

July 17, 2020

VIA E-MAIL AND FEDERAL EXPRESS

Mr. Steven Kahl
Executive Secretary
North Dakota Public Service Commission
600 E. Boulevard, Dept. 408
Bismarck, ND 58505-0480

**RE: Aurora Wind Project, LLC
Aurora Wind Project – Williams County
Case No. PU-18-352
and
Lindahl Wind Project, LLC
Lindahl Wind Farm Project – Williams County
Case No. PU-15-482**

Dear Mr. Kahl:

In accordance with (1) Provision No. 32 of the Certifications Relating to Order Provisions – Energy Conversion Facility Siting attached to the Findings of Fact, Conclusions of Law and Order issued December 2, 2015, and (2) Provision No. 38 of the Certification Relating to Order Provisions – Wind Energy Conversion Facility Siting attached to the Findings of Fact, Conclusions of Law and Order issued May 7, 2019, Lindahl Wind Project, LLC and Aurora Wind Project, LLC hereby file in the above-referenced matters two copies of this letter and the following documents:

- Certification of Benjamin Conor Branch Regarding Modifications for Aircraft Detection Lighting System (“ADLS”), with accompanying Exhibits:
 - Exhibit A – Map of ADLS Infrastructure;
 - Exhibit B – Supplement III for the Aurora Wind Project Area Class III Cultural Resources Inventory Report (**CONFIDENTIAL**);
 - Exhibit C – State Historical Society of North Dakota Concurrence Letter; and
 - Exhibit D – Wetland Delineation Addendum Report.

Electronic copies of the above-referenced documents and this letter were submitted to the Commission today via e-mail. Also enclosed is a flash drive containing GIS data for the ADLS infrastructure.

154 PU-18-352 Filed: 7/17/2020 Pages: 65
Certification Regarding ADLS modifications with attachments - redacted

Aurora Wind Project, LLC
Mollie Smith, Fredrikson&Byron,P.A.

Suite 400
55402-14

119 PU-15-482 Filed: 7/17/2020 Pages: 65
Certification Regarding ADLS modifications with attachments - redacted

Lindahl Wind Project, LLC
Mollie Smith, Fredrikson&Byron,P.A.

Mr. Steven Kahl
July 17, 2020
Page 2

If you have any questions, please let me know.

Sincerely,

A handwritten signature in black ink that reads "Mollie M. Smith". The signature is written in a cursive, flowing style.

MOLLIE M. SMITH

MMS/70503645
Enclosures

cc: Jerry Lein (via e-mail, w/o enclosure)
Patrick Fahn (via e-mail, w/o enclosure)
Jaimee Antognazzi (via e-mail, w/o enclosure)
Jennifer Dean (via e-mail, w/o enclosure)
Jeremy Price (via e-mail, w/o enclosure)

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Lindahl Wind Project, LLC
Lindahl Wind Farm Project – Williams County
Siting Application

Case No. PU-15-482

Aurora Wind Project, LLC
Aurora Wind Project – Williams County
Siting Application

Case No. PU-18-352

**CERTIFICATION OF BENJAMIN CONOR BRANCH REGARDING
MODIFICATIONS FOR AIRCRAFT DETECTION LIGHTING SYSTEM**

STATE OF KANSAS)
) ss.
COUNTY OF JOHNSON)

Benjamin Conor Branch, being first duly sworn upon oath, states and alleges as follows:

1. I am an Authorized Representative for: (1) the Lindahl Wind Project (“Lindahl Project”), which is owned by Lindahl Wind Project, LLC (“Lindahl Wind”); and (2) the Aurora Wind Project (“Aurora Project”), which is owned by Aurora Wind Project, LLC (“Aurora Wind”). I am employed by Enel Green Power, which is assisting Lindahl Wind and Aurora Wind with development the Lindahl Project and the Aurora Project (collectively, the “Projects”). I have the authority to bind Lindahl Wind and Aurora Wind with respect to the certifications made herein.

2. I provide this Certification pursuant to: (1) Provision No. 32 of the Certifications Relating to Order Provisions – Energy Conversion Facility Siting, which is part of the Commission’s Findings of Fact, Conclusions of Law and Order, dated December 2, 2015 (“Lindahl Order”); and (2) Provision No. 38 of the Certification Relating to Order Provisions – Wind Energy Conversion Facility Siting, which is part of the Commission’s Findings of Fact, Conclusions of Law and Order, dated May 7, 2019 (“Aurora Order”).

3. Since the Lindahl Order and the Aurora Order were issued, Lindahl Wind and Aurora Wind have finalized a design for installation of an aircraft detection lighting system (“ADLS”) that will serve both Projects. The added infrastructure consists of: (1) an ADLS communication tower located within the Aurora Project; (2) cabling extending from the ADLS communication tower to an interconnection point within each Project, where the ADLS system will connect to the overall turbine communication system within each Project; and (3) an access road to the ADLS communication tower. A map identifying the location of the additional ADLS infrastructure in relation to the two Projects is provided as **Exhibit A**. The ADLS infrastructure is located wholly within the sites designated for the Projects.

4. The Projects comply with all requirements set forth their respective Commission Order.

5. All areas that will be impacted by installation of the ADLS infrastructure are covered by the following: (1) the Archaeological Summary Report, filed on February 25, 2019 as Hearing Exhibit No. 16 (“Initial Report”); (2) the Additional Aurora Wind Project Area Class III Cultural Resources Inventory Report (“Additional Report”), filed on October 1, 2019 as Exhibit C to the Certification of Benjamin Conor Branch (“First Certification”); and (3) Supplement III for the Aurora Wind Project Area Class III Cultural Resources Inventory Report (“Supplement III Report”), attached hereto as **Exhibit B (CONFIDENTIAL)**. The State Historical Society of North Dakota (“SHSND”) issued concurrence on the reports as follows: (1) SHSND letter on the Initial Report, dated February 1, 2019 (*see* Hearing Exhibit No. 17, filed on February 25, 2019); (2) SHSND letter on the Additional Report, dated September 26, 2019 (*see* Exhibit D to the First Certification); and (3) SHSND letter on the Supplement III Report, dated June 8, 2020 (attached hereto as **Exhibit C**). The additional ADLS infrastructure depicted in

Exhibit A, as well as the associated construction activities, will not impact any National Register of Historic Places eligible, potentially eligible, or unevaluated cultural resource sites.

6. All modifications are covered by either: (1) the Wetlands and Waterbodies Technical Memorandum, filed on February 25, 2019 as Hearing Exhibit No. 20; or (2) the Wetland Delineation Addendum Report, dated May 13, 2020 and attached as **Exhibit D**. The additional ADLS infrastructure depicted in Exhibit A will not result in any permanent impacts to wetlands or waterbodies.

7. The ADLS infrastructure and associated construction activities will not affect any known exclusion or avoidance areas within the sites designated for the Projects.


8. The Projects, including the ADLS infrastructure, will comply with the respective Commission Order, including applicable laws and rules designating the sites.

FURTHER AFFIANT SAYETH NOT.

