

ROAD USE AND REPAIR AGREEMENT

APPENDIX E – REV 2, 02/19/2019

FORM OF APPLICATION TO ERECT POLES AND WIRES AND TO BURY CABLE FOR ELECTRICITY (“UTILITY FACILITIES”) IN AND ALONG PUBLIC HIGHWAYS (“UTILITY PERMIT”)

To Auditor and Board of County Commissioners of Bon Homme County, SD.

Applicant: Prevailing Wind Park, LLC

Project description (including location): 218 MW Windfarm w/ WTGs in Hutchinson, Charles Mix and Bon Homme counties and a Generation Tie Line running from Bon Homme County (intersection of 296th St and 406th Ave) into Yankton County (the last pole in Bon Homme county is # 314, prior to 428th Ave), terminating at the Utica Junction substation North of Lesterville (just N of the 299th street & 431st ave intersection).

Application date: 02/19/2019

Start date: Q2 2019 Completion Date: December, 2019

Proposed electrical connection points (description or map) Utica Junction Substation, North of Lesterville, SD

Route over which the applicant desires to construct lines or bury underground cable (description or map): See attached project map, with exhibits of each point PWP electrical crosses county/state/township roads

Existing electric, telegraph, and telephone lines occupying public highways which the proposed electrical poles, wires or cables will occupy (description or map): This will be all new construction

Size and type of electrical poles, wires or cables being installed: 115 kV, 3 phase and a fiber line, wood, and laminated poles. The collection system is all buried cable carrying 34.5kV

Method of installation: typical utility line for overhead and buried w/ min. 4' of cover for the underground.

Depth of cover for buried facilities: 4'

Distance of aboveground lines from roadway centerline: NA

Certificate of Public Convenience and Necessity (if any): Not applicable.

All underground lines through roads will be bored.

Warning signs shall be installed where appropriate.

All work shall comply with all State and Federal codes.

County assumes no responsibility for damages to the applicant's property occasioned by any construction or maintenance operations on said highway subsequent to the building of said Utility Facilities.

Prevailing Wind Park shall take all precautions during the construction or maintenance of electric lines to protect and safeguard the lives and property of traveling public and adjacent property owners and shall hold the county harmless from any damage or losses that may be sustained by the traveling public or adjacent property owners of such construction projects.

A map of locations of proposed Utility Facilities must be submitted with application.

Issuance of a Utility Permit pursuant to this application authorizes Prevailing Wind Park, LLC or its designee to construct the Utility Facilities in the identified public highways.

Issuance of a Utility Permit pursuant to this application authorizes Prevailing Wind Park, LLC or its contractor to perform maintenance and repair of the Utility Facilities in the public highways after installation.

Submitted by:

Scott Creech

(Name)

sPower Construction Manager

(Title)

2180 S 1300 E

(Address)

Salt Lake City, UT 84106

(City, State, Zip Code)

STATE OF South Dakota
COUNTY OF Ben Hamme

The foregoing instrument was acknowledged before

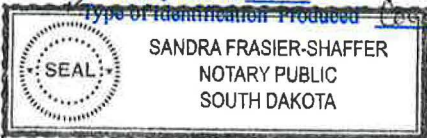
me this 19th day of Feb, 20 19, by Dennis A. Hovacha
Ben Hamme County Highway Superintendent

Sandra Frasier-Shaffer
Notary Name

Notary Public's Signature X OR

Personally Known X OR County Employee

My Commission Expires: 06-01-2022



Recommended for Approval:

By:

Dennis A. Hovacha
(Highway Superintendent)

Approved:

(Date)

By:

Bruce Vaigt
Chairman, Board of County Commissioners

STATE OF South Dakota
COUNTY OF Ben Hamme

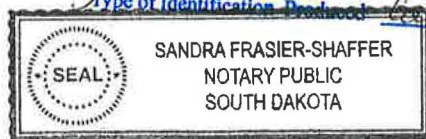
The foregoing instrument was acknowledged before
me this 19th day of Feb, 20 19, by Bruce Vaigt

Sandra Frasier-Shaffer
Notary Public's Signature X OR County Commissioner & Chairman
Notary Name

Personally Known X OR

Type of Identification Produced County Employee

My Commission Expires: 06-01-2022

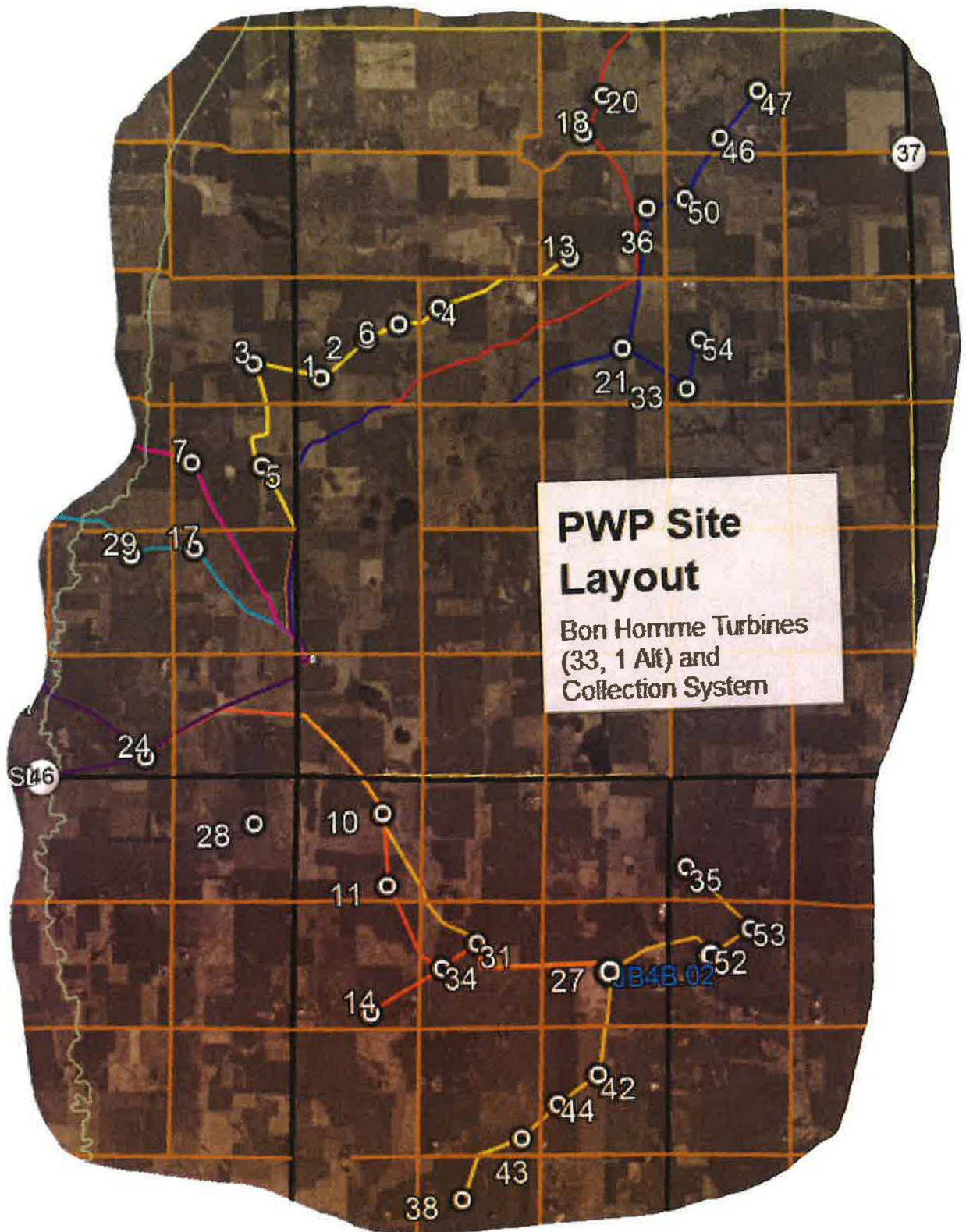


Prevailing Wind Park, LLC

Road Use Agreement – Exhibit E rev 2 - Electrical Application

CONTENTS

- *Turbine Layout for Underground Collection System
- *Generation tie-line Poles Layout for Overhead Transmission
- * Underground Electrical Crossing Exhibits
- *Generation Tie-line Crossing Exhibits



Legend

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26

**PWP
Generation
Tie-Line**
Bon Homme County

405th Ave

Google Earth

© 2018 Google

46

407th Ave



3000 ft

Legend

25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53

**PWP
Generation
Tie-Line**
Bon Homme County

408th Ave

409th Ave

46

Google Earth

© 2018 Google



3000 ft

Legend

51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77

**PWP
Generation
Tie-Line**
Bon Homme County

37

46

410th Ave

Google Earth

© 2018 Google



3000 ft

Legend



**PWP
Generation
Tie-Line**
Bon Homme County



Legend

**PWP
Generation
Tie-Line**
Bon Homme County

09 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 1

Google Earth

© 2018 Google

3000 ft



Legend

**PWP
Generation
Tie-Line**
Bon Homme County

139
134 135 136 137 138 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163

416th Ave

Google Earth

© 2018 Google

3000 ft



Legend

**PWP
Generation
Tie-Line**

Bon Homme County

162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188

417th Ave

Google Earth

© 2018 Google



3000 ft

Legend

186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 208 209 210 211 212 213

394

393

392

206

208

391

**PWP
Generation
Tie-Line**
Bon Homme County

420th Ave

Google Earth

© 2018 Google



3000 ft

Legend

212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239

**PWP
Generation
Tie-Line**
Bon Homme County

Google Earth

© 2018 Google

3000 ft



Legend

237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 2

**PWP
Generation
Tie-Line**
Bon Homme County

Google Earth

© 2018 Google

3000 ft



Legend

62 263 264 265 266 267 268 269 270 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293

**PWP
Generation
Tie-Line**
Bon Homme County

Google Earth

© 2018 Google



3000 ft

Legend

3 294 295 296 297 298 299 300 301 302 303 304 305 306 307 308 309 310 311 312 313 314 315 316 317 318 319 320 321

