ON FILE AT THE OFFICE OF SWENSON, HAGEN & CO.



DECEMBER 19, 2019

DATE OF FIELD SURVEY DECEMBER 2, 2019

**LEGEND**

- SECTION LINE EASEMENT
- FOUND REBAR W/ALUM CAP OTHERWISE NOTED
- MONUMENT SET 5/8" REBAR W/ALUM CAP
- WIND TURBINE "EMMONS-LOGAN WIND"
- ROAD FOR TURBINE "EMMONS-LOGAN WIND"
- CONSTRUCTION/COLLECTION EASEMENT "EMMONS-LOGAN WIND"
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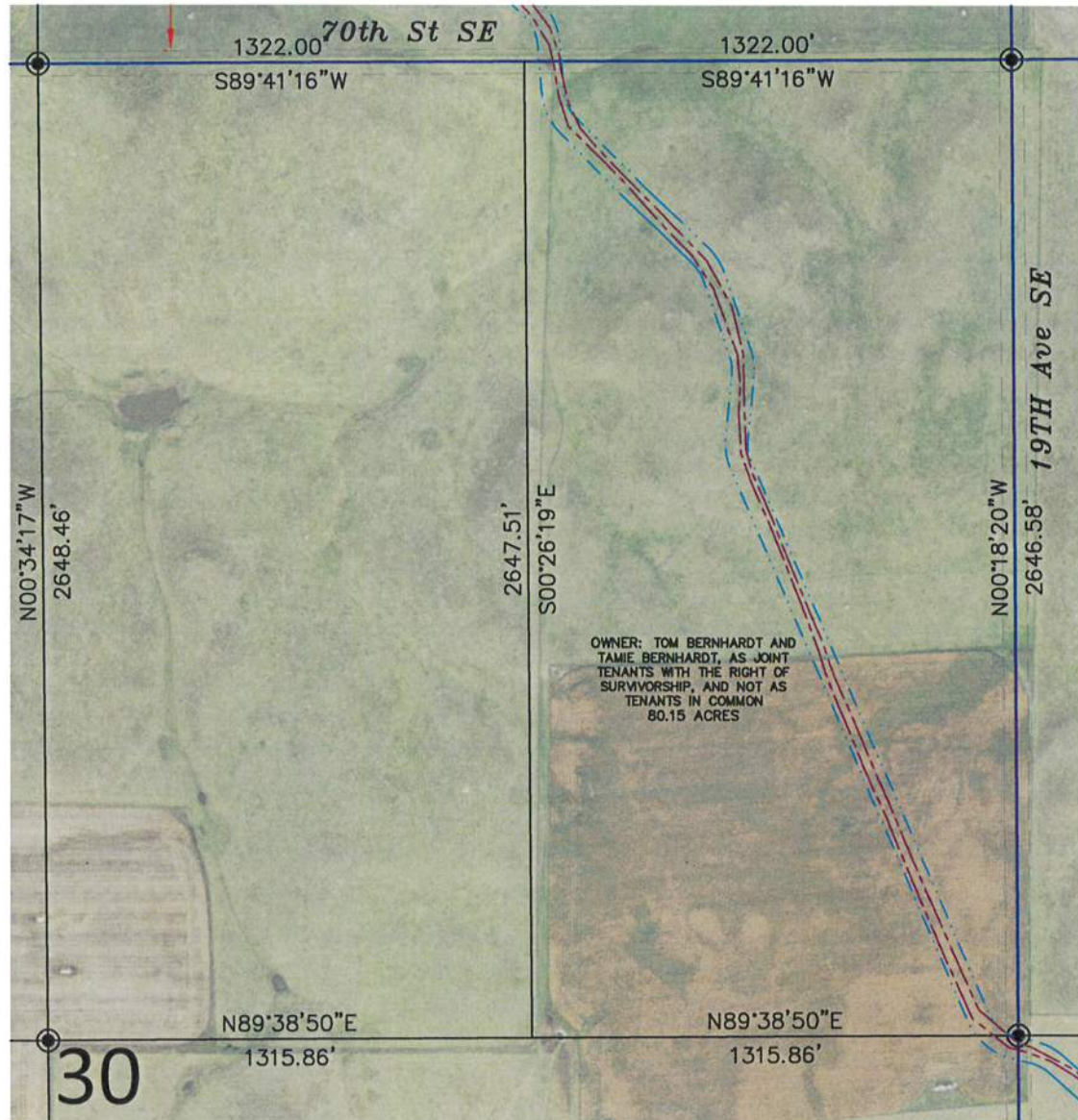
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**E1/2NE1/4 SECTION 30, T. 134 N., R. 74 W.**  
**EMMONS COUNTY, NORTH DAKOTA**

**SECTION 30, T.134N., R.74W. DESCRIPTION**

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  - PARCEL 9:  
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- LESS AND EXCEPT ALL OF THE NORTH 75 FEET OF LOT 4, EXCEPTING THAT PORTION LYING WITHIN 33 FEET OF THE SECTION LINE.



OWNER: TOM BERNHARDT AND TAMIE BERNHARDT, AS JOINT TENANTS WITH THE RIGHT OF SURVIVORSHIP, AND NOT AS TENANTS IN COMMON  
 80.15 ACRES

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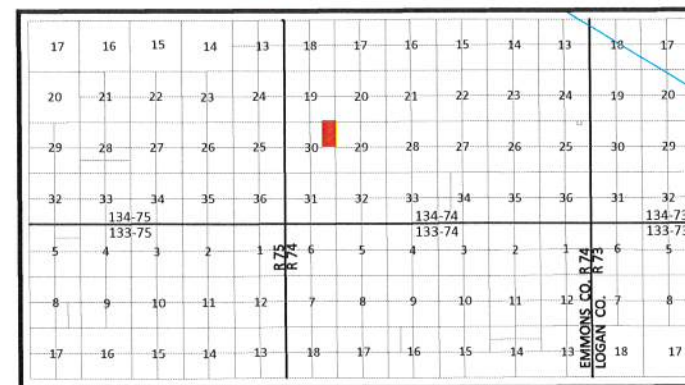
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 REGISTERED PROFESSIONAL LAND SURVEYOR  
 ND REGISTRATION NO. 8299



THE MONUMENTS, THE LOCATION AND THE EXISTENCE OF, ARE FROM THE FIELD SURVEY COMPLETED IN 2019.  
 PROJECT ID: 2537-23

**LOCATION MAP**



DATUM:  
 NORTH DAKOTA STATE PLANE  
 SOUTH ZONE (3302)  
 NAD 83 (ADJ 2011)  
 INTERNATIONAL FEET  
 GRID DISTANCE  
 NAVD 88

THE SURVEY DATA IS ON FILE AT THE OFFICE OF SWENSON, HAGEN & CO.



SCALE - 1"=500'  
 DECEMBER 19, 2019

DATE OF FIELD SURVEY DECEMBER 2, 2019

**LEGEND**

- SECTION LINE EASEMENT
- FOUND REBAR W/ALUM CAP OTHERWISE NOTED
- MONUMENT SET 5/8" REBAR W/ALUM CAP
- WIND TURBINE "EMMONS-LOGAN WIND"
- ROAD FOR TURBINE "EMMONS-LOGAN WIND"
- CONSTRUCTION/COLLECTION EASEMENT "EMMONS-LOGAN WIND"
- E EXISTING KEM ELECTRIC COOP. UNDERGROUND LINE
- OH EXISTING KEM ELECTRIC COOP. OVERHEAD LINE
- G NORTHERN BORDER GAS PIPELINE
- G MDU GAS PIPELINE
- UNDERGROUND COLLECTOR LINE "EMMONS-LOGAN WIND"
- J BOX, FIBER VAULT OR XGROUND BOX "EMMONS-LOGAN WIND"
- OH MDU OVERHEAD TRANSMISSION LINE
- TRANSMISSION EASEMENT "EMMONS-LOGAN WIND"
- T-LINE TRANSMISSION LINE "EMMONS-LOGAN WIND"
- FIBER BEK COMMUNICATIONS FIBER OPTIC LINE
- T BEK UNDERGROUND TELEPHONE LINE
- W SOUTH CENTRAL REGIONAL WATER
- CABLE BORING "EMMONS-LOGAN WIND"
- CHAIN LINK FENCE "EMMONS-LOGAN WIND"
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- CULVERT "EMMONS-LOGAN WIND"
- POWER POLE "EMMONS-LOGAN WIND"
- TURBINE SETBACKS

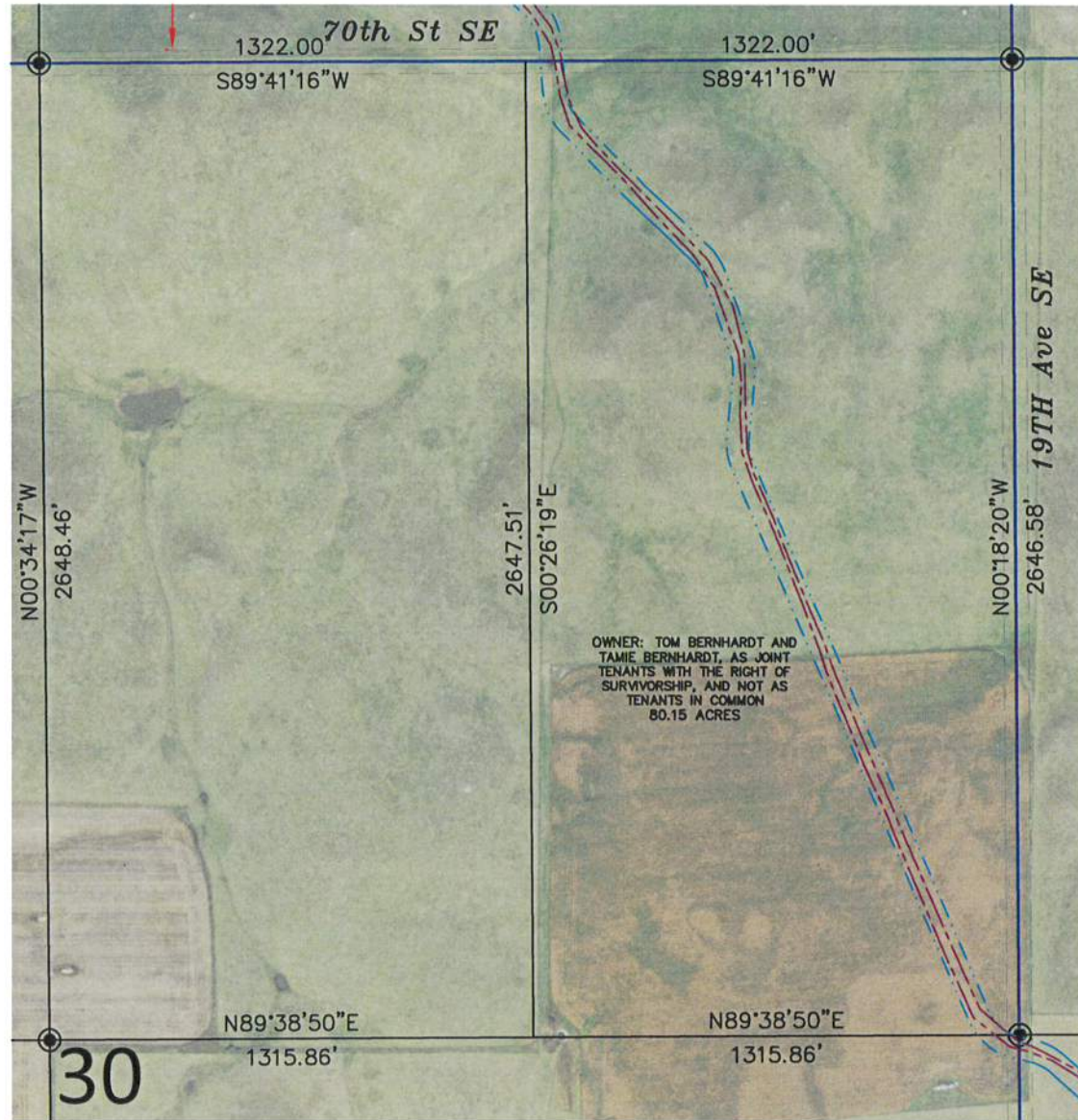


**SWENSON, HAGEN & COMPANY P.C.**  
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 Fax (701) 223-2606

Surveying  
 Hydrology  
 Land Planning  
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 Construction Management

**PARCEL 5**  
**PAGE 1 OF 2**

**"ALTA/NSPS LAND TITLE SURVEY"**  
**E1/2NE1/4 SECTION 30, T. 134 N., R. 74 W.**  
**EMMONS COUNTY, NORTH DAKOTA**



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**UTILITY NOTE**

The locations of existing underground utilities are shown in an approximate way only and have not been independently verified by the owner or its representative. The contractor shall determine the exact location of all existing utilities before commencing work, and agrees to be fully responsible for any and all damages which might be occasioned by the contractor's failure to exactly locate and preserve any and all underground utilities.

**PRIVILEGED AND CONFIDENTIAL**  
 Attorney-Client Communication/Attorney Work Product  
 Prepared at the Direction of Legal Counsel

**SURVEYORS CERTIFICATE**

TO EMMONS LOGAN WIND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, REAL ADVANTAGE TITLE INSURANCE COMPANY, BAL INVESTMENT & ADVISORY, INC., AND SUNTRUST NLP, INC., A DELAWARE CORPORATION,

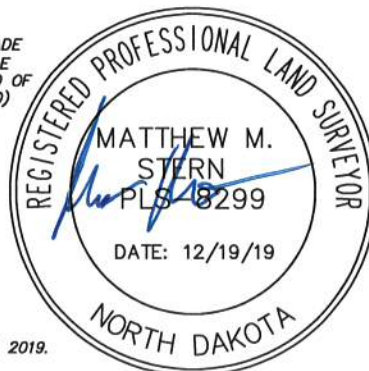
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ANY ALTERATION OF THE ACCOMPANYING MAP WILL VOID THIS CERTIFICATION.

SURVEY IS VALID ONLY IF PRINT HAS ORIGINAL SEAL AND SIGNATURE OF SURVEYOR.