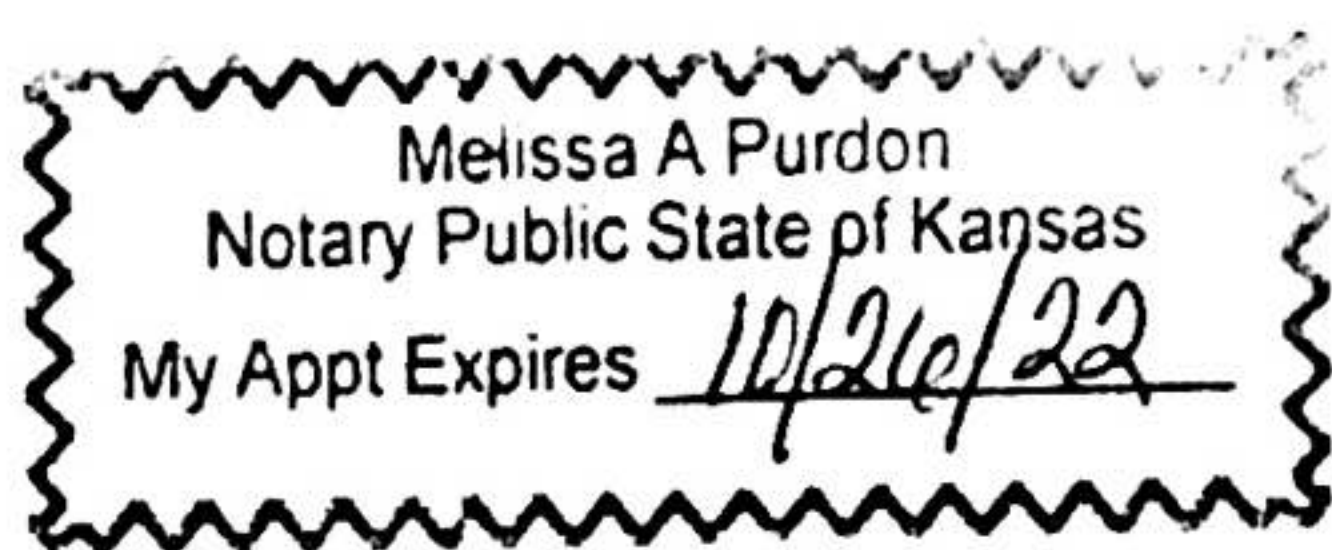


Benjamin Conor Branch

Subscribed and sworn to before me
this 15th day of July, 2020.



Notary Public



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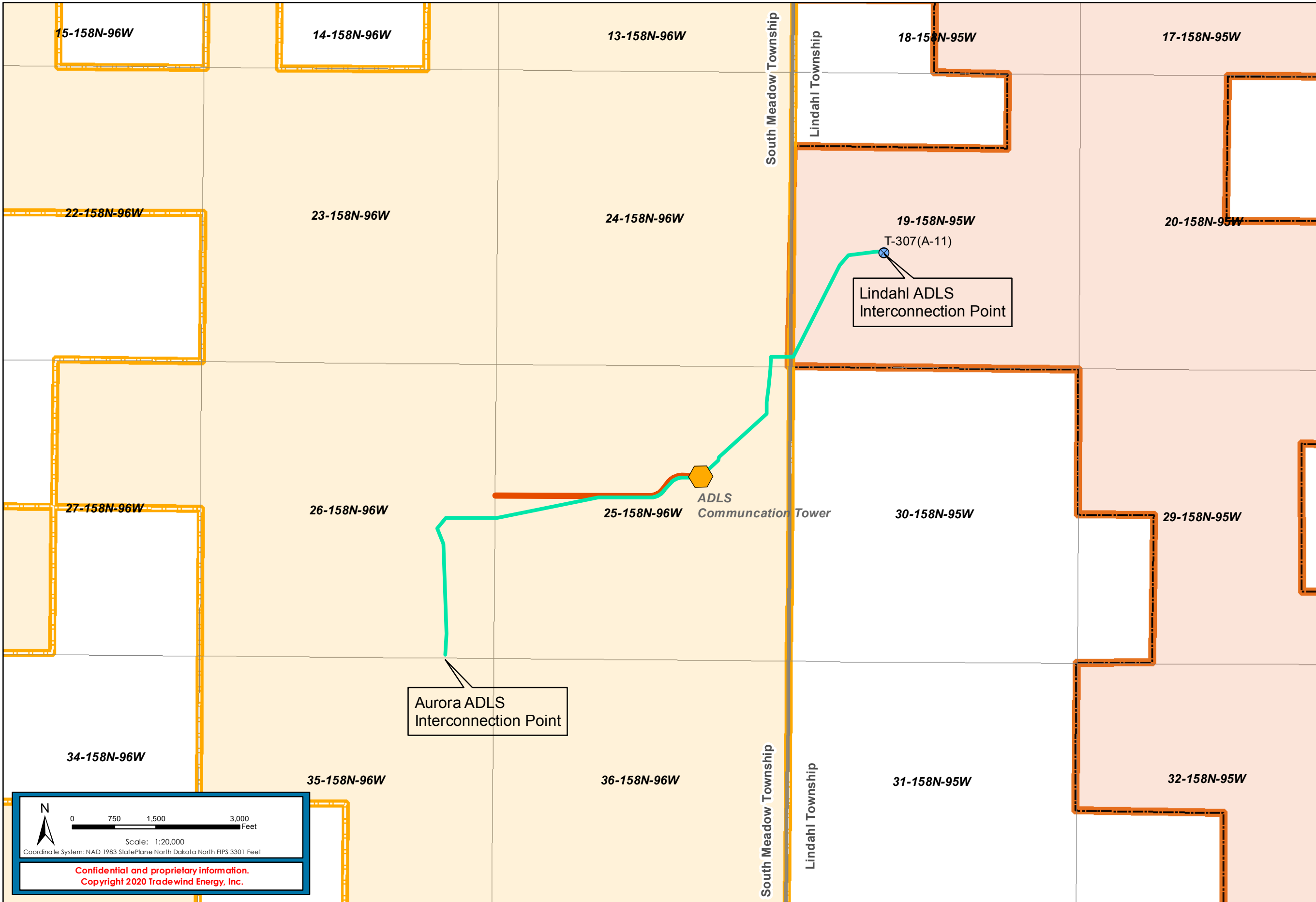
Aurora Wind Project - ADLS & Fiber Line



Legend

- ADLS Communication Tower
- Turbine
- Fiber Optic Line
- Access Road
- Aurora Wind Project
- Lindahl Wind Project

EXHIBIT A



Scale: 1:20,000

 Coordinate System: NAD 1983 StatePlane North Dakota North FIPS 3301 Feet

Confidential and proprietary information.

Copyright 2020 Tradewind Energy, Inc.

The following companies and organizations provided data that contributed to the production of this map.

- U.S. Geological Survey (USGS)
- Environmental Systems Research Institute (ESRI)
- U.S. Department of Agriculture (USDA)
- U.S. Federal Aviation Administration (FAA)
- WhiteStar Corporation
- CoreLogic
- Ventyx Inc.