**PWP
Generation
Tie-Line**
Bon Homme County

427th Ave

298th St

428th Ave

Google Earth

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3000 ft

Legend

313

314

315

316

317

46

**PWP
Generation
Tie-Line**
Bon Homme County

428th Ave

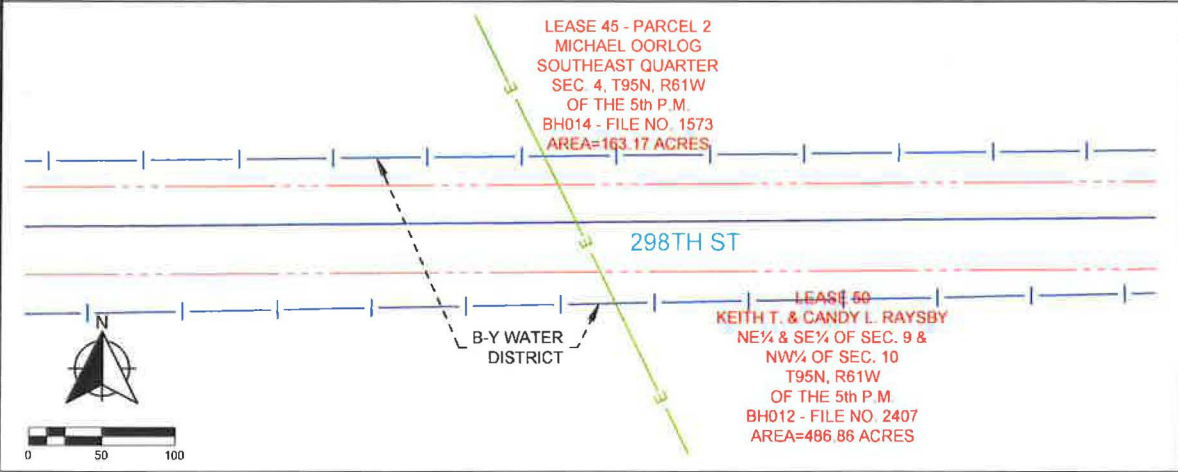
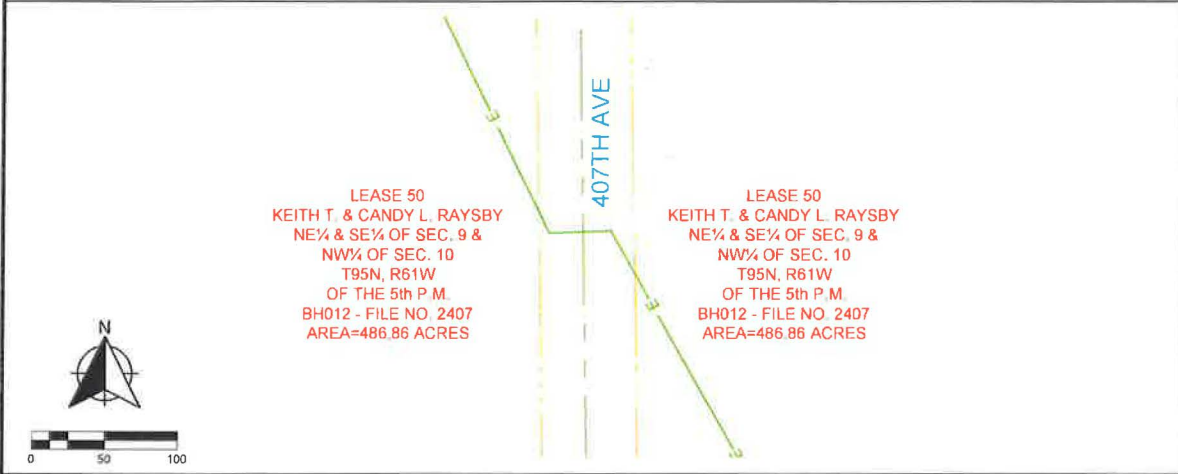
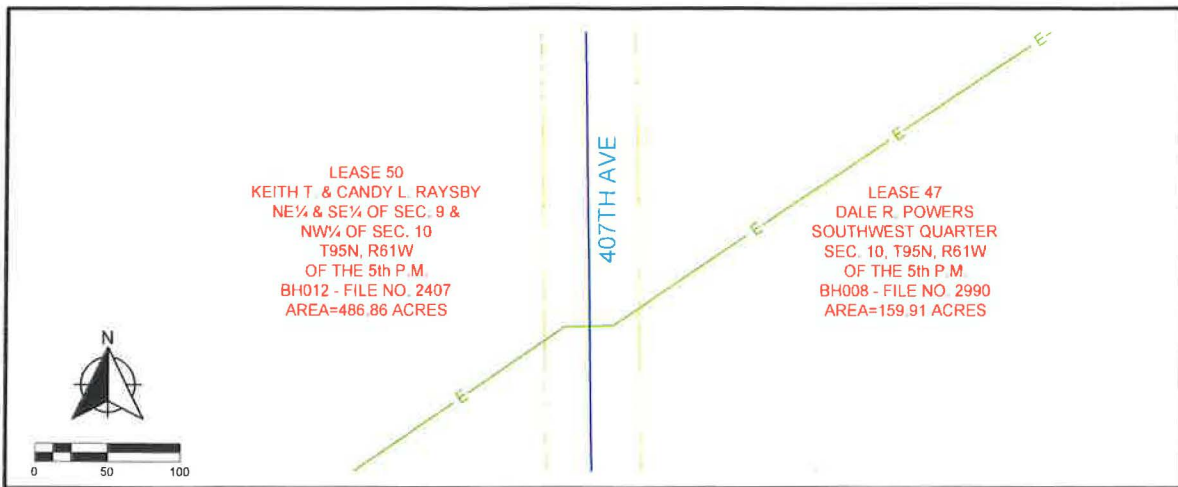
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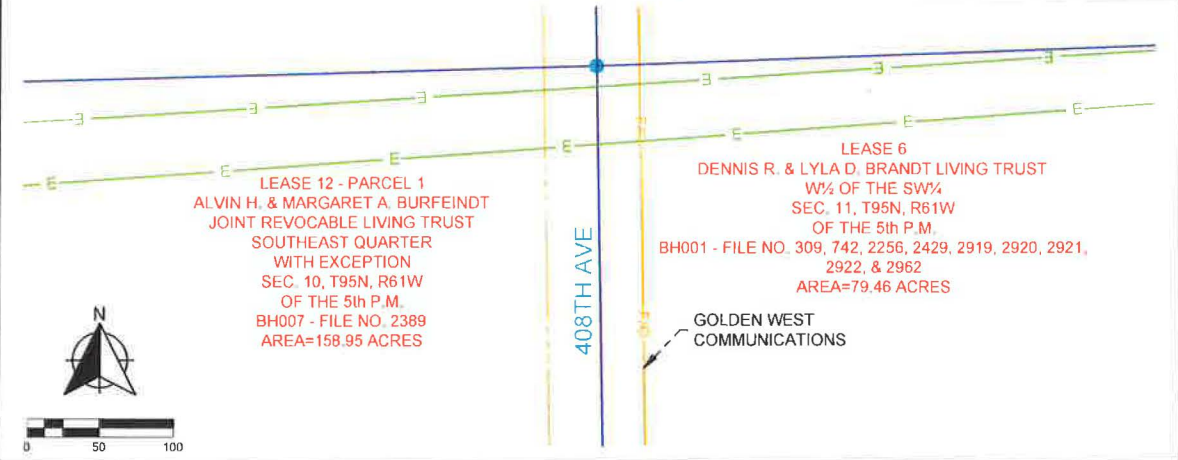
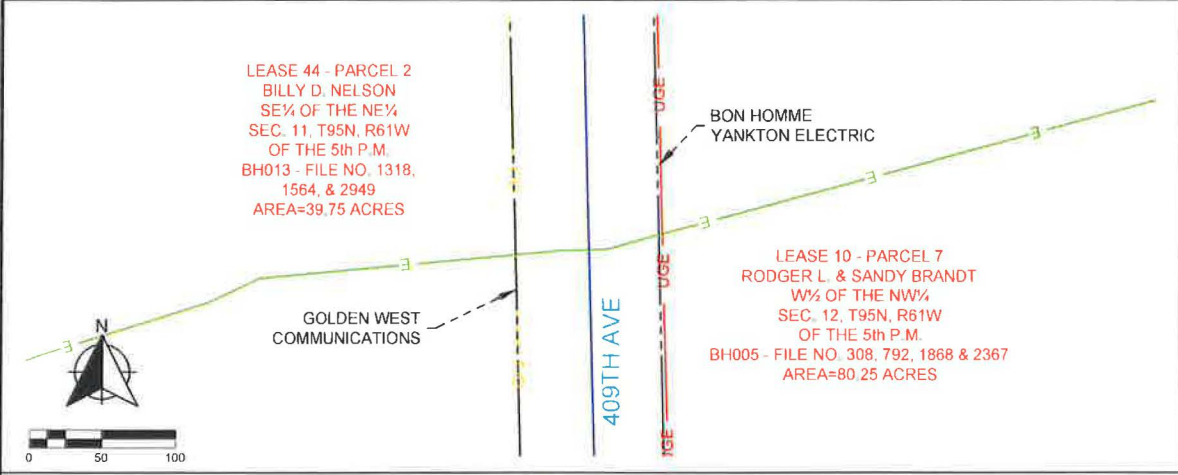
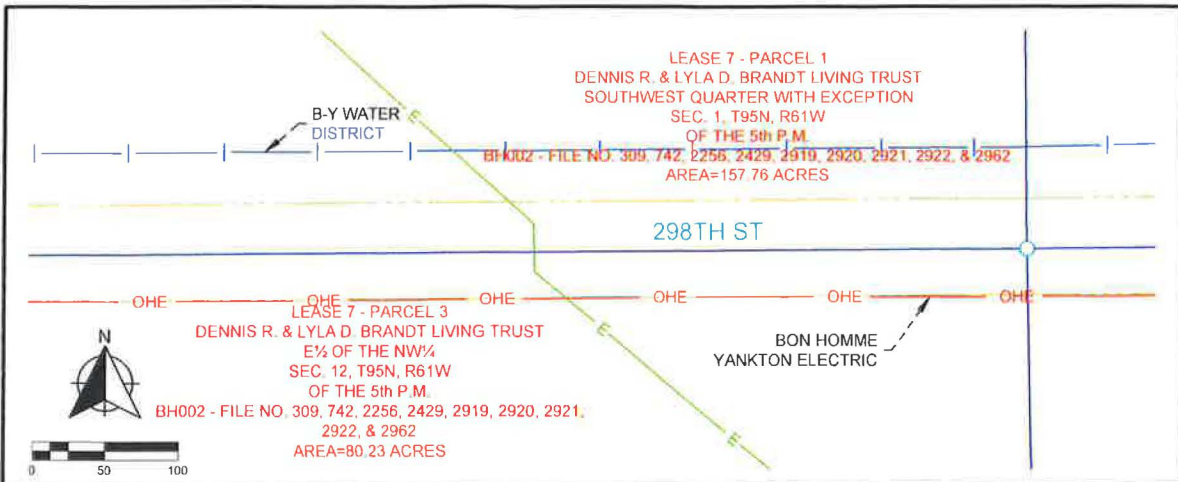
700 ft

