

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.

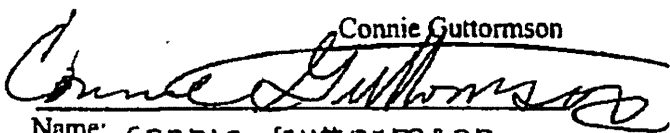
By signing this waiver, you, as the owner of the inhabited residence on the Property, acknowledge and confirm that: (1) you understand that operation of the Project may result in shadow flicker levels that are at or exceed the industry norm and/or standard of 30 hours per year at your residence; (2) 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**

**Parcel 1: PID # GE040020000000**

**NW ¼, Section 4, Township 151, Range 81, Ward County, North Dakota**

**Parcel 2: PID # BR33005U010000**

**S ½ SE ¼, Section 33, Township 152, Range 81, Ward County, North Dakota**

**Parcel 3: PID # BR33005U040000**

**W ½ Less Outlot 2, Section 33, Township 152, Range 81, Ward County, North Dakota**

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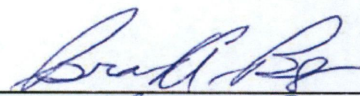
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Dated this 6th day of JUNE, 2019

Brian A. Berg

  
Name: Brian A. Berg

Dawn A. Berg

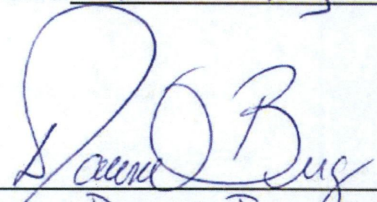
  
Name: Dawn Berg

EXHIBIT A

33901 139 ST. SE  
Benedict, ND 58716

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Dated this 6 day of June, 2019

Howard S. Rodgers

  
Name: \_\_\_\_\_

Janet S. Rodgers

  
Name: \_\_\_\_\_

**EXHIBIT A**

**33101 111TH ST SE, MAX ND 58759**

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Dated this 16 day of JUNE, 2019

Landowner

Signature Ronald J. Bayek

Printed Name RONALD J. BAYEK

Landowner

Signature \_\_\_\_\_

Printed Name \_\_\_\_\_

EXHIBIT A

11174

34301-117th ST. SE

MAZ, No. Dak.

58759