June 8, 2020

Mark A. Latham
Sr. Cultural Resources Specialist/Archaeologist
Burns McDonnell
9400 Ward Parkway
Kansas City, MO 64114

**ND SHPO Ref: 18-0244 Aurora Wind Project in portions of Mountrail and Williams Counties,
North Dakota**

Dear Mr. Latham,

We reviewed ND SHPO Ref: 18-0244 "Supplement III for the Aurora Wind Project Area Class III Cultural Resources Inventory, Mountrail and Williams Counties, North Dakota" in portions of [T158N R96W Sections 24, 25, 31, T158N R95W Section 19]. There are no significant sites affected for this portion of the project provided it takes place in the location and in the manner described in the documentation.

Thank you for the opportunity to review this project under North Dakota cultural resources consultation. This letter does not serve as federal agency consultation or SHPO consultation for compliance with Section 106 of the National Historic Preservation Act of 1966, as amended, (36 CFR Part 800), or the National Environmental Policy Act, as amended, (42 U.S.C. §§ 4321- 4347).

If you have any questions please contact Lorna Meidinger, Historic Preservation Specialist at (701) 328-2089 or lbmeidinger@nd.gov

Sincerely,

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

18-0244

EXHIBIT D

BURNS  MCDONNELL

May 13, 2020

Jennifer Dean
Vice President of Environmental Studies and Permitting
Tradewind Energy, Inc.
South Lake Technology Park
16105 West 113th Street, Suite 105
Lenexa, Kansas 66219

Re: Aurora Wind Project, Wetland Delineation Addendum Report

Dear Ms. Dean:

Burns & McDonnell Engineering Company, Inc. (Burns & McDonnell) was retained by Aurora Wind Project, LLC (Aurora) to provide wetland delineation services for the proposed Aurora Wind Project (Project) in Mountrail and Williams Counties, North Dakota (Figure A-1, Appendix A). A wetland delineation was completed between July 19 and July 26, 2018, and a wetland delineation report dated December 10, 2018 was submitted to Aurora (Initial Survey). From July 17 to July 20, 2019 a second wetland delineation, based on new environmental survey corridors, was completed and a wetland delineation report dated August 9, 2019 was submitted to Aurora (July 2019 Resurvey). From March 9 to March 11, 2020 a third wetland delineation, based on new environmental survey corridors, was completed and a wetland delineation report dated April 14, 2020 was submitted to Aurora (March 2020 Resurvey). On April 28, 2020 a fourth wetland delineation, based on new environmental survey corridors, was completed (April 2020 Resurvey). The following summarizes the proposed Project and the results of the April 2020 Resurvey.

INTRODUCTION

Aurora is constructing a new 300-megawatt (MW) wind farm and associated overhead transmission line in Mountrail and Williams Counties, North Dakota. The proposed Project includes construction of 71 wind turbines, associated access roads and underground transmission lines, and other appurtenant facilities. The Project is located approximately 7 miles north of Tioga, North Dakota.

The Project has the potential to impact wetlands or other water bodies that may be under the jurisdiction of the U.S. Army Corps of Engineers (USACE) as designated by Section 404 of the Clean Water Act. Burns & McDonnell conducted wetland delineation efforts for the Project to evaluate the presence of wetlands and other water bodies, including streams, drainages, and ponds. The delineations were conducted based on the proposed Project layout plus a buffer area to allow for small Project design modifications (Survey Corridor, Figure A-1). The Survey Corridor included in the April 2020 Resurvey totaled approximately 67 acres (Resurvey Corridor, Figure A-2).

Jennifer Dean
Tradewind Energy, Inc.
May 13, 2020
Page 2

METHODS

The attached wetland delineation report (Appendix D) summarizes the methods used for the review of existing data and the wetland delineation for the Initial Survey, the July 2019 Resurvey, the March 2020 Resurvey, and the April 2020 Resurvey. Appendix D details the results of the existing data review and wetland delineation for the Initial Survey. Appendix E details the results of the July 2019 Resurvey and Appendix F details the results of the March 2020 Resurvey.

RESULTS

The following sections describe the results of the existing data review and the completed wetland delineation for the April 2020 Resurvey.

Existing Data Review

The existing USGS topographic maps were reviewed to familiarize Burns & McDonnell wetland personnel with the topography and potential locations of wetlands and other waterbodies (Figure A-3). The USGS topographic maps indicate the Resurvey Corridor crosses rolling hills. Wind turbines for the proposed Project are generally sited on hilltops and ridges. Access roads and underground collection systems connect strings of turbines.

The NWI data indicates that 10 palustrine emergent (PEM) wetlands are located within the Resurvey Corridor. The 2018 aerial photograph indicates that the Resurvey Corridor consists primarily of pasture and cropland (Figures A-4 and A-5).

The NRCS SSURGO digital data indicates that portions of 17 soil map units cross the Resurvey Corridor. Of these 17 map units, 8 units are included on local and national hydric soil lists (Figure A-4).

The NOAA Palmer Drought Severity Index indicates that the Project area predominantly experienced wetter than normal climatic conditions from November 2019 to April 2020.

Wetland Delineation Field Survey

On April 28, 2020, a Burns & McDonnell wetland scientist conducted a wetland delineation of the Resurvey Corridor. A global positioning system (GPS) unit was used to record the location and extent of features identified within the Resurvey Corridor. The land cover and delineated wetlands and other waterbodies from the site visit are discussed in detail below.

Vegetation. The Resurvey Corridor was largely pasture altered by farming practices. Typical vegetation in the upland areas within the Resurvey Corridor included smooth brome (*Bromus inermis*) and bull thistle (*Cirsium vulgare*). Photos of representative upland areas are available

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Tradewind Energy, Inc.
May 13, 2020
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upon request. Common vegetation observed within delineated wetland areas is described below and species are indicated on the Data Forms in Appendix B.

Soils. Typical upland soils ranged from very dark gray (10YR 3/1) to very dark grayish brown (10YR 3/2) and ranged in texture from sandy loam to silty clay loam to silty clay. Redoximorphic features were typically present in wetland soils but were uncommon in upland soils.

Hydrology. The primary source of hydrology for the wetlands was overland flow. Indicators of hydrology within the wetlands included surface water, a high water table, positive FAC neutral test, and a concave geomorphic position.

Delineated Areas

Seven wetlands were identified during the Resurvey effort. The wetlands are described by type below, and their locations are shown on Figure A-5 in Appendix A. Sample plots were taken in wetlands and adjacent uplands. Data forms and photographs of these sample plots are included in Appendix B and Appendix C, respectively.

Wetlands

Table 1 provides the types and size of each wetland delineated within the Resurvey Corridor. Delineated wetland types included PEM and palustrine unconsolidated bottom (PUB); each type is described in more detail below.

A total of 6 new PEM wetlands, encompassing 5.27 acres, were delineated (see photographs in Appendix C). Dominant vegetation in the PEM wetlands included freshwater cord grass (*Spartina pectinata*), reed canary grass (*Phalaris arundinacea*), and broad-leaf cattail (*Typha latifolia*). Observed indicators of wetland hydrology were surface water, a high water table, a positive FAC neutral test, a concave geomorphic position, and inundation visible on aerial imagery. Soils were mainly very dark gray (10YR 3/1) and silty clay in texture, with redoximorphic concentrations. Hydric soil was indicated by Hydrogen Sulfide (A4) and Redox Dark Surface (F6).

