

August 26, 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 in connection with the above-referenced matter are an original and six (6) copies of the following documents, submitted by Badger Wind, LLC:

1. Proposed Findings of Fact, Conclusions of Law and Order;
2. Late-Filed Exhibit No. 33: Supplemental and Updated Cultural Resources Reports and State Historical Society of North Dakota Correspondence;
  - a. Late-Filed Exhibit No. 33-A: Updated Class III Cultural Resources Inventory, dated June 27, 2022 [**CONFIDENTIAL**];
  - b. Late-Filed Exhibit No. 33-B: State Historical Society of North Dakota Concurrence Letter, dated July 26, 2022 (for Updated Class III Cultural Resources Inventory, dated June 27, 2022);
  - c. Late-Filed Exhibit No. 33-C: Supplemental 2022 Intensive Cultural Resources Inventory, dated June 27, 2022 [**CONFIDENTIAL**];
  - d. Late-Filed Exhibit No. 33-D: State Historical Society of North Dakota Concurrence Letter, dated July 26, 2022 (for Supplemental 2022 Intensive Cultural Resources Inventory, dated June 27, 2022);
  - e. Late-Filed Exhibit No. 33-E: Intensive Cultural Resource Inventory of Collection Line Reroute, dated August 2, 2022 [**CONFIDENTIAL**];
3. Late-Filed Exhibit No. 34: McIntosh County Weed Board Information;

Attorneys & Advisors  
main 612.492.7000  
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Minneapolis, Minnesota  
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120 PU-22-86 Filed 08/26/2022 Pages: 4  
Letter enclosing proposed Order and late-filed Exhibits  
Badger Wind, LLC  
Mollie Smith, Fredrikson&Byron, P.A.

Mr. Steven Kahl  
August 26, 2022  
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- a. Late-Filed Exhibit No. 34-A: McIntosh County Weed Board Correspondence;
4. Late-Filed Exhibit No. 35: Response to North American Coal Comments;
5. Late-Filed Exhibit No. 36: Shadow Flicker; and
  - a. Late-Filed Exhibit No. 36-A: Detailed Shadow Flicker Calculations.


Also enclosed are two (2) copies of the following:

1. Redacted public version of Late-Filed Exhibit No. 33-A (Updated Class III Cultural Resources Inventory);
2. Redacted public version of Late-Filed Exhibit No. 33-C (Supplemental 2022 Intensive Cultural Resources Inventory);
3. Redacted public version of Late-Filed Exhibit No. 33-E (Intensive Cultural Resource Inventory of Collection Line Reroute);
4. Application for Protection of Information; and
5. Certificate of Service.

Electronic copies of the above-referenced documents and this letter were filed with the Commission today via e-mail, with hard copies sent to the Commission via Federal Express. Additionally, a USB drive is enclosed containing the nonpublic Class III cultural resource GIS data.

If you have any questions, please let me know.

Sincerely,



MOLLIE M. SMITH

MMS/ms/76601670  
Enclosures

cc: Judge Hope L. Hogan (via e-mail)  
Victor Schock (via e-mail)  
Mitchell Armstrong (via e-mail)  
Kevin Pranis (via e-mail)  
Sarah Aftergood (via e-mail)

**STATE OF NORTH DAKOTA**

**PUBLIC SERVICE COMMISSION**

**IN THE MATTER OF 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**

**CERTIFICATE OF SERVICE**

Malinda Maier, being first duly sworn, does depose and state that on August 26, 2022, this Certificate of Service and true and correct copies of the following documents:

1. Filing Letter;
2. Proposed Findings of Fact, Conclusions of Law and Order;
3. Late-Filed Exhibit No. 33: Supplemental and Updated Cultural Resources Reports and State Historical Society of North Dakota Correspondence;
  - a. Late-Filed Exhibit No. 33-A: Updated Class III Cultural Resources Inventory, dated June 27, 2022 [**CONFIDENTIAL and PUBLIC**];
  - b. Late-Filed Exhibit No. 33-B: State Historical Society of North Dakota Concurrence Letter, dated July 26, 2022 (for Updated Class III Cultural Resources Inventory, dated June 27, 2022);
  - c. Late-Filed Exhibit No. 33-C: Supplemental 2022 Intensive Cultural Resources Inventory, dated June 27, 2022 [**CONFIDENTIAL and PUBLIC**];
  - d. Late-Filed Exhibit No. 33-D: State Historical Society of North Dakota Concurrence Letter, dated July 26, 2022 (for Supplemental 2022 Intensive Cultural Resources Inventory, dated June 27, 2022);
  - e. Late-Filed Exhibit No. 33-E: Intensive Cultural Resource Inventory of Collection Line Reroute, dated August 2, 2022 [**CONFIDENTIAL and PUBLIC**];
4. Late-Filed Exhibit No. 34: McIntosh County Weed Board Information;
  - a. Late-Filed Exhibit No. 34-A: McIntosh County Weed Board Correspondence;
5. Late-Filed Exhibit No. 35: Response to North American Coal Comments;
6. Late-Filed Exhibit No. 36: Shadow Flicker;
  - a. Late-Filed Exhibit No. 36-A: Detailed Shadow Flicker Calculations; and
7. Application for Protection of Information.

were sent by electronic mail to:

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

Victor Schock  
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Mr. Kevin Pranis  
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St. Paul, MN 55117  
kpranis@liunagroc.com  
(Public Only)

and sent via Federal Express to:

Steven Kahl  
Executive Secretary  
North Dakota Public Service  
Commission  
600 E. Boulevard, Dept. 408  
Bismarck, ND 58505-0480  
(7 copies of 1-6(a); 2 copies of 3(a),  
(c), (e) PUBLIC and 7)

*Signed: /s/ Malinda M. Maier*

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Fredrikson & Byron, P.A.  
200 South Sixth Street  
Suite 4000  
Minneapolis, MN 55402