

**TRACT 21:
LEIER, PAUL ET AL**

"ALTA/NSPS LAND TITLE SURVEY"
SW1/4 SECTION 9, T. 133 N., R. 74 W.
EMMONS COUNTY, NORTH DAKOTA

SECTION 9, T.133N., R.74W. DESCRIPTION

TRACT 21: LEIER, PAUL ET AL - 1148460

EASEMENT: MEMORANDUM OF OPTION AND EASEMENTS BY AND BETWEEN PAUL LEIER AND SHEILA LEIER, HUSBAND AND WIFE, BRUCE A. LEIER AND JUDITH LEIER, HUSBAND AND WIFE, AND MARK LEIER AND BONNIE LEIER, HUSBAND AND WIFE, AND BOULEVARD ASSOCIATES, LLC, A DELAWARE LIMITED LIABILITY COMPANY DATED JUNE 9, 2014, FILED AUGUST 22, 2014, RECORDED IN BOOK 71 MISC, PAGE 32 AS DOCUMENT NO. 169155, 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:

SW¼ OF SECTION 9, TOWNSHIP 133 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.

PARCEL 2:

SE¼ OF SECTION 9, TOWNSHIP 133 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA, LESS THAT 2.52 ACRE TRACT AS DESCRIBED IN WARRANTY DEED (TO A CORPORATION) DATED FEBRUARY 27, 1989, FILED APRIL 11, 1989 RECORDED IN BOOK 80 DEEDS, PAGE 86 AS DOCUMENT NO. 139778.

SECTION 9 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.

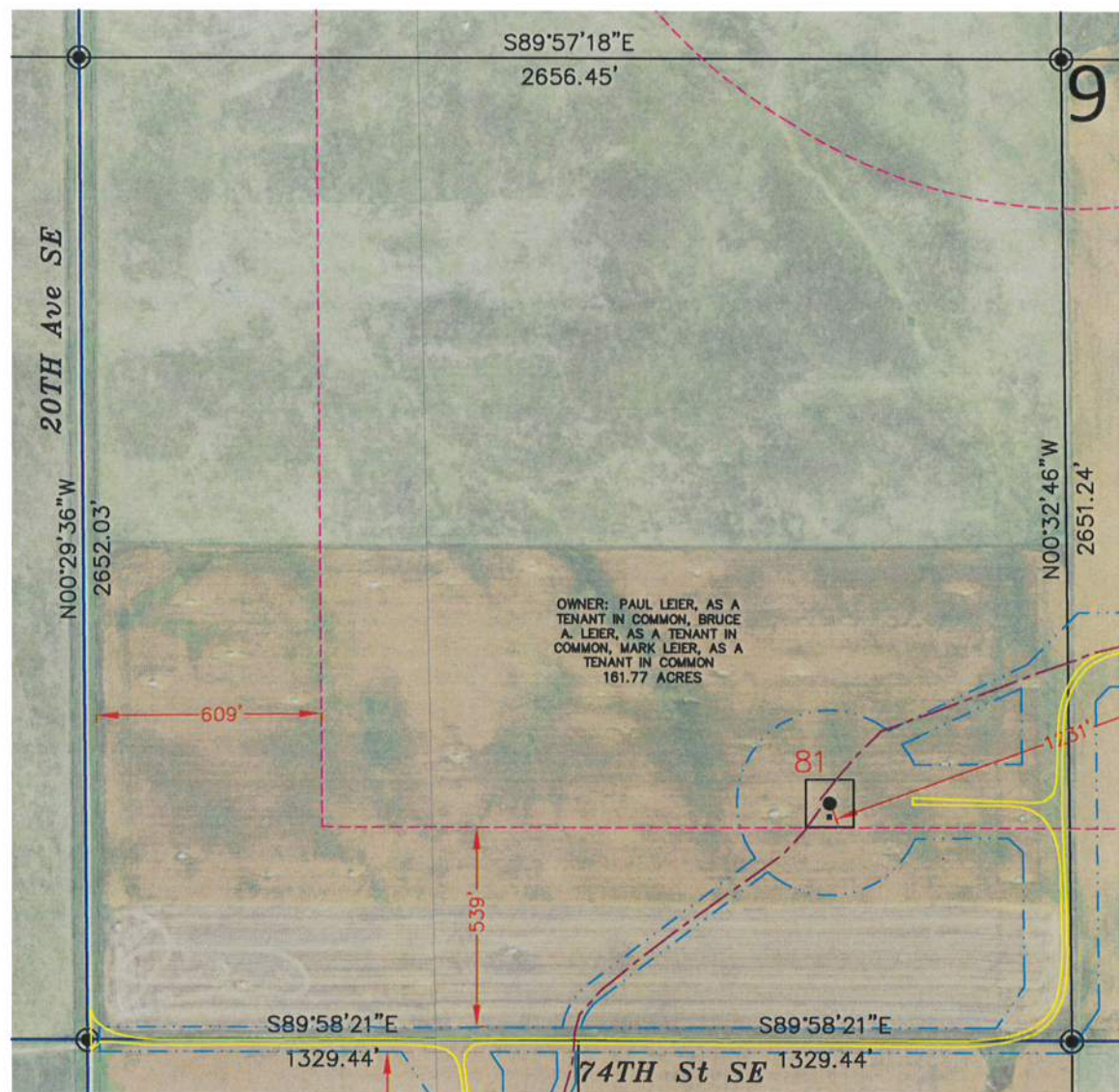
THIS SURVEY DOES NOT CONSTITUTE A TITLE SEARCH BY SURVEYOR. ALL INFORMATION REGARDING RECORD EASEMENTS, ADJOINERS, AND OTHER DOCUMENTS THAT MIGHT AFFECT THE QUALITY OF TITLE TO TRACT SHOWN HEREON WAS GAINED FROM THE PROFORMA FILE NO. 555-1991456-73 AND PREPARED BY REAL ADVANTAGE TITLE INSURANCE COMPANY.

