

Appendix F



Minnesota Department of Natural Resources

Division of Ecological Resources, Box 25

500 Lafayette Road

St. Paul, Minnesota 55155-4025

Phone: (651) 259-5107 Fax: (651) 296-1811 E-mail: krista.larson@dnr.state.mn.us

April 1, 2008

Mr. Kevin Walli
Fryberger, Buchanan, Smith, and Frederick, P.A.
332 Minnesota Street, Suite West 1260
Saint Paul, MN 55101

Re: Request for Natural Heritage information for vicinity of proposed Sibley County Wind Project,
T112N R30W Sections 2, 9, 10, 11, 13, 14, & 15, Sibley County
NHNR Contact #: ERDB 20040924-0002

Dear Mr. Walli,

As requested, the Minnesota Natural Heritage Information System has been queried to determine if any rare species or other significant natural features are known to occur within an approximate one-mile radius of the proposed project. Based on this query, there are no known occurrences of rare features in the area searched.

The Natural Heritage Information System (NHIS), a collection of databases that contain information about Minnesota's rare natural features, is maintained by the Division of Ecological Resources, Department of Natural Resources. The NHIS is continually updated as new information becomes available, and is the most complete source of data on Minnesota's rare or otherwise significant species, native plant communities, and other natural features. However, the NHIS is not an exhaustive inventory and thus does not represent all of the occurrences of rare features within the state. Therefore, ecologically significant features for which we have no records may exist on the project area.

Please be aware that this letter focuses only on potential effects to *rare natural features*; there may be other natural resource concerns associated with the proposed project. This letter does not constitute review or approval by the Department of Natural Resources as a whole. If you would like further information on the environmental review process, please contact your Regional Environmental Assessment Ecologist, Todd Kolander, at (507) 359-6073.

An invoice in the amount of \$71.68 will be mailed to you under separate cover within two weeks of the date of this letter. You are being billed for the database search and printouts, and staff scientist review. Thank you for consulting us on this matter, and for your interest in preserving Minnesota's rare natural resources.

Sincerely,

A handwritten signature in black ink that reads "Krista A. Larson".

Krista A. Larson
Endangered Species Environmental Review Technician

DNR Information: 651-296-6157



1-888-646-6367



TTY: 651-296-5484



1-800-657-3929

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April, 2008

*Sibley County Wind Project
Permit Application
Docket No. IP-6666/WS-08-208*

Appendix G

From: Cinadr, Thomas [mailto:Thomas.Cinadr@MNHS.ORG]
Sent: Wednesday, April 09, 2008 10:15 AM
To: Bill D. Lunzer
Subject: RE: Sibley Wind Project

THIS EMAIL IS NOT A PROJECT CLEARANCE.

This message simply reports the results of the cultural resources database search you requested. The database search produced results for only previously known archaeological sites and historic properties. Please read the note below carefully.

No historic properties were identified in a search of the Minnesota Archaeological Inventory and Historic Structures Inventory for the search area requested. A report containing the archaeological sites identified is attached.

The result of this database search provides a listing of recorded archaeological sites and historic architectural properties that are included in the current SHPO databases. Because the majority of archaeological sites in the state and many historic architectural properties have not been recorded, important sites or structures may exist within the search area and may be affected by development projects within that area. Additional research, including field survey, may be necessary to adequately assess the area's potential to contain historic properties.

If you require a comprehensive assessment of a project's potential to impact archaeological sites or historic architectural properties, you may need to hire a qualified archaeologist and/or historian. If you need assistance with a project review, please contact Kelly Gragg-Johnson in Review and Compliance @ 651-259-3455 or by email at kelly.graggjohnson@mnhs.org<<mailto:kelly.graggjohnson@mnhs.org>>.

The Minnesota SHPO Survey Manuals and Database Metadata and Contractor Lists can be found at <http://www.mnhs.org/shpo/survey/inventories.htm>

The search was performed for T 112 N, R 30 W, Sections 2, 9, 10, 11, 13, 14, 15.

Archaeological Site Locations

Site Number	Site Name	Twp.	Range	Sec.	Quarter Sections	Acres	Phase	Site Description	Tradition	Context	Reports	NR	CEF	DOE
21SB0007		112	30	13	SE-SE	0.1		LS			THY-76-01			

County: Sibley

Sibley County Wind Project
 Permit Application
 Docket No. IP-6666/W/S-08-208

Appendix H

LAW OFFICES

FRYBERGER, BUCHANAN, SMITH & FREDERICK, P.A.