One new PUB wetland (W-W-527), encompassing 0.73 acre, was delineated. W-W-527 was surrounded by PEM fringe wetland W-W-526. Common vegetation surrounding W-W-527 was reed canary grass and broad-leaf cattail.

Streams

There were no streams identified during the Resurvey effort.

Jennifer Dean
 Tradewind Energy, Inc.
 May 13, 2020
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Table 1: Type and Size of Wetlands Delineated

Wetland Number	Wetland Type^a	Area of Wetland Delineated (acre)	Figure A-5 Page Number	Jurisdictional^b
W-W-522	PEM	1.06	1	Yes
W-W-523	PEM	2.2	1	Yes
W-W-524	PEM	0.62	1	Yes
W-W-525	PEM	0.25	1, 2	Yes
W-W-526	PEM	0.32	2	Yes
W-W-527	PUB	0.73	2	Yes
W-W-528	PEM	0.82	2, 3	Yes
	Total:	6.00		

(a) Symbols for wetland type: PEM = palustrine emergent and PUB = palustrine unconsolidated bottom

(b) An official Jurisdictional Determination can only be provided by the USACE

SUMMARY

Burns & McDonnell conducted a wetland delineation of the Resurvey Corridor to identify wetlands and other waterbodies. A total of 7 wetlands were identified during the delineation efforts. To avoid the need for a Section 404 permit from the USACE, the proposed Project should be designed to avoid all impacts to potentially jurisdictional waters.

Of the features delineated in the Resurvey Corridor, 7 wetlands appeared to have a hydrological connection to probable waters of the U.S. Factors considered to determine a significant nexus to waters of the U.S. included proximity to, or evidence of, a clear hydrologic connection with waters of the U.S. These features are assumed to be subject to USACE jurisdiction.

If impacts to jurisdictional waters cannot be completely avoided, they should be minimized, and a Section 404 permit from the USACE would be required. If all Project impacts are temporary and will have minimal impacts on downstream flows, the Project may qualify for a Section 404 Nationwide Permit (NWP) 33 for Temporary Construction, Access, and Dewatering without the need for a formal Pre-Construction Notification (PCN) to the USACE. If permanent impacts to wetlands and other waters of the U.S. cannot be completely avoided, but impacts can be kept at less than 0.1 acre per crossing, and if stream impacts amount to less than 300 linear feet per crossing, then the proposed Project would likely qualify for a NWP 12 for Utility Line Activities or NWP 51 for Land-Based Renewable Energy Generation Facilities without the need for a PCN. If the only permanent impacts result from construction of Project access roads, impacts may be authorized under a NWP 14 for Linear Transportation Projects. Under a NWP 14, a PCN is



Jennifer Dean
Tradewind Energy, Inc.
May 13, 2020
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required for any permanent impact to a jurisdictional wetland, regardless of size, pursuant to the notification requirements of the NWP. However, the 0.1-acre impact threshold still applies to stream channel impacts.

If you have any questions or require additional information, please feel free to contact me by telephone at (816) 591-3713 or by e-mail at jbailey@burnsmcd.com.

Sincerely,

A handwritten signature in black ink that reads "Justin E. Bailey".

Justin E. Bailey, PWS
Department Manager

Attachments:

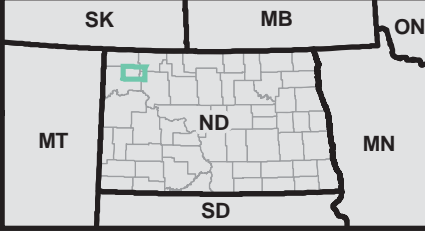
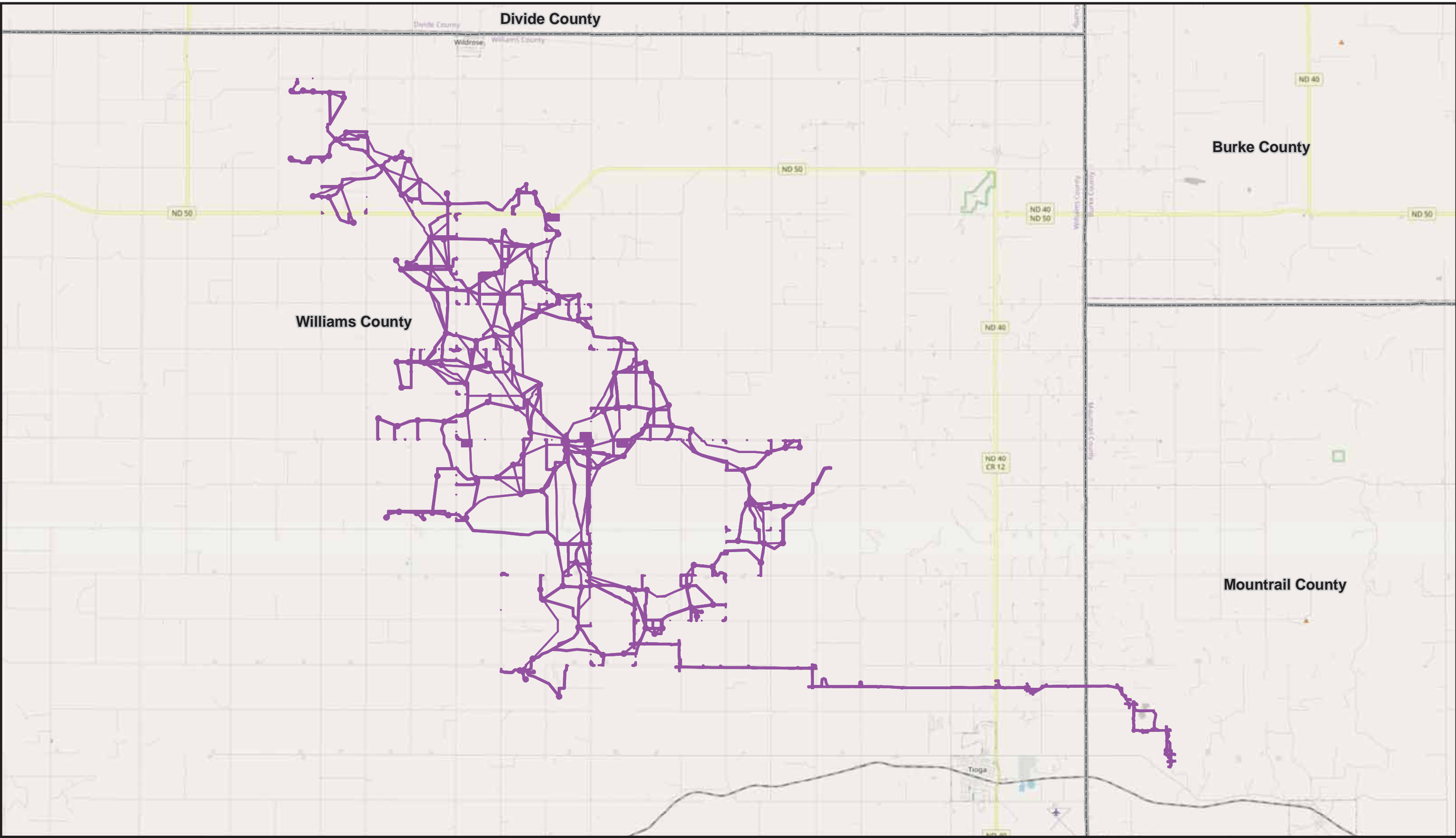
- Appendix A - Figures
- Appendix B - Routine Wetland Determination Data Forms, Great Plains Region
- Appendix C - Site Photographs
- Appendix D - Aurora Wind Project - Wetland Delineation Report (December 10, 2018)
- Appendix E - Aurora Wind Project - Wetland Delineation Addendum Report (August 9, 2019)
- Appendix F - Aurora Wind Project - Wetland Delineation Addendum Report (April 14, 2020)



cc: Ryann Williams, Burns & McDonnell

[NOTE: Appendices B-F omitted.]

