

**TRACT 29:
SCHMIDT,
JAMES (C4D)**

"ALTA/NSPS LAND TITLE SURVEY"
SW1/4 SECTION 34, T. 134 N., R. 74 W.
EMMONS COUNTY, NORTH DAKOTA

SECTION 34, T.134N., R.74W. DESCRIPTION

TRACT 29: SCHMIDT, JAMES (C4D) - 1056689

EASEMENT: MEMORANDUM OF OPTION AND EASEMENTS BY AND JAMES K. SCHMIDT, A WIDOWER, SUBJECT TO A CONTRACT FOR DEED IN FAVOR OF JAMES J. SCHMIDT, A WIDOWER, AND BOULEVARD ASSOCIATES, LLC, A DELAWARE LIMITED LIABILITY COMPANY, DATED MAY 13, 2014, FILED JULY 21, 2014, RECORDED IN BOOK 71 MISC, PAGE 13 AS DOCUMENT NO. 169085, 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:

W $\frac{1}{2}$ W $\frac{1}{2}$ OF SECTION 34, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.

PARCEL 2:

E $\frac{1}{2}$ W $\frac{1}{2}$ OF SECTION 34, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.

PARCEL 3:

NW $\frac{1}{4}$ OF SECTION 33, TOWNSHIP 134 NORTH, RANGE 74 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EMMONS COUNTY, NORTH DAKOTA.

SECTION 34 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.

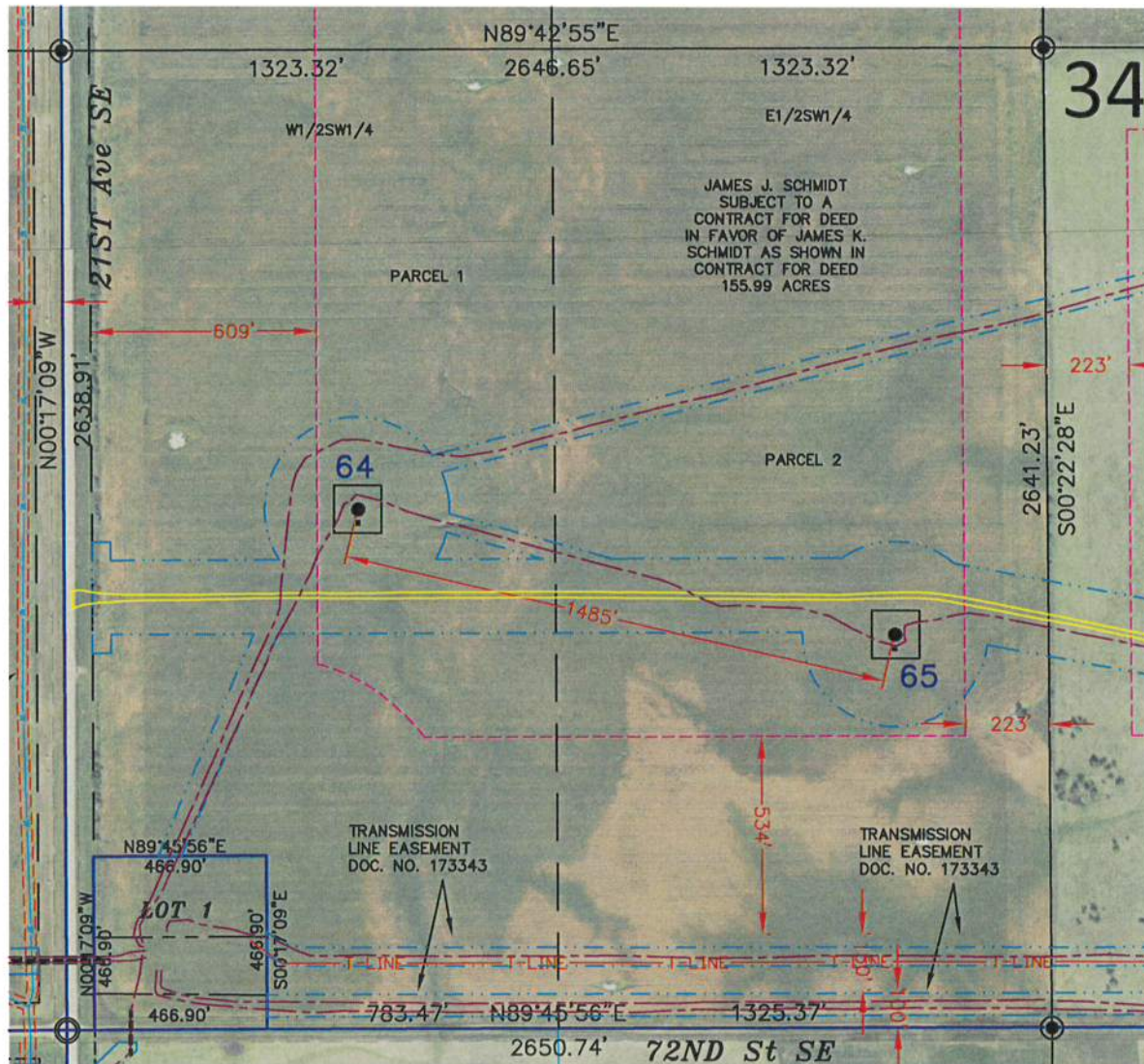
THIS SURVEY DOES NOT CONSTITUTE A TITLE SEARCH BY SURVEYOR. ALL INFORMATION REGARDING RECORD EASEMENTS, ADJOINERS, AND OTHER DOCUMENTS THAT MIGHT AFFECT THE QUALITY OF TITLE TO TRACT SHOWN HEREON WAS GAINED FROM THE PROFORMA FILE NO. 555-1991456-73 AND PREPARED BY REAL ADVANTAGE TITLE INSURANCE COMPANY.