Collection System Crossings



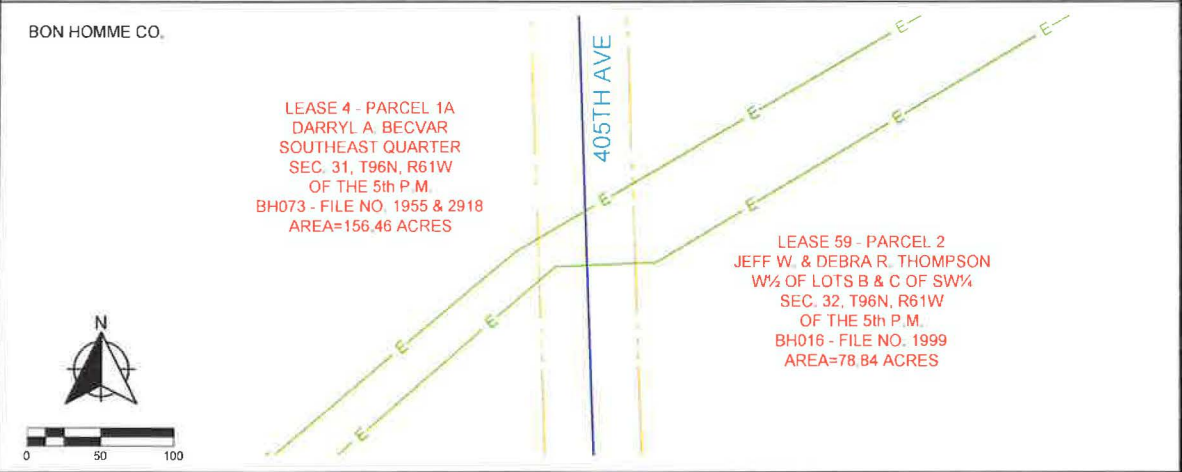
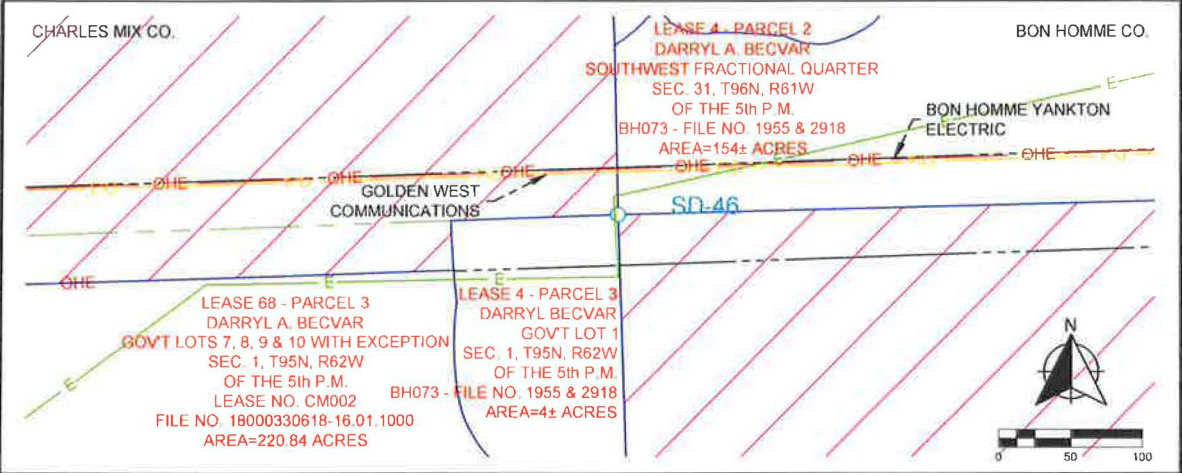
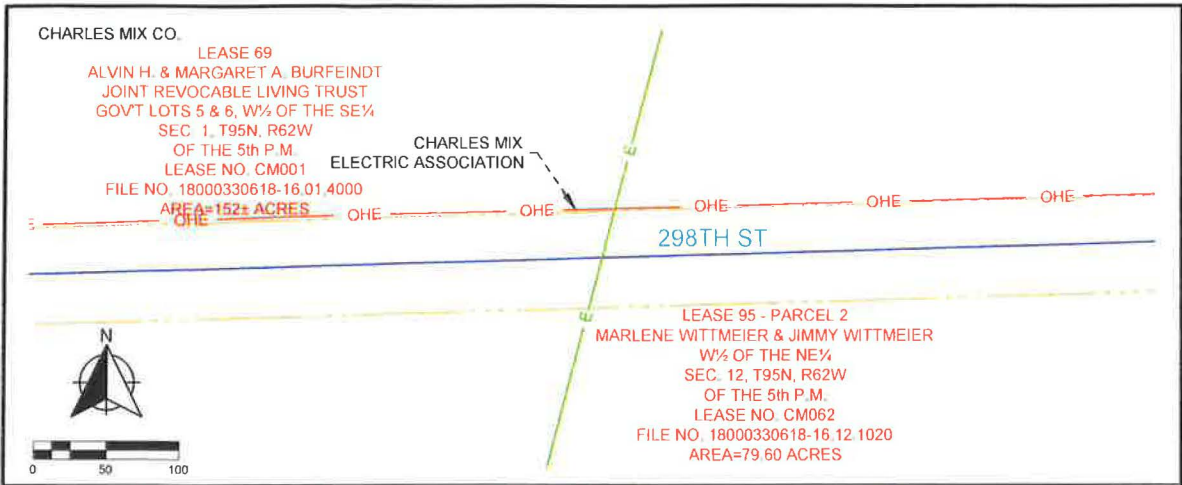
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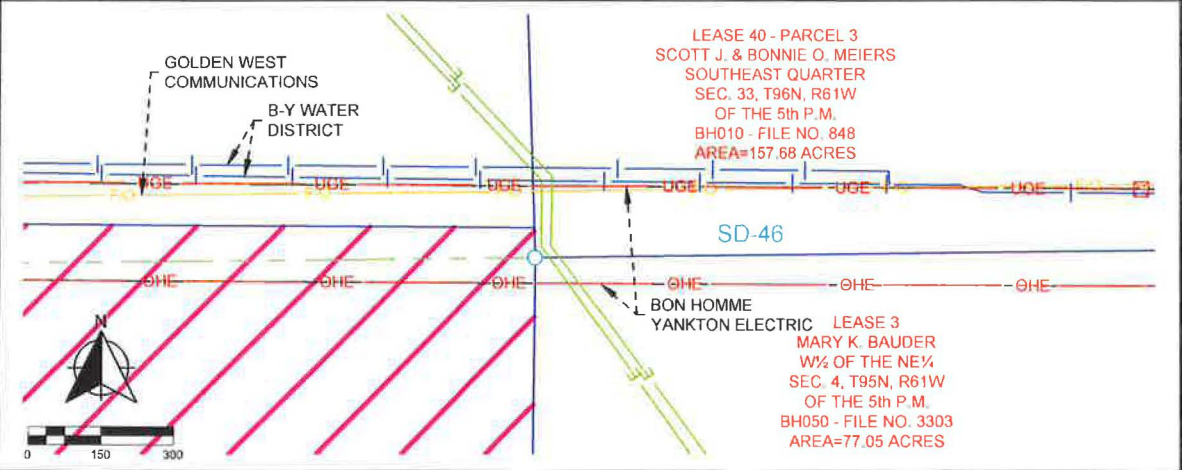
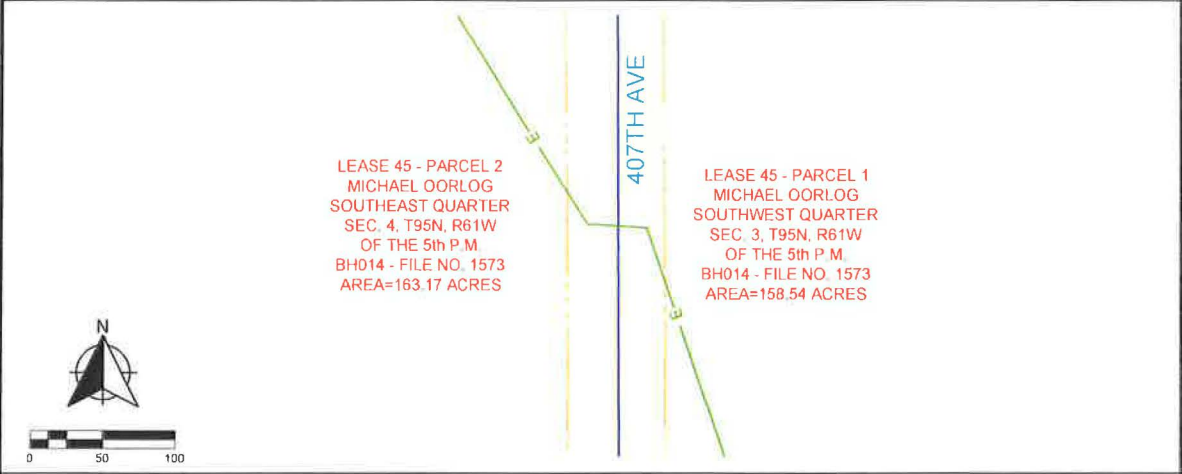
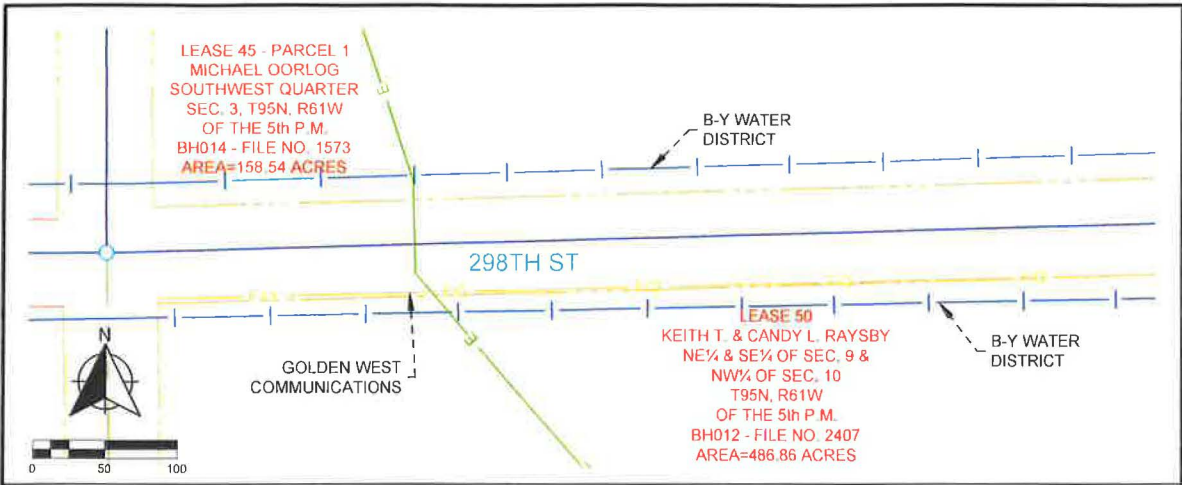
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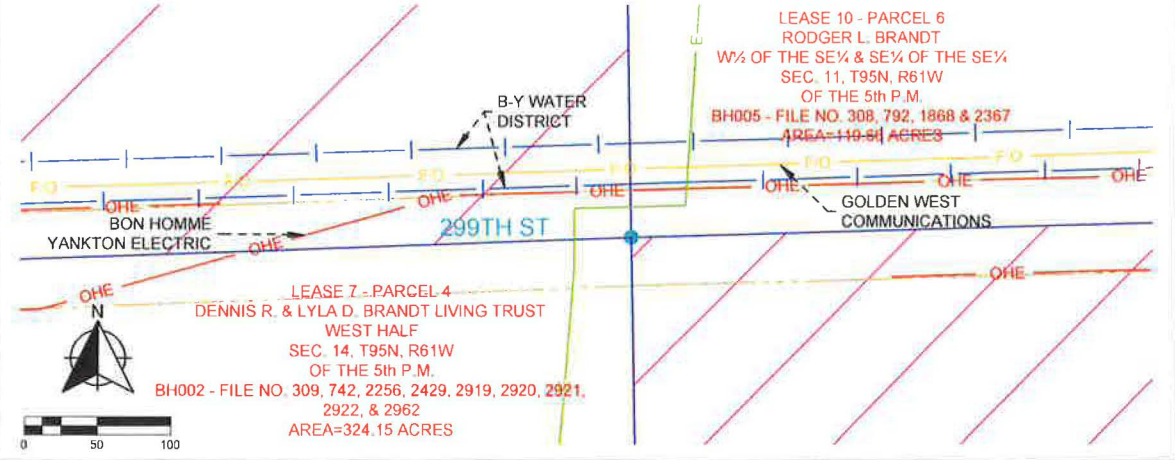
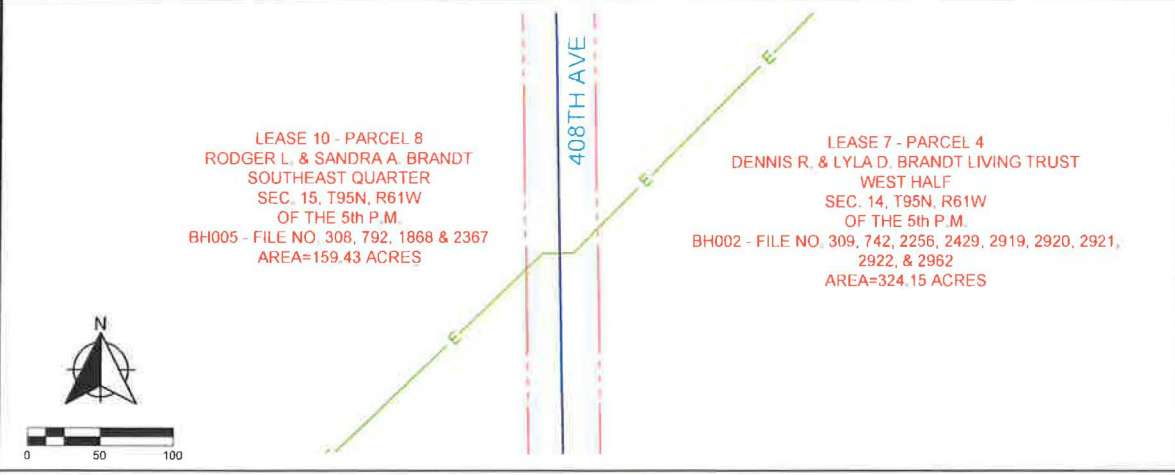
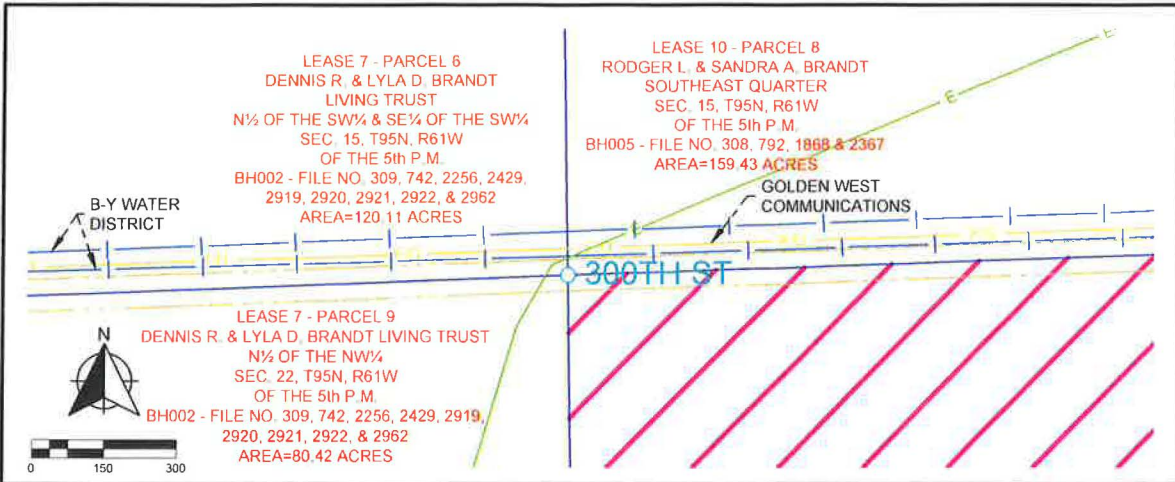
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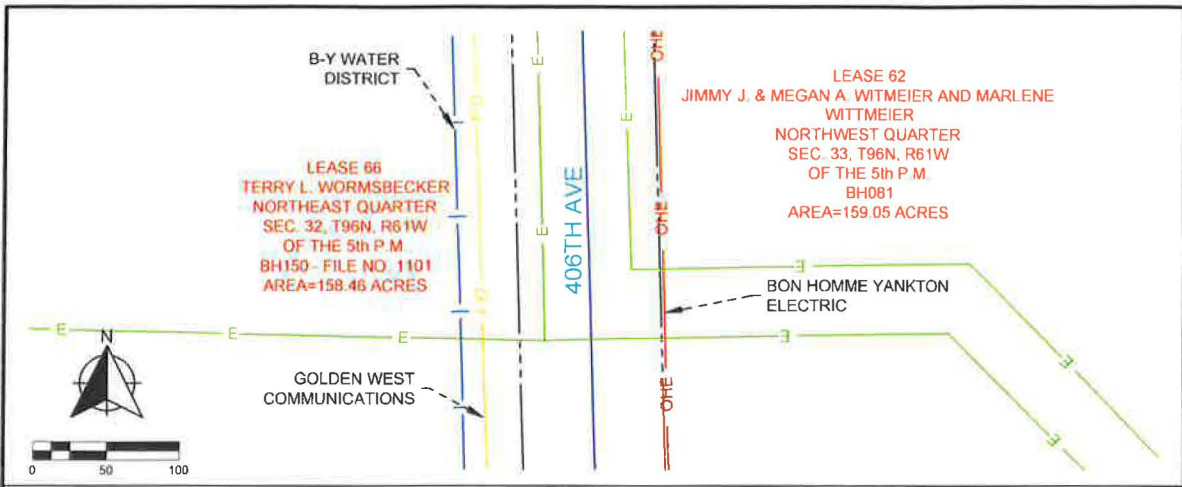
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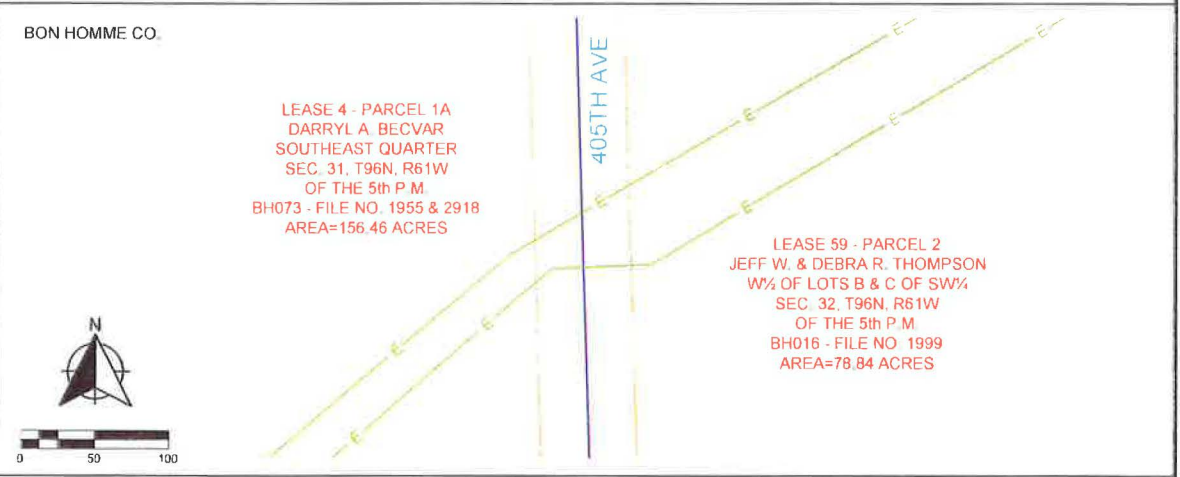
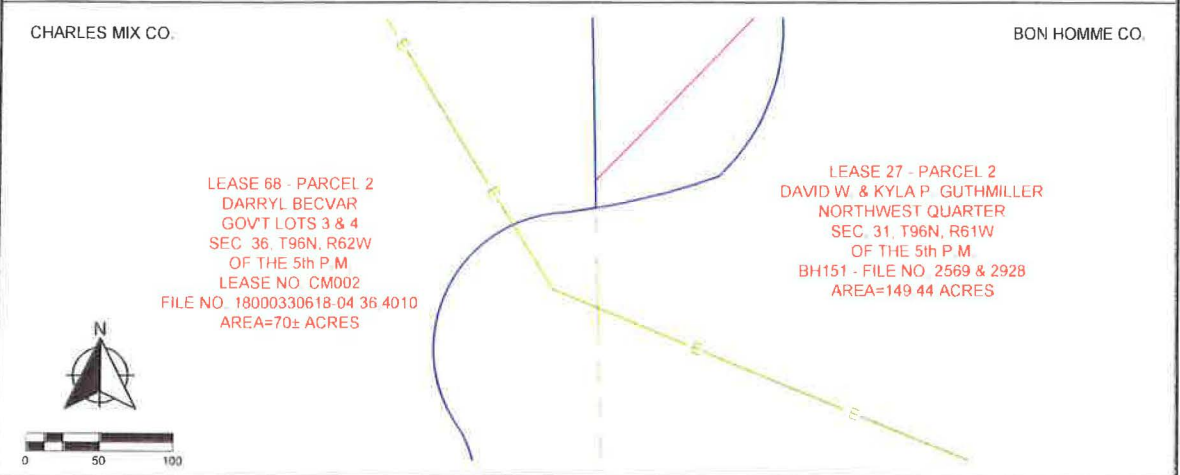
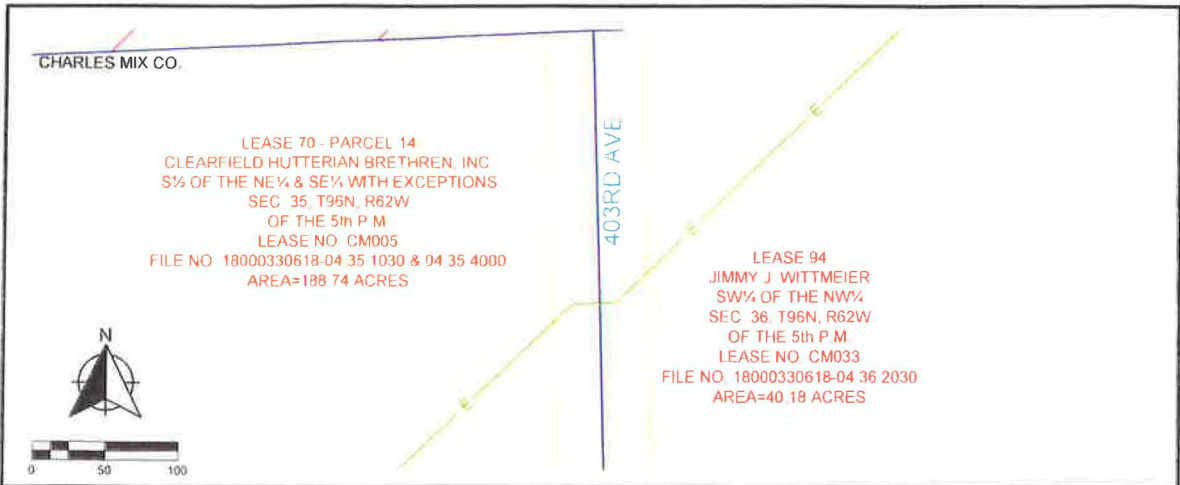
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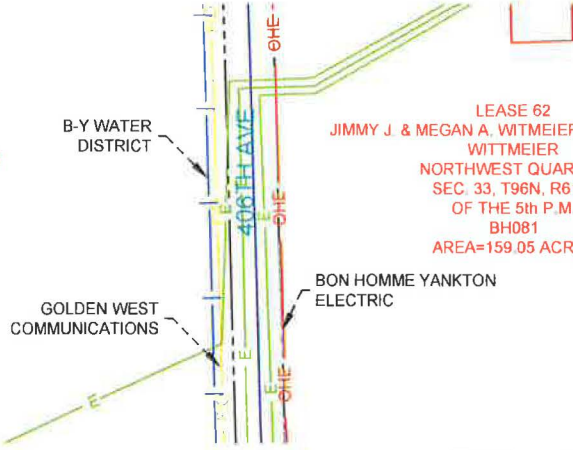
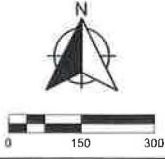


