

June 8, 2022



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: Badger Wind, LLC's Application for a Certificate of Site Compatibility for the Badger Wind Project in McIntosh and Logan Counties, North Dakota
Case No. PU-22-086**

Dear Mr. Kahl:

Enclosed for filing for Badger Wind, LLC ("Badger Wind") in connection with the above-referenced matter are an original and six (6) binders containing proposed hearing exhibits:

- BW Exhibit 1: Application for Certificate of Site Compatibility [*Provided Separately*]
- BW Exhibit 2: Updated Figures 1-11 in support of the Project's Application for Certificate of Site Compatibility
- BW Exhibit 3: Comparison Figure
- BW Exhibit 4: Updated Application Table 7-1 Potential Permits and Approvals
- BW Exhibit 5: Summary of Project Adjustments
- BW Exhibit 6: Additional Noise Waiver Obtained
- BW Exhibit 7: Updated Shadow Flicker Analysis Report
- BW Exhibit 8: Updated Sound Analysis Report
- BW Exhibit 9: Grassland Habitat Assessment
- BW Exhibit 10: Plains Sharp-Tailed Grouse Conservation Strategy
- BW Exhibit 11: Summary of Avoidance, Minimization, and Mitigation Measures
- BW Exhibit 12: Project Receptor Chart
- BW Exhibit 13: Class III Cultural Resources Inventory [**CONFIDENTIAL**]
- BW Exhibit 14: Class I Literature Review and Class II Architectural Reconnaissance Inventory Abstract, and SHSND/SHPO Letter
- BW Exhibit 15-A: Aquatic Resources Delineation Report (Atwell 2022)
- BW Exhibit 15-B: Aquatic Resources Inventory Report (WEST 2021)

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21 PU-22-86 Filed 06/08/2022 Pages: 3
Letter enclosing proposed hearing Exhibits
Badger Wind, LLC
Mollie Smith, Fredrikson&Byron, P.A.

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BW Exhibit 16: Emergency Response Plan
BW Exhibit 17: TV Reception Baseline Study
BW Exhibit 18: Logan County Conditional Use Permit/Wind Energy Facility Siting Permit
BW Exhibit 19: Letter of Support
BW Exhibit 20: Additional North Dakota Department of Trust Lands Correspondence
BW Exhibit 21: Additional North Dakota Game and Fish Department Correspondence
BW Exhibit 22: Additional North Dakota Department of Transportation Correspondence
BW Exhibit 23: Red Lake Township Correspondence
BW Exhibit 24: Additional State Historical Society of North Dakota Correspondence
BW Exhibit 25: Additional North Dakota Department of Environmental Quality Correspondence
BW Exhibit 26: Preliminary Building Inventory Figure
BW Exhibit 27: Signed Certification Relating to Order Provisions – Wind Energy Conversion Facility Siting, with accompanying Tree and Shrub Mitigation Specifications
BW Exhibit 28: Updated Bird and Bat Conservation Strategy
BW Exhibit 29: Pre-filed Testimony of Sarah Aftergood
BW Exhibit 29-A: Aftergood Resume
BW Exhibit 30: Pre-filed Testimony of Nicholas Gebauer
BW Exhibit 30-A: Gebauer Resume

As discussed with Commission Staff, Badger Wind has provided hard copies of the abstract of the Class I Literature Review and Class II Architectural Reconnaissance Inventory in proposed BW Exhibit 14. An electronic copy of the full Class I Literature Review and Class II Architectural Reconnaissance Inventory is being provided in the e-mail filing.

Also enclosed are two (2) copies of the redacted public version of proposed BW Exhibit 13 (Class III Cultural Resources Inventory), and two (2) copies of the Application for Protection of Information. As noted above, all exhibit binders contain the non-public version of the Class III Cultural Resources Inventory Report.

Electronic copies of this letter, the above-referenced proposed hearing exhibits, and the above-referenced documents were filed with the Commission today via e-mail, with hard copies sent to the Commission via Federal Express. Additionally, two USB drives are enclosed containing: (1) the nonpublic Class III cultural resource GIS data; and (2) the public Class II architectural resource GIS data.

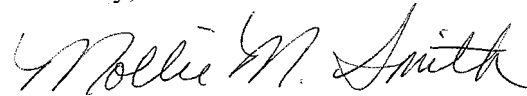
Please note that Badger Wind plans to offer the above-referenced proposed hearing exhibits as exhibits at the public hearing on June 28, 2022. Thus, the index and the tabs in the binders will correspond to the numbered exhibits Badger Wind presents at the public hearing. Since binders are being provided in advance, Badger Wind does not plan to bring binders for the Commission,

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Commission counsel, and Commission staff to the hearing.

If you have any questions, please let me know.

Sincerely,

A handwritten signature in cursive script that reads "Mollie M. Smith". The signature is written in black ink and is positioned to the right of the word "Sincerely,".

MOLLIE M. SMITH

MMS/ms/7626914
Enclosures

cc: Victor Schock (w/ encls.)
Mitchell Armstrong (w/ encls.)
Sarah Aftergood (w/ encls.)