

SHADOW FLICKER ACKNOWLEDGMENT AND WAIVER

Ruso Wind, LLC intends to construct the Ruso Wind Project (the "Project") to be located in Ward and McHenry County, North Dakota. A portion of the Project may be located on or near your property, as described on the attached Exhibit A (the "Property").

The Project is a wind energy conversion facility, and consists of wind turbines and other associated components. A wind turbine's moving blades can cast a moving shadow on locations within a certain distance of a turbine. This temporary phenomenon is referred to as shadow flicker. . Shadow flicker impacts are not regulated in applicable state or federal law. However, developers in North Dakota recommend a goal of 30 hours per year or less for shadow flicker impacts at inhabited residences. Operation of the Project may result in shadow flicker impacts that are at or exceed 30 hours per year at an inhabited residence located on your Property.

By signing this waiver, you, as the owner of the inhabited residence on the Property, acknowledge and confirm that: (1) you understand that operation of the Project may result in shadow flicker levels that are at or exceed the industry norm and/or standard of 30 hours per year at your residence; (2) you have no objection to the construction and operation of the Project and (3) you hereby waive any and all allegations, claims, actions, suits, demands, damages, liabilities, obligations, losses, settlements, judgments, costs and expenses which arise out of, relate to or result from the potential excessive occurrence of shadow flicker.

Dated this 25 day of Feb, 2019

Wade Guttormson

  
Name: Wade Guttormson

Connie Guttormson

  
Name: Connie Guttormson

**EXHIBIT A**

**The Southeast Quarter (SE ¼) of Section 26, Township 143 North, Range 86 West of the Fifth P.M., Oliver County, North Dakota.**