

June 21, 2024

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 an Amended Certificate of Site Compatibility for the Badger Wind Project in McIntosh and Logan Counties, North Dakota
Case No. PU-24-087**

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 an Amended Certificate of Site Compatibility
[*Provided Separately*]
- BW Exhibit 2: Summary of Project Adjustments with Project Update Figure
- BW Exhibit 3: Updated Figures 1-13 in support of Badger Wind, LLC's Application for an Amended Certificate of Site Compatibility
- BW Exhibit 4: Logan County Wind Energy Facility Siting Permit/Conditional Use Permit
- BW Exhibit 5: Updated Sound Analysis Report
- BW Exhibit 6: Updated Shadow Flicker Analysis Report
- BW Exhibit 7: Updated Receptor Table
- BW Exhibit 8: Addendum Class III Archaeology Survey Report (dated May 24, 2024)
[Public Version]
- BW Exhibit 9: Additional Agency Correspondence
- BW Exhibit 10: Summary of Avoidance, Minimization, and Mitigation Measures
- BW Exhibit 11: Executed Memorandum of Understanding with the North Dakota Department of Agriculture
- BW Exhibit 12: Updated Sound Analysis Tech Memo (Sound Barriers)
- BW Exhibit 13: Wetland and Waterbody Delineation Technical Memorandum (Spring 2024)
- BW Exhibit 14: 2024 Nest Surveys Technical Memorandum
- BW Exhibit 15: Signed Certification Relating to Order Provisions – Wind Energy Conversion Facility Siting, with accompanying Tree and Shrub Mitigation Specifications
- BW Exhibit 16: Prefiled Testimony of Mark Crawl
- BW Exhibit 16-A: Crawl Resume
- BW Exhibit 17: Prefiled Testimony of Andrew Krieger
- BW Exhibit 17-A: Krieger Resume

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Badger Wind has provided hard copies of the main text of the Wetland and Waterbody Delineation Technical Memorandum (Spring 2024) in proposed BW Exhibit 13. An electronic copy of the full Wetland and Waterbody Delineation Technical Memorandum (Spring 2024), with appendices, is being provided in the e-mail filing.

Also enclosed are two (2) copies of the **CONFIDENTIAL** version of proposed BW Exhibit 8 (Addendum Class III Archaeological Survey Report (dated May 24, 2024)), and two (2) copies of the Application for Protection of Information. As noted above, all exhibit binders contain the public version of the Addendum Class III Archaeological Survey Report (dated May 24, 2024).

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 archaeological resource GIS data; and (2) the public wetland survey GIS data.

Please note that Badger Wind plans to offer the above-referenced proposed hearing exhibits as exhibits at the public hearing on July 11, 2024. 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, Commission counsel, and Commission staff to the hearing.

If you have any questions, please let me know.

Sincerely,



MOLLIE M. SMITH

MMS/KAD/82811188

Enclosures

cc: Judge Hope L. Hogan (w/ encls.)
Rob Frank (w/ encls.)
Mitchell Armstrong (w/ encls.)
Mark Crowl (w/ encls.)
Andrew Krieger (w/ encls.)