

November 12, 2021

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: OEE XXXI LLC's Ten Year Plan for 2021-2031
Case No. PU-21-_____**

Dear Mr. Kahl:

Enclosed for filing are two copies of the following documents:

1. OEE XXXI LLC's Ten Year Plan: 2021-2031;
2. Notice of Filing Ten Year Plan: 2021-2031; and
3. Certificate of Service.

Electronic versions of the above-referenced documents and this letter were filed with the Commission today via e-mail.

If you have any questions, please let me know.

Sincerely,



MOLLIE M. SMITH

MMS/rg
Enclosures

cc: Jereme Kent (w/ encl.)
Katie Treadway (w/ encl.)

74104907 v2

1 PU-21-429 Filed 11/12/2021 Pages: 10
Ten Year Plan 2021-2031
OEE XXXI LLC
Mollie Smith, Fredrikson&Byron, P.A.

TEN YEAR PLAN: 2021-2031

OEE XXXI LLC

November 2021

In accordance with N.D.C.C. § 49-22-04 and N.D.A.C. Ch. 69-06-02, OEE XXXI LLC submits the following Ten Year Plan for years 2021 through 2031.

- 1) *A description of the general location, size, and type of all facilities to be owned or operated by the utility during the ensuing ten years, as well as those facilities to be removed from service during the ten-year period.***

OEE XXXI LLC is a Delaware limited liability company, authorized to do business in the State of North Dakota. OEE XXXI LLC is constructing a five turbine, 11.75 megawatt (“MW”) wind energy conversion facility known as the Dickinson Renewable Diesel Facility Wind Turbine Project (the “Project”). The Project will be located on-site at the Dakota Prairie Refining, LLC Renewable Diesel Facility (the “Facility”) southwest of the City of Dickinson in Stark County, North Dakota. Dakota Prairie Refining, LLC is an affiliate of Marathon Petroleum Corporation. The Project will interconnect to the Facility behind-the-meter and directly supply and satisfy a portion of the Facility’s electric needs. The Project interconnection will be less than 115 kilovolts (“kV”) and less than one mile long and, therefore, will not be subject to the jurisdiction of the North Dakota Public Service Commission (“Commission”) as a “transmission facility.”

OEE XXXI LLC submitted Conditional Use Permit and Rezoning applications to Stark County on July 1, 2021 and intends on submitting a Certificate of Site Compatibility application for a Small Wind Energy Conversion Facility to the Commission in 2021. OEE XXXI LLC plans to begin constructing the Project in 2022 and plans for the Project to be commercially operational by the end of 2022.

Other than the proposed Project, OEE XXXI LLC does not have any transmission or generation facilities located in North Dakota. The Project will have an estimated life of greater than 10 years. As such, OEE XXXI LLC does not have any plans to decommission any transmission or generation facilities within the timeframe of this plan.

- 2) *An identification of the location of the tentative preferred site for all energy conversion facilities and the tentative location of all transmission facilities on which construction is intended to be commenced within the ensuing five years and such other information as may be required by the commission. The site and corridor identification shall be made in compliance with the criteria published by the commission pursuant to section 49-22-05.1.***

As noted above, OEE XXXI LLC is developing the above-referenced Project and proposes to have the Project in-service by the end of 2022. The proposed Project footprint is located southwest of the City of Dickinson in Stark County, North Dakota. The Project will be located solely on land owned by Dakota Prairie Refining, LLC and will connect to the Facility’s existing electrical system behind-the-meter.

One Energy Solutions LLC, an affiliate of OEE XXXI LLC, has performed studies and has retained qualified environmental consulting firms to evaluate the proposed Project site to ensure compliance with the Commission’s siting criteria, including the exclusion and avoidance area criteria referenced in N.D.C.C. § 49-22-05.1 and identified in N.D.A.C. Section 69-06-08-01. A map depicting the study area for the Project is attached as Exhibit A.

