

Return Recorded Document to:
Casey Jacobson
✓ Basin Electric Power Cooperative
1717 East Interstate Avenue
Bismarck, ND 58503-0564
cjacobson@bepc.com
Phone (701) 557-5413

ACKNOWLEDGMENT AND WAIVER

This agreement made this 12 day of October, 2023.

WHEREAS, Basin Electric Power Cooperative is developing an overhead 345kV transmission line project ("**Project**") to be located in Williams County, North Dakota;

That a Transmission Line Easement, dated August 14, 2023, has been granted by Floyd Miller unto Basin Electric, covering a tract of land in the North Half of the Southeast Quarter, of Section 33, Township 155 North, Range 103 W, Williams County, North Dakota and more particularly described as follows:

WHEREAS, the North Dakota Energy Conversion and Transmission Facility Siting Act provides that areas within five hundred (500) feet of an inhabited rural residence must be designated avoidance areas and further provides that this requirement may be waived by the owner of the inhabited rural residence in writing;

WHEREAS, Rick Stillwell wishes to grant a Waiver to Basin Electric Power Cooperative to allow them to place the transmission line within 500 feet, but no closer than 400 feet of the occupied rural residence.

The following is acknowledged:

1. Rick Stillwell is the owner(s) of real property located in MS23-0004 IN W2NE Section 4, Township 154N, Range 103 West, Williams County, North Dakota.
2. Rick Stillwell acknowledges that N.D.C.C. § 49-22-05.1 provides that, "Except for transmission lines in existence before July 1, 1983, areas within five hundred feet of an inhabited rural residence must be designated avoidance areas."
3. Rick Stillwell further acknowledges that this avoidance area requirement may be waived by the owner of the inhabited rural residence in writing.
4. Rick Stillwell agrees to Basin Electric Power Cooperative locating an overhead 345kV transmission line within five hundred feet of an inhabited rural residence in the area of land described above.

36 **PU-23-338** Filed: 2/8/2024 Pages: 3
Exhibit 8 - Signed Waiver of Residence within Setback

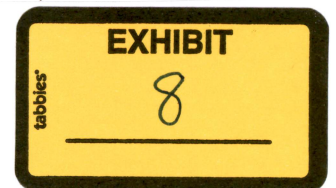
Page 1 of 2

Basin Electric Power Cooperative



910630
WILLIAMS COUNTY, ND

Page: 1 of 3
10/12/2023 3:08 PM WAV
\$20.00





910630
WILLIAMS COUNTY, ND

Page: 3 of 3
10/12/2023 3:08 PM WAV
\$20.00

COUNTY RECORDER, WILLIAMS COUNTY, ND 10/12/2023 3:08 PM
I certify that this instrument was filed and recorded
Patti Ogurchak, County Recorder

by Jeri Bendixson Deputy **910630**