RIGHT-OF-WAY NOTICE TO PROCEED

Certified/Registered Mail-Return Receipt Requested

INSTRUCTIONS -- Use Certified or Registered Mail or hand deliver. Send or give original to Holder: Distribute other copies as indicated after receipt date.

Holder: Ocotillo Express LLC

In accordance with the terms and conditions of the above-referenced right-of-way grant or TUP, you are hereby authorized to proceed with the activities noted below at the locations specified. Maps are attached: ☐ Yes ☐ No

Activity: The holder may proceed with the operation and maintenance of the Ocotillo Express Wind Facility as authorized in the right-of-way grant and described in the plan of development, if the attached conditions are met.

Field Manager: El Centro Field Manager

Custe inspection and compliance of the Right-of-Way or TUP stipulations will be conducted by the authorized officer's representative

R. Brian Paul, Project Manager

Authorized officer is

Margaret L. Goodro

Field Manager

El Centro Field Manager

1661 S. 4th Street
El Centro, CA 92243

(Office, Street Address, City, State, Zip)

530-680-9112

(Office Phone Number)

12/21/2012

(Date)

Authorized Signatory: Dyann Blaine

Ocotillo Express LLC

12/21/12

(Firm Name)

(Date)

☐ HOLDER ☐ CASE FILE
Attachment 1:
Conditions to NTP

1. Commercial operation and maintenance of turbines may only proceed after the turbines are connected to the Project’s System Control and Data Acquisition (SCADA) system.

2. The BLM has reviewed the Operational Compliance Plans submitted by Holder and has provided an initial approval of those plans, subject to additional review. All components of the required Operational Compliance Plans must be fully implemented as submitted and/or modified by the BLM for any portion of the project under commercial operation.

3. Construction activities on any portion of the project site will continue to be subject to the requirements of the applicable Construction Compliance Plans until the conclusion of construction activities. The Holder must seek concurrence from BLM that construction activities have been concluded and the applicable conditions have been met. All personnel working on the project site shall receive that applicable WEAP training while construction activities are ongoing.

4. Within 120 calendar days of completion of construction, the Holder will submit to the Authorized Officer as-built drawings and a certification of construction verifying that the facility has been constructed in accordance with the design, plans, specifications, and applicable laws and regulations.

5. Prior to the conclusion of construction activities, the Holder shall submit the long-term management plan for NRHP-eligible, CRHR-eligible sites or sites treated as eligible for project management purposes.