- 3) *A description of the efforts by the utility to coordinate the plan with other utilities to provide a coordinated regional plan for meeting the utility needs of the region.*

The Project will be directly interconnected with and directly supply electricity to the Facility. The Facility will use nearly all of the electricity generated by the five wind turbines and the remainder of the electricity will be supplied to the electric grid as a qualifying facility under the Public Utility Regulatory Policies Act ("PURPA") through an interconnection to the system owned by the local distribution utility, Montana-Dakota Utilities Company.

- 4) *A description of the efforts to involve environmental protection and land-use planning agencies in the planning process, as well as other efforts to identify and minimize environmental problems at the earliest possible stage in the planning process.*

OEE XXXI LLC has engaged the services of qualified environmental consulting firms to study and identify avoidance and exclusion areas within the proposed Project site, in accordance with N.D.C.C. Ch. 49-22 and N.D.A.C. Section 69-06-08-01. OEE XXXI LLC submitted Conditional Use Permit and Rezoning applications for the Project to Stark County, North Dakota in July 2021.

Additionally, OEE XXXI LLC has consulted with applicable local, state, and federal agencies and entities in connection with siting and development of the Project, including the United States Fish and Wildlife Service, the Federal Aviation Administration, the North Dakota Game and Fish Department, the State Historical Society of North Dakota, and Stark County. OEE XXXI LLC will continue to coordinate with agencies and entities, as appropriate, throughout the development, construction, and operation of the Project.

- 5) *A statement of the projected demand for the service rendered by the utility for the ensuing ten years and the underlying assumptions for the projection, with that information being as geographically specific as possible, and a description of the manner and extent to which the utility will meet the projected demands.*

As discussed above, the Project will be directly interconnected with and directly supply electricity to the Dakota Prairie Refining, LLC Renewable Diesel Facility located in Stark County, North Dakota. The Facility will use nearly all of the electricity generated by the five wind turbines. The Facility produces low carbon, renewable diesel fuel that has unique market value because of its low lifecycle carbon intensity. The Project is imperative to meet the long-term efficiency and low carbon operational needs of the Facility.

Once approved and constructed, the Project will make the Facility the first refinery in history to be directly powered by on-site wind energy. The world is changing, and projects like this are how the State of North Dakota can enable facilities like the Dickinson Renewable Diesel Facility to lead that change for decades to come.