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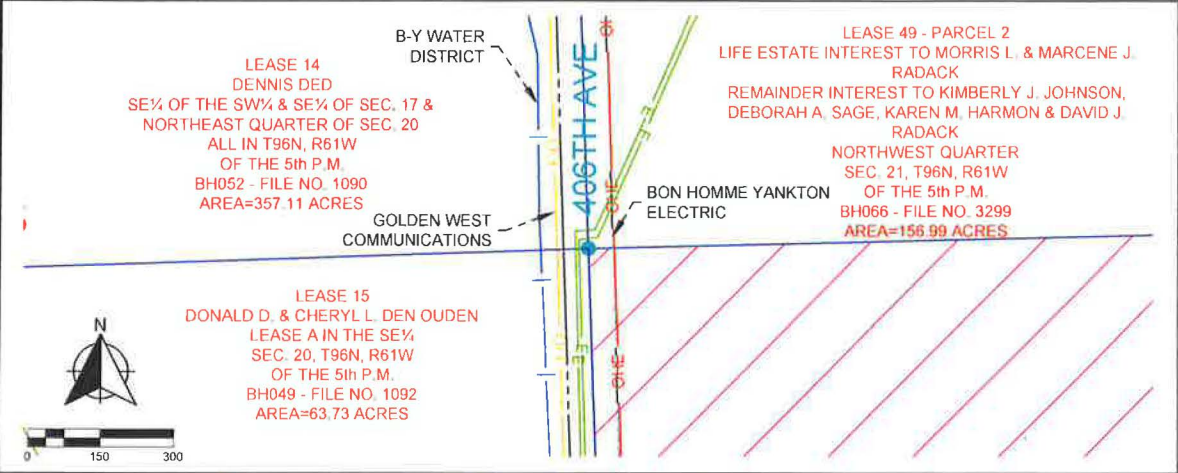
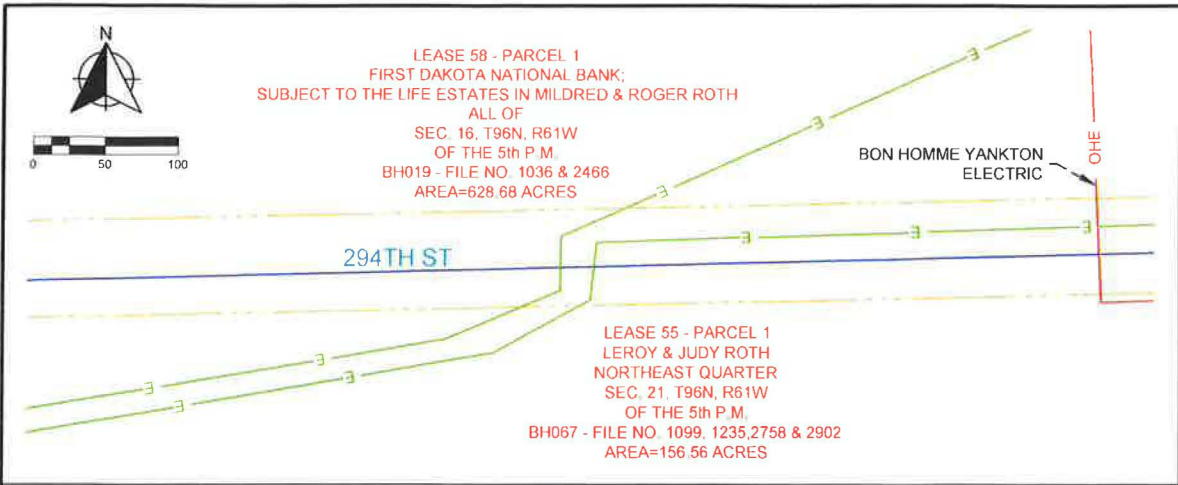
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 TERRY L. WORMSBECKER
 NORTHEAST QUARTER
 SEC. 32, T96N, R61W
 OF THE 5th P.M.
 BH150 - FILE NO 1101
 AREA=158.46 ACRES



LEASE 62
 JIMMY J. & MEGAN A. WITMEIER AND MARLENE
 WITMEIER
 NORTHWEST QUARTER
 SEC. 33, T96N, R61W
 OF THE 5th P.M.
 BH081
 AREA=159.05 ACRES