DATE: DECEMBER 19, 2019

*Matthew M. Stern*  
 MATTHEW M. STERN  
 REGISTERED PROFESSIONAL LAND SURVEYOR  
 ND REGISTRATION NO. 8299



THE MONUMENTS, THE LOCATION AND THE EXISTENCE OF, ARE FROM THE FIELD SURVEY COMPLETED IN 2019.  
 PROJECT ID: 2537-23

**SECTION 30 NOTES**

THE LOCATION OF EACH EASEMENT, RIGHT-OF-WAY, SERVITUDE, AND OTHER MATTER AFFECTING THE SUBJECT PROPERTY AND LISTED IN THE PROFORMA FILE NO. 555-1991456-73, ISSUED BY REAL ADVANTAGE TITLE INSURANCE COMPANY, HAS BEEN CORRECTLY PLOTTED OR NOTED ON THE SURVEY, TOGETHER WITH APPROPRIATE RECORDING REFERENCES, TO THE EXTENT THAT SUCH MATTERS CAN BE LOCATED. THE PROPERTY SHOWN ON THE SURVEY IS THE SAME PROPERTY DESCRIBED IN THAT COMMITMENT.

THE SUBJECT PROPERTY HAS ACCESS TO AND FROM A DEDICATED AND ACCEPTED PUBLIC RIGHT OF WAY, ROAD OR HIGHWAY.

ALL UTILITY SERVICES REQUIRED FOR THE OPERATION OF THE PREMISES EITHER ENTER OR WILL ENTER THE PREMISES THROUGH ADJOINING PUBLIC STREET, OR THE SURVEY SHOWS THE POINT OF ENTRY AND LOCATION OF ANY UTILITIES THAT PASS THROUGH OR ARE LOCATED ON ADJOINING LAND. SUBJECT PROPERTY IS LOCATED IN A UNMAPPED FEMA AREA.

THIS SURVEY DOES NOT CONSTITUTE A TITLE SEARCH BY SURVEYOR. ALL INFORMATION REGARDING RECORD EASEMENTS, ADJOINERS, AND OTHER DOCUMENTS THAT MIGHT AFFECT THE QUALITY OF TITLE TO TRACT SHOWN HEREON WAS GAINED FROM THE PROFORMA FILE NO. 555-1991456-73 AND PREPARED BY REAL ADVANTAGE TITLE INSURANCE COMPANY.

ITEM 1 - MINERAL DEED BY AND BETWEEN WILLIAM BERNHARDT AND ROSIE BERNHARDT, HUSBAND AND WIFE AND ARTHUR V. SAAY, JR., DATED OCTOBER 15, 1949, FILED OCTOBER 15, 1949, RECORDED IN BOOK 3 O&G, PAGE 407 AS DOCUMENT NO. 89284. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCELS 2 AND 3)

ITEM 2 - MINERAL DEED BY AND BETWEEN WILLIAM BERNHARDT AND ROSIE BERNHARDT, HIS WIFE AND WARREN CORPORATION, DATED JUNE 19, 1953, FILED JULY 6, 1953, RECORDED IN BOOK 13 O&G, PAGE 10 AS DOCUMENT NO. 97268. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 6)

ITEM 3 - RESERVATION OF MINERALS IN QUIT CLAIM DEED-STATE OF NORTH DAKOTA BY AND BETWEEN THE STATE OF NORTH DAKOTA AND WILLIAM BERNHARDT, DATED SEPTEMBER 17, 1957, FILED SEPTEMBER 23, 1957, RECORDED IN BOOK 59 DEEDS, PAGE 43 AS DOCUMENT NO. 101628. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 1)

ITEM 4 - TELEPHONE COMPANY RIGHT-OF-WAY EASEMENT GRANTED TO BEK TELEPHONE MUTUAL AID CORPORATION, A COOPERATIVE CORPORATION, DATED MARCH 9, 1970, FILED JANUARY 15, 1971, RECORDED IN BOOK 27 MISC, PAGE 84 AS DOCUMENT NO. 117027. DOES NOT AFFECT SUBJECT PROPERTY.

ITEM 5 - TELEPHONE COMPANY RIGHT-OF-WAY EASEMENT GRANTED TO BEK TELEPHONE MUTUAL AID CORPORATION, A COOPERATIVE CORPORATION DATED APRIL 26, 1979, FILED MAY 15, 1979, RECORDED IN BOOK 33 MISC, PAGE 133 AS DOCUMENT NO. 128742. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 3)

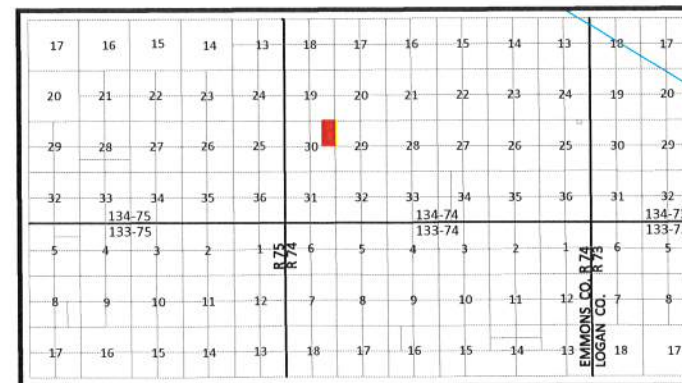
ITEM 6 - MINERAL DEED BY AND BETWEEN CALVIN J. JOHNSON AND BERNADETTE JOHNSON, HUSBAND AND WIFE AND TOM A. BERNHARDT AND TAMIE A. BERNHARDT, DATED DECEMBER 7, 2007, FILED DECEMBER 12, 2007, RECORDED IN BOOK 97 DEEDS, PAGE 125 AS DOCUMENT NO. 180296. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 8)

ITEM 7 - COMMUNICATIONS EASEMENT GRANTED TO BEK COMMUNICATIONS COOPERATIVE, A COOPERATIVE CORPORATION, DATED APRIL 16, 2012, FILED MAY 23, 2012 RECORDED IN BOOK 65 MISC, PAGE 220 AS DOCUMENT NO. 165680. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 1)

ITEM 8 - RIGHT-OF-WAY EASEMENT GRANTED TO SOUTH CENTRAL REGIONAL WATER DISTRICT DATED AUGUST 16, 2013, DATED JANUARY 26, 2015 RECORDED IN BOOK 72 MISC, PAGE 18 AS DOCUMENT NO. 169667. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 1)

ITEM 9 - THE TERMS AND CONDITIONS OF THE RESOLUTION AS DISCLOSED BY THE RESOLUTION 18-10-1 RECORDED NOVEMBER 13, 2018, IN BOOK 78 MISC, PAGE 142, AS DOCUMENT NO. 173902. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCELS 1 AND 2)

**LOCATION MAP**



DATUM:  
 NORTH DAKOTA STATE PLANE  
 SOUTH ZONE (3302)  
 NAD 83 (ADJ 2011)  
 INTERNATIONAL FEET  
 GRID DISTANCE  
 NAVD 88

THE SURVEY DATA IS ON FILE AT THE OFFICE OF SWENSON, HAGEN & CO.



SCALE - 1"=500'

DECEMBER 19, 2019

DATE OF FIELD SURVEY DECEMBER 2, 2019

**LEGEND**

- SECTION LINE EASEMENT
- FOUND REBAR W/ALUM CAP OTHERWISE NOTED
- 
- 
- 
- 
- EXISTING KEM ELECTRIC COOP. UNDERGROUND LINE
- EXISTING KEM ELECTRIC COOP. OVERHEAD LINE
- NORTHERN BORDER GAS PIPELINE
- MDU GAS PIPELINE
- 
- 
- MDU OVERHEAD TRANSMISSION LINE
- 
- T-LINE TRANSMISSION LINE "EMMONS-LOGAN WIND"
- FIBER BEK COMMUNICATIONS FIBER OPTIC LINE
- T BEK UNDERGROUND TELEPHONE LINE
- W SOUTH CENTRAL REGIONAL WATER
- 
- 
- 
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- 
- 

**PARCEL 5**  
**PAGE 2 OF 2**

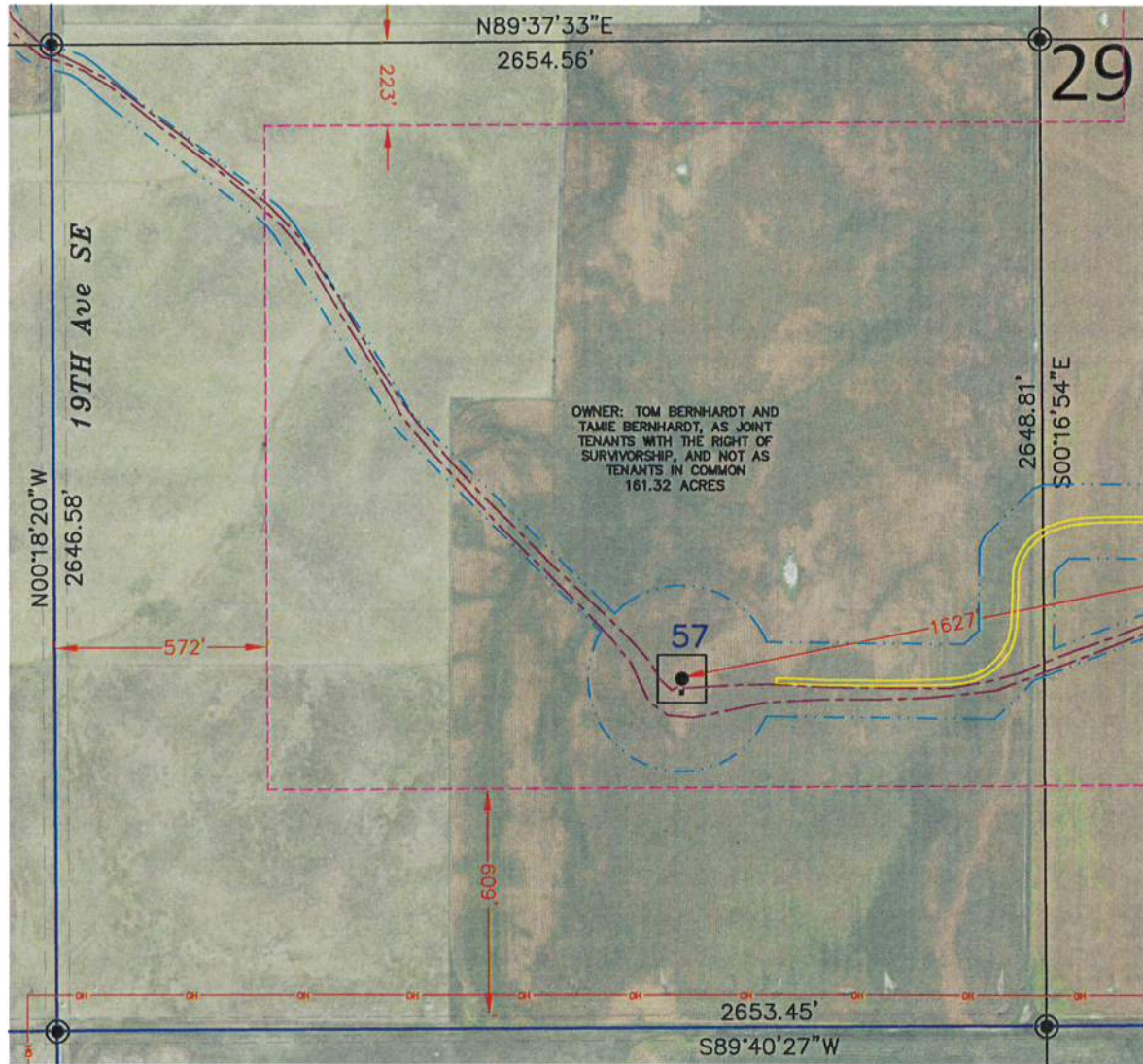
**SWENSON, HAGEN & COMPANY P.C.**

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Surveying  
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 Construction Management

**"ALTA/NSPS LAND TITLE SURVEY"**  
**SW1/4 SECTION 29, T. 134 N., R. 74 W.**  
**EMMONS COUNTY, NORTH DAKOTA**

**SECTION 29, T.134N., R.74W. DESCRIPTION**



OWNER: TOM BERNHARDT AND TAMIE BERNHARDT, AS JOINT TENANTS WITH THE RIGHT OF SURVIVORSHIP, AND NOT AS TENANTS IN COMMON  
 161.32 ACRES

TRACT 4: BERNHARDT, THOMAS A & TAMIE A - 1151440

EASEMENT: MEMORANDUM OF OPTION AND EASEMENTS BY AND BETWEEN THOMAS A. BERNHARDT A/K/A TOM BERNHARDT AND TAMIE A. BERNHARDT A/K/A TAMIE BERNHARDT, HUSBAND AND WIFE, AND BOULEVARD ASSOCIATES, LLC, A DELAWARE LIMITED LIABILITY COMPANY DATED AUGUST 12, 2014, FILED NOVEMBER 19, 2014, RECORDED IN BOOK 71 MISC, PAGE 86 AS DOCUMENT NO. 169403, AMENDMENT TO WIND FARM EASEMENT AGREEMENT DATED JANUARY 17, 2018, FILED MARCH 14, 2018, RECORDED IN BOOK 77 MISC, PAGE 178 AS DOCUMENT NO. 173278, AND SECOND AMENDMENT TO WIND FARM EASEMENT AGREEMENT DATED JULY 8, 2019, FILED AUGUST 14, 2019, RECORDED AS DOCUMENT NO. 174667, THEREAFTER, ASSIGNMENT AND ASSUMPTION OF AGREEMENTS BY AND BETWEEN BOULEVARD ASSOCIATES, LLC, A DELAWARE LIMITED LIABILITY COMPANY, AND EMMONS-LOGAN WIND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, DATED MARCH 29, 2019, FILED APRIL 8, 2019, RECORDED IN BOOK 70 MISC, PAGE 52 AS DOCUMENT NO. 174268 AND NOTICE OF EXERCISE OF OPTION, BY EMMONS-LOGAN WIND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, DATED MARCH 29, 2019, FILED APRIL 8, 2019, RECORDED IN BOOK 79 MISC, PAGE 53 AS DOCUMENT NO. 174269.

- PARCEL 1:  
LOT 3 AND 4 AND THE E½SW¼ OF SECTION 31, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 2:  
LOTS 1 AND 2 AND THE E½NW¼ OF SECTION 31, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 3:  
NE¼ OF SECTION 31, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 4:  
SE¼ OF SECTION 30, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 5:  
E½NE¼ OF SECTION 30, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 6:  
SW¼ OF SECTION 29, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 7:  
SE¼ OF SECTION 24, TOWNSHIP 134 NORTH, RANGE 75 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 8:  
S½SW¼ OF SECTION 26, TOWNSHIP 134 NORTH, RANGE 75 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 9:  
LOT 4 OF SECTION 4, TOWNSHIP 133 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA
- LESS AND EXCEPT ALL OF THE NORTH 75 FEET OF LOT 4, EXCEPTING THAT PORTION LYING WITHIN 33 FEET OF THE SECTION LINE.