APPENDIX A - FIGURES

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 All Surveyed Corridors
 County Boundary

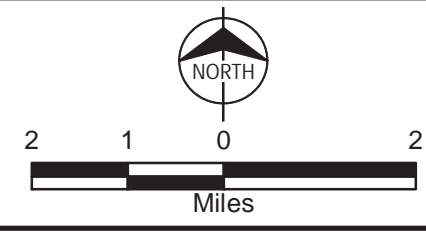
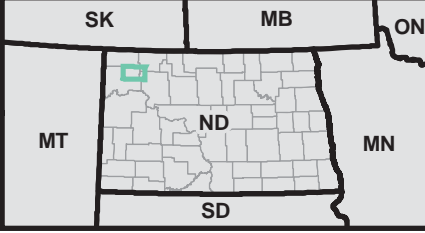
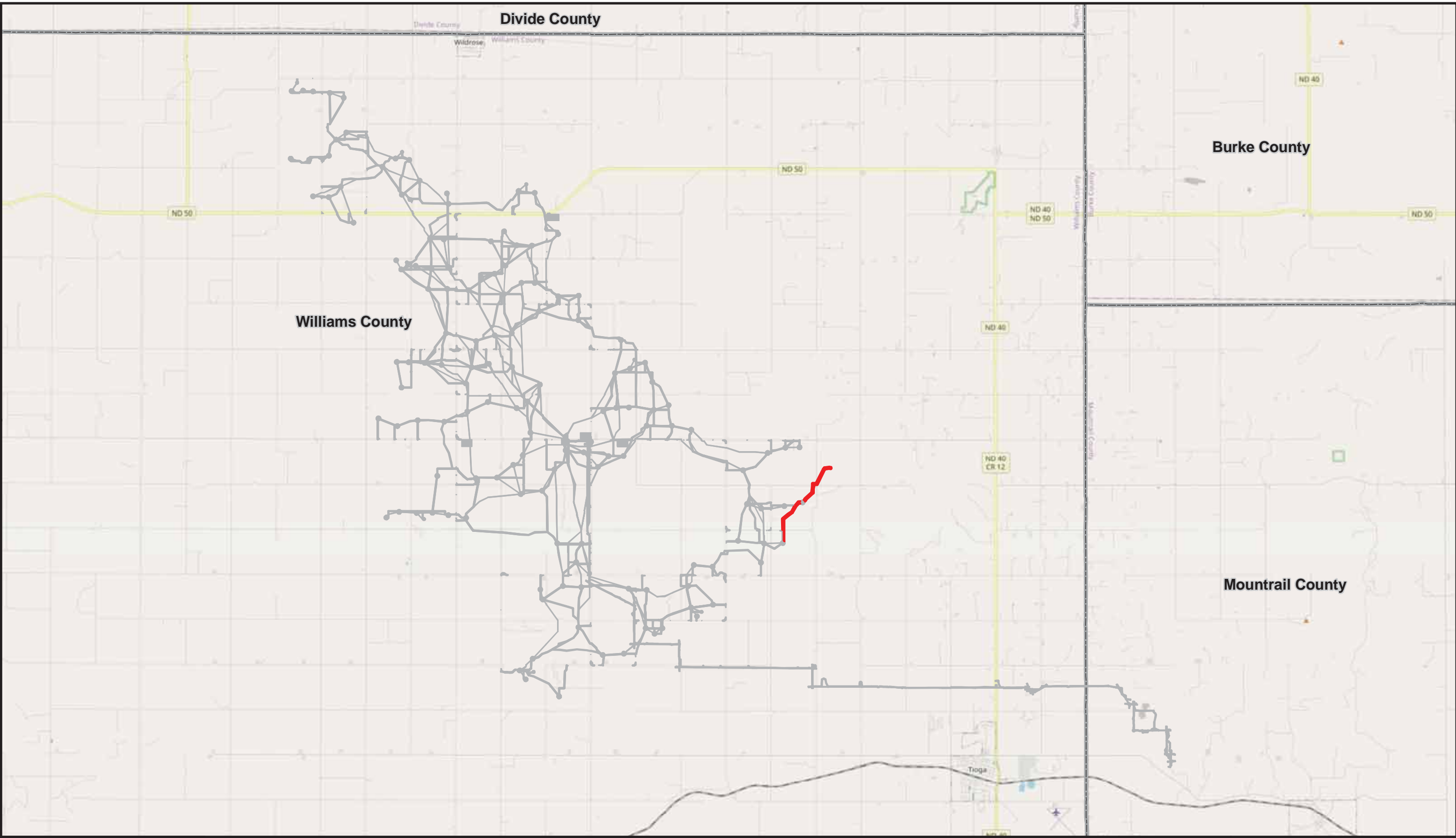

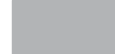



Figure A-1
All Surveyed Corridors Map
Aurora Wind Project
Aurora Wind Project, LLC
Williams & Mountrail Counties, ND

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-  Resurvey Corridor (April 2020)
-  Previous Survey Corridors (2018 - March 2020)
-  County Boundary

