

May 9, 2019

John L. Thompson
479 Cedar Avenue
San Bruno, CA. 94066

Affidavit of John Thompson

My brother James and I own 5 parcels of property, just North East of the town of Stockholm. These parcels are inside the Project area of Crowned Ridge.

We noticed we were listed as participators on their map. We contacted NextEra and discussed the Problem. They offered us a lease and we declined. They then told us they could not proceed without our Permission, and they would update the information and maps to show we were not participators.

It has come to our attention that those maps have not been changed, nor has the Public Utilities Commission been informed of the error in the map or the lack of our participation.

I would like to note for the record, that we are **NOT** participators in any form of the Crowned Ridge Project, and do not give Crowned Ridge any authority to cross our land in any fashion.

Legal descriptions for your reference:

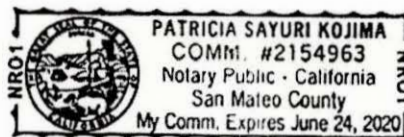
- S1/2 SE1/4 Sec 11-119-50
- W1/2 NE1/4 & SE1/4NE1/4 Sec 14-119-50
- SE1/4 EX RTY 14-119-50
- S1/2 NE1/4 & N1/2 SE1/4 11-119-50
- NE1/4 NE1/4 14-119-50

Sincerely,
John Thompson
May 9, 2019



A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness accuracy, or validity of that document.

State of California, County of San Mateo
Subscribed and sworn to (or affirmed) before me on this
9th day of May, 2019, by John Thompson
proved to me on the basis of satisfactory evidence
to be the person(s) who appeared before me.
Patricia Kojima Patricia Kojima
[Signature of Notary]



Email correspondence from NextEra Energy Resources, LLC ("NextEra")
(Started from last page, to this page)

Mr. Thompson,

Again – I would like to express my apologies for the delayed response and any inconvenience/stress this process may have caused your family. With that being said I would like to clarify a couple things for record.

NextEra Energy Resources, LLC ("NextEra") purchased the development rights to the proposed Cattle Ridge Wind Farm from Geronimo Energy, LLC in November 2017 to merge into the development of NextEra's Crowned Ridge Wind Project. Crowned Ridge is a 300 MW wind farm located in Grant and Codington Counties, South Dakota. At the time NextEra purchased the Cattle Ridge project from Geronimo it was conveyed that the Thompson properties were participating in the proposed wind farm. After further due diligence, our team was able to confirm that there was a mapping error and that the Thompson properties are not contracted (just as you have stated). NextEra or any other company(ies) do not have the right to perform any development or make any improvements on the properties unless there is a valid contractual agreement in place. With that said, the Project Site plan is not accurate (as depicted in your original email) and would need to be revised to relocate the proposed development from the property assuming it is not the family's wishes to participate in the project. Site Plan revisions are in process now to relocate the underground collection off of the property.

To clarify:

- 1) The Thompson properties are not participating in the project
- 2) NextEra does not have the right to locate an infrastructure on the properties without an executed lease agreement
- 3) NextEra is currently working to relocate the underground collection off of the property and will successfully do so (assuming the Thompson family does not want to participate in the project)

The public information hearing scheduled for tomorrow March 20th is a meeting scheduled for the general public, the applicant (NextEra or Crowned Ridge Wind) and the South Dakota Public Utility commission to meet in a public format and discuss the planned project. No decision (or approval) will be granted from the South Dakota Public Utility Commission (PUC) on March 20th. The Facility Permit application was submitted to the South Dakota PUC on January 30th 2019 and the South Dakota PUC review process is a 6-month review process with an anticipated approval expected in July 2019.

John has a number of questions for me during our phone conversation and many of which I cannot answer with 100% confidence mainly being because we did not complete field surveys on the property to determine what is viable for the siting of project infrastructure. If the family is indeed interested in participating we would love the opportunity to work with you all and talk through the possibilities which lie ahead. If it is your intention to have such conversations surrounding the family's possible participation in the project I kindly ask the family FIRST consider the following attached documents:

- **Right of Entry Agreement**
 - In summary, this agreement gives NextEra the right to access the property to conduct the necessary field surveys and site assessment analyses. This agreement does not allow for the siting of permanent infrastructure
- **Wind Farm Easement Agreement**
 - This is the standard agreement utilized by NextEra for the necessary wind farm easements to host project turbines and other associated project infrastructure
- **Collection Easement**
 - This is the standard agreement utilized by NextEra to host underground collection only (no turbines)

I hope this email helps address some of your questions and provides piece of mind in the interim. If the family would like to consider participating (after reviewing the attached agreement) we would be more than happy to discuss the properties to the extent possible (without having the necessary field surveys completed). I look forward to hearing from you.