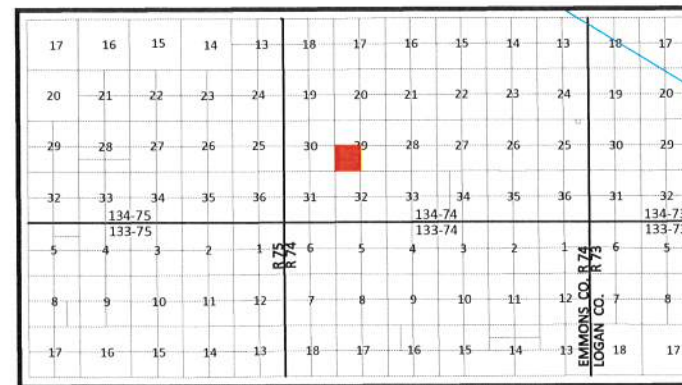
**MICRO-SITING SETBACKS PROVIDED BY NEER**

DESCRIPTION	LENGTH	LOGIC
PARTICIPATING RECEPTORS (HOMES)	1400'	1400'
NON-PARTICIPATING RECEPTORS (HOMES)	1457'	(HH + .5RD) x 3
BARN, SHEDS, ICE THROW, ETC.	1014'	1.5RD + 1.5HH
ROADS (PUBLIC) MEASURED FROM ROW	609'	(HH + .5RD) x 1.1 + 75'
TRANSMISSION LINES - MEASURED FROM ROW	534'	(HH + .5RD) x 1.1
DISTRIBUTION LINES - MEASURED FROM ROW	534'	(HH + .5RD) x 1.1
NON-PARTICIPATING PARCELS	534'	(HH + .5RD) x 1.1
PARTICIPATING PARCELS	223'	(.5RD + 10')
WTG TO WTG (UP/DOWN WIND)	2283'	6RD'S
WTG TO WTG (CROSS WIND)	1142'	3RD'S
SECTION LINES	572'	(HH + .5RD) x 1.1 + 38'

**LEGEND**

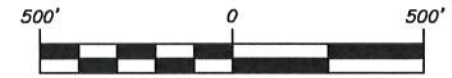
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- TURBINE SETBACKS

**LOCATION MAP**



DATUM:  
 NORTH DAKOTA STATE PLANE  
 SOUTH ZONE (3302)  
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THE SURVEY DATA IS ON FILE AT THE OFFICE OF SWENSON, HAGEN & CO.



SCALE - 1"=500'  
 DECEMBER 19, 2019

DATE OF FIELD SURVEY DECEMBER 2, 2019



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**UTILITY NOTE**

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**PRIVILEGED AND CONFIDENTIAL**

Attorney-Client Communication/Attorney Work Product  
 Prepared at the Direction of Legal Counsel

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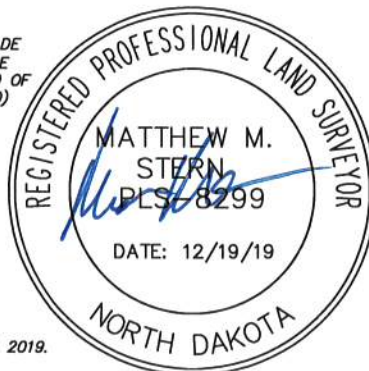
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DATE: DECEMBER 19, 2019

MATTHEW M. STERN  
 REGISTERED PROFESSIONAL LAND SURVEYOR  
 ND REGISTRATION NO. 8299



**PARCEL 6**  
**PAGE 1 OF 2**

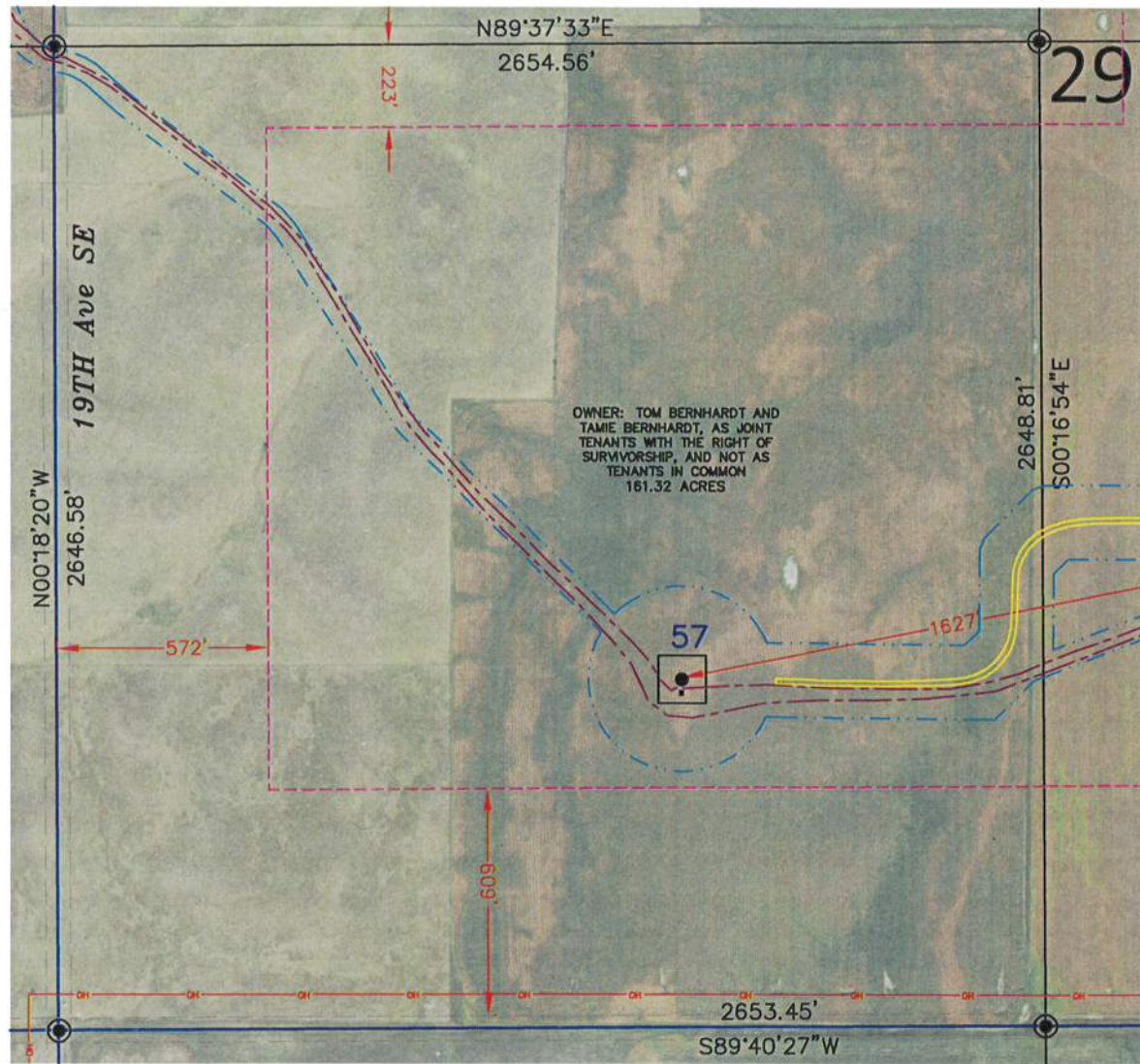
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PROJECT ID: 2537-23

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Surveying  
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**"ALTA/NSPS LAND TITLE SURVEY"**  
**SW1/4 SECTION 29, T. 134 N., R. 74 W.**  
**EMMONS COUNTY, NORTH DAKOTA**



OWNER: TOM BERNHARDT AND TAMIE BERNHARDT, AS JOINT TENANTS WITH THE RIGHT OF SURVIVORSHIP, AND NOT AS TENANTS IN COMMON  
 161.32 ACRES

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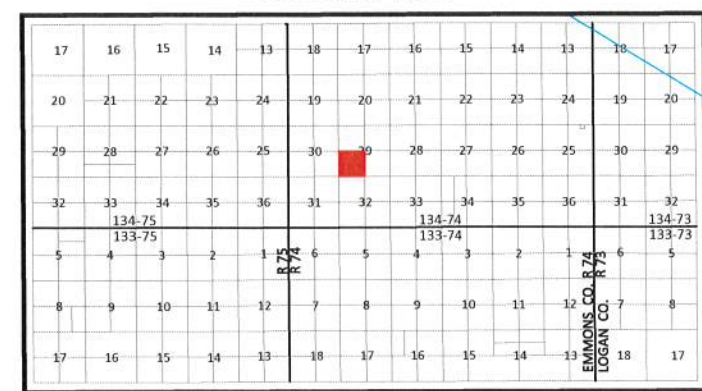
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DESCRIPTION	LENGTH	LOGIC
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NON-PARTICIPATING RECEPTORS (HOMES)	1457'	(HH + .5RD) x 3
BARN, SHEDS, ICE THROW, ETC.	1014'	1.5RD + 1.5HH
ROADS (PUBLIC) MEASURED FROM ROW	609'	(HH + .5RD) x 1.1 + 75'
TRANSMISSION LINES - MEASURED FROM ROW	534'	(HH + .5RD) x 1.1
DISTRIBUTION LINES - MEASURED FROM ROW	534'	(HH + .5RD) x 1.1
NON-PARTICIPATING PARCELS	534'	(HH + .5RD) x 1.1
PARTICIPATING PARCELS	223'	(.5RD + 10')
WTG TO WTG (UP/DOWN WIND)	2283'	6RD'S
WTG TO WTG (CROSS WIND)	1142'	3RD'S
SECTION LINES	572'	(HH + .5RD) x 1.1 + 38'

**LEGEND**

- SECTION LINE EASEMENT
- FOUND REBAR W/ALUM CAP OTHERWISE NOTED
- MONUMENT SET 5/8" REBAR W/ALUM CAP
- WIND TURBINE "EMMONS-LOGAN WIND"
- ROAD FOR TURBINE "EMMONS-LOGAN WIND"
- CONSTRUCTION/COLLECTION EASEMENT "EMMONS-LOGAN WIND"
- E EXISTING KEM ELECTRIC COOP. UNDERGROUND LINE
- OH EXISTING KEM ELECTRIC COOP. OVERHEAD LINE
- G NORTHERN BORDER GAS PIPELINE
- MDU GAS PIPELINE
- UNDERGROUND COLLECTOR LINE "EMMONS-LOGAN WIND"
- J BOX, FIBER VAULT OR XGROUND BOX "EMMONS-LOGAN WIND"
- OH MDU OVERHEAD TRANSMISSION LINE
- TRANSMISSION EASEMENT "EMMONS-LOGAN WIND"
- T-LINE TRANSMISSION LINE "EMMONS-LOGAN WIND"
- FIBER BEK COMMUNICATIONS FIBER OPTIC LINE
- T BEK UNDERGROUND TELEPHONE LINE
- W SOUTH CENTRAL REGIONAL WATER
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- CULVERT "EMMONS-LOGAN WIND"
- POWER POLE "EMMONS-LOGAN WIND"
- TURBINE SETBACKS

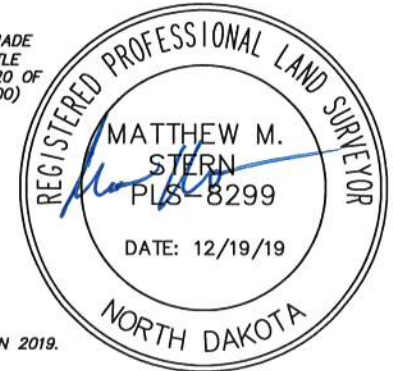
**LOCATION MAP**



DATUM:  
 NORTH DAKOTA STATE PLANE  
 SOUTH ZONE (3302)  
 NAD 83 (ADJ 2011)  
 INTERNATIONAL FEET  
 GRID DISTANCE  
 NAVD 88

THE SURVEY DATA IS ON FILE AT THE OFFICE OF SWENSON, HAGEN & CO.

SCALE - 1"=500'  
 DECEMBER 19, 2019  
 DATE OF FIELD SURVEY DECEMBER 2, 2019



**PARCEL 6**  
**PAGE 2 OF 2**

**PRIVILEGED AND CONFIDENTIAL**  
 Attorney-Client Communication/Attorney Work Product  
 Prepared at the Direction of Legal Counsel

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**SURVEYORS CERTIFICATE**

TO EMMONS LOGAN WIND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, REAL ADVANTAGE TITLE INSURANCE COMPANY, BAL INVESTMENT & ADVISORY, INC., AND SUNTRUST NLP, INC., A DELAWARE CORPORATION,

THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH THE 2016 MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/NSPS LAND TITLE SURVEYS, JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND NSPS, AND INCLUDES ITEMS 1, 3 AND 20 OF TABLE A THEREOF. (WITH A PROFESSIONAL LIABILITY INSURANCE POLICY IN THE AMOUNT OF \$1,000,000) THE FIELD WORK WAS COMPLETED ON DECEMBER 2, 2019.

ANY ALTERATION OF THE ACCOMPANYING MAP WILL VOID THIS CERTIFICATION.

SURVEY IS VALID ONLY IF PRINT HAS ORIGINAL SEAL AND SIGNATURE OF SURVEYOR.

