

FPL ENERGY ILLINOIS WIND, LLC

PETITION FOR SPECIAL USE TO

THE DEKALB COUNTY BOARD



FPL Energy



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TAB 1

APPLICATION FOR ZONING ACTIONS

SPECIAL USES

FILE NUMBER

PARCEL NUMBER

Name of Applicant: FPL Energy Illinois Wind, LLC, Attention: Anthony Pedroni

Address: 700 Universe Boulevard City: Juno Beach

State, Zip: Florida, 33408-2683 Phone: 561-304-5646

Attorney: G. A. Finch and Pamela Berkowitz, Hoogendoorn & Talbot, LLP

Address: 122 S. Michigan Avenue, Suite 1220 City: Chicago

State, Zip: Illinois, 60603 Phone: 312-786-2250

Owner of Property: Numerous; please see attached list.

Address: _____ City: _____

State, Zip: _____ Phone: _____

Legal Description of property: (May be attached) Please see attached.

SPECIAL USES

Existing Zoning District: A-1 Agricultural District

Existing Use: Various agricultural uses

Proposed Special Use: Wind energy conversion system (wind turbines and related electric collection lines and fiber-optic cables) use substantially similar to the essential service structure contained in Section 4.02(C)(1)(m) of the DeKalb County Zoning Ordinance

The undersigned grants the DeKalb County Planning Director or his/her designee and the Hearing Officer permission to enter upon the property described on this application for the purpose of inspection.

FPL ENERGY ILLINOIS WIND, LLC

By:



G. A. Finch, Esq., Authorized Agent

December 31, 2008

Date

Received By

SPECIAL USE REQUESTS

Please provide responses to the following statements:

1. The proposed Special Use complies with all applicable provisions of the applicable district regulations.

The Applicant requests a special use to permit the siting and construction of its wind turbines. The proposed project meets all of the ordinance requirements for special use in that: a) the proposed special use complies with all applicable provisions of the applicable district regulations, in this case, A-1, Agricultural District; b) the proposed project will not be unreasonably detrimental to the value of other property in the neighborhood in which it is to be located or to the general public welfare; c) the proposed project's location and size as well as the nature and intensity of the operation associated with it will not be a special use that will prevent development and use of neighboring property in accordance with the applicable zoning district requirements; d) to the extent applicable, adequate utility, drainage, and other such necessary facilities have been or will be provided; e) the proposed project can be operated in a manner that is not detrimental to the permitted developments and uses in the district; f) the proposed project can be developed and operated in a manner that is visually compatible with the permitted uses in the surrounding area; and g) the subject site is a unique wind energy resource for the area, is compatible with current agricultural land use, and is adjacent to the an electrical transmission system serving Illinois' largest loads making it an ideal site for wind energy conversion system facility; and, accordingly, the proposed project is essential and desirable to preserve and promote the public health, safety, and general welfare of the area.

2. The proposed Special Use will not be unreasonably detrimental to the value of other property in the neighborhood in which it is to be located or the public welfare at large.

The proposed project will not be detrimental to the value of area property. In fact, FPLE's recent experience in other wind energy center areas around the country has indicated that the value of the property with wind energy centers has increased, while adjacent property values have remained largely the same.

The proposed location of the wind energy center is within an area devoted to almost entirely agricultural uses. Wind energy centers are consistent with, promote the continuance of, and preserve agriculture as farmers can easily plant, fertilize, apply insecticide and harvest their crops and graze livestock around the turbines. Cattle can graze and crops can be grown right up to the edge of the roads and towers. The proposed number of turbines and access roads will occupy approximately 200 acres. Wind energy centers provide a steady annual income stream to farmers, thus helping to enhance the economic stability of their farming operations. In addition, the Applicant is offering Community Partnership Agreements to homeowners within .75 miles, making the potential number of participants in excess of 300 owners. The proposed project will not require extensive ongoing construction work and, therefore, disruption to the landowners and properties is minimal.