ST. PAUL OFFICE

FIRST NATIONAL BANK BUILDING
332 MINNESOTA STREET
SUITE W-1260
ST. PAUL, MINNESOTA 55101
TELEPHONE (651)221-1044
FAX (651)221-1035

DULUTH OFFICE

700 LONSDALE BUILDING
302 WEST SUPERIOR STREET
DULUTH, MINNESOTA 55802
TELEPHONE (218)722-0861
FAX (218)725-8800

MEMORANDUM

TO: FIELD(Name)
FIELD(Tribe)
FIELD(Address)
FIELD(City, State)

FROM: Kevin Walli, Fryberger, Buchanan, Smith & Frederick, P.A.
(As Applicants' Representative for Breezy Bucks-I LLC, Breezy Bucks-II LLC, Salty Dog-I LLC, Salty Dog-II LLC, Windy Dog-I LLC, Windy Dog-II LLC, Roadrunner-I LLC, Jan Marie's Wind Machine LLC, Mark's Money Machine LLC and Wally's Wind Farm LLC)

RE: Initiation of Section 106 Review Process -- National Historic Preservation Act

DATE: July 16, 2004

Dear FIELD(Salutation)

My clients are applying for federal financial assistance from the Renewable Energy Systems and Energy Efficiency Improvements Grant Program administered by the Office of Rural Development, United States Department of Agriculture. We have been authorized by that Agency to initiate the consultation process required under Section 106 of the National Historic Preservation Act (NHPA). We have attached for your review the entire packet of materials which has been submitted to the USDA Rural Development office for 10 individual projects which will be sited close to one another in Cornish Township, Sibley County, Minnesota.

Section 106 of the NHPA requires federal agencies to take into account the effects of their undertakings on historic properties. To achieve this, federal agencies are required to consult with the State Historic Preservation Officer, Indian Tribes, Tribal Historic Preservation Officers, applicants, and other interested individuals and organizations. The goal of consultation is to identify historic properties potentially affected by the undertaking, assess its effects and seek ways to avoid, minimize or mitigate any adverse effects on historic properties.

You have been identified as a possible consulting party under 36 CFR Part 800.2(c). We are providing you with the enclosed information regarding our proposed project and respectfully request your comments with respect to the potential for our proposed project to impact any eligible or listed historic and cultural resources. Specifically, we would appreciate any comments you may have on the following issues:

- The described proposed project;
- The described area of potential effect;
- The potential effects of the undertaking on any historic or cultural properties we have thus far identified;
- Information regarding any religiously significant, archeological or cultural resources important to you that have yet to be identified, and,
- The potential effect to any such properties and recommended mitigation measures.

The USDA Rural Development environmental review process for this particular program is under strict timelines so we are respectfully requesting that you submit comments within 30 days from receipt of this letter.

If you have any questions regarding this letter, please contact Kevin Walli by mail at 332 Minnesota Street, Suite W-1260, St. Paul, MN 55101 or by phone at (651) 221-1044 or you may contact David Gaffaney, USDA Rural Development directly by mail at 375 Jackson Street, Suite 410, St. Paul, MN 55101 or by phone at (651) 602-7814.

Mr. Leonard Eller
Flandreau Santee Sioux Executive Committee
P.O. Box 283
Flandreau, SD 57028

Ms. Doreen Hagen
Prairie Island Indian Community
5636 Sturgeon Lake Road
Welch, MN 55089

Mr. James "CJ" Crawford
Sisseton-Wahpeton Dakota Nation
P.O. Box 509
Agency Village, SD 57262

Ms. Helen M. Blue
Upper Sioux Community of Minnesota
P.O. Box 147
Granite Falls, MN 56241-0147

Ms. Ann Larsen
Louwer Sioux Indian Community Council
P.O. Box 308, 39527 Res Highway 1
Morton, MN 56270

Mr. Roger Trudell
Santee Sioux Tribe of Nebraska
425 Frazier Avenue No., Suite 2
Niobrara, NE 68760

Mr. Valentino White
Spirit Lake Tribal Council
P.O. Box 359
Fort Totten, ND 58335