

DECOMMISSIONING SURETY BOND

BOND NO. 190047588

Effective Date: October 1, 2022

KNOW ALL PERSONS BY THESE PRESENTS that **Wild Springs Solar, LLC, 8400 Normandale Lake Blvd, Suite 1200, Bloomington, MN 55437**, as Principal ("Principal") and **The Ohio Casualty Insurance Company, a corporation duly organized under the laws of Massachusetts, 1001 4th Avenue, Suite 1700, Seattle, WA 98154**, and licensed to do business in the State of South Dakota, as Surety ("Surety"), are held and firmly bound unto **South Dakota Public Utilities Commission ("PUC"), Capitol Building, 1st Floor, 500 E Capitol Ave, Pierre, SD 57501**, and **Pennington County Planning Commission ("Planning Commission"), 130 Kansas City Street, Rapid City, SD 57001** as Obligees ("Obligees"), in the penal sum **Three Million and 00/100 Dollars (\$3,000,000.00)**, for the payment of which sum we hereby jointly and severally bind ourselves, our heirs, executors, administrators, successors and assigns, firmly by these presents.

THE CONDITION OF THIS OBLIGATION is such that:

WHEREAS, the PUC has issued an Energy Facility Permit together with Conditional Use Permit CU 20-18 issued by the **Planning Commission** (collectively, the "Permits), to the Principal authorizing the construction, operation, and maintenance of a utility scale solar energy system ("Facility") in Pennington County;

WHEREAS, the Principal is required to provide security to cover the costs of decommissioning the Facility in the event it is not decommissioned by the Principal as required under the Permits ("Decommissioning Obligations");

WHEREAS, the Principal is posting this Decommissioning Surety Bond as a guarantee that the Decommissioning Obligations will be completed as required.

IT SHALL BE UNDERSTOOD that this bond shall be for the benefit of the Obligees as their interests may appear.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS that, if the Principal faithfully completes all the Decommissioning Obligations set forth under said Permits, then this Bond shall be void; otherwise, it shall remain in full force and effect. Provided however that the Surety may cancel this bond by giving at least 60 days' advance written notice to the Obligees, by certified or registered mail. Such notice shall not discharge the liability of the Surety for any default prior to the effective cancellation date. Further, if the Principal fails to provide the Obligees with replacement security acceptable under the terms of said Permits, then the Surety, at its sole discretion, shall 1) rescind its cancellation notice by registered or certified mail or 2) promptly arrange for the decommissioning of the Facility in accordance with the Decommissioning Obligations or 3) agree to pay the Obligees for any out of pocket costs incurred for decommissioning of the Facility minus any salvage. In no event shall the liability of the Surety exceed the penal sum of the bond.

Signed, sealed and dated this 29th day of September, 2022.

Wild Springs Solar, LLC

Principal

By:



The Ohio Casualty Insurance Company

Surety

By:



Rita Jorgenson, Attorney-In-Fact



This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: **8205080-976369**

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Jack Anderson; Rita Jorgenson; Ronald Kaihoi

all of the city of Montevideo state of MIN each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 23rd day of March, 2021.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By: David M. Carey
David M. Carey, Assistant Secretary

State of PENNSYLVANIA
County of MONTGOMERY ss

On this 23rd day of March, 2021 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.



Commonwealth of Pennsylvania - Notary Seal
Teresa Pastella, Notary Public
Montgomery County
My commission expires March 28, 2025
Commission number 1126044
Member, Pennsylvania Association of Notaries

By: Teresa Pastella
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 29th day of September, 2022.



By: Renee C. Llewellyn
Renee C. Llewellyn, Assistant Secretary


ACKNOWLEDGEMENT OF SURETY

STATE OF MINNESOTA

COUNTY OF CHIPPEWA



On this 29th day of September, 2022, before me, a Notary Public within and for said County, personally appeared **Rita Jorgenson** to me personally known, who being by me duly sworn he/she did say that he/she is the attorney-in-fact of **The Ohio Casualty Insurance Company**, the corporation named in the foregoing instrument, and the seal affixed to said instrument is the corporation seal of said corporation, and sealed on behalf of said corporation by authority of its Board of Directors and said **Rita Jorgenson** acknowledged said instrument to be the free act and deed of said corporation.


NOTARY PUBLIC
My Commission Expires
1/31/2023

