



Public Service Commission

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Sheri Haugen-Hoffart

Randy Christmann

Julie Fedorchak

September 6, 2024

SEH of North Dakota LLC
905 Tacoma Avenue, Suite 2
Bismarck, ND 58504-7401

Re: Case No. PU-22-86
Badger Wind, LLC
251.6 MW Badger Wind Project – Logan & McIntosh
Sitting Application

Case No. PU-24-87
Badger Wind, LLC
Amend-Badger Wind Project – Logan & McIntosh
Sitting Application

Enclosed please find the executed contract amendment with SEH of North Dakota LLC to provide construction inspection services in the above captioned cases.

Best Regards,

A handwritten signature in blue ink, appearing to read "V. Schock".

Victor Schock
Director
Public Utilities Division

Enclosure

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Letter Enclosing Executed Contract Amendment
Public Service Commission

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NORTH DAKOTA PUBLIC SERVICE COMMISSION
CONTRACT AMENDMENT

**Purchase of Service Contract
Amendment #: 1**

CONTRACT NUMBER PU-873-22

Cases Nos. PU-22-86 & PU-24-87

This is made to amend contract # PU-873-22 (Contract) between the State of North Dakota, acting through its North Dakota Public Service Commission, Public Utilities Division (STATE) and SEH of North Dakota, LLC (CONTRACTOR).

The parties agree to the following terms and conditions and expressly agree that if any of the following terms and conditions conflict with any of the terms and conditions of the Contract, then, notwithstanding any term in the Contract, the following terms and conditions govern and control the rights and obligations of the parties.

The parties agree to amend the Contract as follows:

Extension: Contract Section 3, Term of Contract. The Contract commenced on December 25, 2022, to expire on December 31, 2025, with an option to extend the contract for an additional 3 time, not to exceed 12 months per extension.

The parties agree to extend the Contract for an additional 24 months; therefore, the Contract is amended to change the expiration date to December 31, 2027. The Contract can be extended an additional 3 times, not to exceed 12 months per extension.

Price Adjustment: Contract Section 2, Compensation. The Compensation is amended as follows: The contract amount will change from "not to exceed \$11,700" to "not to exceed \$14,600." The compensation for the Topsoil Removal Inspection is not to exceed \$2,850. The compensation for all Construction Inspection Reports is not to exceed \$5,900. The compensation for the As-Built Construction Inspection is not to exceed \$2,700. The compensation for the Reclamation and Revegetation Inspection is not to exceed \$2,700.

The negotiated cost proposal dated August 27, 2024, provided by CONTRACTOR is attached to and incorporated into this agreement.

All other terms of the Contract remain in effect.

This Contract Amendment is not effective until fully executed by all parties.

CONTRACTOR NAME:

STATE OF NORTH DAKOTA

SEH of North Dakota, LLC

Acting through its North Dakota Public
Service Commission

By: 

By: 

Title: Governor of SEHND

Title: Steve Kahl, Executive Secretary

Date: 9/03/2024

Date: 9/4/24