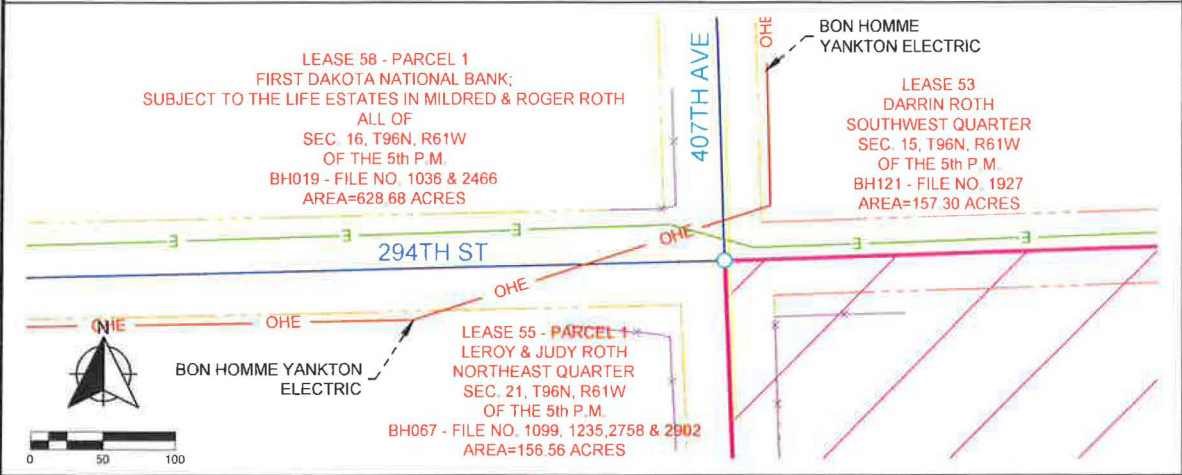
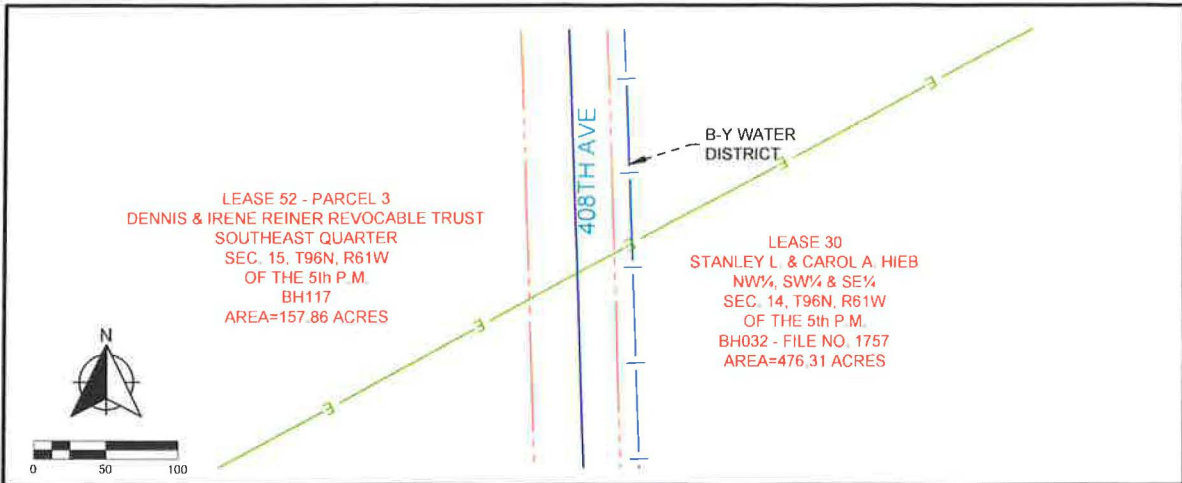
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⊠	UTILITY PEDESTAL	— OHE —	EX. OVERHEAD ELECTRIC
⊗	UTILITY POLE	— UGE —	EX. UNDERGROUND ELECTRIC
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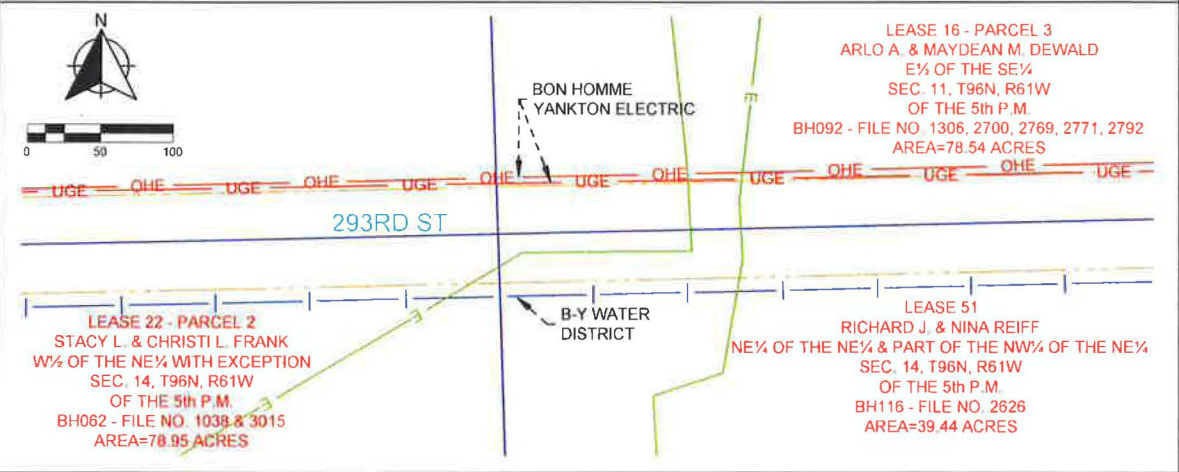
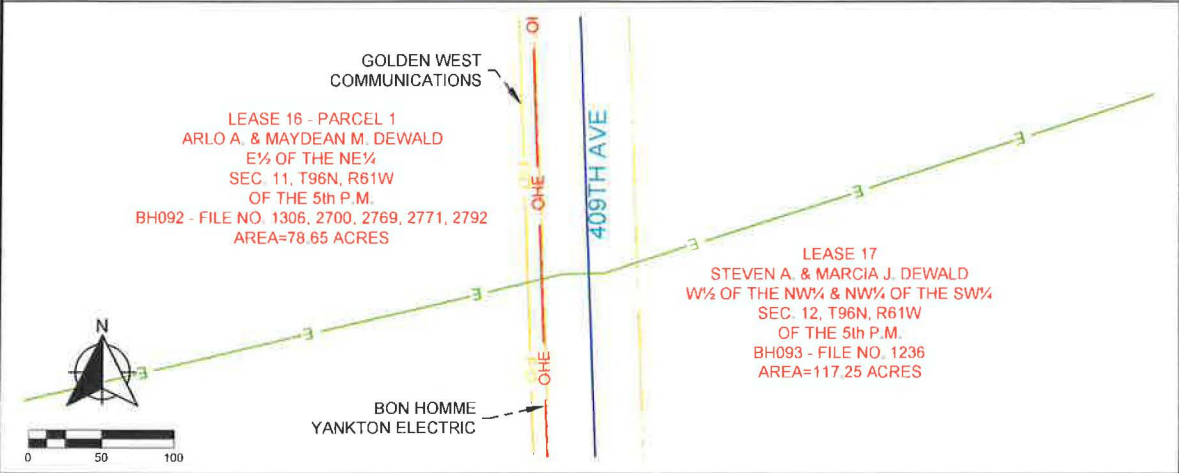
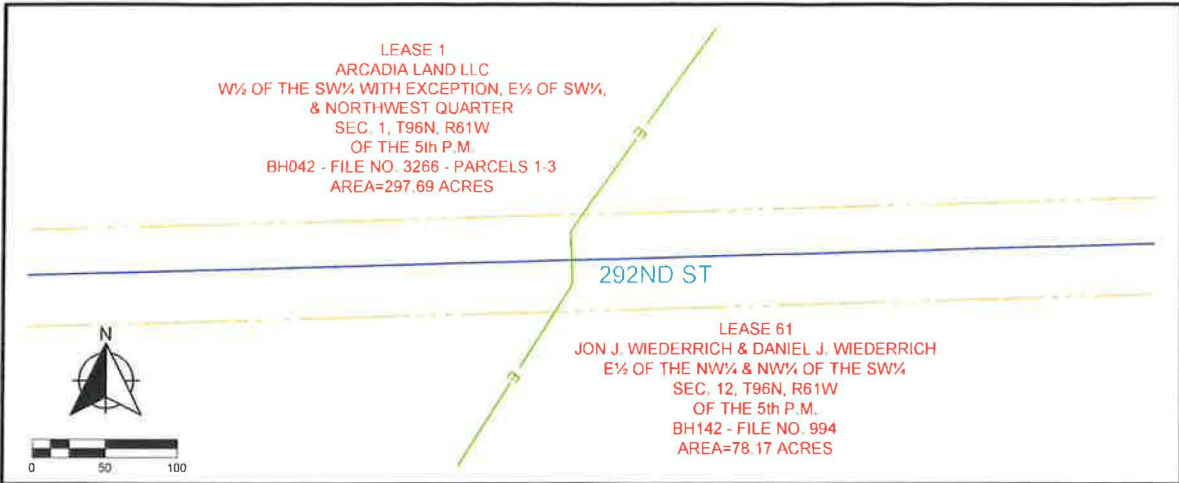
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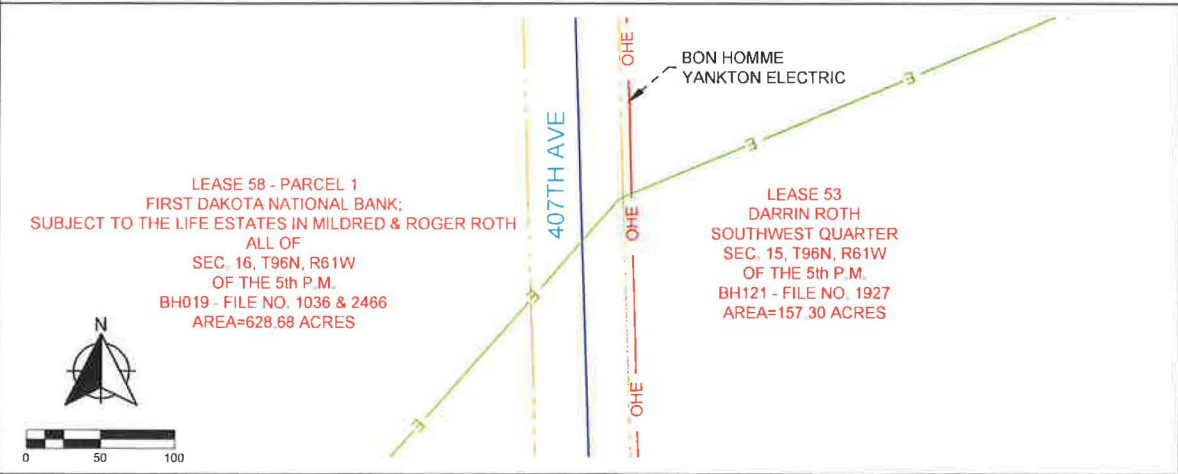
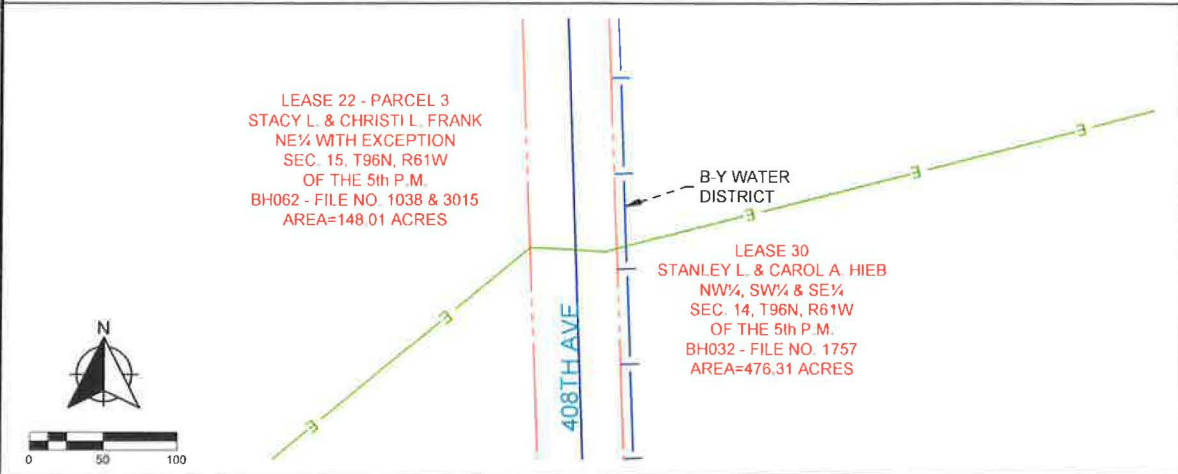
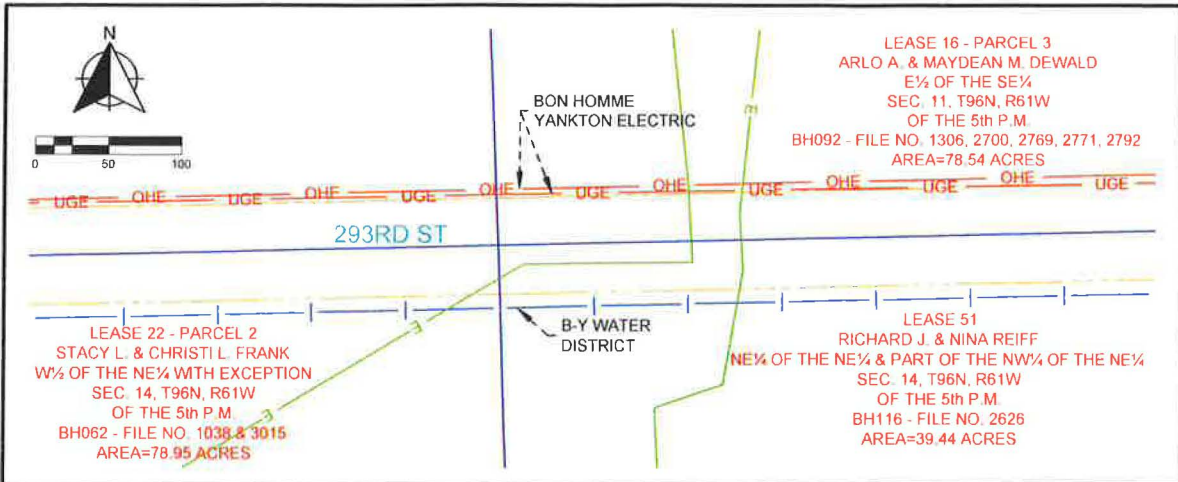
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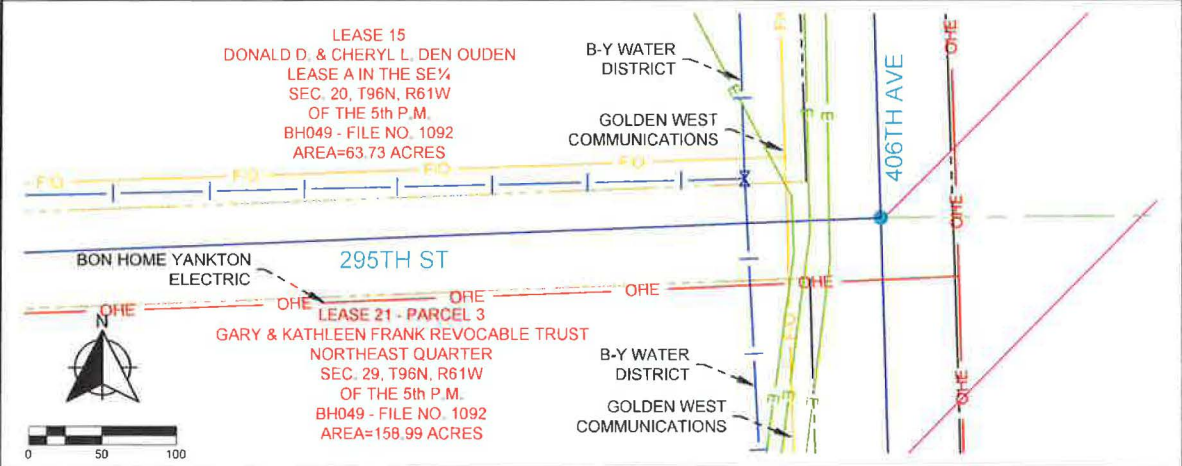
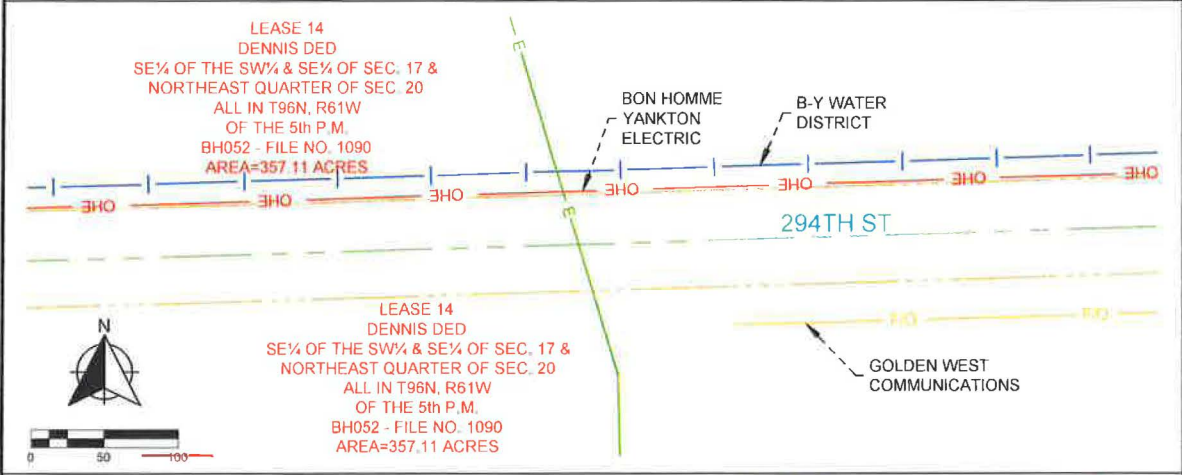
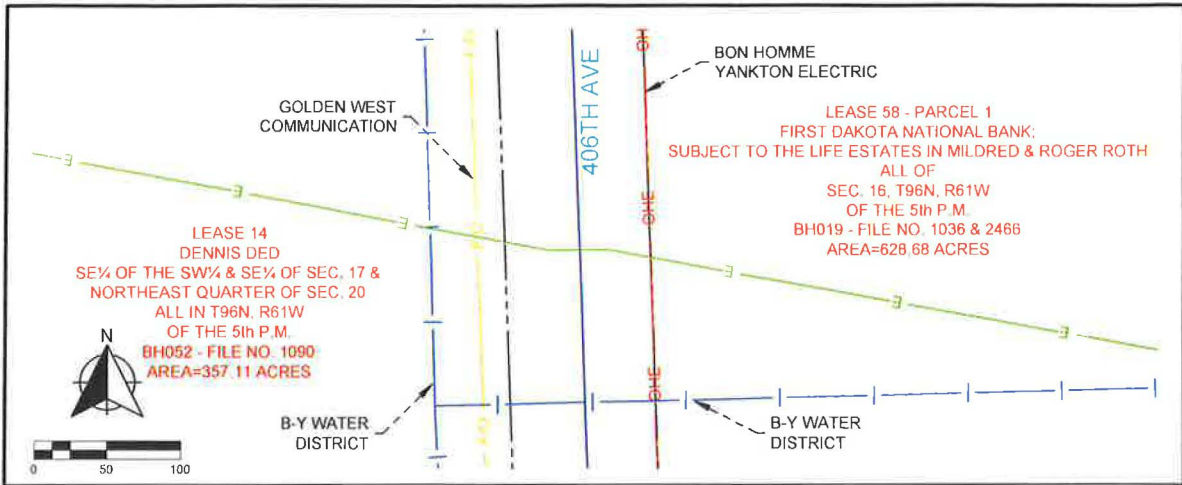
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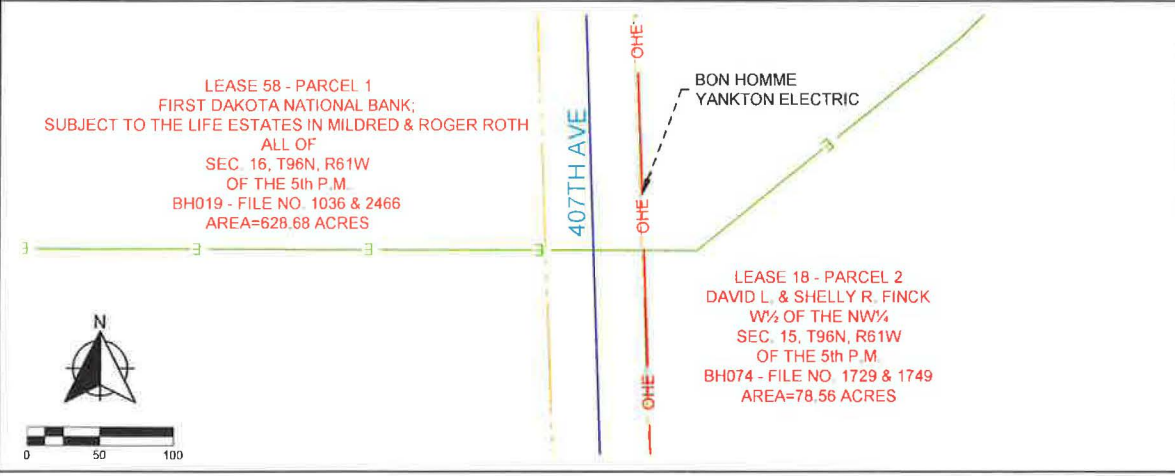
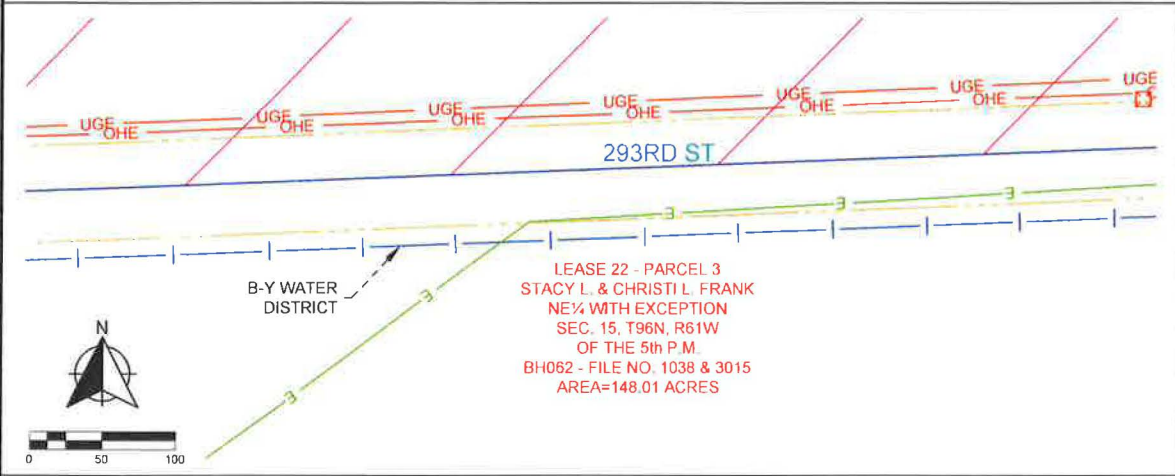
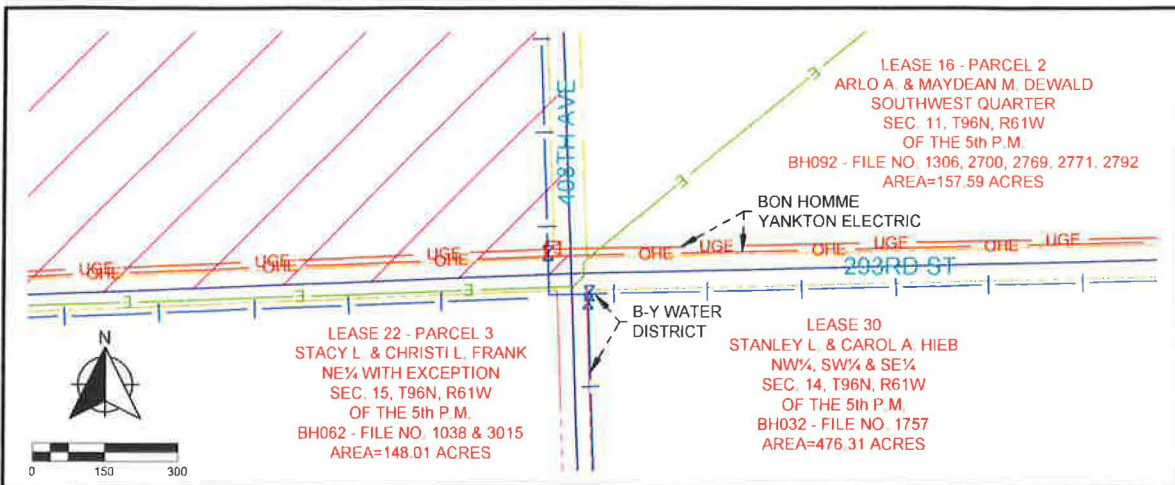
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| | | --- | FIBER OPTIC LINE |
| | | --- | WATER LINE |
| | | --- | PROPOSED COLLECTION LINE |
| | | --- | FENCE LINE |