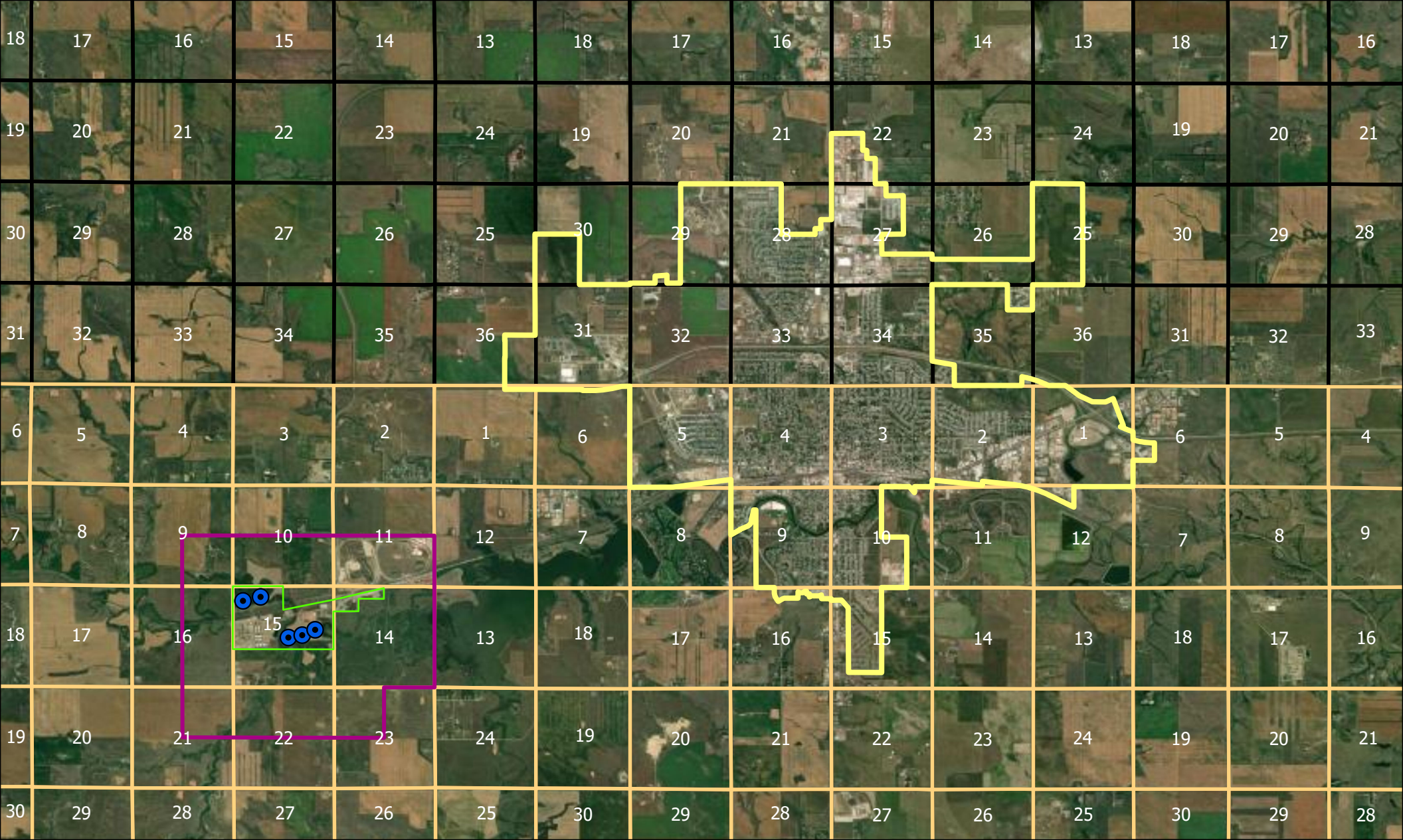
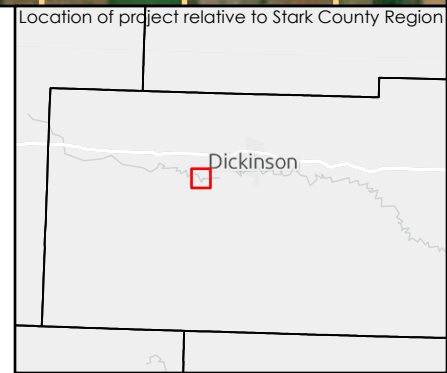
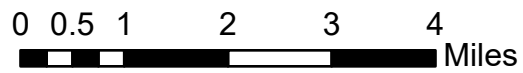


Exhibit A: Project Study Area

- Proposed Turbine
- Project Area
- Study Area
- City of Dickinson
- Township 139N Sections
- PLSS Sections



STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

**IN THE MATTER OF THE FILING OF A
TEN YEAR PLAN BY OEE XXXI LLC**

Case No. PU-21-____

**NOTICE OF FILING TEN YEAR PLAN
2021-2031**

PLEASE TAKE NOTICE that OEE XXXI LLC, in accordance with N.D.C.C. § 49-22-04 and N.D.A.C. Ch. 69-06-02, filed a Ten Year Plan for the years 2021 through 2031 with the North Dakota Public Service Commission on November 12, 2021, and the Stark County Auditor on November 12, 2021.

Dated this 12th day of November, 2021.

FREDRIKSON & BYRON, P.A.