ITEM 1 - MINERAL DEED BY AND BETWEEN LARS O. KLEPPE, A WIDOWER AND THOMAS W. LEACH, DATED MAY 5, 1950, FILED MAY 15, 1950 RECORDED IN BOOK 5 O&G, PAGE 139, AS DOCUMENT NO. 90723. AFFECTS PARCEL 2. DOES NOT AFFECT PARCEL 1.

ITEM 2 - MINERAL DEED BY AND BETWEEN VALENTINE SCHMIDT AND CLARA SCHMIDT, INDIVIDUALLY AND AS HUSBAND AND WIFE, AND THOMAS W. LEACH & J.M. KELSCH, DATED MAY 17, 1952, FILED MAY 21, 1952 RECORDED IN BOOK 10 O&G, PAGE 356, AS DOCUMENT NO. 95240. AFFECTS PARCEL 1. DOES NOT AFFECT PARCEL 2. (AFFECTS PARCEL 3)

ITEM 3 - COMMUNICATIONS EASEMENT GRANTED TO BEK COMMUNICATIONS COOPERATIVE, A COOPERATIVE CORPORATION, DATED JANUARY 10, 2003, FILED MARCH 24, 2003, RECORDED IN BOOK 55 MISC, PAGE 184, AS DOCUMENT NO. 154880. DOES NOT AFFECT SUBJECT PROPERTY. (AFFECTS PARCEL 3)

ITEM 4 - TRANSMISSION EASEMENT BY AND BETWEEN JAMES J. SCHMIDT, A/K/A JAMES SCHMIDT, AN UNREMARIED WIDOWER, SUBJECT TO A CONTRACT FOR DEED IN FAVOR OF JAMES K. SCHMIDT, JOINED BY HIS WIFE, SANDRA BOGACZYK AND EMMONS-LOGAN WIND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, DATED JANUARY 5, 2018, FILED APRIL 10, 2018, RECORDED IN BOOK 78 MISC, PAGE 19, AS DOCUMENT NO. 173343. AFFECTS SUBJECT PROPERTY AS NOTED.