DATE: DECEMBER 19, 2019

MATTHEW M. STERN  
 REGISTERED PROFESSIONAL LAND SURVEYOR  
 ND REGISTRATION NO. 8299

THE MONUMENTS, THE LOCATION AND THE EXISTENCE OF, ARE FROM THE FIELD SURVEY COMPLETED IN 2019.  
 PROJECT ID: 2537-23

**SWENSON, HAGEN & COMPANY P.C.**

909 Basia Avenue  
 Bismarck, North Dakota 58504  
 sheng@swensonhagen.com  
 Phone (701) 223 - 2600  
 Fax (701) 223 - 2606

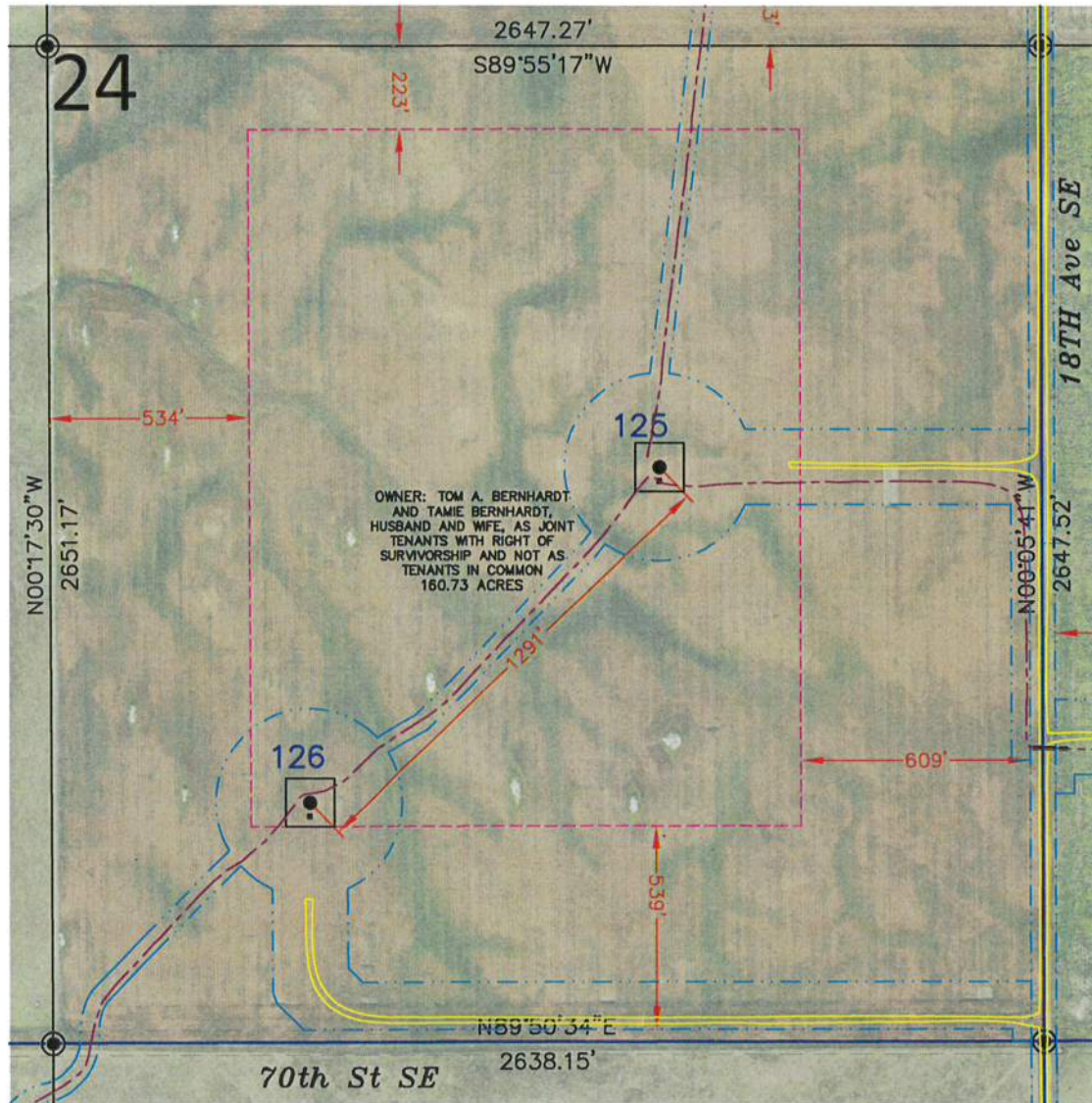
Surveying  
 Hydrology  
 Land Planning  
 Civil Engineering  
 Landscape & Site Design  
 Construction Management

**"ALTA/NSPS LAND TITLE SURVEY"**  
**SE1/4 SECTION 24, T. 134 N., R. 75 W.**  
**EMMONS COUNTY, NORTH DAKOTA**

**SECTION 24, T.134N., R.75W. DESCRIPTION**

TRACT 4: BERNHARDT, THOMAS A & TAMIE A - 1151440

EASEMENT: MEMORANDUM OF OPTION AND EASEMENTS BY AND BETWEEN THOMAS A. BERNHARDT A/K/A TOM BERNHARDT AND TAMIE A. BERNHARDT A/K/A TAMIE BERNHARDT, HUSBAND AND WIFE, AND BOULEVARD ASSOCIATES, LLC, A DELAWARE LIMITED LIABILITY COMPANY DATED AUGUST 12, 2014, FILED NOVEMBER 19, 2014, RECORDED IN BOOK 71 MISC. PAGE 86 AS DOCUMENT NO. 169403, AMENDMENT TO WIND FARM EASEMENT AGREEMENT DATED JANUARY 17, 2018, FILED MARCH 14, 2018, RECORDED IN BOOK 77 MISC. PAGE 178 AS DOCUMENT NO. 173278, AND SECOND AMENDMENT TO WIND FARM EASEMENT AGREEMENT DATED JULY 8, 2019, FILED AUGUST 14, 2019, RECORDED AS DOCUMENT NO. 174667, THEREAFTER, ASSIGNMENT AND ASSUMPTION OF AGREEMENTS BY AND BETWEEN BOULEVARD ASSOCIATES, LLC, A DELAWARE LIMITED LIABILITY COMPANY, AND EMMONS-LOGAN WIND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, DATED MARCH 29, 2019, FILED APRIL 8, 2019, RECORDED IN BOOK 70 MISC. PAGE 52 AS DOCUMENT NO. 174268 AND NOTICE OF EXERCISE OF OPTION, BY EMMONS-LOGAN WIND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, DATED MARCH 29, 2019, FILED APRIL 8, 2019, RECORDED IN BOOK 79 MISC. PAGE 53 AS DOCUMENT NO. 174269.



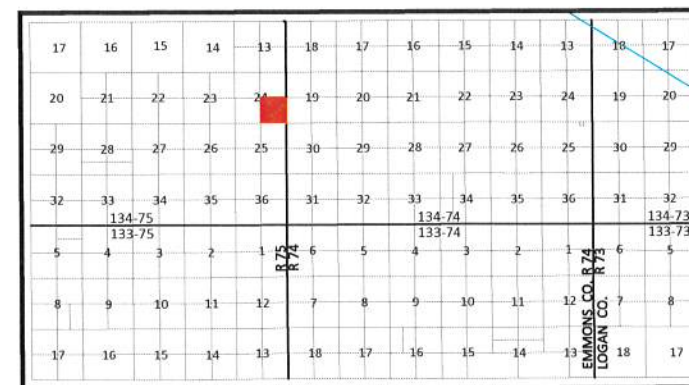
- PARCEL 1: LOT 3 AND 4 AND THE E½SW¼ OF SECTION 31, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 2: LOTS 1 AND 2 AND THE E½NW¼, OF SECTION 31, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 3: NE¼ OF SECTION 31, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 4: SE¼ OF SECTION 30, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 5: E½NE¼ OF SECTION 30, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 6: SW¼ OF SECTION 29, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 7: SE¼ OF SECTION 24, TOWNSHIP 134 NORTH, RANGE 75 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 8: S½SW¼ OF SECTION 26, TOWNSHIP 134 NORTH, RANGE 75 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 9: LOT 4 OF SECTION 4, TOWNSHIP 133 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA
- LESS AND EXCEPT ALL OF THE NORTH 75 FEET OF LOT 4, EXCEPTING THAT PORTION LYING WITHIN 33 FEET OF THE SECTION LINE.

MICRO-SITING SETBACKS PROVIDED BY NEER		
DESCRIPTION	LENGTH	LOGIC
PARTICIPATING RECEPTORS (HOMES)	1400'	1400'
NON-PARTICIPATING RECEPTORS (HOMES)	1457'	(HH + .5RD) x 3
BARN, SHEDS, ICE THROW, ETC.	1014'	1.5RD + 1.5HH
ROADS (PUBLIC) MEASURED FROM ROW	609'	(HH + .5RD) x 1.1 + 75'
TRANSMISSION LINES - MEASURED FROM ROW	534'	(HH + .5RD) x 1.1
DISTRIBUTION LINES - MEASURED FROM ROW	534'	(HH + .5RD) x 1.1
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**LEGEND**

- SECTION LINE EASEMENT
- FOUND REBAR W/ALUM CAP OTHERWISE NOTED
- MONUMENT SET 5/8" REBAR W/ALUM CAP
- WIND TURBINE "EMMONS-LOGAN WIND"
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**LOCATION MAP**



DATUM:  
 NORTH DAKOTA STATE PLANE  
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THE SURVEY DATA IS ON FILE AT THE OFFICE OF SWENSON, HAGEN & CO.



SCALE - 1"=500'  
 DECEMBER 19, 2019

DATE OF FIELD SURVEY DECEMBER 2, 2019



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**PRIVILEGED AND CONFIDENTIAL**  
 Attorney-Client Communication/Attorney Work Product  
 Prepared at the Direction of Legal Counsel

**SURVEYORS CERTIFICATE**

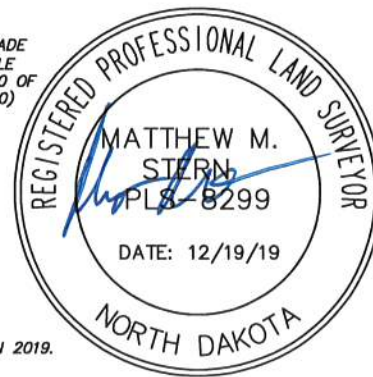
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DATE: DECEMBER 19, 2019

MATTHEW M. STERN  
 REGISTERED PROFESSIONAL LAND SURVEYOR  
 ND REGISTRATION NO. 8299



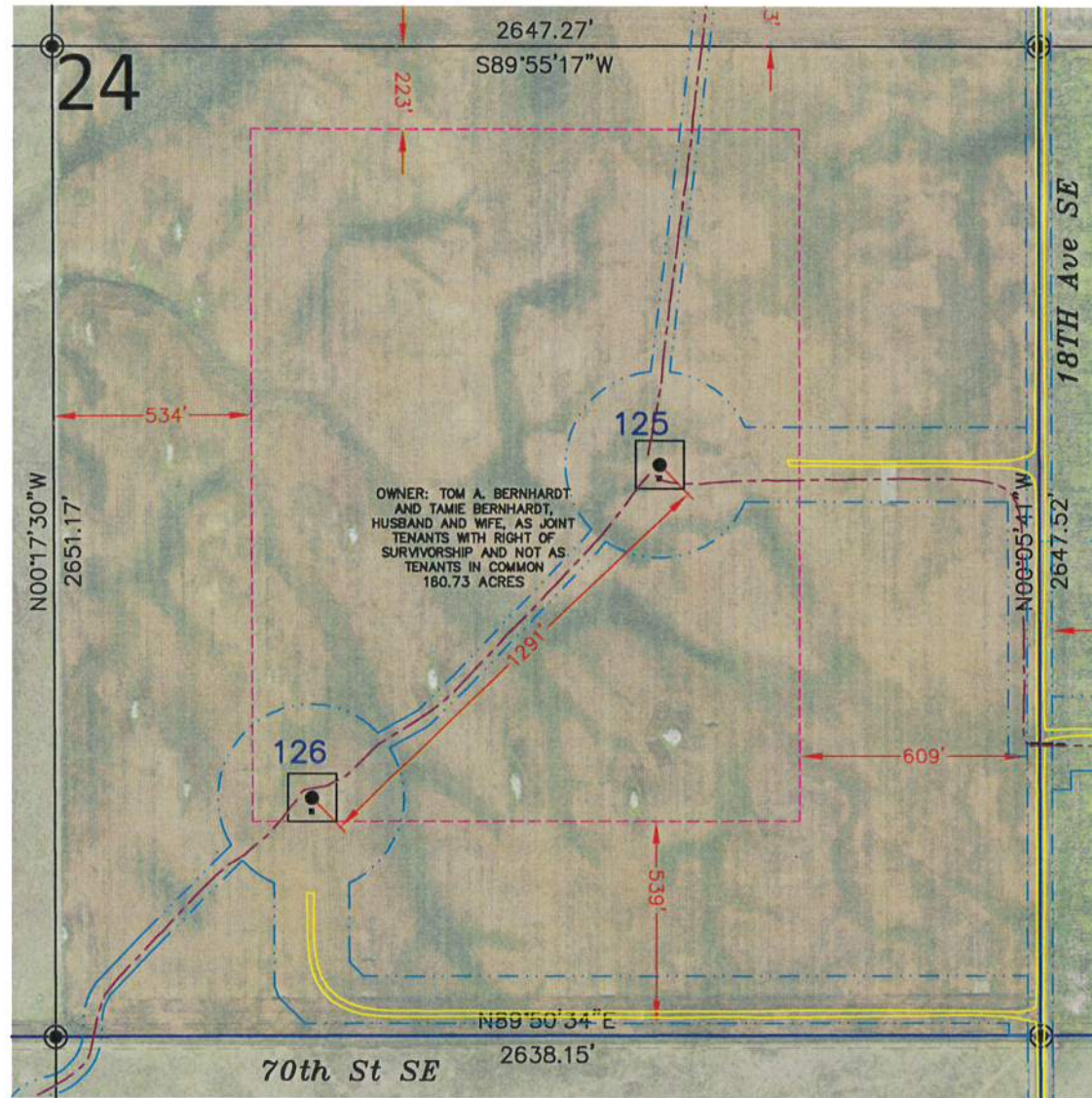
**PARCEL 7**  
**PAGE 1 OF 2**

**SWENSON, HAGEN & COMPANY P.C.**  
 Surveying  
 Hydrology  
 Land Planning  
 Civil Engineering  
 Landscape & Site Design  
 Construction Management

909 Basin Avenue  
 Bismarck, North Dakota 58504  
 sheng@swensonhagen.com  
 Phone (701) 223-2600  
 Fax (701) 223-2606

**"ALTA/NSPS LAND TITLE SURVEY"**

**SE1/4 SECTION 24, T. 134 N., R. 75 W.  
EMMONS COUNTY, NORTH DAKOTA**



OWNER: TOM A. BERNHARDT AND TAMIE BERNHARDT, HUSBAND AND WIFE, AS JOINT TENANTS WITH RIGHT OF SURVIVORSHIP AND NOT AS TENANTS IN COMMON  
160.73 ACRES

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**PRIVILEGED AND CONFIDENTIAL**  
**Attorney-Client Communication/Attorney Work Product**  
**Prepared at the Direction of Legal Counsel**

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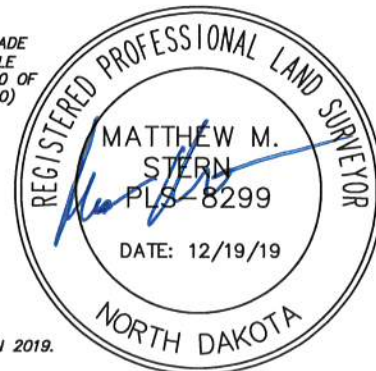
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DATE: DECEMBER 19, 2019

*Matthew M. Stern*

MATTHEW M. STERN  
REGISTERED PROFESSIONAL LAND SURVEYOR  
ND REGISTRATION NO. 8299



THE MONUMENTS, THE LOCATION AND THE EXISTENCE OF, ARE FROM THE FIELD SURVEY COMPLETED IN 2019.