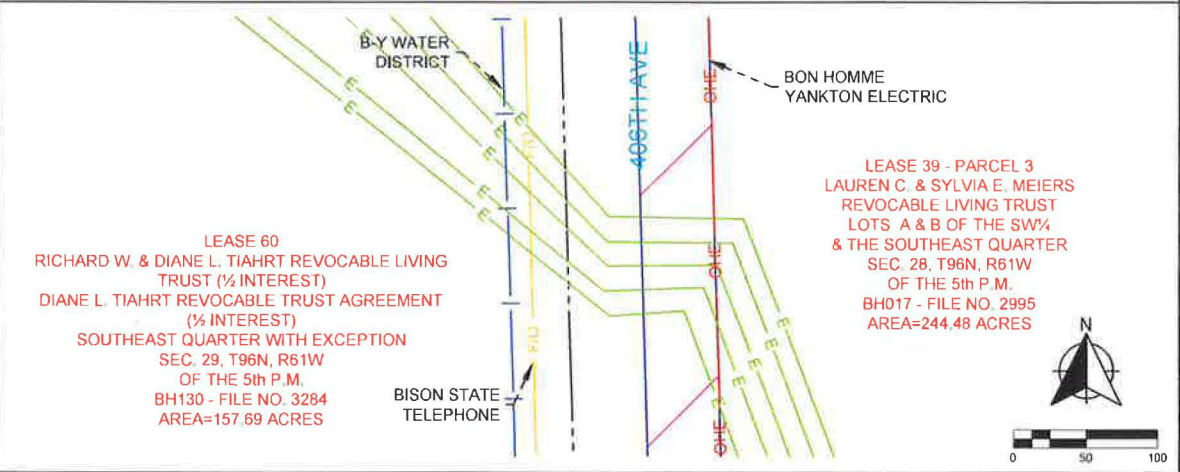
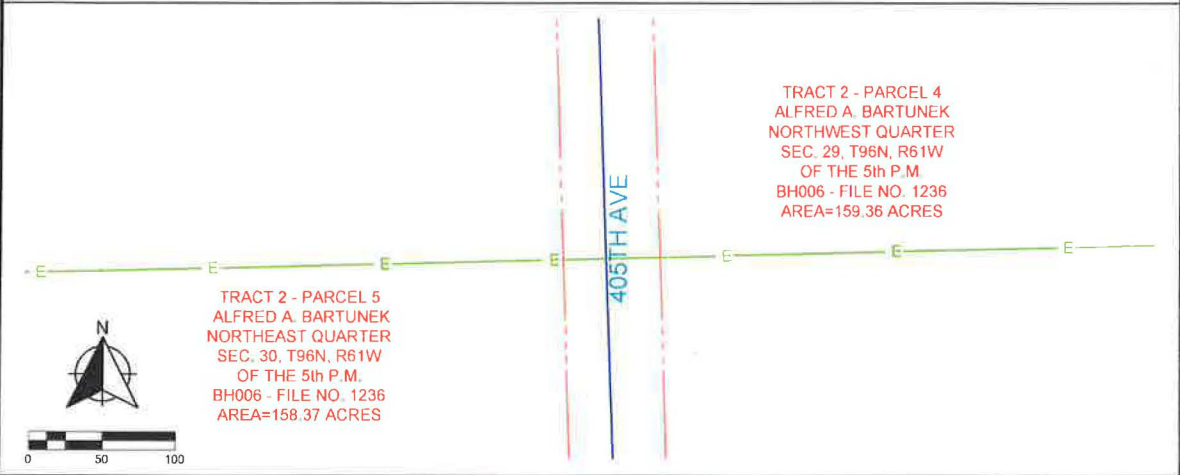
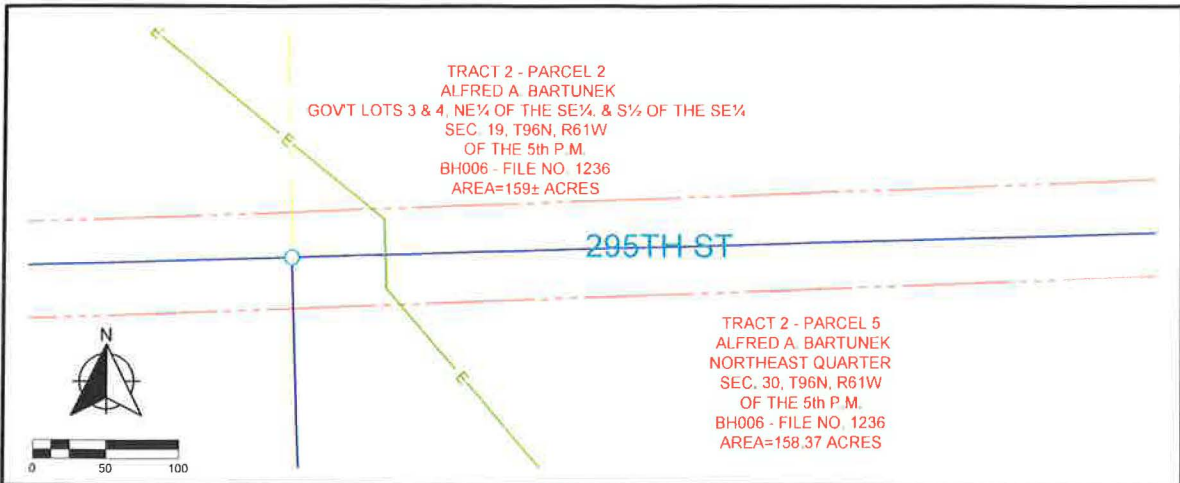
LEGEND

- | | | | |
|-----|------------------|-------|------------------------------|
| ● | FOUND MONUMENT | — | PARCEL BOUNDARY |
| ●PK | FOUND PK NAIL | - - - | RIGHT OF WAY LINE |
| ○ | SET MONUMENT | — | GRAVEL ROW LINE |
| ○ | UTILITY POLE | — | MIN MAINTENANCE ROAD |
| □ | UTILITY PEDESTAL | — | OHE EX. OVERHEAD ELECTRIC |
| ⊗ | UTILITY POLE | — | UGE EX. UNDERGROUND ELECTRIC |
| | | — | FIBER OPTIC LINE |
| | | — | WATER LINE |
| | | — | PROPOSED COLLECTION LINE |
| | | — | FENCE LINE |



