

July 27, 2026

Via Electronic Mail & U.S. Mail

Mr. Brian Johnson
North Dakota Public Service Commission
600 E. Boulevard, Dept. 408
Bismarck, ND 58505-0480
ndpsc@nd.gov

**In re: Oliver Wind IV, LLC
Oliver Wind IV Wind Energy Center Project
Oliver Wind IV 345 kV Transmission Lone Project
Oliver and Mercer Counties, ND
Case Nos. PU-23-317 and PU-23-318
Response to As-Built Inspection Report**

Dear Mr. Johnson:

Oliver Wind IV, LLC (“Oliver Wind IV”) has reviewed the As-Built Inspection Reports for the Oliver Wind IV Wind Energy Center (“Wind Energy Center”) and Oliver Wind IV 345 kV Transmission Line (“Transmission Line”) in Oliver and Mercer Counties, North Dakota, prepared by Meadowlark Environmental, LLC (“Meadowlark”). Oliver Wind IV submits the following responses to the issues identified in the As-Built Inspection Reports and appreciates this opportunity to provide the Commission with additional information. Several of the items identified in the As-Built Inspection Report require additional investigation, which Oliver Wind IV is actively undertaking. Oliver Wind IV anticipates providing a further update in September 2026, as discussed in further detail below.

Wind Energy Center Certification Point # 14

The As-Built Inspection Report for the Wind Energy Center notes that, during inspection in October 2024, areas near Turbines 56 and 57 were noted to have subsoil mixed with topsoil during reclamation of those areas and that vegetation did not establish during the 2025 growing season. The As-Built Inspection Report also notes that a soil pile near Turbine 1 was located in an open crop field with no stormwater protection along the perimeter.

Response: Oliver Wind IV is investigating the areas identified in the As-Built Inspection Report to determine whether topsoil and subsoil were mixed. Specifically, Oliver Wind IV has contracted to have soil in this location sampled and tested. Based upon the findings of this investigation,

Oliver Wind IV will propose mitigation measures to address any mixing. Oliver Wind IV has been in communication with the landowners at Turbines 56 and 57 to address their property. Oliver Wind IV will provide an update to Commission Staff on this testing and landowner coordination in September 2026.

With respect to the soil pile near Turbine 1 noted in the As-Built Inspection Report, Oliver Wind IV notes that this is a pile of fill, and not topsoil. Oliver Wind IV located the pile there at the landowner's request for his future use.

Wind Energy Center Certification Point # 20

The As-Built Inspection Report for the Wind Energy Center notes that, during the as-built construction inspection, there were multiple areas where collection lines located in cropland that have settled and states that areas with settling along the collection line will require additional reclamation.

Response: Oliver Wind IV has engaged with its Engineering, Procurement, and Construction ("EPC") contractor to confirm and address any collection line settling issues. In addition, Oliver Wind IV has been in communication with the landowners at Turbines 56 and 57 to address reclamation of any collection line settling on their property and to confirm the timing of the work.

Wind Energy Center Certification Point # 21

The As-Built Inspection Report for the Wind Energy Center notes several pre-existing township and county roads that were utilized during construction that may require continued maintenance. Specifically, the As-Built Inspection Report states that these roads are in relatively good condition; however, continued maintenance is needed to resolve stormwater drainage issues where roadways are washing out along sloped areas and that 48th Ave. SW and 18th St. SW will need repair and additional stormwater best management practices ("BMP").

Response: Pursuant to Oliver Wind IV's Road Use Agreement ("RUA") with Oliver County, following construction, Oliver Wind IV and Oliver County representatives performed a post-construction inventory of the County's roads. Oliver Wind IV's obligations under the RUA were closed out in August 2025 and, following that date, Oliver County reassumed maintenance responsibility for the County's roads, including 48th Ave. SW and 18th St. SW. In addition, Oliver Wind IV's EPC contractor completed repairs to the private access road identified in Photo # 11 of the As-Built Inspection Report.

Wind Energy Center Certification Point # 23

The As-Built Inspection Report for the Wind Energy Center notes that Oliver Wind IV will need to reseed areas where vegetation has not established, fix collection line settling, and maintain pre-existing roads used for construction prior to final reclamation.

Response: With respect to vegetation reseeded, Oliver Wind IV has performed and continues to perform inspections of various turbine locations to monitor vegetation regrowth and to reseed if necessary. Oliver Wind IV will provide a further update to Commission Staff on the results of these efforts in September 2026.

With respect to collection lines, please see Oliver Wind IV's response to Point # 20, above.

With respect to road maintenance, please see Oliver Wind IV's response to Point # 21, above.

Wind Energy Center Issues to Resolve and Recommendations

In addition to the items noted above, the As-Built Inspection Report for the Wind Energy Center also recommends that, as vegetation is established along reseeded areas, these areas will need to be monitored for noxious weeds and treated to remove and control noxious weeds as necessary.

Response: Oliver Wind IV has established a voluntary noxious weed plan with the Oliver County Weed Board. Pursuant to this plan, Oliver Wind IV performed spraying of Wind Energy Center turbine in June 2026. Oliver Wind IV will continue to monitor noxious weeds consistent with the plan and in coordination with landowners.

Transmission Line Issues to Resolve and Recommendations

The As-Built Inspection Reports notes certain potential issues and recommendations:

Potential Issues	Recommendations
Reclamation and reseeded	Reclamation and reseeded of vegetation is ongoing and may require additional grading of topsoil and seeding as necessary until final reclamation is established.
Stormwater BMPs	In areas of ROW reclaimed along hillslopes, straw waddles, silt fences, and erosion blankets should be monitored after heavy precipitation and adjusted as necessary where stormwater erosion occurs.
Noxious Weeds	Reseeded areas of ROW should be monitored for the presence of noxious weeds and mitigated until establishment of desired vegetation is achieved.

Response: Oliver Wind IV notes these recommendations. Similar to the Wind Energy Center, Oliver Wind IV has performed and continues to perform ongoing inspections of various transmission pole locations and continues to monitor vegetation regrowth and stormwater BMPs and to reseed or maintain erosion control as necessary. Oliver Wind IV also is working with Basin Electric Cooperative ("Basin") on reseeded areas along the Transmission Line on Basin-owned property. Oliver Wind IV will provide a further update on these efforts in September 2026.

With respect to noxious weeds, Oliver Wind IV has established voluntary noxious weed plans with the Oliver County and Mercer County Weed Boards. Pursuant to these plans, Oliver Wind IV performed spraying of the Transmission Line rights-of-way in June 2026. Oliver Wind IV will continue to monitor noxious weeds consistent with these plans and in coordination with landowners.

Please feel free to contact me if you have any questions. Thank you.

Sincerely,

/s/ Casey A. Furey

Casey A. Furey

CAF/lh

cc: Robert Frank (via email)
Tracy Davis (via email)
Erik Edison (via email)