PROJECT ID: 2537-23

**SECTION 24 NOTES**

THE LOCATION OF EACH EASEMENT, RIGHT-OF-WAY, SERVITUDE, AND OTHER MATTER AFFECTING THE SUBJECT PROPERTY AND LISTED IN THE PROFORMA FILE NO. 555-1991456-73, ISSUED BY REAL ADVANTAGE TITLE INSURANCE COMPANY, HAS BEEN CORRECTLY PLOTTED OR NOTED ON THE SURVEY, TOGETHER WITH APPROPRIATE RECORDING REFERENCES, TO THE EXTENT THAT SUCH MATTERS CAN BE LOCATED. THE PROPERTY SHOWN ON THE SURVEY IS THE SAME PROPERTY DESCRIBED IN THAT COMMITMENT.

THE SUBJECT PROPERTY HAS ACCESS TO AND FROM A DEDICATED AND ACCEPTED PUBLIC RIGHT OF WAY, ROAD OR HIGHWAY.

ALL UTILITY SERVICES REQUIRED FOR THE OPERATION OF THE PREMISES EITHER ENTER OR WILL ENTER THE PREMISES THROUGH ADJOINING PUBLIC STREET, OR THE SURVEY SHOWS THE POINT OF ENTRY AND LOCATION OF ANY UTILITIES THAT PASS THROUGH OR ARE LOCATED ON ADJOINING LAND. SUBJECT PROPERTY IS LOCATED IN A UNMAPPED FEMA AREA.

THIS SURVEY DOES NOT CONSTITUTE A TITLE SEARCH BY SURVEYOR. ALL INFORMATION REGARDING RECORD EASEMENTS, ADJOINERS, AND OTHER DOCUMENTS THAT MIGHT AFFECT THE QUALITY OF TITLE TO TRACT SHOWN HEREON WAS GAINED FROM THE PROFORMA FILE NO. 555-1991456-73 AND PREPARED BY REAL ADVANTAGE TITLE INSURANCE COMPANY.

ITEM 1 - MINERAL DEED BY AND BETWEEN WILLIAM BERNHARDT AND ROSIE BERNHARDT, HUSBAND AND WIFE AND ARTHUR V. SAAY, JR., DATED OCTOBER 15, 1949, FILED OCTOBER 15, 1949, RECORDED IN BOOK 3 O&G, PAGE 407 AS DOCUMENT NO. 89284. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCELS 2 AND 3)

ITEM 2 - MINERAL DEED BY AND BETWEEN WILLIAM BERNHARDT AND ROSIE BERNHARDT, HIS WIFE AND WARREN CORPORATION, DATED JUNE 19, 1953, FILED JULY 6, 1953, RECORDED IN BOOK 13 O&G, PAGE 10 AS DOCUMENT NO. 97268. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 6)

ITEM 3 - RESERVATION OF MINERALS IN QUIT CLAIM DEED-STATE OF NORTH DAKOTA BY AND BETWEEN THE STATE OF NORTH DAKOTA AND WILLIAM BERNHARDT, DATED SEPTEMBER 17, 1957, FILED SEPTEMBER 23, 1957, RECORDED IN BOOK 59 DEEDS, PAGE 43 AS DOCUMENT NO. 101628. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 1)

ITEM 4 - TELEPHONE COMPANY RIGHT-OF-WAY EASEMENT GRANTED TO BEK TELEPHONE MUTUAL AID CORPORATION, A COOPERATIVE CORPORATION, DATED MARCH 9, 1970, FILED JANUARY 15, 1971, RECORDED IN BOOK 27 MISC, PAGE 84 AS DOCUMENT NO. 117027. DOES NOT AFFECT SUBJECT PROPERTY.

ITEM 5 - TELEPHONE COMPANY RIGHT-OF-WAY EASEMENT GRANTED TO BEK TELEPHONE MUTUAL AID CORPORATION, A COOPERATIVE CORPORATION DATED APRIL 26, 1979, FILED MAY 15, 1979, RECORDED IN BOOK 33 MISC, PAGE 133 AS DOCUMENT NO. 128742. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 3)

ITEM 6 - MINERAL DEED BY AND BETWEEN CALVIN J. JOHNSON AND BERNADETTE JOHNSON, HUSBAND AND WIFE AND TOM A. BERNHARDT AND TAMIE A. BERNHARDT, DATED DECEMBER 7, 2007, FILED DECEMBER 12, 2007, RECORDED IN BOOK 97 DEEDS, PAGE 125 AS DOCUMENT NO. 160296. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 8)

ITEM 7 - COMMUNICATIONS EASEMENT GRANTED TO BEK COMMUNICATIONS COOPERATIVE, A COOPERATIVE CORPORATION, DATED APRIL 16, 2012, FILED MAY 23, 2012 RECORDED IN BOOK 65 MISC, PAGE 220 AS DOCUMENT NO. 165680. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 1)

ITEM 8 - RIGHT-OF-WAY EASEMENT GRANTED TO SOUTH CENTRAL REGIONAL WATER DISTRICT DATED AUGUST 16, 2013, DATED JANUARY 26, 2015 RECORDED IN BOOK 72 MISC, PAGE 18 AS DOCUMENT NO. 169667. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 1)

ITEM 9 - THE TERMS AND CONDITIONS OF THE RESOLUTION AS DISCLOSED BY THE RESOLUTION 18-10-1 RECORDED NOVEMBER 13, 2018, IN BOOK 78 MISC, PAGE 142, AS DOCUMENT NO. 173902. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCELS 1 AND 2)

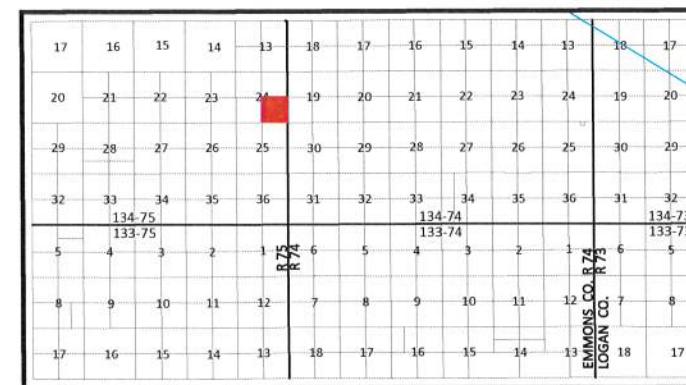
**MICRO-SITING SETBACKS PROVIDED BY NEER**

DESCRIPTION	LENGTH	LOGIC
PARTICIPATING RECEPTORS (HOMES)	1400'	1400'
NON-PARTICIPATING RECEPTORS (HOMES)	1457'	(HH + .5RD) x 3
BARN, SHEDS, ICE THROW, ETC.	1014'	1.5RD + 1.5HH
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**LEGEND**

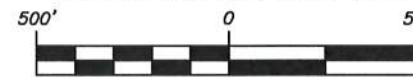
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- CONSTRUCTION/COLLECTION EASEMENT "EMMONS-LOGAN WIND"
- EXISTING KEM ELECTRIC COOP. UNDERGROUND LINE
- EXISTING KEM ELECTRIC COOP. OVERHEAD LINE
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- MDU GAS PIPELINE
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- BEK UNDERGROUND TELEPHONE LINE
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- CABLE BORING "EMMONS-LOGAN WIND"
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**LOCATION MAP**



DATUM:  
NORTH DAKOTA STATE PLANE  
SOUTH ZONE (3302)  
NAD 83 (ADJ 2011)  
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NAVD 88

THE SURVEY DATA IS ON FILE AT THE OFFICE OF SWENSON, HAGEN & CO.



SCALE - 1"=500'

DECEMBER 19, 2019

DATE OF FIELD SURVEY DECEMBER 2, 2019



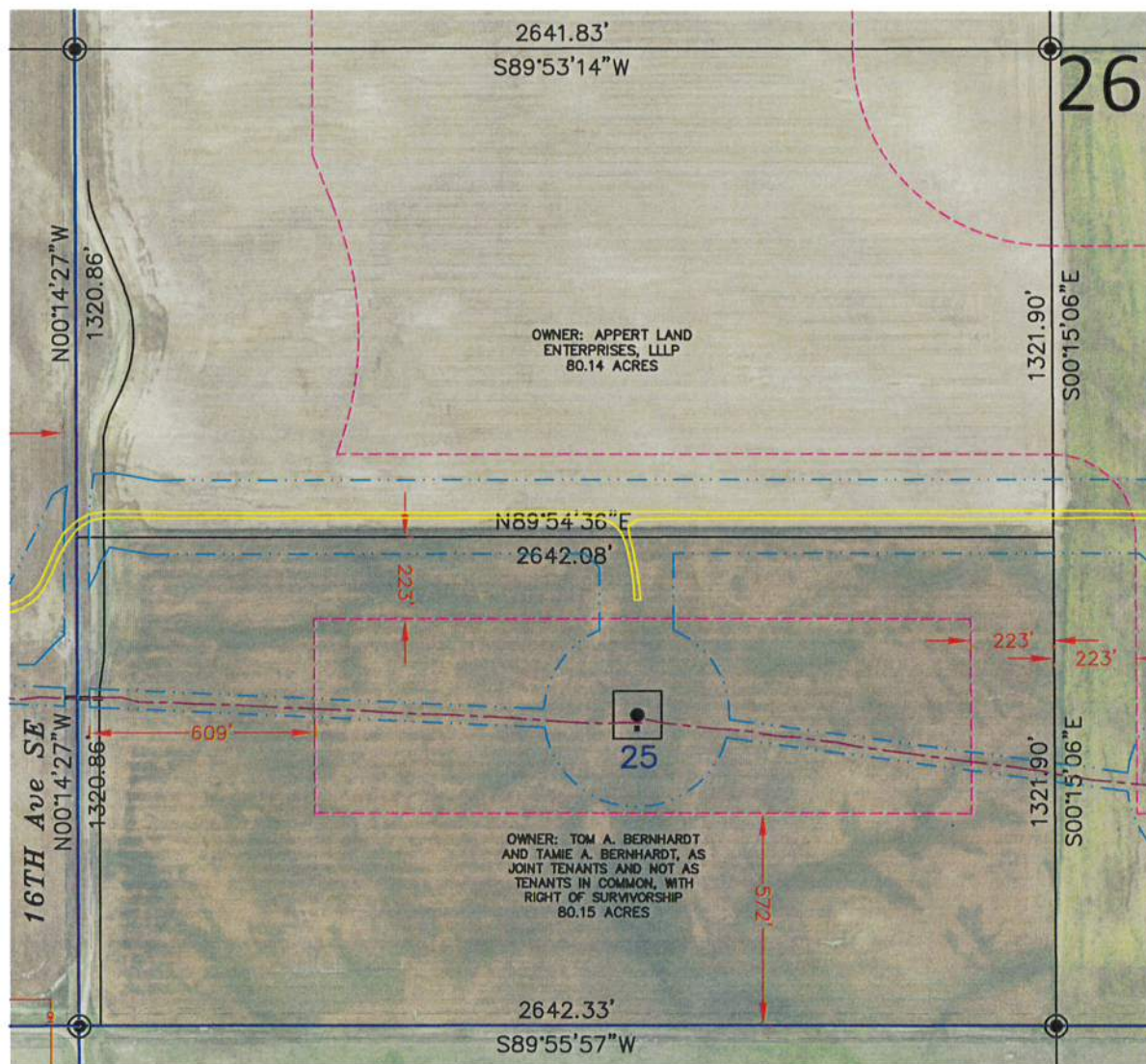
**PARCEL 7**  
**PAGE 2 OF 2**

**SWENSON, HAGEN & COMPANY P.C.**  
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sheng@swensonhagen.com  
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Surveying  
Hydrology  
Land Planning  
Civil Engineering  
Landscape & Site Design  
Construction Management

**"ALTA/NSPS LAND TITLE SURVEY"**  
**S1/2SW1/4 SECTION 26, T. 134 N., R. 75 W.**  
**EMMONS COUNTY, NORTH DAKOTA**

**SECTION 26, T.134N., R.75W. DESCRIPTION**



TRACT 4: BERNHARDT, THOMAS A & TAMIE A - 1151440

EASEMENT: MEMORANDUM OF OPTION AND EASEMENTS BY AND BETWEEN THOMAS A. BERNHARDT A/K/A TOM BERNHARDT AND TAMIE A. BERNHARDT A/K/A TAMIE BERNHARDT, HUSBAND AND WIFE, AND BOULEVARD ASSOCIATES, LLC, A DELAWARE LIMITED LIABILITY COMPANY DATED AUGUST 12, 2014, FILED NOVEMBER 19, 2014, RECORDED IN BOOK 71 MISC, PAGE 86 AS DOCUMENT NO. 169403, AMENDMENT TO WIND FARM EASEMENT AGREEMENT DATED JANUARY 17, 2018, FILED MARCH 14, 2018, RECORDED IN BOOK 77 MISC, PAGE 178 AS DOCUMENT NO. 173278, AND SECOND AMENDMENT TO WIND FARM EASEMENT AGREEMENT DATED JULY 8, 2019, FILED AUGUST 14, 2019, RECORDED AS DOCUMENT NO. 174667, THEREAFTER, ASSIGNMENT AND ASSUMPTION OF AGREEMENTS BY AND BETWEEN BOULEVARD ASSOCIATES, LLC, A DELAWARE LIMITED LIABILITY COMPANY, AND EMMONS-LOGAN WIND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, DATED MARCH 29, 2019, FILED APRIL 8, 2019, RECORDED IN BOOK 70 MISC, PAGE 52 AS DOCUMENT NO. 174268 AND NOTICE OF EXERCISE OF OPTION, BY EMMONS-LOGAN WIND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, DATED MARCH 29, 2019, FILED APRIL 8, 2019, RECORDED IN BOOK 79 MISC, PAGE 53 AS DOCUMENT NO. 174269.