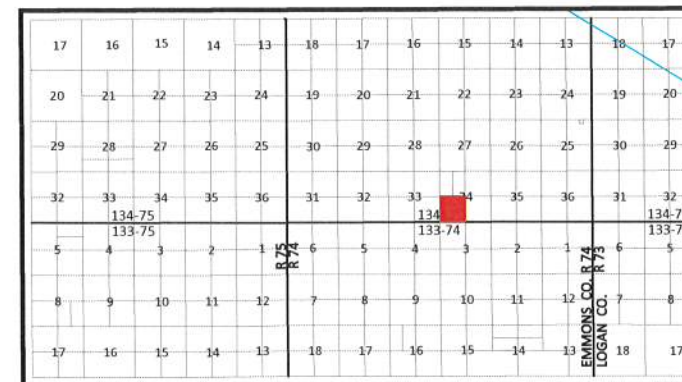
MICRO-SITING SETBACKS PROVIDED BY NEER

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
- 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"
- ▲ 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

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,

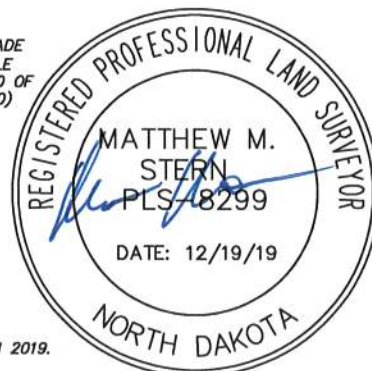
THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH THE 2016 MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/NSPS LAND TITLE SURVEYS, JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND NSPS, AND INCLUDES ITEMS 1, 3 AND 20 OF TABLE A THEREOF. (WITH A PROFESSIONAL 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



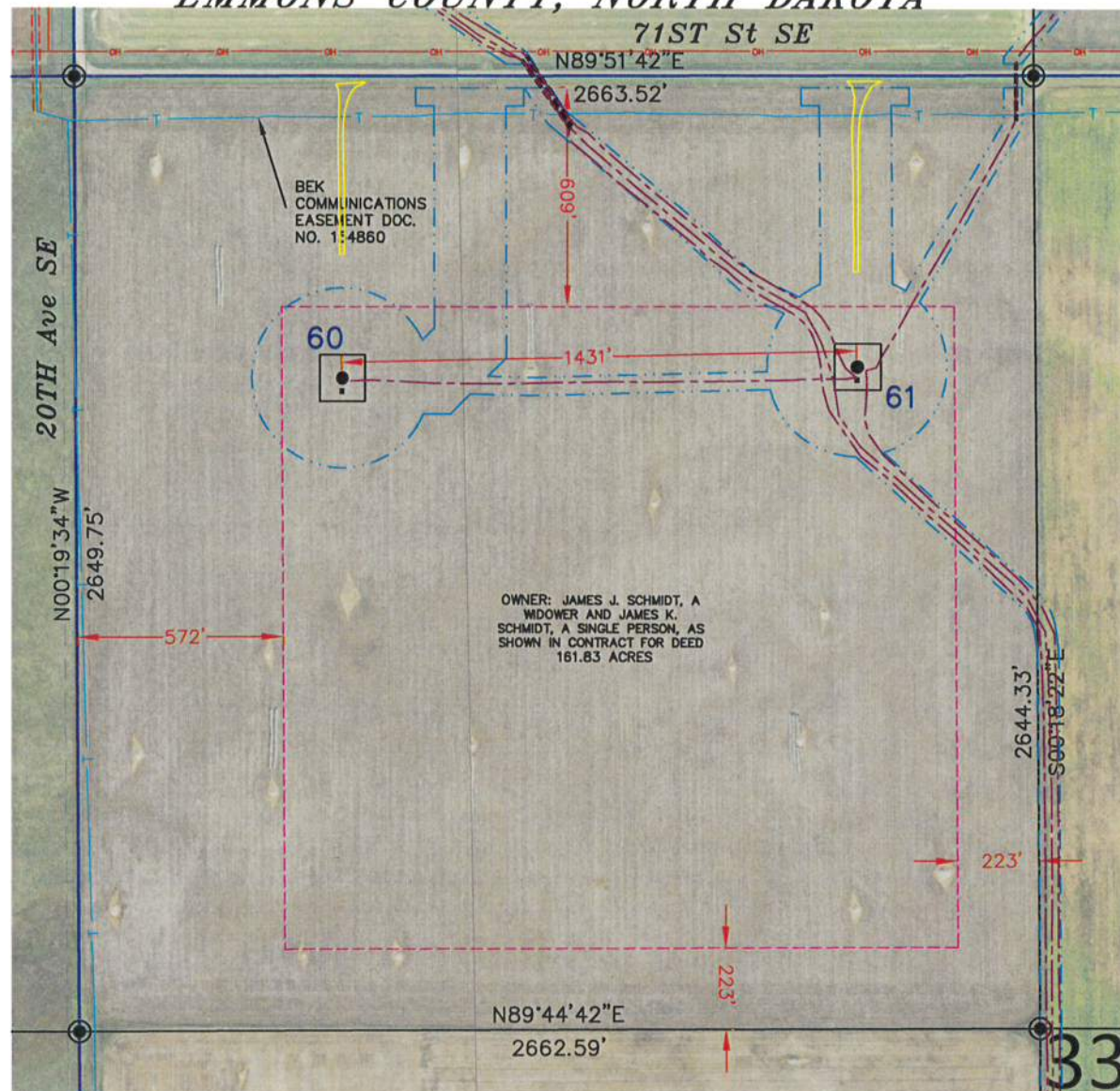
THE MONUMENTS, THE LOCATION AND THE EXISTENCE OF, ARE FROM THE FIELD SURVEY COMPLETED IN 2019.