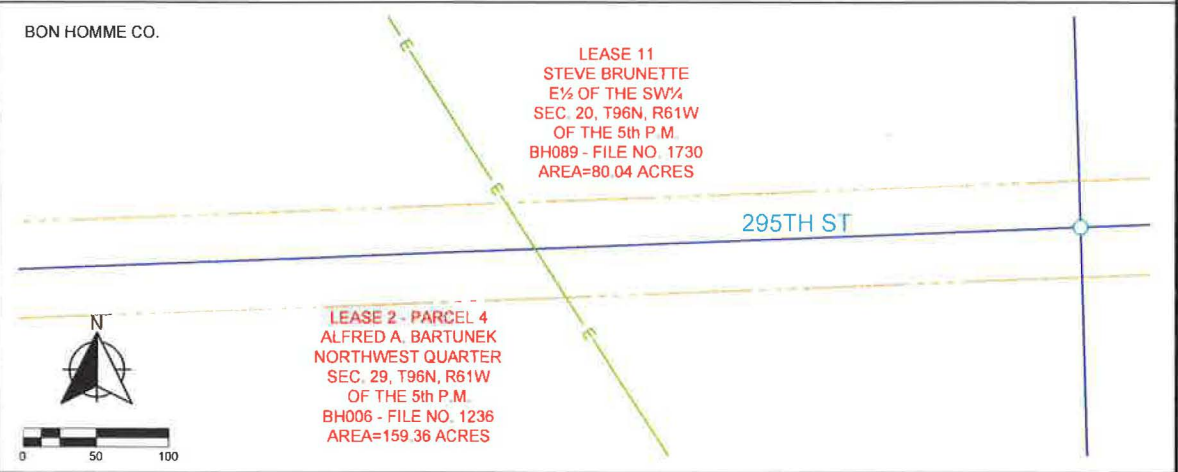
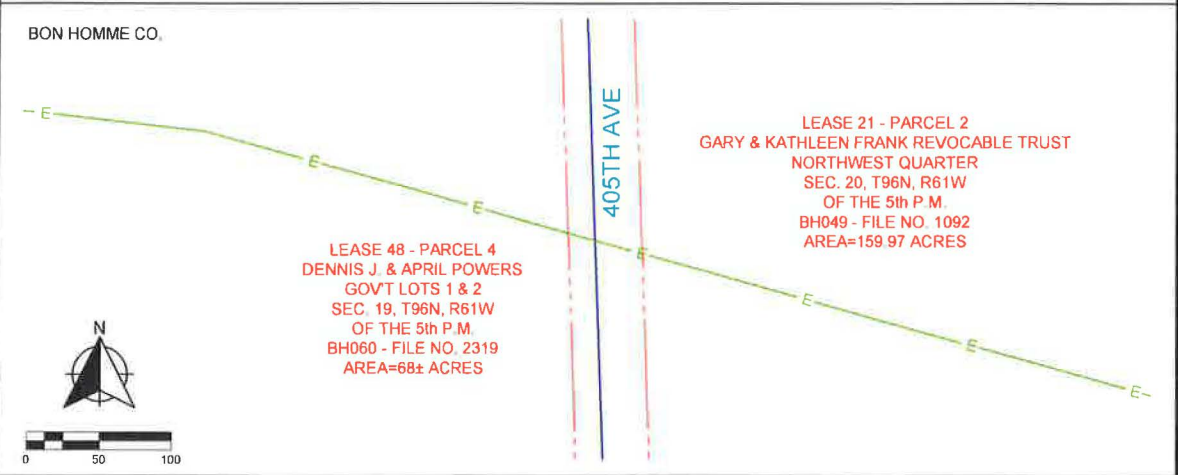
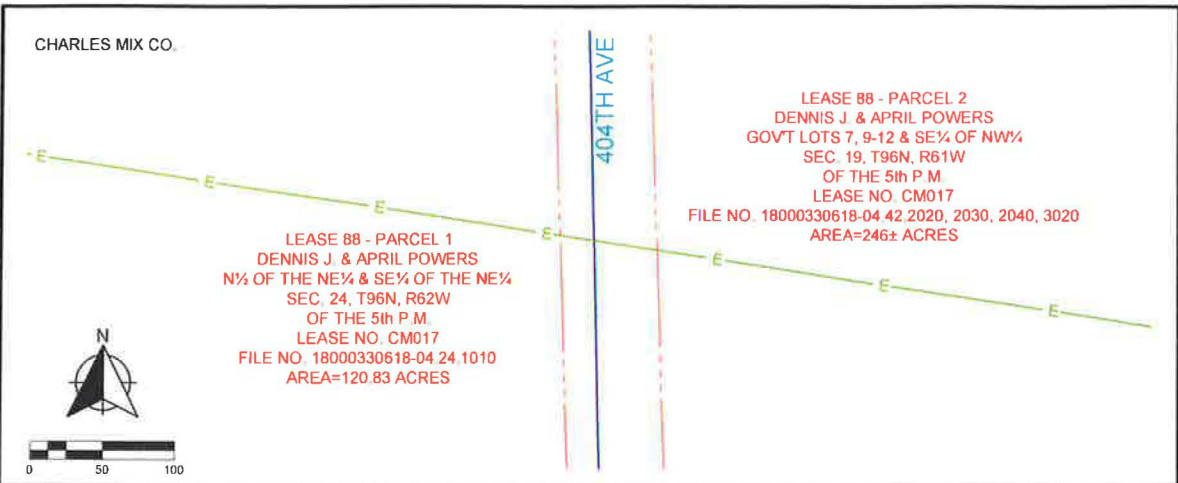
LEGEND

- | | | | |
|-----|------------------|---------|--------------------------|
| ● | FOUND MONUMENT | — | PARCEL BOUNDARY |
| ●PK | FOUND PK NAIL | - - - | RIGHT OF WAY LINE |
| ○ | SET MONUMENT | — — — | GRAVEL ROW LINE |
| ○ | UTILITY POLE | — · — · | MIN MAINTENANCE ROAD |
| □ | UTILITY PEDESTAL | — O — | EX. OVERHEAD ELECTRIC |
| ⋈ | UTILITY POLE | — U — | EX. UNDERGROUND ELECTRIC |
| | | — F — | FIBER OPTIC LINE |
| | | — W — | WATER LINE |
| | | — C — | PROPOSED COLLECTION LINE |
| | | — X — | FENCE LINE |



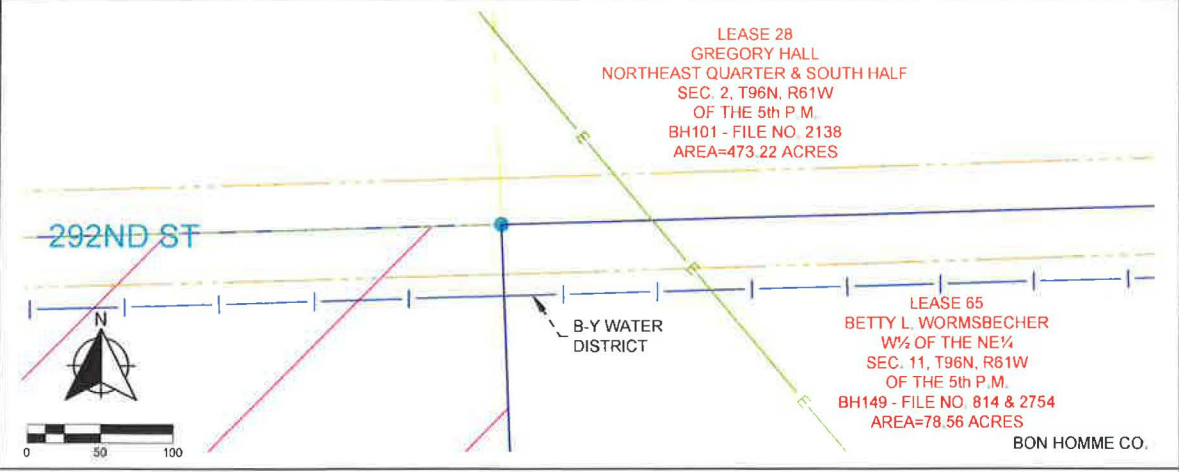
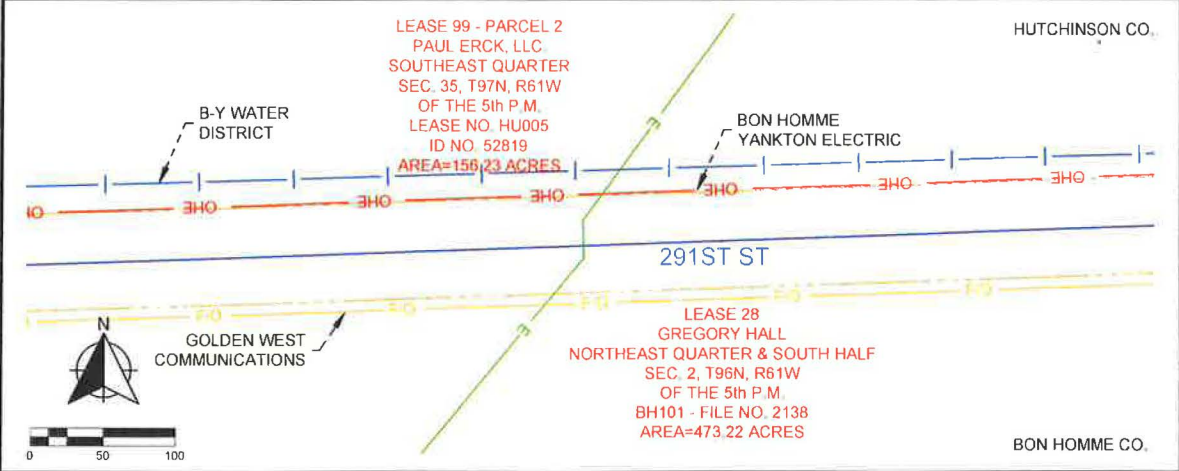
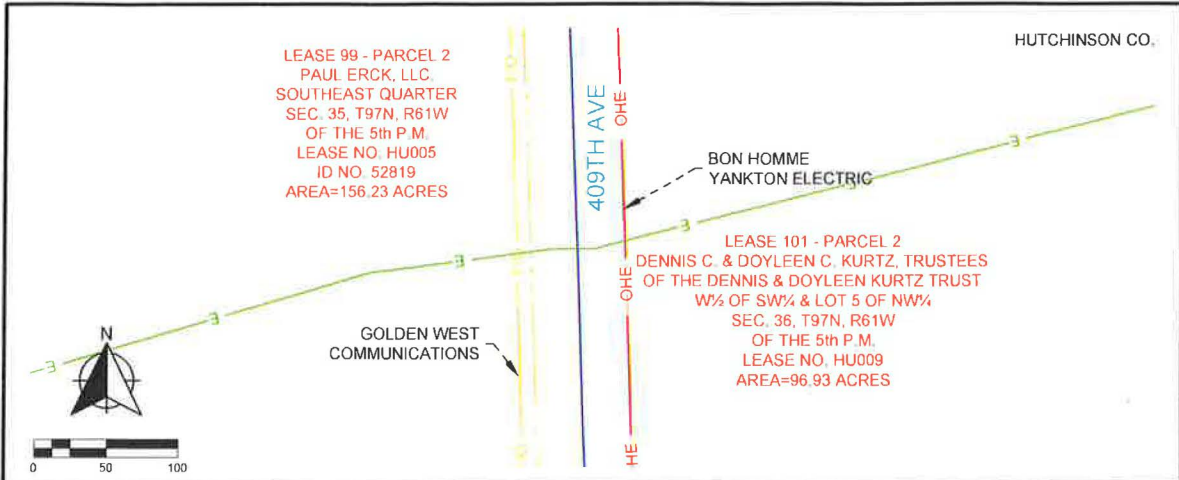
LEGEND

●	FOUND MONUMENT	—	PARCEL BOUNDARY
●PK	FOUND PK NAIL	- - -	RIGHT OF WAY LINE
○	SET MONUMENT	— · — ·	GRAVEL ROAD ROW LINE
○	UTILITY POLE	- - -	MIN MAINTENANCE ROAD ROW LINE
□	UTILITY PEDESTAL	—	OHE EX. OVERHEAD ELECTRIC
⊗	WATER VALVE	—	UGE EX. UNDERGROUND ELECTRIC
		—	FIBER OPTIC LINE
		—	WATER LINE
		—	PROPOSED COLLECTION LINE
		—	FENCE LINE



LEGEND

- | | | | |
|-----|------------------|-----------|--------------------------------|
| ● | FOUND MONUMENT | — | PARCEL BOUNDARY |
| ●PK | FOUND PK NAIL | — — — | RIGHT OF WAY LINE |
| ○ | SET MONUMENT | — — — — | GRAVEL ROW LINE |
| ○ | UTILITY POLE | — — — — — | MIN MAINTENANCE ROAD |
| ○ | UTILITY PEDESTAL | — — — — — | OHE — EX. OVERHEAD ELECTRIC |
| ⊗ | UTILITY POLE | — — — — — | UGE — EX. UNDERGROUND ELECTRIC |
| | | — — — — — | FOP — FIBER OPTIC LINE |
| | | — — — — — | WATER LINE |
| | | — — — — — | PROPOSED COLLECTION LINE |
| | | — — — — — | FENCE LINE |

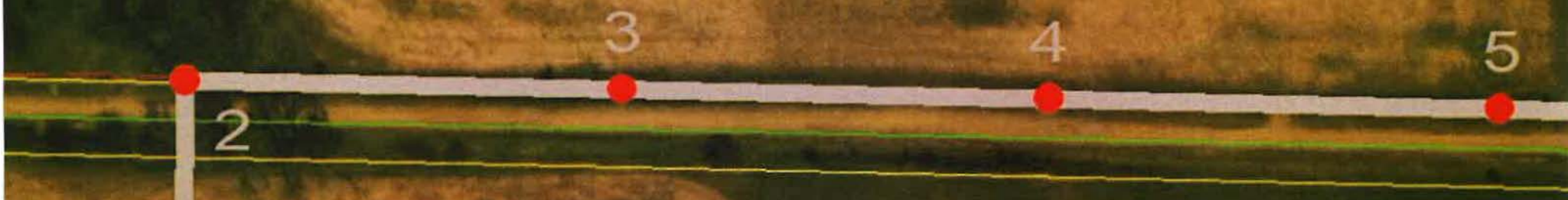


LEGEND

- | | | | |
|-----|------------------|---------|--------------------------------|
| ● | FOUND MONUMENT | — | PARCEL BOUNDARY |
| ●PK | FOUND PK NAIL | - - - | RIGHT OF WAY LINE |
| ○ | SET MONUMENT | — · — · | GRAVEL ROW LINE |
| ○ | UTILITY POLE | — · — · | MIN MAINTENANCE ROAD |
| □ | UTILITY PEDESTAL | — · — · | OHE — EX. OVERHEAD ELECTRIC |
| ⊗ | UTILITY POLE | — · — · | UGE — EX. UNDERGROUND ELECTRIC |
| | | — · — · | FIBER OPTIC LINE |
| | | — — | WATER LINE |
| | | — · — · | PROPOSED COLLECTION LINE |
| | | — * — * | FENCE LINE |