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NE¼ OF SECTION 31, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 4:  
SE¼ OF SECTION 30, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 5:  
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  - PARCEL 6:  
SW¼ OF SECTION 29, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 7:  
SE¼ OF SECTION 24, TOWNSHIP 134 NORTH, RANGE 75 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 8:  
S½SW¼ OF SECTION 26, TOWNSHIP 134 NORTH, RANGE 75 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
  - PARCEL 9:  
LOT 4 OF SECTION 4, TOWNSHIP 133 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA
- LESS AND EXCEPT ALL OF THE NORTH 75 FEET OF LOT 4, EXCEPTING THAT PORTION LYING WITHIN 33 FEET OF THE SECTION LINE.

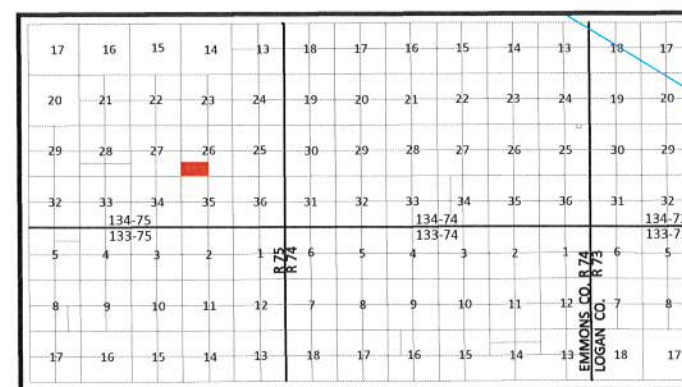
**MICRO-SITING SETBACKS PROVIDED BY NEER**

DESCRIPTION	LENGTH	LOGIC
PARTICIPATING RECEPTORS (HOMES)	1400'	1400'
NON-PARTICIPATING RECEPTORS (HOMES)	1457'	(HH + .5RD) x 3
BARN, SHEDS, ICE THROW, ETC.	1014'	1.5RD + 1.5HH
ROADS (PUBLIC) MEASURED FROM ROW	609'	(HH + .5RD) x 1.1 + 75'
TRANSMISSION LINES - MEASURED FROM ROW	534'	(HH + .5RD) x 1.1
DISTRIBUTION LINES - MEASURED FROM ROW	534'	(HH + .5RD) x 1.1
NON-PARTICIPATING PARCELS	534'	(HH + .5RD) x 1.1
PARTICIPATING PARCELS	223'	(.5RD + 10')
WTG TO WTG (UP/DOWN WIND)	2283'	6RD'S
WTG TO WTG (CROSS WIND)	1142'	3RD'S
SECTION LINES	572'	(HH + .5RD) x 1.1 + 38'

**LEGEND**

- SECTION LINE EASEMENT
- FOUND REBAR W/ALUM CAP OTHERWISE NOTED
- ⊙ MONUMENT SET 5/8" REBAR W/ALUM CAP
- ⊙ WIND TURBINE "EMMONS-LOGAN WIND"
- ROAD FOR TURBINE "EMMONS-LOGAN WIND"
- CONSTRUCTION/COLLECTION EASEMENT "EMMONS-LOGAN WIND"
- E EXISTING KEM ELECTRIC COOP. UNDERGROUND LINE
- OH EXISTING KEM ELECTRIC COOP. OVERHEAD LINE
- G NORTHERN BORDER GAS PIPELINE
- G MDU GAS PIPELINE
- UNDERGROUND COLLECTOR LINE "EMMONS-LOGAN WIND"
- J BOX, FIBER VAULT OR XGROUND BOX "EMMONS-LOGAN WIND"
- OH MDU OVERHEAD TRANSMISSION LINE
- T-LINE TRANSMISSION EASEMENT "EMMONS-LOGAN WIND"
- TRANSMISSION LINE "EMMONS-LOGAN WIND"
- FIBER BEK COMMUNICATIONS FIBER OPTIC LINE
- T BEK UNDERGROUND TELEPHONE LINE
- W SOUTH CENTRAL REGIONAL WATER
- CABLE BORING "EMMONS-LOGAN WIND"
- CHAIN LINK FENCE "EMMONS-LOGAN WIND"
- ▲ SPLICE "EMMONS-LOGAN WIND"
- CULVERT "EMMONS-LOGAN WIND"
- POWER POLE "EMMONS-LOGAN WIND"
- TURBINE SETBACKS

**LOCATION MAP**



DATUM:  
 NORTH DAKOTA STATE PLANE  
 SOUTH ZONE (3302)  
 NAD 83 (ADJ 2011)  
 INTERNATIONAL FEET  
 GRID DISTANCE  
 NAVD 88

THE SURVEY DATA IS ON FILE AT THE  
 OFFICE OF SWENSON, HAGEN & CO.



SCALE - 1"=500'  
 DECEMBER 19, 2019

DATE OF FIELD SURVEY DECEMBER 2, 2019



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**UTILITY NOTE**

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**PRIVILEGED AND CONFIDENTIAL**

Attorney-Client Communication/Attorney Work Product  
 Prepared at the Direction of Legal Counsel

**SURVEYORS CERTIFICATE**

TO EMMONS LOGAN WIND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, REAL ADVANTAGE TITLE INSURANCE COMPANY, BAL INVESTMENT & ADVISORY, INC., AND SUNTRUST NLI, INC., A DELAWARE CORPORATION,

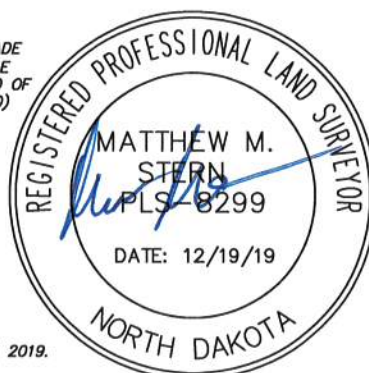
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ANY ALTERATION OF THE ACCOMPANYING MAP WILL VOID THIS CERTIFICATION.

SURVEY IS VALID ONLY IF PRINT HAS ORIGINAL SEAL AND SIGNATURE OF SURVEYOR.

DATE: DECEMBER 19, 2019

MATTHEW M. STERN  
 REGISTERED PROFESSIONAL LAND SURVEYOR  
 ND REGISTRATION NO. 8299



**PARCEL 8**  
**PAGE 1 OF 2**

THE MONUMENTS, THE LOCATION AND THE EXISTENCE OF, ARE FROM THE FIELD SURVEY COMPLETED IN 2019.

PROJECT ID: 2537-23

**SWENSON, HAGEN & COMPANY P.C.**  
 Surveying  
 Hydrology  
 Land Planning  
 Civil Engineering  
 Landscape & Site Design  
 Construction Management

909 Basin Avenue  
 Bismarck, North Dakota 58504  
 sheng@swensonhagen.com  
 Phone (701) 223-2600  
 Fax (701) 223-2606

**"ALTA/NSPS LAND TITLE SURVEY"**  
**S1/2SW1/4 SECTION 26, T. 134 N., R. 75 W.**  
**EMMONS COUNTY, NORTH DAKOTA**

**SECTION 26 NOTES**

THE LOCATION OF EACH EASEMENT, RIGHT-OF-WAY, SERVITUDE, AND OTHER MATTER AFFECTING THE SUBJECT PROPERTY AND LISTED IN THE PROFORMA FILE NO. 555-1991456-73, ISSUED BY REAL ADVANTAGE TITLE INSURANCE COMPANY, HAS BEEN CORRECTLY PLOTTED OR NOTED ON THE SURVEY, TOGETHER WITH APPROPRIATE RECORDING REFERENCES, TO THE EXTENT THAT SUCH MATTERS CAN BE LOCATED. THE PROPERTY SHOWN ON THE SURVEY IS THE SAME PROPERTY DESCRIBED IN THAT COMMITMENT.

THE SUBJECT PROPERTY HAS ACCESS TO AND FROM A DEDICATED AND ACCEPTED PUBLIC RIGHT OF WAY, ROAD OR HIGHWAY.

ALL UTILITY SERVICES REQUIRED FOR THE OPERATION OF THE PREMISES EITHER ENTER OR WILL ENTER THE PREMISES THROUGH ADJOINING PUBLIC STREET, OR THE SURVEY SHOWS THE POINT OF ENTRY AND LOCATION OF ANY UTILITIES THAT PASS THROUGH OR ARE LOCATED ON ADJOINING LAND. SUBJECT PROPERTY IS LOCATED IN A UNMAPPED FEMA AREA.

THIS SURVEY DOES NOT CONSTITUTE A TITLE SEARCH BY SURVEYOR. ALL INFORMATION REGARDING RECORD EASEMENTS, ADJOINERS, AND OTHER DOCUMENTS THAT MIGHT AFFECT THE QUALITY OF TITLE TO TRACT SHOWN HEREON WAS GAINED FROM THE PROFORMA FILE NO. 555-1991456-73 AND PREPARED BY REAL ADVANTAGE TITLE INSURANCE COMPANY.

ITEM 1 - MINERAL DEED BY AND BETWEEN WILLIAM BERNHARDT AND ROSIE BERNHARDT, HUSBAND AND WIFE AND ARTHUR V. SAAY, JR., DATED OCTOBER 15, 1949, FILED OCTOBER 15, 1949, RECORDED IN BOOK 3 O&G, PAGE 407 AS DOCUMENT NO. 89284. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCELS 2 AND 3)

ITEM 2 - MINERAL DEED BY AND BETWEEN WILLIAM BERNHARDT AND ROSIE BERNHARDT, HIS WIFE AND WARREN CORPORATION, DATED JUNE 19, 1953, FILED JULY 6, 1953, RECORDED IN BOOK 13 O&G, PAGE 10 AS DOCUMENT NO. 97268. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 6)

ITEM 3 - RESERVATION OF MINERALS IN QUIT CLAIM DEED-STATE OF NORTH DAKOTA BY AND BETWEEN THE STATE OF NORTH DAKOTA AND WILLIAM BERNHARDT, DATED SEPTEMBER 17, 1957, FILED SEPTEMBER 23, 1957, RECORDED IN BOOK 59 DEEDS, PAGE 43 AS DOCUMENT NO. 101628. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 1)

ITEM 4 - TELEPHONE COMPANY RIGHT-OF-WAY EASEMENT GRANTED TO BEK TELEPHONE MUTUAL AID CORPORATION, A COOPERATIVE CORPORATION, DATED MARCH 9, 1970, FILED JANUARY 15, 1971, RECORDED IN BOOK 27 MISC, PAGE 84 AS DOCUMENT NO. 117027. DOES NOT AFFECT SUBJECT PROPERTY.

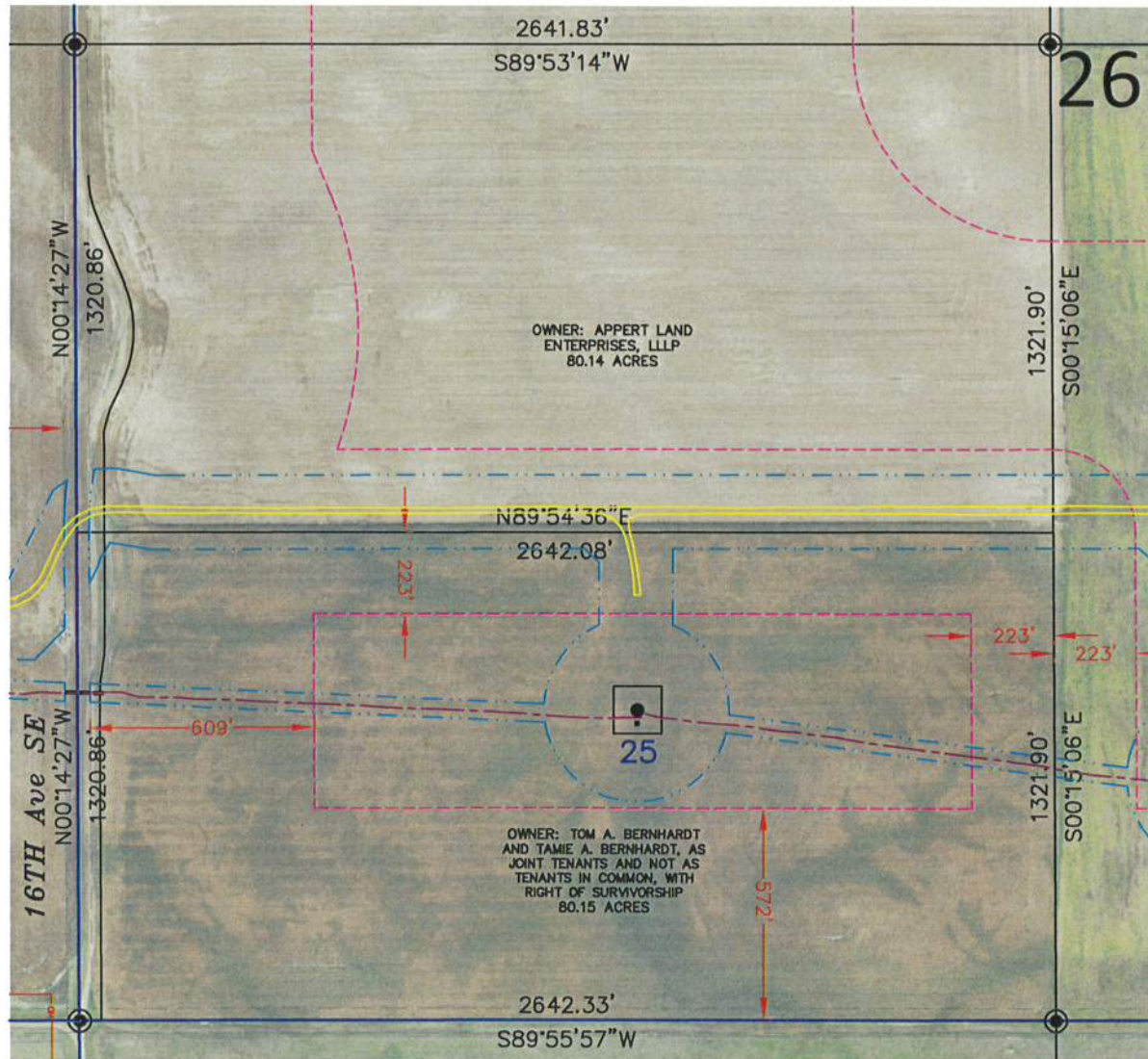
ITEM 5 - TELEPHONE COMPANY RIGHT-OF-WAY EASEMENT GRANTED TO BEK TELEPHONE MUTUAL AID CORPORATION, A COOPERATIVE CORPORATION DATED APRIL 26, 1979, FILED MAY 15, 1979, RECORDED IN BOOK 33 MISC, PAGE 133 AS DOCUMENT NO. 128742. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 3)

ITEM 6 - MINERAL DEED BY AND BETWEEN CALVIN J. JOHNSON AND BERNADETTE JOHNSON, HUSBAND AND WIFE AND TOM A. BERNHARDT AND TAMIE A. BERNHARDT, DATED DECEMBER 7, 2007, FILED DECEMBER 12, 2007, RECORDED IN BOOK 97 DEEDS, PAGE 125 AS DOCUMENT NO. 180296. AFFECTS SUBJECT PROPERTY.

