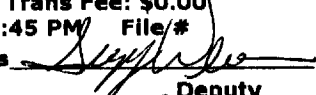


Prepared by:  
SWEETLAND WIND FARM, LLC  
c/o Scout Clean Energy  
5775 Flatiron Parkway, Suite 120  
BOULDER, CO 80301  
ATTN: LAND DEPT  
303-284-7566



I certify the within instrument was filed for record  
Doc: 202300187 Book: 92 MISC Page: 252 Pages: 9  
Hand County, SD Rec Fee: \$30.00 Trans Fee: \$0.00  
Recorded and Filed 3/15/2023 at 4:45 PM File #  
Suzy Wernsmann, Register of Deeds   
By \_\_\_\_\_, Deputy

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(Space above this line for Recorder's use only)

AFFIRMATION of  
Agreement Regarding Permit to Erect Poles and Wires and to Bury Cable for Electricity In and Along  
Public Highways  
between  
Sweetland Wind Farm, LLC  
and  
Hand County, South Dakota

The undersigned representatives of Sweetland Wind Farm, LLC, a Delaware limited liability company qualified to do business in South Dakota ("Developer"), and the Board of County Commissioners of Hand County ("County"), do hereby execute and deliver this Affirmation of that certain Permit to Erect Poles and Wires and to Bury Cable for Electricity In and Along Public Highways ("Permit") approved by the County as of the 2<sup>nd</sup> day of Feb., 2023 (the "Effective Date"). A copy of the Permit is attached to this instrument as Exhibit A and incorporated herein by this reference.

This instrument confirms the Agreement by Developer and County in recordable form so that it may be placed of record in the Office of the Recorder of Hand County, South Dakota, to provide public notice thereof.

IN WITNESS WHEREOF, each of Developer and County has caused their duly authorized representatives to sign this instrument on the dates indicated below, to be effective as of the Effective Date.

**[Signature Pages and Notary Acknowledgments Attached]**

**[Remainder of Page Intentionally Blank]**

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed as of the date shown above and to be effective as the Effective Date.

**DEVELOPER:**

SWEETLAND WIND FARM, LLC  
By: Matt Heck  
Name: Matt Heck  
Its: Vice President

STATE OF Colorado §  
COUNTY OF Boulder §

On this 24<sup>th</sup> day of January, 2023, before me a notary public, the undersigned officer, personally appeared Matt Heck, who acknowledged himself to be the Vice President of SWEETLAND WIND FARM, LLC, a Delaware limited liability company and that he as such officer, being authorized to do so, executed the foregoing instrument for the purpose therein contained by signing the name of the company by himself as Manger on behalf of such company.

In witness whereof, I hereto set my hand and official seal.  
Spencer Micali  
Notary Public State of Colorado

[SEAL]

My commission expires: 11/02/2026

**SPENCER MICALI**  
Notary Public  
State of Colorado  
Notary ID # 20224042133  
My Commission Expires 11-02-2026



**EXHIBIT A**

**PERMIT**

Attached hereto

**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 Hand County, SD.

Applicant: Sweetland Wind Farm, LLC

Project description (including location): Please see attached map and table for utility locations; the Sweetland Wind Project is planned to be located in Pearl, Hulbert and Rose Hill Townships

Application date: January 24<sup>th</sup>, 2023

Start date: Q2 2021                      Completion Date: Q4 2023

Proposed electrical connection points (description or map): Attached map

Route over which the applicant desires to construct lines or bury underground cable (description or map): Attached map

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

Size and type of electrical poles, wires or cables being installed: 34.5kV underground collector lines approximately 3 inches in diameter; 230kV overhead transmission line with 16-inch diameter poles

Method of installation: Directional boring underground collection; direct embedment up to 12 feet below grade for overhead transmission line

Depth of cover for buried facilities: Minimum 42 inches underground collection

Distance of aboveground lines from roadway centerline: Minimum 25 feet above road

Certificate of Public Convenience and Necessity (if any):           N/A          .

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.

Applicant 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. As engineering is finalized and construction commences on the project, minor shifts of the crossings may occur due to subsurface obstacles encountered. All parties approve that these minor modifications may occur.

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

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

Submitted by: 

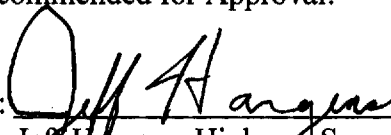
MATT HECK  
(Name)

Vice President  
(Title)

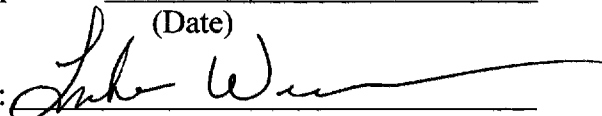
5775 Flatiron Parkway, Suite 120  
(Address)

Boulder, Colorado 80301  
(City, State, Zip Code)

Recommended for Approval:

By:   
Jeff Hargens, Highway Superintendent

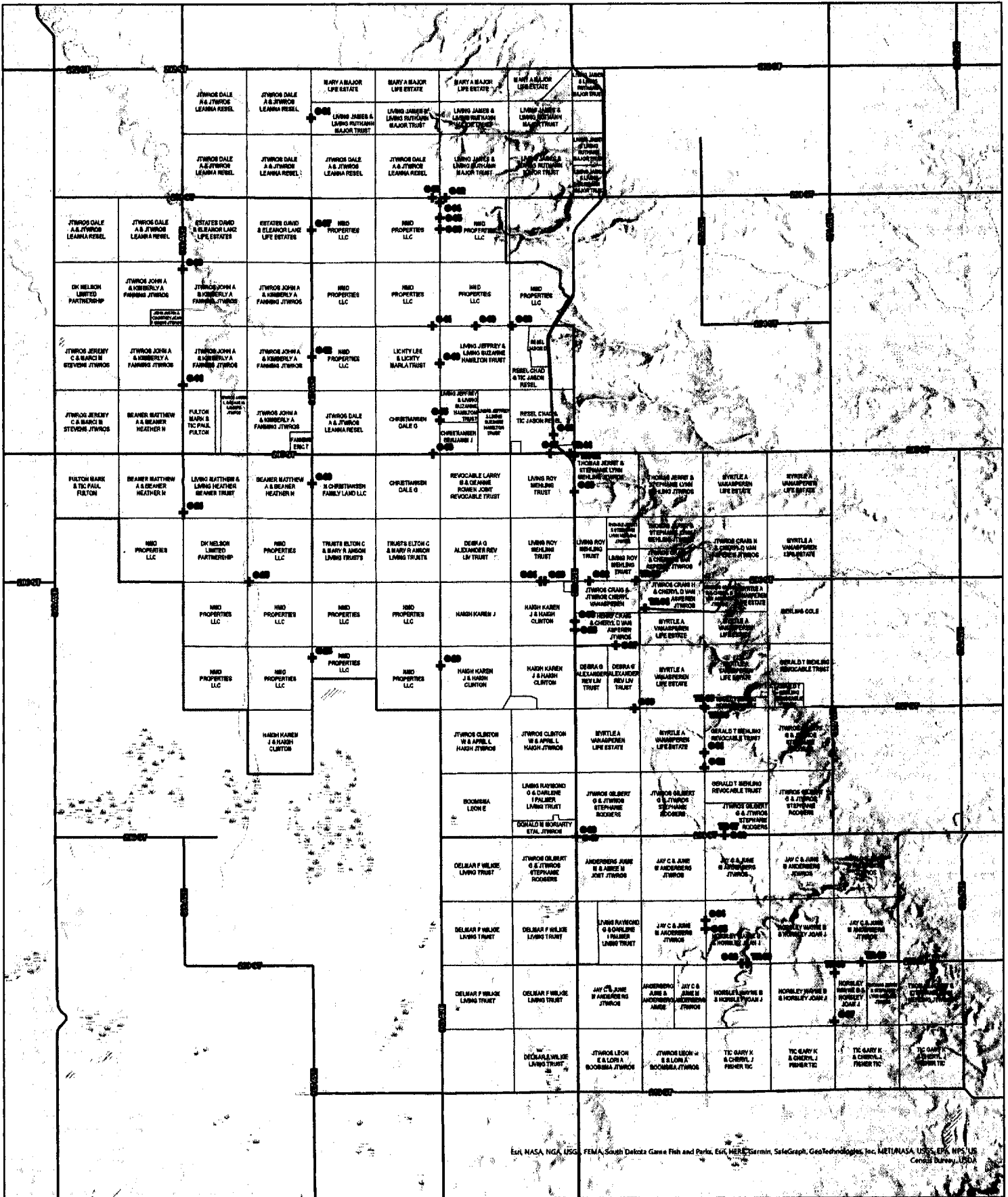
Approved: 02/21/2023  
(Date)

By:   
Chairman, Board of County  
Commissioners

67747800





<b>Utility Company</b>	<b>CONTACT PHONE NO.</b>	<b>Contact</b>	<b>Email</b>	<b>Mailing Address</b>
CENTURYLINK	605-229-7441	CORY MOSER	<a href="mailto:cory.moser@centurylink.com">cory.moser@centurylink.com</a>	15 4th Ave SW, Aberdeen, SD 57401
DAKOTA ENERGY ELECTRIC COOP	800-353-8591	LYNN KRUSE	<a href="mailto:lkruse@dakotaenergy.coop">lkruse@dakotaenergy.coop</a>	1003 N Broadway Ave, Miller, SD 57362
MID DAKOTA RURAL WATER SYSTEM	605-853-2105	WAYNE RUHNKE	<a href="mailto:wayne.ruhnke@mdrws.com">wayne.ruhnke@mdrws.com</a>	608 W 14th St, PO Box 318, Miller, SD 57362
VENTURE COMMUNICATIONS COOP	800-824-7282	CLINT BUCHHOLZ	<a href="mailto:cjintb@venture.coop">cjintb@venture.coop</a>	P.O. Box 157, 218 Commercial Ave. SE, Highmore, SD 57345





# Sweetland Wind Farm

Hand County, SD  
Right of Way Crossing Map

-  Project Boundary
-  Local Road
-  Parcels
-  Right of Way Crossing