PROJECT ID: 2537-23

SWENSON, HAGEN & COMPANY P.C.
 909 Basio 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"
NW1/4 SECTION 33, T. 134 N., R. 74 W.
EMMONS COUNTY, NORTH DAKOTA



OWNER: JAMES J. SCHMIDT, A WIDOWER AND JAMES K. SCHMIDT, A SINGLE PERSON, AS SHOWN IN CONTRACT FOR DEED 161.83 ACRES

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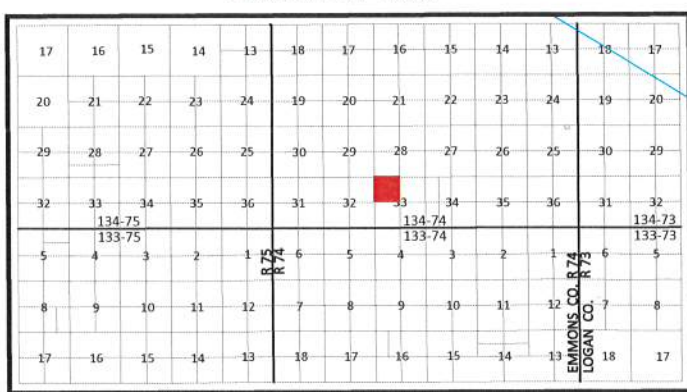
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LOCATION MAP



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.

500' 0 500' W E

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

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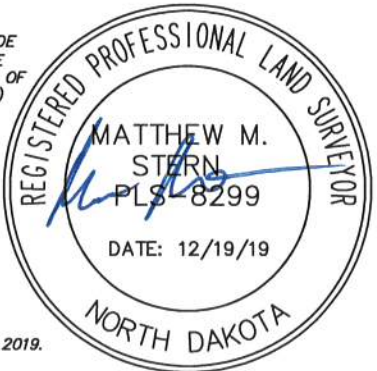
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 PROJECT ID: 2537-23



SWENSON, HAGEN & COMPANY P.C.

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 Bismarck, North Dakota 58504
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Surveying
 Hydrology
 Land Planning
 Civil Engineering
 Landscape & Site Design
 Construction Management