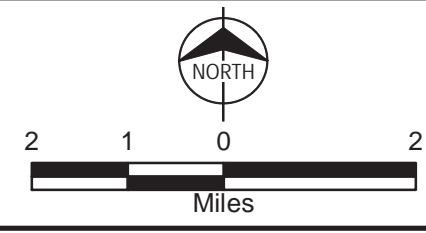
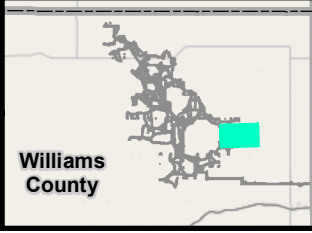
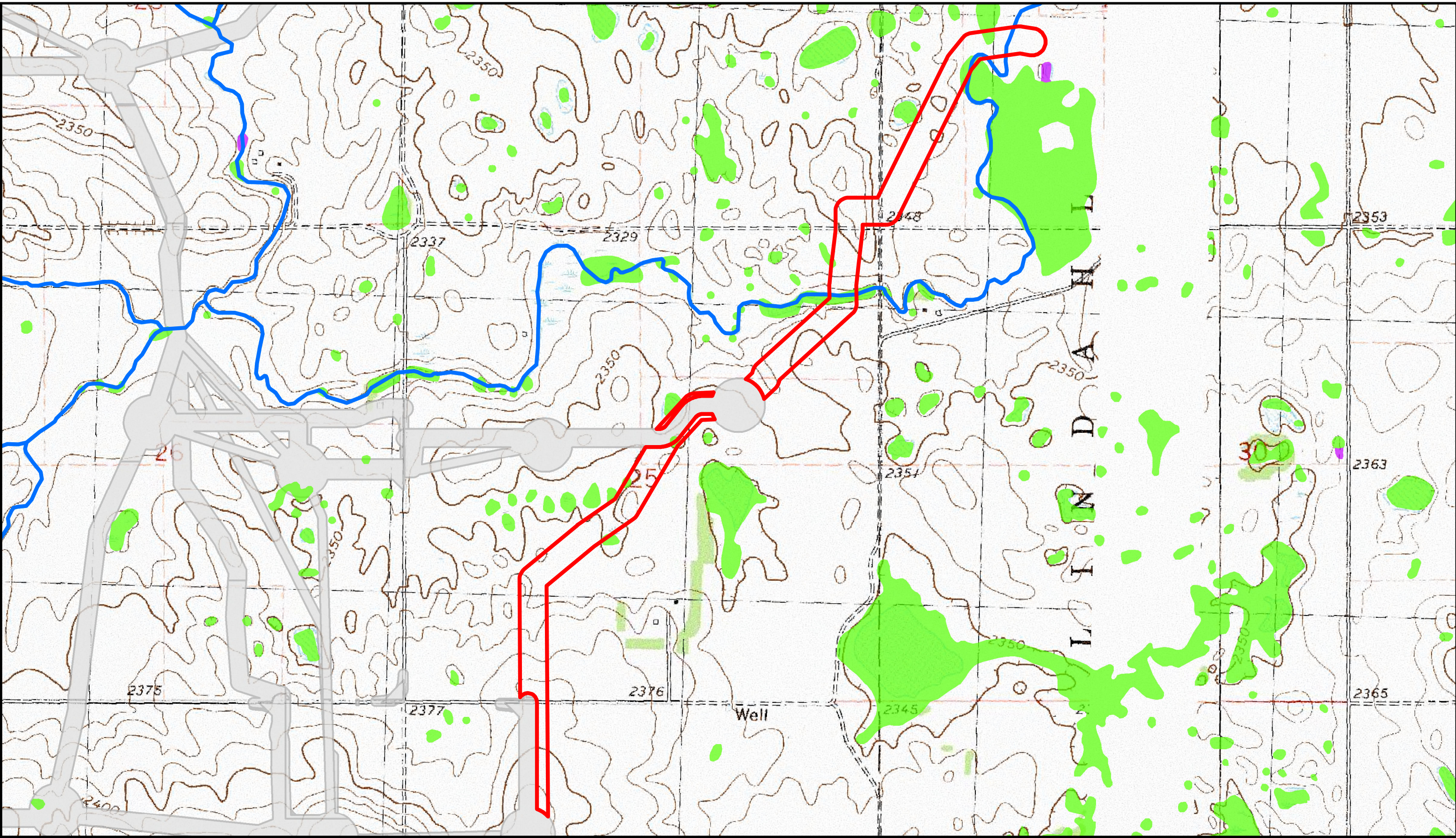

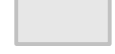





Figure A-2
General Location Map
Aurora Wind Project
Aurora Wind Project, LLC
Williams & Mountrail Counties, ND

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Burke County
Mountrail County

-  Resurvey Corridor (April 2020)
-  Previous Survey Corridors (2018 - March 2020)
-  NHD Stream

- NWI Wetland**
-  PEM
 -  PAB

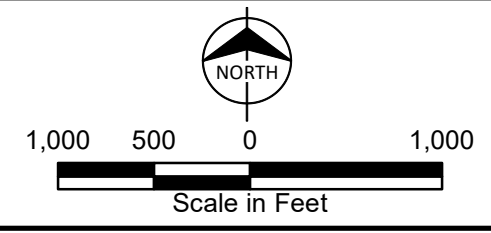
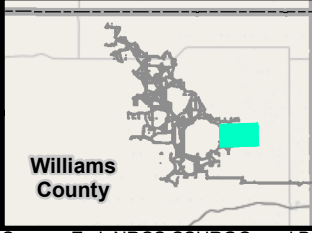
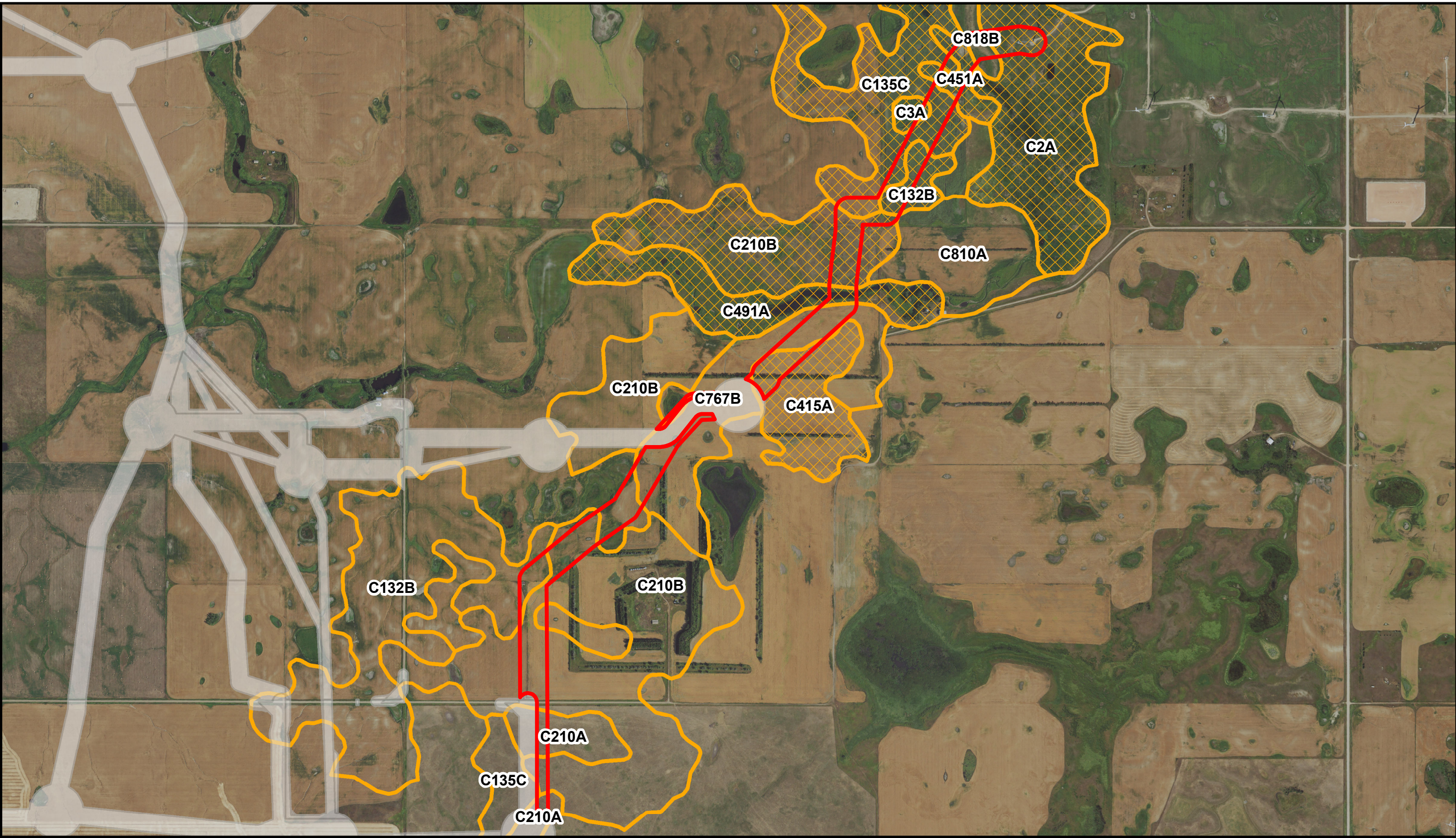