ITEM 1 - MINERAL DEED BY AND BETWEEN CLEMENS G. ROHRICH AND GERTRUDE ROHRICH, HUSBAND AND WIFE, AND CLEMENS ROHRICH JR. AND KATIE ROHRICH, HUSBAND AND WIFE AND BILL MCBIRNEY DATED JUNE 22, 1950 FILED JUNE 30, 1950 RECORDED IN BOOK 5 O&G, PAGE 448 AS DOCUMENT NO. 91138. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 2)

ITEM 2 - MINERAL DEED BY AND BETWEEN CLEMENS G. ROHRICH (ALSO KNOWN AS CLEMENS J. ROHRICH AND CLEMENS ROHRICH) AND GERTRUDE ROHRICH, HUSBAND AND WIFE AND BILL MCBIRNEY DATED JUNE 22, 1950, FILED JULY 5, 1950, RECORDED IN BOOK 5 O&G, PAGE 507 AS DOCUMENT NO. 91211. AFFECTS SUBJECT PROPERTY.

ITEM 3 - TELEPHONE COMPANY RIGHT-OF-WAY EASEMENT GRANTED TO BEK TELEPHONE MUTUAL AID CORPORATION, A COOPERATIVE CORPORATION DATED SEPTEMBER 11, 1975, FILED JANUARY 8, 1976, RECORDED IN BOOK 30 MISC, PAGE 480 AS DOCUMENT NO. 123528. AFFECTS SUBJECT PROPERTY. LOCATION IS INDETERMINATE. (AFFECTS PARCEL 2)

ITEM 4 - OIL AND GAS LEASE BY AND BETWEEN PAUL LEIER AND SHEILA M. LEIER, HUSBAND AND WIFE, MARK LEIER AND BONNIE LEIER, HUSBAND AND WIFE, BRUCE A. LEIER AND JUDY LEIER, HUSBAND AND WIFE, AND STRATA-X, INC., DATED SEPTEMBER 18, 2013 FILED NOVEMBER 22, 2013, RECORDED IN BOOK 42 O&G, PAGE 136 AS DOCUMENT NO. 167941. DOES NOT AFFECT SUBJECT PROPERTY.



OWNER: PAUL LEIER, AS A TENANT IN COMMON, BRUCE A. LEIER, AS A TENANT IN COMMON, MARK LEIER, AS A TENANT IN COMMON
 161.77 ACRES

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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 NLIP, 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

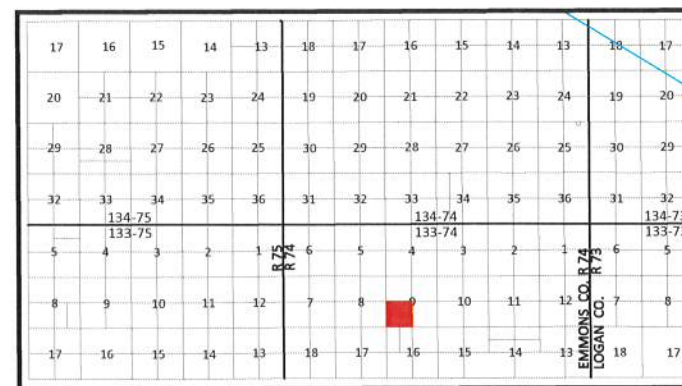
Matthew M. Stern
 MATTHEW M. STERN
 REGISTERED PROFESSIONAL LAND SURVEYOR
 ND REGISTRATION NO. 8299



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

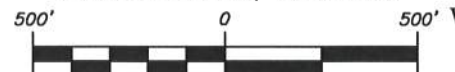
PROJECT ID: 2537-23

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

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"
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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