ITEM 7 - COMMUNICATIONS EASEMENT GRANTED TO BEK COMMUNICATIONS COOPERATIVE, A COOPERATIVE CORPORATION, DATED APRIL 16, 2012, FILED MAY 23, 2012 RECORDED IN BOOK 65 MISC, PAGE 220 AS DOCUMENT NO. 165680. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 1)

ITEM 8 - RIGHT-OF-WAY EASEMENT GRANTED TO SOUTH CENTRAL REGIONAL WATER DISTRICT DATED AUGUST 16, 2013, DATED JANUARY 26, 2015 RECORDED IN BOOK 72 MISC, PAGE 18 AS DOCUMENT NO. 169667. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 1)

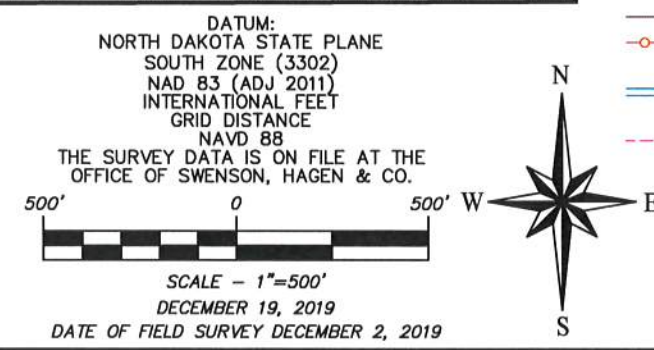
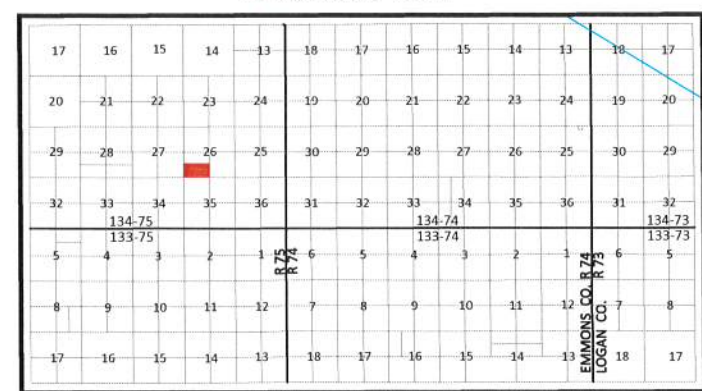
ITEM 9 - THE TERMS AND CONDITIONS OF THE RESOLUTION AS DISCLOSED BY THE RESOLUTION 18-10-1 RECORDED NOVEMBER 13, 2018, IN BOOK 78 MISC, PAGE 142, AS DOCUMENT NO. 173902. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCELS 1 AND 2)



MICRO-SITING SETBACKS PROVIDED BY NEER		
DESCRIPTION	LENGTH	LOGIC
PARTICIPATING RECEPTORS (HOMES)	1400'	1400'
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LEGEND	
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	FOUND REBAR W/ALUM CAP OTHERWISE NOTED
	MONUMENT SET 5/8" REBAR W/ALUM CAP
	WIND TURBINE "EMMONS-LOGAN WIND"
	ROAD FOR TURBINE "EMMONS-LOGAN WIND"
	CONSTRUCTION/COLLECTION EASEMENT "EMMONS-LOGAN WIND"
	EXISTING KEM ELECTRIC COOP. UNDERGROUND LINE
	EXISTING KEM ELECTRIC COOP. OVERHEAD LINE
	NORTHERN BORDER GAS PIPELINE
	MDU GAS PIPELINE
	UNDERGROUND COLLECTOR LINE "EMMONS-LOGAN WIND"
	J BOX, FIBER VAULT OR XGROUND BOX "EMMONS-LOGAN WIND"
	MDU OVERHEAD TRANSMISSION LINE
	TRANSMISSION EASEMENT "EMMONS-LOGAN WIND"
	TRANSMISSION LINE "EMMONS-LOGAN WIND"
	BEK COMMUNICATIONS FIBER OPTIC LINE
	BEK UNDERGROUND TELEPHONE LINE
	SOUTH CENTRAL REGIONAL WATER
	CABLE BORING "EMMONS-LOGAN WIND"
	CHAIN LINK FENCE "EMMONS-LOGAN WIND"
	SPLICE "EMMONS-LOGAN WIND"
	CULVERT "EMMONS-LOGAN WIND"
	POWER POLE "EMMONS-LOGAN WIND"
	TURBINE SETBACKS

**LOCATION MAP**



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**PRIVILEGED AND CONFIDENTIAL**  
 Attorney-Client Communication/Attorney Work Product  
 Prepared at the Direction of Legal Counsel

**SURVEYORS CERTIFICATE**

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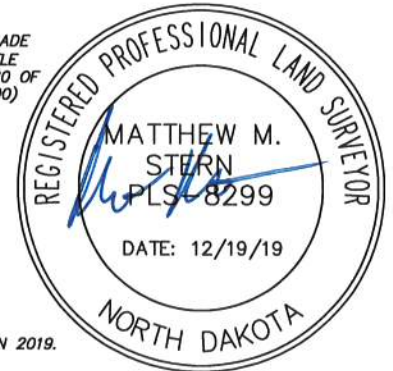
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DATE: DECEMBER 19, 2019

MATTHEW M. STERN  
 REGISTERED PROFESSIONAL LAND SURVEYOR  
 ND REGISTRATION NO. 8299



**PARCEL 8**  
**PAGE 2 OF 2**

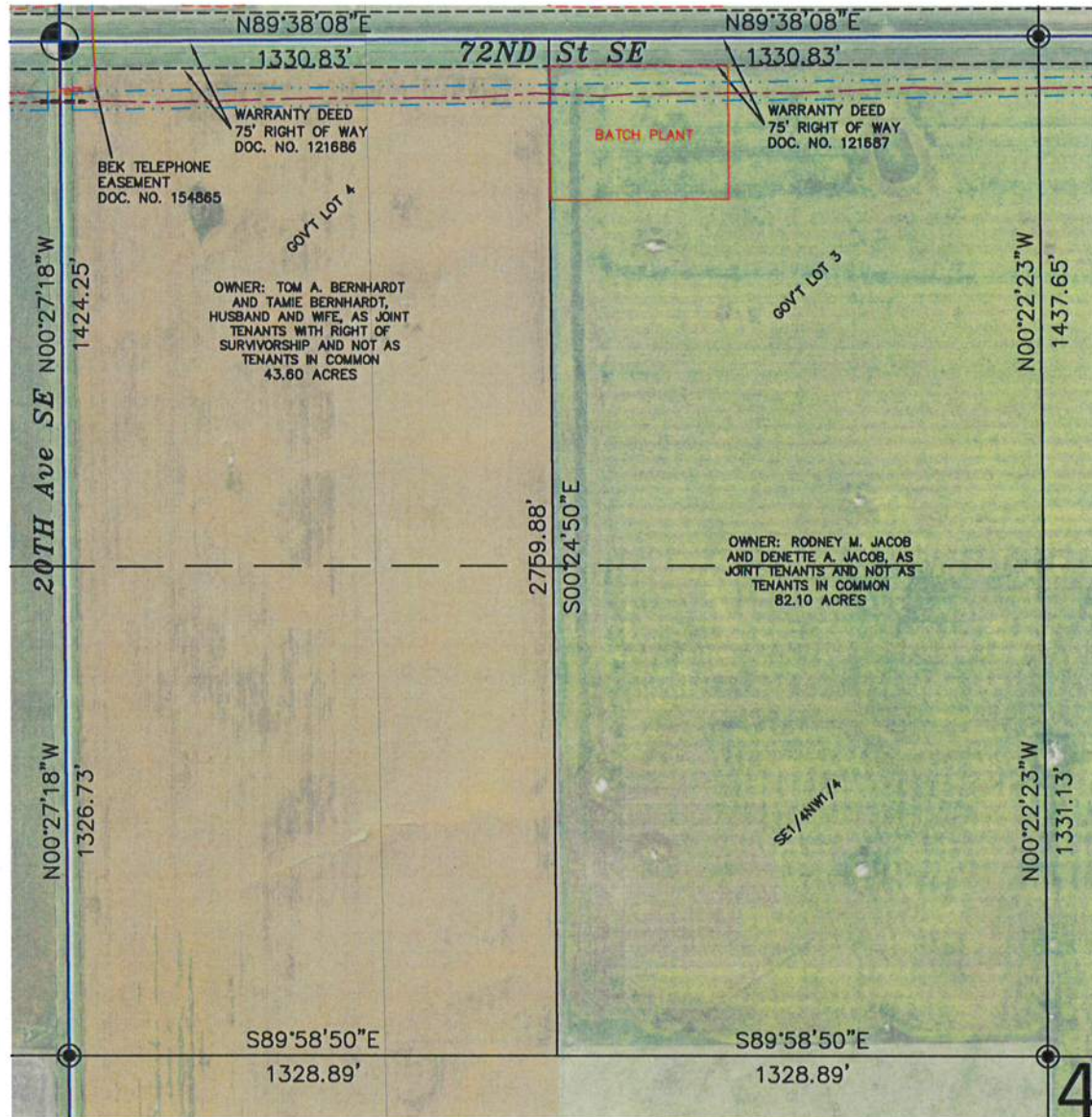
**SWENSON, HAGEN & COMPANY P.C.**

909 Basin Avenue  
 Bismarck, North Dakota 58504  
 sheng@swensonhagen.com  
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Surveying  
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 Construction Management

**"ALTA/NSPS LAND TITLE SURVEY"**  
**NW1/4NW1/4 SECTION 4, T. 133N., R. 74 W.**  
**EMMONS COUNTY, NORTH DAKOTA**

**SECTION 4, T.133N., R.74W. DESCRIPTION**



TRACT 4: BERNHARDT, THOMAS A & TAMIE A - 1151440

EASEMENT: MEMORANDUM OF OPTION AND EASEMENTS BY AND BETWEEN THOMAS A. BERNHARDT A/K/A TOM BERNHARDT AND TAMIE A. BERNHARDT A/K/A TAMIE BERNHARDT, HUSBAND AND WIFE, AND BOULEVARD ASSOCIATES, LLC, A DELAWARE LIMITED LIABILITY COMPANY DATED AUGUST 12, 2014, FILED NOVEMBER 19, 2014, RECORDED IN BOOK 71 MISC, PAGE 86 AS DOCUMENT NO. 169403, AMENDMENT TO WIND FARM EASEMENT AGREEMENT DATED JANUARY 17, 2018, FILED MARCH 14, 2018, RECORDED IN BOOK 77 MISC, PAGE 178 AS DOCUMENT NO. 173278, AND SECOND AMENDMENT TO WIND FARM EASEMENT AGREEMENT DATED JULY 8, 2019, FILED AUGUST 14, 2019, RECORDED AS DOCUMENT NO. 174667, THEREAFTER, ASSIGNMENT AND ASSUMPTION OF AGREEMENTS BY AND BETWEEN BOULEVARD ASSOCIATES, LLC, A DELAWARE LIMITED LIABILITY COMPANY, AND EMMONS-LOGAN WND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, DATED MARCH 29, 2019, FILED APRIL 8, 2019, RECORDED IN BOOK 70 MISC, PAGE 52 AS DOCUMENT NO. 174268 AND NOTICE OF EXERCISE OF OPTION, BY EMMONS-LOGAN WND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, DATED MARCH 29, 2019, FILED APRIL 8, 2019, RECORDED IN BOOK 79 MISC, PAGE 53 AS DOCUMENT NO. 174269.

- PARCEL 1:  
LOT 3 AND 4 AND THE E½SW¼ OF SECTION 31, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
- PARCEL 2:  
LOTS 1 AND 2 AND THE E½NW¼, OF SECTION 31, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.
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- PARCEL 9:  
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 LESS AND EXCEPT ALL OF THE NORTH 75 FEET OF LOT 4, EXCEPTING THAT PORTION LYING WITHIN 33 FEET OF THE SECTION LINE.