Figure A-3
NWI Wetland, NHD Stream, and
Topographic Map
April 2020 Resurvey
Aurora Wind Project
Aurora Wind Project, LLC
Williams & Mountrail Counties, ND

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Burke County	Resurvey Corridor (April 2020)
Mountrail County	Previous Survey Corridors (2018 - March 2020)
	Hydric Soil
	Non-Hydric Soil

Soil Unit Name	
C132B: Williams-Zahl loams, 3 to 6 percent slopes	C415A: Tanselm loam, 0 to 2 percent slopes
C135C: Zahl-Williams-Zahill complex, 6 to 9 percent slopes	C451A: Arnegard loam, 0 to 2 percent slopes
C210A: Williams-Bowbells loams, 0 to 3 percent slopes	C491A: Straw-Fluvaquents channeled, complex, 0 to 2 percent slopes, frequently flooded
C210B: Williams-Bowbells loams, 3 to 6 percent slopes	C767B: Parshall-Tally fine sandy loams, 0 to 6 percent slopes
C2A: Tonka silt loam, 0 to 1 percent slopes	C810A: Bowdle loam, 0 to 2 percent slopes
C3A: Parnell silty clay loam, 0 to 1 percent slopes	C818B: Lehr-Williams loams, 0 to 6 percent slopes

NORTH

0 500 1,000
Scale in Feet

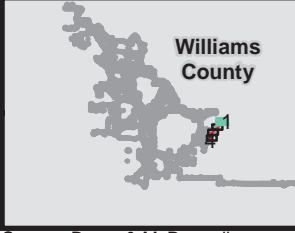
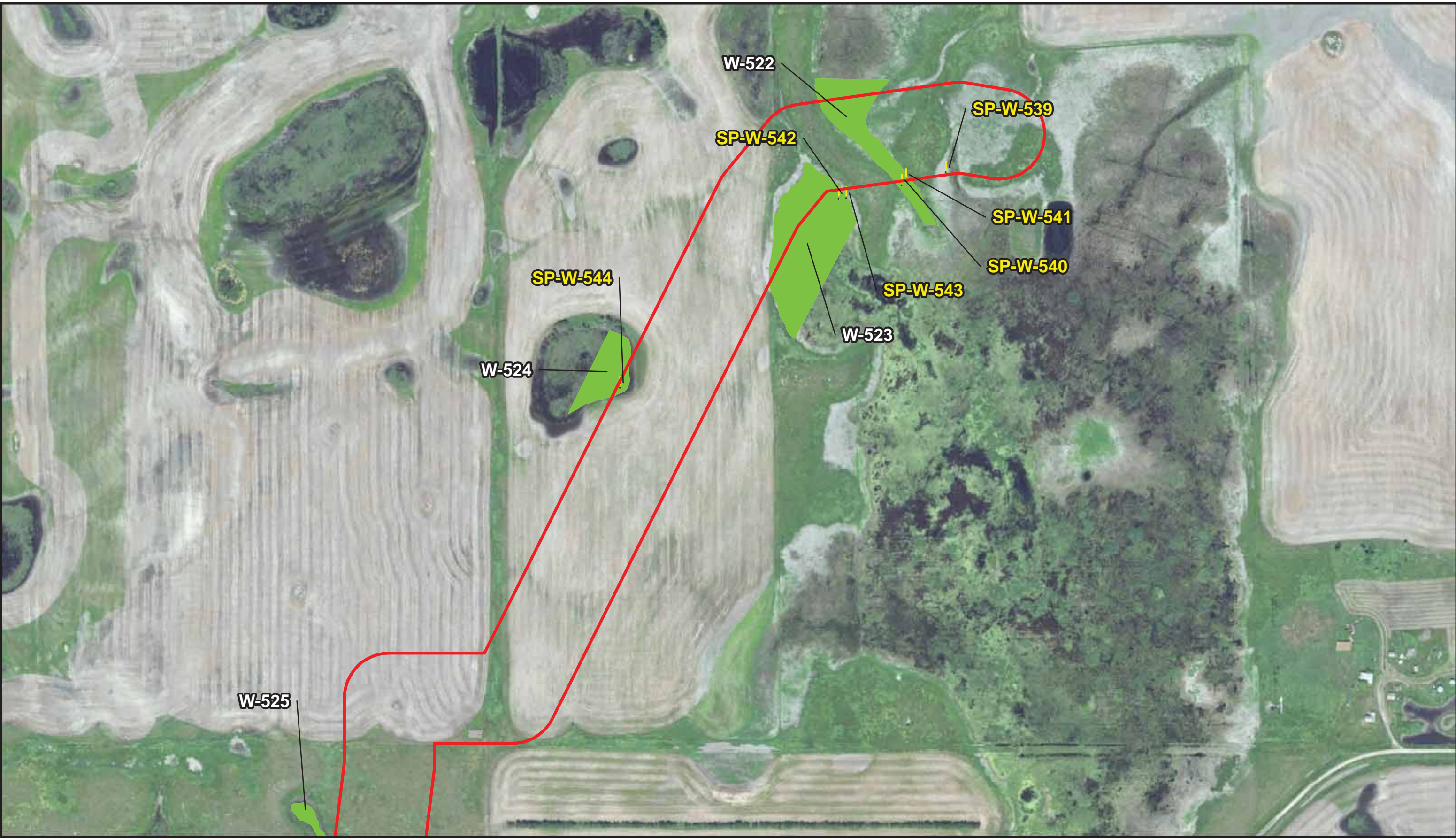


Figure A-4
 NRCS Soils and Aerial Map
 April 2020 Resurvey
 Aurora Wind Project
 Aurora Wind Project, LLC
 Williams & Mountrail Counties, ND

Source: Esri; NRCS SSURGO; and Burns & McDonnell

Issued: 5/13/2020

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Williams County
 Burke County
 Mountrail County