Generation Tie- Line Crossings

#01.28.3801
LOT A IN SW1/4 28-96-6
LAUREN & SYLVIA MEIER



1
PW Coyote
Substation









34

35

36

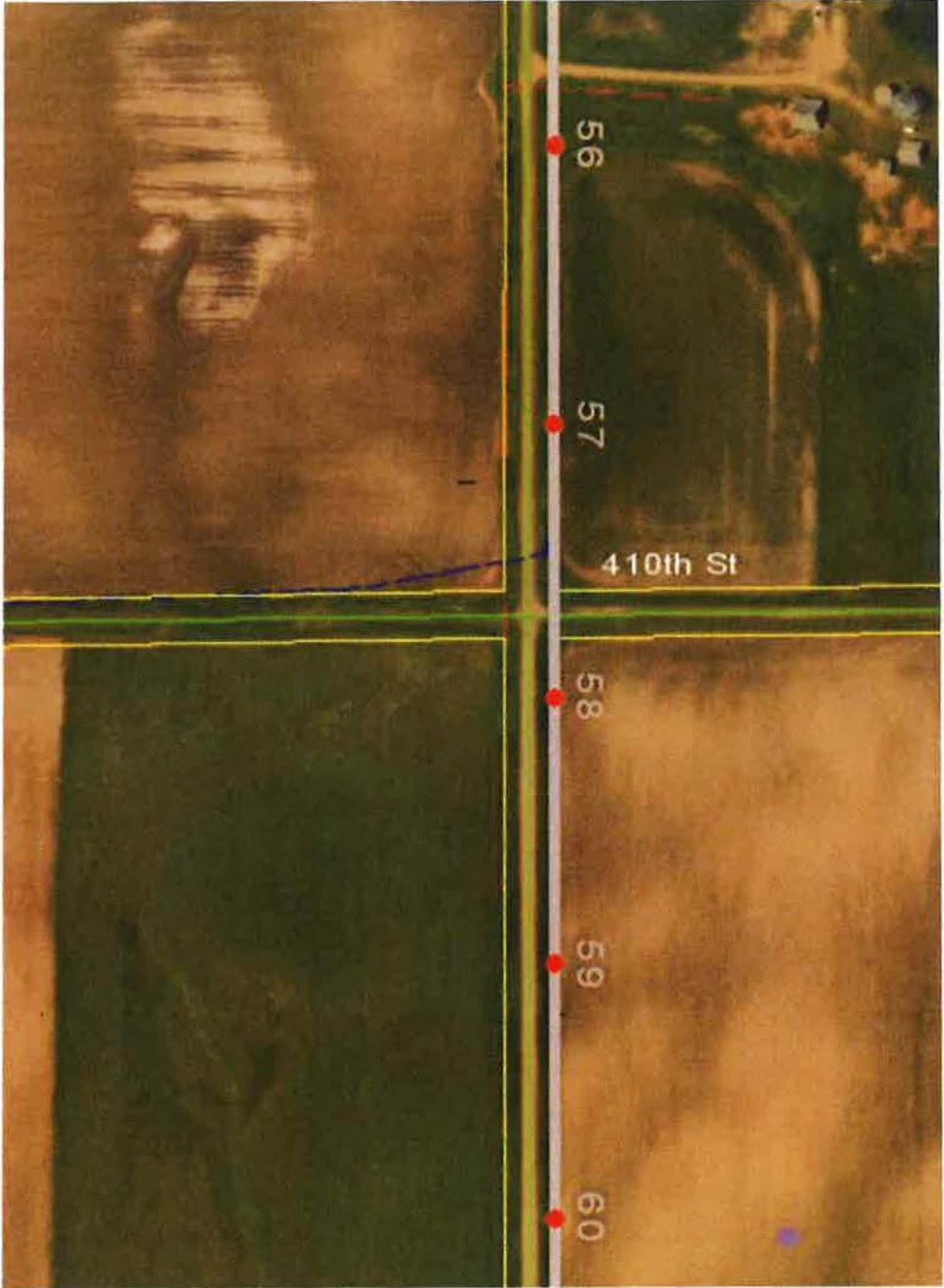
37

38

296th St

115kV PW T-Line
2-3ft outside 296th St ROW





#02.30.4800
S1/2 SE1/4 30-96-61
STEVEN & DIANNA HEIDINGER

HWY 37

115kV PW T-Line
2-3ft outside 296th St ROW

69 296th St

70

71

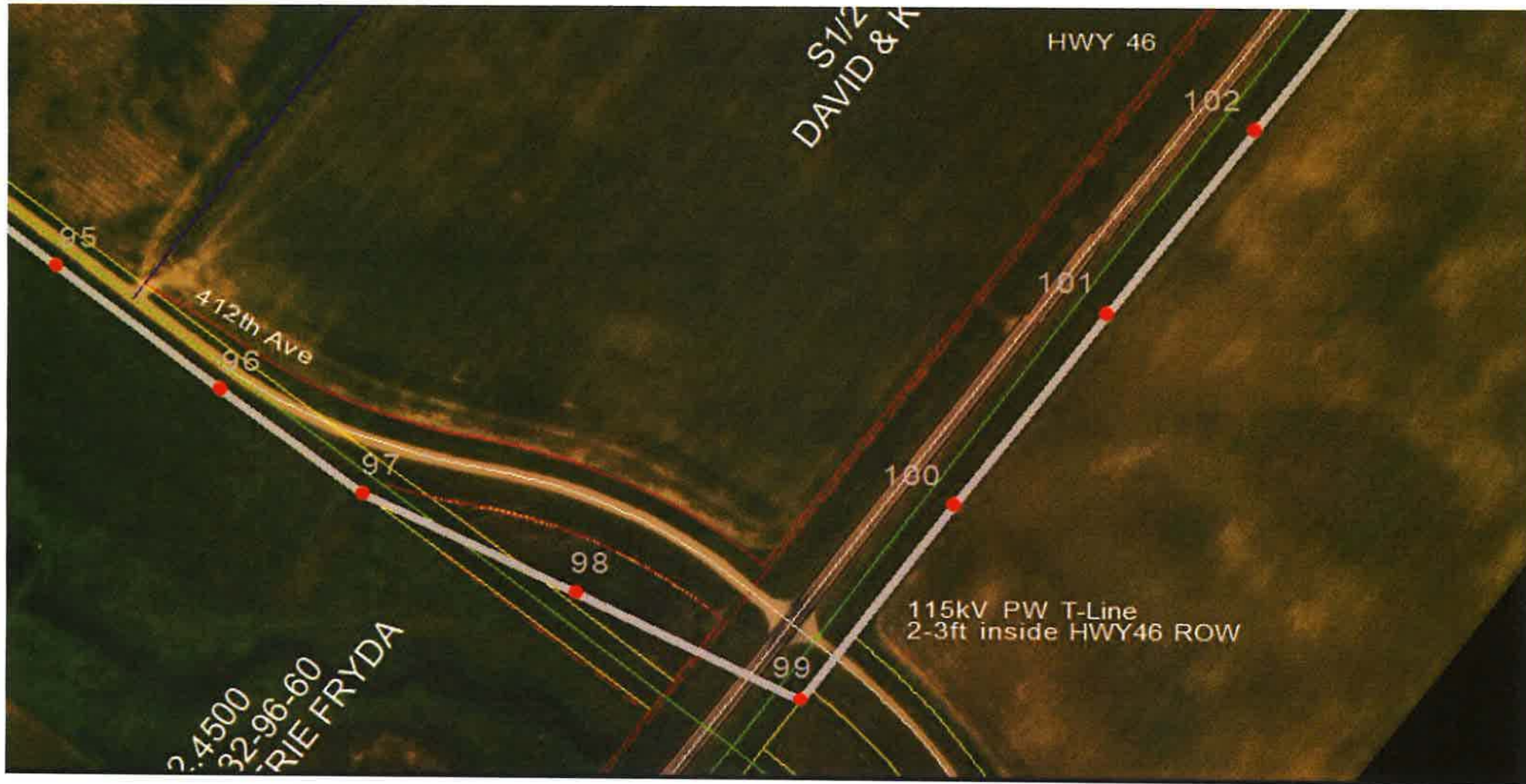
72

73

74







#02.34.3306
N1/2 SW1/4 & SW1/4 SW1/4 34-96-
DENISE DECKER

HWY 46

110

111

112

113

413th Ave



123

124

125

126

127

414th Ave

115kV PW T-Line
2-3ft inside HWY46

SW1/4 SW1/4 36-96-60
JON & ASHLEY JOHNSON

HWY 46

140

141

142

139

137

138

415th Ave

#07.01.20

NW1/4 1-9

RICHARD & VALE

#02.36.3488
58.63' OF E. 790' OF SE1/4 SW1/4 36-96-60
MAXWELL HUTTERIAN BRETHREN

S1/2
RICHARD

145

146

147

148

149

RICHAR





HWY 46

153

154

155

156

416th Ave

DU







HWY 46

190

191

192

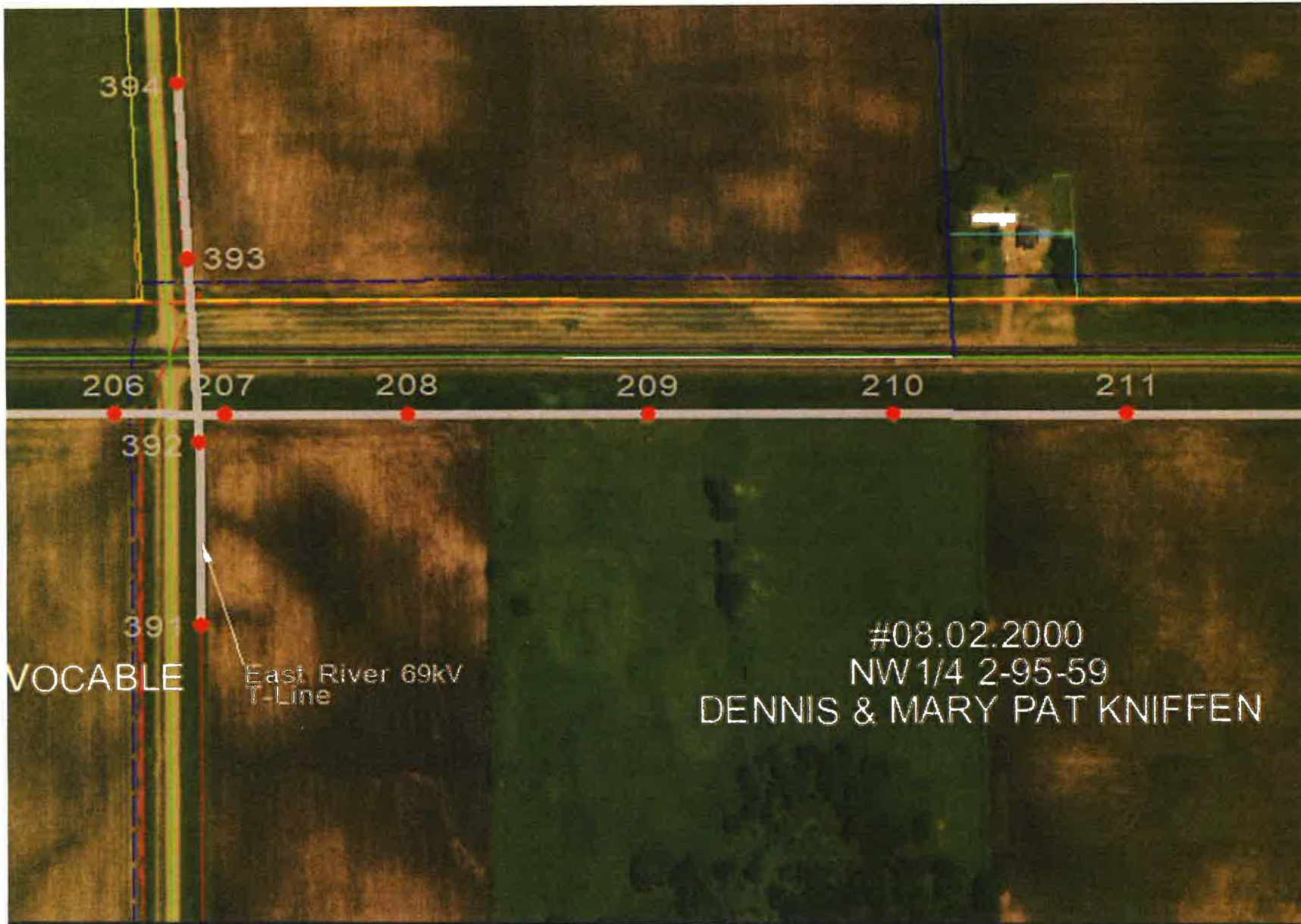
193

194

.04.1000
4 4-95-59
LA GUTHMILLER

419th Ave

W
ELNORA



394

393

206

207

208

209

210

211

392

391

VOCABLE

East River 69kV
T-Line

#08.02.2000
NW 1/4 2-95-59
DENNIS & MARY PAT KNIFFEN



HWY 46

219

220

221

222

223

115kV PW T-Line
2-3ft inside HWY46 ROW

421th Ave

#08.01.2270
TRACT 1 NW1/4 1-95-59
JAMES & PAM STEWART



232

233

234

235

236

4221h Ave

#09.06-2670
BALANCE OF N1/2 NW1/4 6-95-58
DUANE & KARON JONAS



423th Ave

244

245

246

247

248

249

#09.06.1500
TRACT B SCHORTZMAN'S ADDITION NE 1/4 6-95-58
JOSEPH CIJKA

#09.05.2000
NW 1/4 5-95-58
LYLE & JOANN IRELAND LI



HWY 25

HWY 46

257

258

259

260

261

262

1500
/4 5-95-58
REN STEWART

#09.04.2000
NW 1/4 4-95-58
RJLANDCO TRUST

HWY 25



#09.03.2000
NW1/4 3-95-58
ROGER & ROBIN NETH

425th Ave



426th Ave

HWY

285

286

287

288

289

290

115kV PW T-Line
2-3ft inside HWY46 ROW

#09.03.1500
B & E NE1/4 3-95-58
RTZMAN REVOCABLE TRUST

#09.
NW1/
NORMA JE

426th Ave



HWY 46

290

291

292

293

294

295

Rail Road

Rail Road

#09.02.2000
NW1/4 2-95-58
NORMA JEAN HEINBUCH

S & S



427th Ave

HWY 46

300

301

302

303

.02.1505
E1/4 2-95-58
EVOCABLE TRUST

427th Ave



428th Ave

313

314

315

316

115kV PW T-Line
2-3ft inside HWY46 ROW

N1
DOUGLAS S

0
5-58
L

1.1500
ITION E:1/2 NE 1/4 1-95-58
GALL