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**SURVEYORS CERTIFICATE**

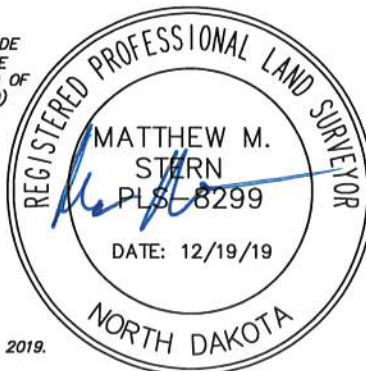
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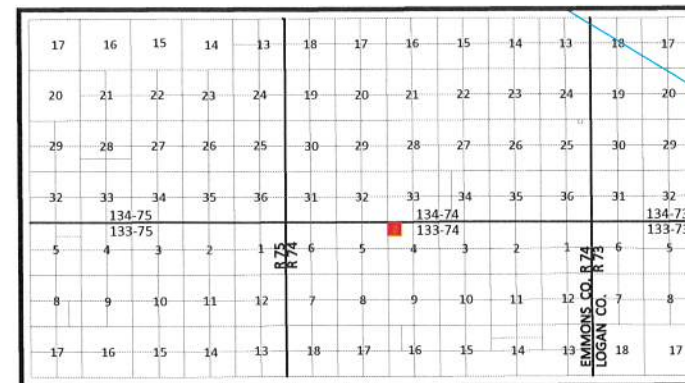
DATE: DECEMBER 19, 2019

*Matthew M. Stern*  
 MATTHEW M. STERN  
 REGISTERED PROFESSIONAL LAND SURVEYOR  
 ND REGISTRATION NO. 8299



THE MONUMENTS, THE LOCATION AND THE EXISTENCE OF, ARE FROM THE FIELD SURVEY COMPLETED IN 2019.  
 PROJECT ID: 2537-23

**LOCATION MAP**



DATUM:  
 NORTH DAKOTA STATE PLANE  
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 NAD 83 (ADJ 2011)  
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 THE SURVEY DATA IS ON FILE AT THE  
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 500' 0 500' W  
 SCALE - 1"=500'  
 DECEMBER 19, 2019  
 DATE OF FIELD SURVEY DECEMBER 2, 2019

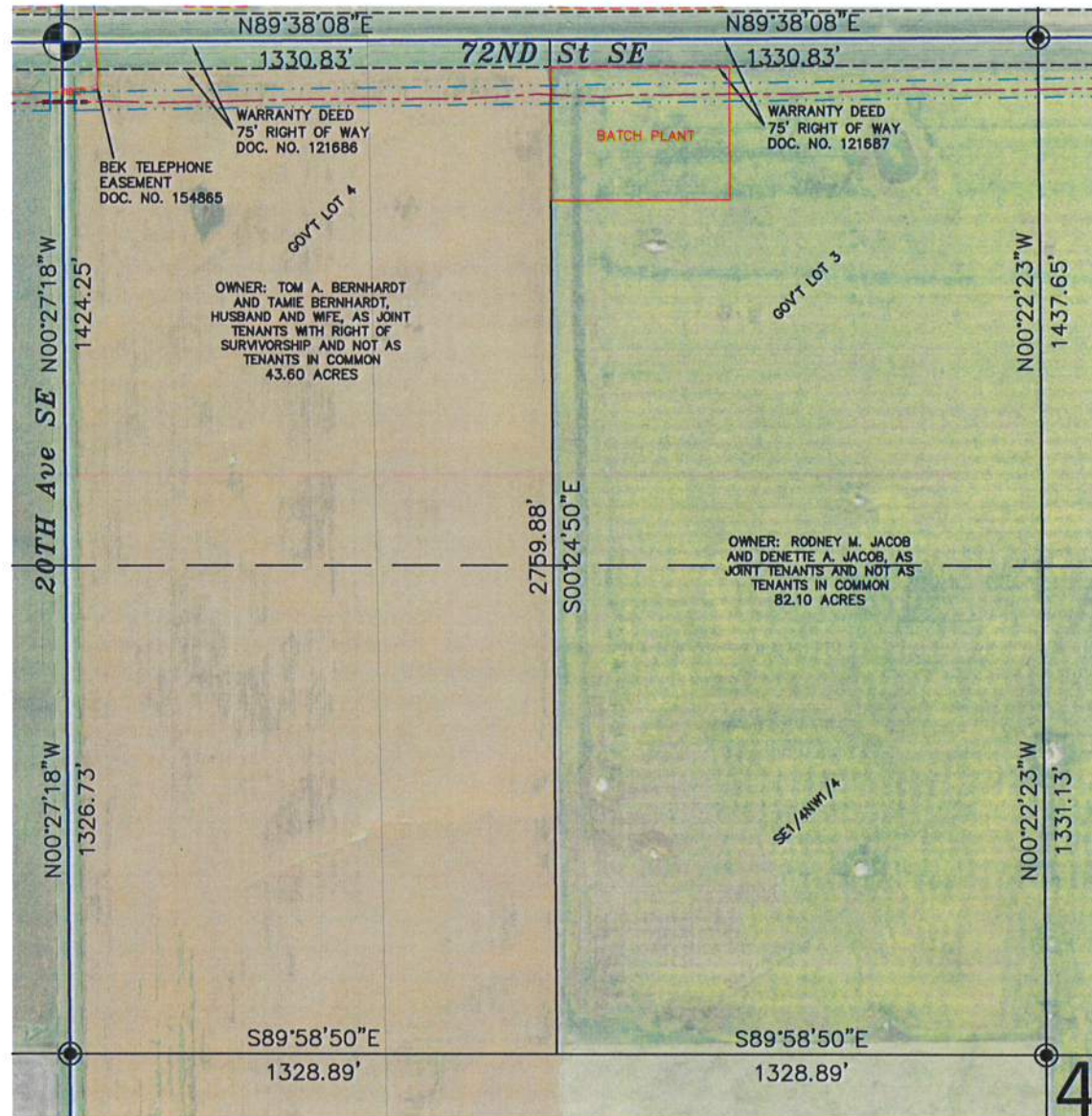
**LEGEND**

- SECTION LINE EASEMENT
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- WIND TURBINE "EMMONS-LOGAN WIND"
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**PARCEL 9**  
**PAGE 1 OF 2**

**"ALTA/NSPS LAND TITLE SURVEY"**  
**NW1/4NW1/4 SECTION 4, T. 133N., R. 74 W.**  
**EMMONS COUNTY, NORTH DAKOTA**



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THE SUBJECT PROPERTY HAS ACCESS TO AND FROM A DEDICATED AND ACCEPTED PUBLIC RIGHT OF WAY, ROAD OR HIGHWAY.

ALL UTILITY SERVICES REQUIRED FOR THE OPERATION OF THE PREMISES EITHER ENTER OR WILL ENTER THE PREMISES THROUGH ADJOINING PUBLIC STREET, OR THE SURVEY SHOWS THE POINT OF ENTRY AND LOCATION OF ANY UTILITIES THAT PASS THROUGH OR ARE LOCATED ON ADJOINING LAND. SUBJECT PROPERTY IS LOCATED IN A UNMAPPED FEMA AREA.

THIS SURVEY DOES NOT CONSTITUTE A TITLE SEARCH BY SURVEYOR. ALL INFORMATION REGARDING RECORD EASEMENTS, ADJOINERS, AND OTHER DOCUMENTS THAT MIGHT AFFECT THE QUALITY OF TITLE TO TRACT SHOWN HEREON WAS GAINED FROM THE PROFORMA FILE NO. 555-1991456-73 AND PREPARED BY REAL ADVANTAGE TITLE INSURANCE COMPANY.

ITEM 1 - MINERAL DEED BY AND BETWEEN WILLIAM BERNHARDT AND ROSIE BERNHARDT, HUSBAND AND WIFE AND ARTHUR V. SAAY, JR., DATED OCTOBER 15, 1949, FILED OCTOBER 15, 1949, RECORDED IN BOOK 3 O&G, PAGE 407 AS DOCUMENT NO. 89284. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCELS 2 AND 3)

ITEM 2 - MINERAL DEED BY AND BETWEEN WILLIAM BERNHARDT AND ROSIE BERNHARDT, HIS WIFE AND WARREN CORPORATION, DATED JUNE 19, 1953, FILED JULY 6, 1953, RECORDED IN BOOK 13 O&G, PAGE 10 AS DOCUMENT NO. 97268. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 6)

ITEM 3 - RESERVATION OF MINERALS IN QUIT CLAIM DEED-STATE OF NORTH DAKOTA BY AND BETWEEN THE STATE OF NORTH DAKOTA AND WILLIAM BERNHARDT, DATED SEPTEMBER 17, 1957, FILED SEPTEMBER 23, 1957, RECORDED IN BOOK 59 DEEDS, PAGE 43 AS DOCUMENT NO. 101628. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 1)

ITEM 4 - TELEPHONE COMPANY RIGHT-OF-WAY EASEMENT GRANTED TO BEK TELEPHONE MUTUAL AID CORPORATION, A COOPERATIVE CORPORATION, DATED MARCH 9, 1970, FILED JANUARY 15, 1971, RECORDED IN BOOK 27 MISC, PAGE 84 AS DOCUMENT NO. 117027. DOES NOT AFFECT SUBJECT PROPERTY.

ITEM 5 - TELEPHONE COMPANY RIGHT-OF-WAY EASEMENT GRANTED TO BEK TELEPHONE MUTUAL AID CORPORATION, A COOPERATIVE CORPORATION DATED APRIL 26, 1979, FILED MAY 15, 1979, RECORDED IN BOOK 33 MISC, PAGE 133 AS DOCUMENT NO. 128742. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 3)

ITEM 6 - MINERAL DEED BY AND BETWEEN CALVIN J. JOHNSON AND BERNADETTE JOHNSON, HUSBAND AND WIFE AND TOM A. BERNHARDT AND TAMIE A. BERNHARDT, DATED DECEMBER 7, 2007, FILED DECEMBER 12, 2007, RECORDED IN BOOK 97 DEEDS, PAGE 125 AS DOCUMENT NO. 160296. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 8)

ITEM 7 - COMMUNICATIONS EASEMENT GRANTED TO BEK COMMUNICATIONS COOPERATIVE, A COOPERATIVE CORPORATION, DATED APRIL 16, 2012, FILED MAY 23, 2012 RECORDED IN BOOK 65 MISC, PAGE 220 AS DOCUMENT NO. 165680. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 1)

ITEM 8 - RIGHT-OF-WAY EASEMENT GRANTED TO SOUTH CENTRAL REGIONAL WATER DISTRICT DATED AUGUST 16, 2013, DATED JANUARY 26, 2015 RECORDED IN BOOK 72 MISC, PAGE 18 AS DOCUMENT NO. 169667. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 1)

ITEM 9 - THE TERMS AND CONDITIONS OF THE RESOLUTION AS DISCLOSED BY THE RESOLUTION 18-10-1 RECORDED NOVEMBER 13, 2018, IN BOOK 78 MISC, PAGE 142, AS DOCUMENT NO. 173902. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCELS 1 AND 2)

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**UTILITY NOTE**

The locations of existing underground utilities are shown in an approximate way only and have not been independently verified by the owner or its representative. The contractor shall determine the exact location of all existing utilities before commencing work, and agrees to be fully responsible for any and all damages which might be occasioned by the contractor's failure to exactly locate and preserve any and all underground utilities.

**PRIVILEGED AND CONFIDENTIAL**  
 Attorney-Client Communication/Attorney Work Product  
 Prepared at the Direction of Legal Counsel

**SURVEYORS CERTIFICATE**

TO EMMONS LOGAN WIND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, REAL ADVANTAGE TITLE INSURANCE COMPANY, BAL INVESTMENT & ADVISORY, INC., AND SUNTRUST NLI, INC., A DELAWARE CORPORATION,

THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH THE 2016 MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/NSPS LAND TITLE SURVEYS, JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND NSPS, AND INCLUDES ITEMS 1, 3 AND 20 OF TABLE A THEREOF. (WITH A PROFESSIONAL LIABILITY INSURANCE POLICY IN THE AMOUNT OF \$1,000,000) THE FIELD WORK WAS COMPLETED ON DECEMBER 2, 2019.

ANY ALTERATION OF THE ACCOMPANYING MAP WILL VOID THIS CERTIFICATION.

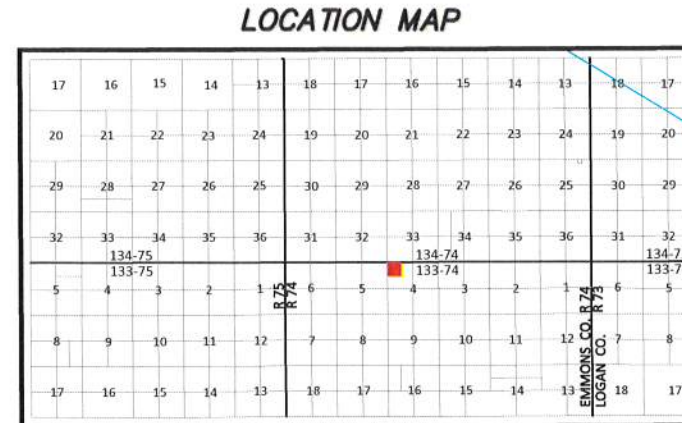
SURVEY IS VALID ONLY IF PRINT HAS ORIGINAL SEAL AND SIGNATURE OF SURVEYOR.

DATE: DECEMBER 19, 2019

*Matthew M. Stern*  
 MATTHEW M. STERN  
 REGISTERED PROFESSIONAL LAND SURVEYOR  
 ND REGISTRATION NO. 8299

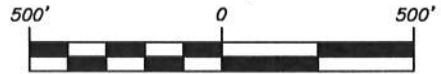


**PARCEL 9**  
**PAGE 2 OF 2**



DATUM:  
 NORTH DAKOTA STATE PLANE  
 SOUTH ZONE (3302)  
 NAD 83 (ADJ 2011)  
 INTERNATIONAL FEET  
 GRID DISTANCE  
 NAVD 88

THE SURVEY DATA IS ON FILE AT THE  
 OFFICE OF SWENSON, HAGEN & CO.



SCALE - 1"=500'

DECEMBER 19, 2019

DATE OF FIELD SURVEY DECEMBER 2, 2019

**LEGEND**

- SECTION LINE EASEMENT
- FOUND REBAR W/ALUM CAP OTHERWISE NOTED
- MONUMENT SET 5/8" REBAR W/ALUM CAP
- WIND TURBINE "EMMONS-LOGAN WIND"
- ROAD FOR TURBINE "EMMONS-LOGAN WIND"
- CONSTRUCTION/COLLECTION EASEMENT "EMMONS-LOGAN WIND"
- EXISTING KEM ELECTRIC COOP. UNDERGROUND LINE
- EXISTING KEM ELECTRIC COOP. OVERHEAD LINE
- NORTHERN BORDER GAS PIPELINE
- MDU GAS PIPELINE
- UNDERGROUND COLLECTOR LINE "EMMONS-LOGAN WIND"
- J BOX, FIBER VAULT OR XGROUND BOX "EMMONS-LOGAN WIND"
- MDU OVERHEAD TRANSMISSION LINE
- TRANSMISSION EASEMENT "EMMONS-LOGAN WIND"
- TRANSMISSION LINE "EMMONS-LOGAN WIND"
- FIBER
- BEK COMMUNICATIONS FIBER OPTIC LINE
- BEK UNDERGROUND TELEPHONE LINE
- SOUTH CENTRAL REGIONAL WATER
- CABLE BORING "EMMONS-LOGAN WIND"
- CHAIN LINK FENCE "EMMONS-LOGAN WIND"
- SPLICE "EMMONS-LOGAN WIND"
- CULVERT "EMMONS-LOGAN WIND"
- POWER POLE "EMMONS-LOGAN WIND"
- TURBINE SETBACKS



**SWENSON, HAGEN & COMPANY P.C.**

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