

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

**Badger Wind, LLC / Montana-Dakota Utilities Co.
Partial Transfer of Site Certificate
Siting Application**

Case No. PU-25-278

AFFIDAVIT OF SERVICE BY CERTIFIED MAIL

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

Janel Rubert deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **28th day of January 2026**, she deposited in the United States Mail, at Bismarck, North Dakota, **one** envelope with certified postage, return receipt requested, fully prepaid, securely sealed and containing a photocopy of:

- **Order**

And Original Of:

- **Second Amended Certificate of Site Compatibility No. 64**
- **Certificate of Site Compatibility No. 73**

The envelope was addressed as follows:

Zeviel Simpser
Attorney for Montana-Dakota Utilities Co.
Dorsey & Whitney LLP
50 South Sixth Street, Suite 1500
Minneapolis, MN 55402-2157
Cert. No. 9589 0710 5270 2708 2383 17

Janel Rubert further deposes and says that on the **28th day of January 2026**, she deposited in the United States Mail, at Bismarck, North Dakota, **one** envelope with certified postage, return receipt requested, fully prepaid, securely sealed and containing a photocopy of the same.

The envelope was addressed as follows:

Mollie Smith
Fredrikson & Byron, P. A.
60 S Sixth Street, Suite 1500
Minneapolis, MN 55402-1425
Cert. No. 9589 0710 5270 2708 2383 24

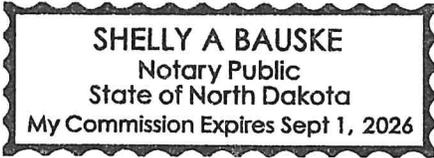
Each address shown is the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me
this **28th day of January 2026**.

Janel Rubert

Shelly A Bauske
Notary Public

SEAL



STATE OF NORTH DAKOTA

PUBLIC SERVICE COMMISSION

**Badger Wind, LLC / Montana-Dakota Utilities Co.
Partial Transfer of Site Certificate
Siting Application**

Case No. PU-25-278

ORDER GRANTING PARTIAL CERTIFICATE TRANSFER

January 26, 2026

Preliminary Statement

On September 11, 2024, in Case No. PU-24-87, the Commission issued First Amended Certificate of Site Compatibility No. 64 to Badger Wind to construct an up to 262.62 MW wind energy conversion facility consisting of up to 93 turbines in Logan and McIntosh Counties, North Dakota.

On October 30, 2025, Badger Wind and Montana Dakota Utilities Co. (MDU) submitted a joint application for partial transfer of First Amended Certificate of Site Compatibility No. 64 to MDU.

On November 19, 2025, the Commission issued a Notice of Opportunity for Hearing (Notice) that provided until January 2, 2026, for comments or requests for hearing. No comments or requests for hearing were received. The Notice stated that the Commission can determine the matter without a hearing.

The Notice identified the issues to be considered in Case No. PU-25-278 are:

1. Whether Montana-Dakota Utilities Co. agrees and is able to comply with the terms and conditions of First Amended Certificate of Site Compatibility No. 64.
2. Whether the requested partial transfer is compatible with the public interest.

On December 15, 2025, MDU filed an application for temporary authority to own and operate an undivided 49 percent portion of the Badger Wind Project pursuant to North Dakota Century Code (NDCC) Section 49-22-25.

On December 16, 2025, MDU filed the Certification of its Vice President of Energy Supply, Darcy Neigum, in support of its application for temporary authority.

On December 17, 2025, the Commission issued an order for temporary authority for MDU to own and operate an undivided 49 percent portion of the Badger Wind Project.

Discussion

In Case Nos. PU-25-75 and PU-25-76, the Commission approved the joint settlement agreement granting an advanced determination of prudence for a 49 percent undivided ownership share in the Badger Wind energy conversion facility and issued Certificate of Public Convenience and Necessity Number 6011 to MDU.

By the affidavit of Darcy Neigum, Vice President of Energy Supply for Montana-Dakota Utilities Co., MDU agrees to assume the rights and obligations for the 49 percent ownership share of the Badger Wind energy conversion facility with respect to First Amended Certificate of Site Compatibility No. 64, and agrees to comply with the conditions and limitations set forth in the Commission's September 11, 2024, Findings of Fact, Conclusions of Law and Order issuing First Amended Certificate of Site Compatibility No. 64 in Case No. PU-24-87.

The December 16, 2025, Certification of Darcy Neigum, Vice President of Energy Supply for Montana-Dakota Utilities Co., MDU certifies that operation of the Badger Wind Project will have no adverse impacts upon the welfare of the citizens of North Dakota or the environment.

Having considered this matter, the Commission finds MDU agrees and is able to comply with the terms and conditions of First Amended Certificate of Site Compatibility No. 64 and the requested partial transfer is compatible with the public interest.

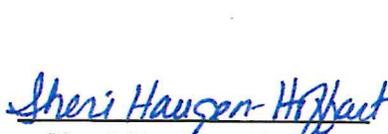
Therefore, the Commission issues its:

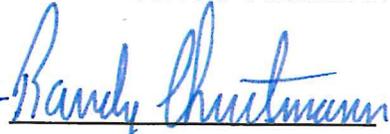
Order

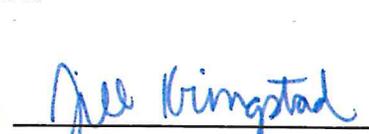
The Commission Orders:

1. The joint application of Badger Wind, LLC and Montana-Dakota Utilities Co. for the partial transfer of First Amended Certificate of Site Compatibility No. 64 is APPROVED.
2. Certificate of Site Compatibility No. 73 is issued to Montana-Dakota Utilities Co. for its undivided 49 percent ownership share of the Badger Wind Energy Conversion Facility.
3. Second Amended Certificate of Site Compatibility No. 64 is issued to Badger Wind, LLC, for the remaining 51 percent of the Badger Wind Energy Conversion Facility.

PUBLIC SERVICE COMMISSION


Sheri Haugen-Hoffart
Commissioner


Randy Christmann
Chair


Jill Kringstad
Commissioner

PUBLIC SERVICE COMMISSION

STATE OF NORTH DAKOTA

Second Amended Certificate of Site Compatibility Number 64

This is to certify that the Commission has designated an energy conversion facility site for Badger Wind, LLC, for the construction and operation of a wind energy conversion facility and associated facilities in Logan & McIntosh Counties, North Dakota.

The energy conversion facility site designated by the Commission's September 11, 2024, Order in Case No. PU-24-87 is amended by the Commission's January 26, 2026, Order in Case No. PU-25-278 authorizing transfer of ownership of 49 percent of the wind energy facility.

This certificate is subject to the conditions and limitations noted in those orders.

Bismarck, North Dakota, January 26, 2026.

ATTEST:

PUBLIC SERVICE COMMISSION



Executive Secretary



Commissioner

PUBLIC SERVICE COMMISSION

STATE OF NORTH DAKOTA

Certificate of Site Compatibility Number 73

This is to certify that the Commission has designated an energy conversion facility site for Montana-Dakota Utilities' portion of the Badger Wind Energy Conversion Facility in Logan & McIntosh Counties, North Dakota.

The energy conversion facility site designated by the Commission's September 11, 2024, Order in Case No. PU-24-87 is amended by the Commission's January 26, 2026, Order in Case No. PU-25-278 authorizing Montana-Dakota Utilities' ownership of an undivided 49 percent portion of the wind energy facility.

This certificate is subject to the conditions and limitations noted in those orders.

Bismarck, North Dakota, January 26, 2026.

ATTEST:

PUBLIC SERVICE COMMISSION



Executive Secretary



Commissioner