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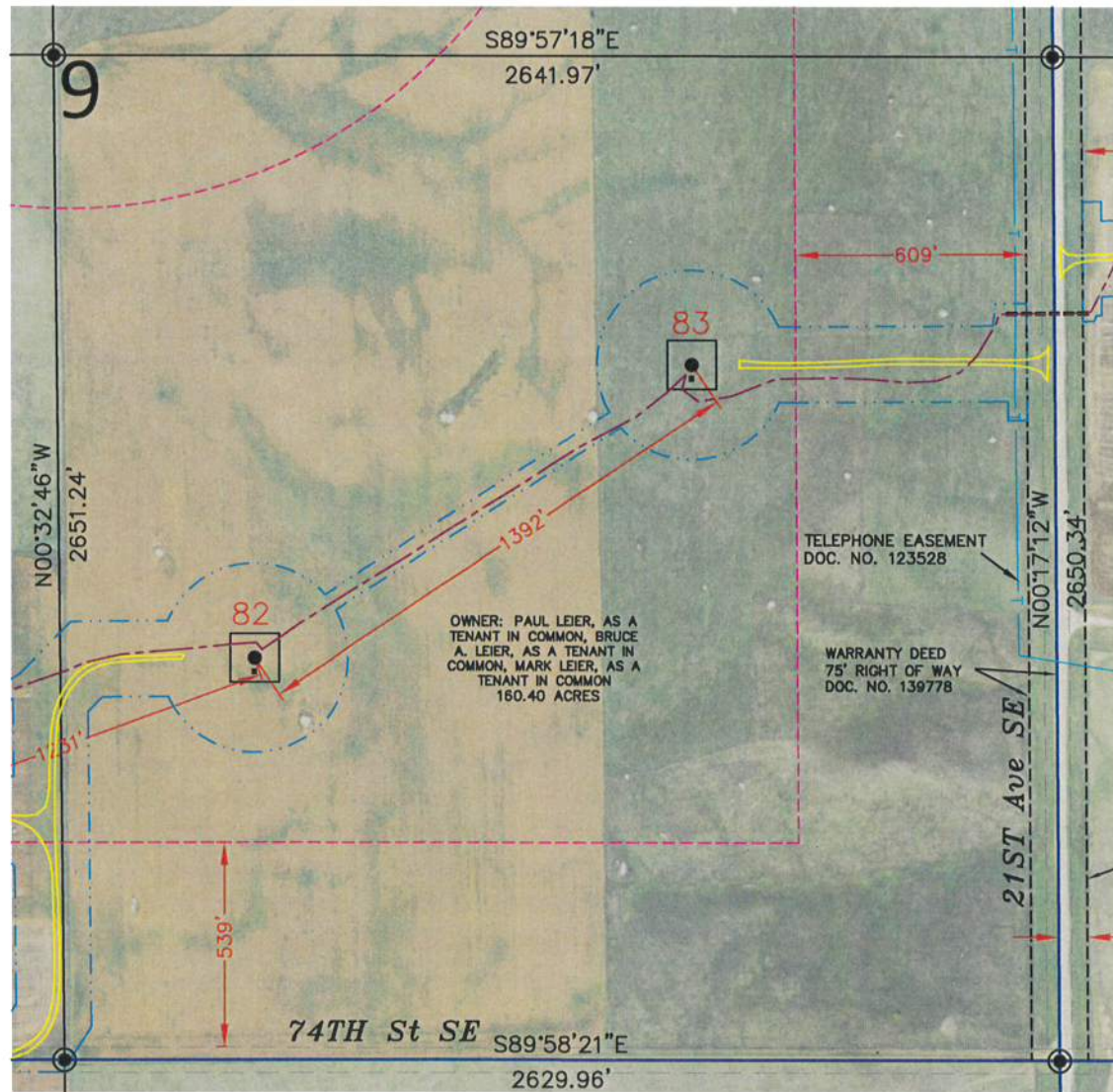
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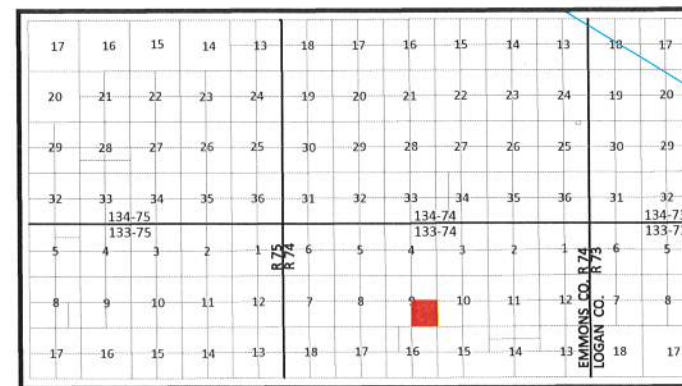
Matthew M. Stern
 MATTHEW M. STERN
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 ND REGISTRATION NO. 8299



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LOCATION MAP



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SWENSON, HAGEN & COMPANY P.C.
 909 Basin Avenue
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 sheng@swensonhagen.com
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Surveying
 Hydrology
 Land Planning
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