By _____

MOLLIE M. SMITH, ND Bar #06714
Attorney for OEE XXXI LLC
200 South Sixth Street, Suite 4000
Minneapolis, MN 55402-1425
(612) 492-7270

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true and correct copy of the following document:

NOTICE OF FILING TEN-YEAR PLAN: 2021-2031

was served on the 12th day of November, 2021 by placing the same in the United States mail, postage prepaid, properly addressed to the following:

North Dakota Aeronautics Commission
P.O. Box 5020
Bismarck, ND 58502-5020

North Dakota Office of Attorney General
600 E. Boulevard Ave.
Dept. 125
Bismarck, ND 58505

North Dakota Department of Agriculture
600 E. Boulevard Ave.
Dept. 602
Bismarck, ND 58505-0020

North Dakota Department of Health
600 E. Boulevard Ave.
Bismarck, ND 58505-0200

North Dakota Department of Human Services
600 E. Boulevard Ave.
Dept. 325
Bismarck, ND 58505-0250

North Dakota Department of Labor and Human Rights
600 E. Boulevard Ave.
Dept. 406
Bismarck, ND 58505-0340

North Dakota Department of Career and Technical Education
State Capitol, 15th Floor
600 E. Boulevard Ave., Dept. 270
Bismarck, ND 58505-0610

North Dakota Department of Commerce
1600 E. Century Ave., Suite 2
P.O. Box 2057
Bismarck, ND 58503

Energy Infrastructure and Impact Office
North Dakota Department of Trust Lands
1707 North 9th Street
P.O. Box 5523
Bismarck, ND 58506-5523

North Dakota Game and Fish Department
100 N. Bismarck Expressway
Bismarck, ND 58501-5095

North Dakota Industrial Commission
State Capitol, 14th Floor
600 East Boulevard Ave., Dept. 405
Bismarck, ND 58505-0840

Office of Governor Doug Burgum
State of North Dakota
600 E. Boulevard Ave.
Bismarck, ND 58505-0001

North Dakota Department of Transportation
608 E. Boulevard Ave.
Bismarck, ND 58505-0700

State Historical Society of North Dakota
612 E. Boulevard Ave.
Bismarck, ND 58505-0830

North Dakota Indian Affairs Commission
State Capitol Building
600 E. Boulevard Ave.
1st Floor - Judicial Wing, Rm. #117
Bismarck, ND 58505-0300

Job Service North Dakota
P.O. Box 5507
Bismarck, ND 58506-5507

North Dakota Department of Trust Lands
1707 North 9th Street
P.O. Box 5523
Bismarck, ND 58506-5523

North Dakota Parks and Recreation Department
Century Center
1600 E. Century Ave., Suite 3
PO Box 5594
Bismarck, ND 58506-5594

North Dakota State Soil Conservation Committee
c/o NDSU Extension Service
2718 Gateway Ave., Suite 304
Bismarck, ND 58503

North Dakota State Water Commission
900 E. Boulevard Ave., Dept. 770
Bismarck, ND 58505-0850

United States Department of Defense
1400 Defense Pentagon
Washington, DC 20301-1400

United States Fish and Wildlife Service
North Dakota Field Office
3425 Miriam Avenue
Bismarck, ND 58501-7926

United States Army Corps of Engineers
North Dakota Regulatory Office
3319 University Drive
Bismarck, ND 58504

Federal Aviation Administration
United States Department of Transportation
800 Independence Ave. SW
Washington, DC 20591

North Dakota Transmission Authority
c/o North Dakota Industrial Commission
State Capitol 14th Floor
600 E. Boulevard Ave. Dept. 405
Bismarck, ND 58505-0840

North Dakota Pipeline Authority
c/o North Dakota Industrial Commission
State Capitol 14th Floor
600 E. Boulevard Ave. Dept. 405
Bismarck, ND 58505-0840

Stark County Commission
c/o Karen Richard, County Auditor
PO Box 130
Dickinson, ND 58602-0130



MOLLIE M. SMITH

74107912 v3

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

**IN THE MATTER OF THE FILING OF A
TEN YEAR PLAN BY OEE XXXI LLC**

Case No. PU-21-____

CERTIFICATE OF SERVICE

Mollie M. Smith, being first duly sworn, does depose and state that on November 12, 2021, she served the following document:

Ten Year Plan: 2021-2031

by placing a true and correct copy of said document in an envelope addressed as follows:

Karen Richard
Stark County Auditor
PO Box 130
Dickinson, ND 58602-0130

and depositing the same, with postage prepaid, in the United States mail at Minneapolis, Minnesota.



Mollie M. Smith