- 3. The location and size of the Special Use, the nature and intensity of the operation involved in or conducted in connection with the property, and the location of the site with respect to the street giving access to it are such that the Special Use will not dominate the immediate neighborhood so as to prevent development and use of neighboring property in accordance with the applicable Zoning District Regulations. In determining whether the Special Use will so dominate the immediate neighborhood, consideration shall be given to:**
- a. What are the location, nature and height of buildings, structures, walls and fence on the site?**
 - b. What is the nature and extent of proposed landscaping and screening on the proposed site?**

The proposed project maintains the purpose and intent of the A-1, Agricultural District to ensure that land areas well suited for production of food and fiber are retained for such production and are unimpeded by the establishment of incompatible uses that would hinder farm operations and irretrievably deplete agricultural lands. The proposed project maintains the other specific purposes for which the A-1 District was established, namely, 1) to preserve woodlands and wetlands associated with farms and attendant water retention and groundwater recharge areas, habitat for plant and animal life, as well as aesthetic and scenic value that contributes to the unique character of the agricultural district, 2) to continue to provide an agricultural basis for land tax assessments, 3) to prevent the conversion of agricultural land to scattered non-farm development which increases the cost of public services and results in the premature disinvestment in agriculture, 4) the proposed project maintains the purpose to preserve and protect

land for agricultural and agriculture-compatible uses, and 5) the proposed project meets and upholds the applicable special use permit standard that the proposed use shall be sited on a lot in a manner which minimizes the amount of productive agriculture land which is converted to the proposed use.

4. Address off-street parking and loading area standards.

There are no ascertainable off-street parking and loading area issues. All related underground cable and road construction will occur during the project development. During construction, the equipment necessary for the wind turbines will be delivered to the sites for construction; however, given that the wind turbines will be widely dispersed in rural areas of the county, there will be very minimal impact, if any, on traffic during construction. During operations and maintenance, there will be virtually no increase in traffic since each turbine requires scheduled maintenance only on a semi-annual basis. The private gravel roads associated with the turbines will be maintained by FPL Energy Illinois and are unlikely to increase traffic in the area. As demonstrated by FPLE's other wind energy projects around the country, FPLE's wind turbines operate safely and efficiently and have not caused harm to people or property.

5. Address drainage, utility and other such necessary facilities that have been or will be provided.

The proposed project requires minimal infrastructure improvements, all of which will be provided by the Applicant. Because wind is stronger at higher elevations, turbines are not ordinarily placed in low area flood plains. Also, the project will and must comply with all state and federal laws concerning flood plains and wetlands. Accordingly, flooding and wetland issues are not likely to arise and no woodlands would be affected. Electric collection lines and fiber optic cables associated with the turbines will be installed by Applicant.

6. **The proposed uses, where such developments and uses are deemed consistent with good planning practice or can be operated in a manner that is not detrimental to the permitted developments and uses in the district: can be developed and operated in a manner that is visually compatible with the permitted uses in the surrounding area; shall in all other respects conforms to the applicable regulations of the district in which it is located; and are deemed essential or desirable to preserve and promote the public health, safety and general welfare of DeKalb County.**

The wide spacing and alignment of the turbines as well as their sleek design are aimed to maintain the aesthetic quality of the area. The towers are tubular with no guy wires and are painted a flat off-white color that picks up the color of the ambient light that helps the towers blend into the landscape. An added benefit of the tubular towers is that they do not attract birds. The slow turn of the rotors helps reduce noise and impacts on birds and bats. The highest reach of the rotor will not cause interference with air traffic, and the lowest reach of the rotor will be well above ground level.

The proposed wind energy conversion system facility project promotes the public health, safety and welfare, and will not disrupt or lessen the overall quality of life in DeKalb County. Wind energy conversion system facilities have a *de minimis* impact allowing for the continuation of agricultural uses, preservation of any woodland and wetlands associated with farms, and conservation of an agricultural way of life. The project will make substantial electrical power available using renewable, clean energy which promotes the public health and safety. The income to the landowners, the salaries to the permanent operations-and-maintenance workers and the taxes to the local governments will promote the general economic welfare of the area. A renewable source of electrical power is an essential service to the project area, and this project contributes to the energy independence and a cleaner environment for all areas.