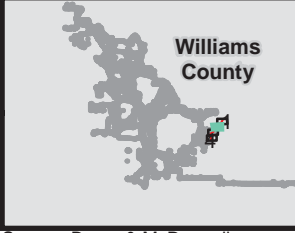
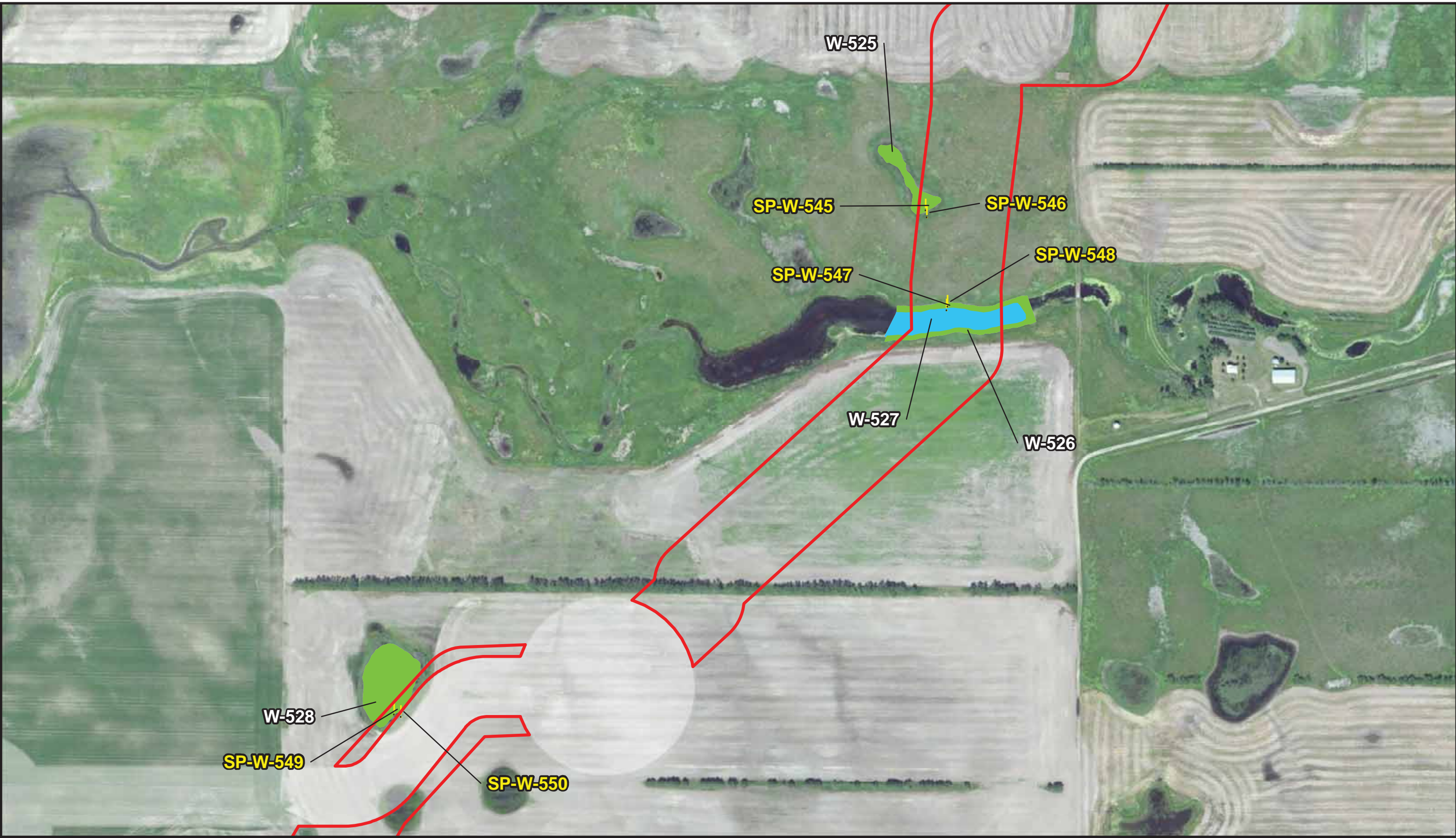
- Resurvey Corridor (April 2020)
- Previous Survey Corridors (2018 - March 2020)
- 2018 - March 2020 Delineated Stream
- 2018 - March 2020 Delineated Wetland
- April 2020 Wetland (W)
- PUB
- Sample Plot (SP)

April 2020 Wetland (W)
 PEM
 PUB



Figure A-5
 Location Map of Wetlands and Other Water Resources - April 2020 Resurvey
 Aurora Wind Project
 Aurora Wind Project, LLC
 Williams & Mountrail Counties, ND
 Page 1 of 4

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Williams County
Burke County
Mountrail County

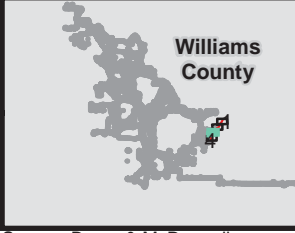
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- Previous Survey Corridors (2018 - March 2020)
- Sample Plot (SP)
- 2018 - March 2020 Delineated Stream
- 2018 - March 2020 Delineated Wetland

- April 2020 Wetland (W)**
- PEM
 - PUB



Figure A-5
 Location Map of Wetlands and Other Water Resources - April 2020 Resurvey
 Aurora Wind Project
 Aurora Wind Project, LLC
 Williams & Mountrail Counties, ND
 Page 2 of 4

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Williams County
Burke County
Mountrail County

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- 2018 - March 2020 Delineated Wetland

April 2020 Wetland (W)

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- PUB

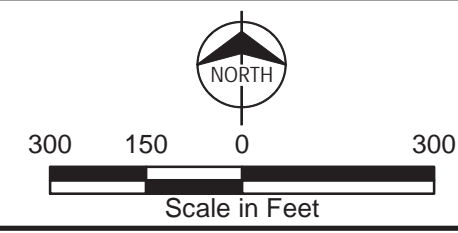
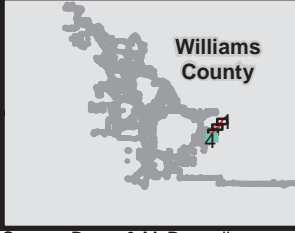


Figure A-5
 Location Map of Wetlands and
 Other Water Resources - April 2020 Resurvey
 Aurora Wind Project
 Aurora Wind Project, LLC
 Williams & Mountrail Counties, ND
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Williams County
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April 2020 Wetland (W)
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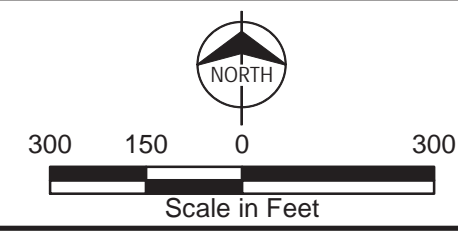


Figure A-5
Location Map of Wetlands and
Other Water Resources - April 2020 Resurvey
Aurora Wind Project
Aurora Wind Project, LLC
Williams & Mountrail Counties, ND
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