Tyler Wilhelm

Project Manager

NextEra Energy Resources, LLC

Office (561) 694-3193

Cell (561) 602-3768

From: John Thompson [<mailto:jthompso@checkpoint.com>]

Sent: Tuesday, March 19, 2019 5:05 PM

To: Wilhelm, Tyler; James Thompson

Cc: john thompson; Russ.loyd@nexteraenergy.com

Subject: RE: Stockholm Township: J.Thompson Farm

Sounds good, thanks.

From: Wilhelm, Tyler [<mailto:Tyler.Wilhelm@nexteraenergy.com>]

Sent: Tuesday, March 19, 2019 13:44

To: James Thompson <jktho@icloud.com>

Cc: john thompson <ejohnny1@yahoo.com>; John Thompson <jthompso@checkpoint.com>; Russ.loyd@nexteraenergy.com

Subject: Re: Stockholm Township: J.Thompson Farm

James -

I apologize for the delay in my response. I was out of the office for unexpected reasons and I currently in route to South Dakota and operating from my mobile device.

As soon as I am at the hotel this evening I will send a formal email from my laptop with relevant attachments that were discussed previously.

Again - apologies for the delay. Also, happy to conduct a follow up call sometime tomorrow for any questions you may have following me email.

Thanks,

Tyler Wilhelm
NextEra Energy Resources

On Mar 19, 2019, at 3:27 PM, James Thompson <jktho@icloud.com> wrote:

CAUTION - EXTERNAL EMAIL

Tyler,

I don't believe I/we have received a follow-up response from you regarding the inquiry below dated March 5. I know you had mentioned on the phone to John that you weren't sure why Nextera Energy was publishing public maps that were color coded in green (erroneously in relation to our farm) to indicate properties as (A) under a signed lease for windmill installation and (B) to indicate that a power collection line would run across the property also under lease. In that conversation he relayed to me that you mentioned that this was an oversight and that no lease was on file with your organization.

However, I would like to again have this communication be a record for chain of evidence that no owner of this farm property has ever signed a lease with Nextera or previous company(ies) for any purpose related to wind or energy production (or similar). I would also ask again that you please immediately clarify the reason(s) why your company has marketed and submitted for public planning purposes a map that inaccurately "claims" that our family property Titled "John L Thompson" on your map is under any related lease agreement.

I understand that tomorrow there is a public hearing in South Shore, and that the remaining steps to begin executing the project are wrapping up in April. John and I are not in-state and unfortunately are unable to attend, otherwise I'd be happy to discuss with you in person. Therefore, I would appreciate your immediate attention to this communication and my questions below.

Thanks,

James Thompson

Begin forwarded message:

From: New New <jktho@me.com>
Date: March 05, 2019 11:26:16 PM
To:
Russ.loyd@nexteraenergy.com, tyler.wilhelm@nexteraenergy.com
Cc: ejohnny1@yahoo.com
Subject: Re: Stockholm Township: J.Thompson Farm

Tyler,

As Associate PM, looping you in on this thread for response.
Please see my inquiry below to Russ and map screenshot.

JT

On Mar 5, 2019, at 9:35 PM, New New <jktho@me.com> wrote:

Russ,

Hello. Cheryl forwarded us your information. I was reviewing your windmill planning map and it appears to not be accurate, can you help clarify?

If I'm reading your key correctly, the map erroneously indicates that our family farm labeled, John L. Thompson, is under a lease agreement for wind dev. This is not accurate. Secondly, the map currently shows a dashed line indicating plans for a collection line dissecting our property (via the creek). This is also not true. No agreement/lease/pass through access has been authorized by us, our family. Please advise, thanks.

John (my brother) and I would like to touch base with you directly by phone to get more direct information regarding development status, options, etc., if we can arrange a call with you later this week (?).

James Thompson

BEFORE THE SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION
BY CROWNED RIDGE WIND, LLC FOR A
PERMIT OF A WIND ENERGY FACILITY
IN GRANT AND CODINGTON COUNTIES

EL19-003

CERTIFICATE OF SERVICE

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(605)265-0326 - voice

I hereby certify that true and correct copies of the testimony of Allen Robish and John Thompson with attached emails were served electronically to the parties listed above and those listed on the Notice of Appearance on the 16th day of May, 2019.

/s/ David L Ganje 

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