TAB 2

DeKalb County Project Parcel Boundary Description

All that land located in part of Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 15, 18, 19, 20, 21, 22, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35 and 36, all in Township 39 North, and in Range 3 East of the Third Principal Meridian, in DeKalb County, Illinois, described as follows:

The S $\frac{1}{2}$ of Section 2, except PT of the N $\frac{1}{2}$ of the SW $\frac{1}{4}$ (EX. PIN 10-02-300-003) and except PT of the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of said Section 2 (EX. PIN 10-02-400-005); the NW $\frac{1}{4}$, the N $\frac{1}{2}$ of the SW $\frac{1}{4}$ and the S $\frac{1}{2}$ of the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ all in Section 3, except PT of the NW $\frac{1}{4}$ of said Section 3 (EX. PIN 10-03-100-005); the E $\frac{1}{2}$ of Section 4, except PT of said E $\frac{1}{2}$ of Section 4 (EX. PINs 10-04-100-001 and 10-04-200-003); the SW $\frac{1}{4}$ of Section 5, except PT of the W $\frac{1}{2}$ of the SW $\frac{1}{4}$ of said Section 5 (EX. PIN 10-05-300-007); and the SE $\frac{1}{4}$ of Fractional Section 6, except PT of the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of said Fractional Section 6 (EX. PIN 10-06-400-003); the SE $\frac{1}{4}$ of Fractional Section 7; the S $\frac{1}{2}$ of the NE $\frac{1}{4}$ and the W $\frac{1}{2}$ of Section 8, except PT of the W $\frac{1}{2}$ of the NW $\frac{1}{4}$ of said Section 8 (EX. PIN 10-08-100-003), and except PT of the W $\frac{1}{2}$ of the SW $\frac{1}{4}$ of said Section 8 (EX. PIN 10-08-300-003); the N $\frac{1}{2}$ of the NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of Section 9, except PT of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 9 (EX. PIN 10-09-100-003); the S $\frac{1}{2}$ of Section 10, except PT of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 10 (EX. PIN 10-10-3000-002) and except PT of the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of said Section 10 (EX. PIN 10-10-400-002); the E $\frac{1}{2}$ of Section 11; the W $\frac{1}{2}$ of Section 15, except PT of the W $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 15 (EX. PIN 10-15-100-003) and except PT of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 15 (EX. PIN 10-15-300-005); the E $\frac{1}{2}$ and the SW $\frac{1}{4}$ of Fractional Section 18, except PT of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Fractional Section 18 (EX. PIN 10-18-300-005) and except PT of the E $\frac{1}{2}$ of the E $\frac{1}{2}$ of said Fractional Section 18 (EX. PINs 10-18-200-003, 10-18-400-003, 10-18-400-007 and 10-18-400-008); the NE $\frac{1}{4}$ of Fractional Section 19, except PT of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Fractional Section 19 (EX. PIN 10-19-200-003); all of Section 20, except PT of the NE $\frac{1}{4}$ of said Section 20 (EX. PIN 10-20-200-003) and except PT of the SW $\frac{1}{4}$ of said Section 20 (EX. PINs 10-20-300-002 and 10-20-300-003) and except PT of the NW $\frac{1}{4}$ of said Section 20 (EX. PINs 10-20-100-004 and 10-20-100-005); the S $\frac{1}{2}$ of the NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of Section 21, except PT of the N $\frac{1}{2}$ of the NW $\frac{1}{4}$ of said Section 21 (EX. PIN 10-21-100-003); the W $\frac{1}{2}$ of Section 22, except PT of the NW $\frac{1}{2}$ of the NW $\frac{1}{4}$ of said Section 22 (EX. PIN 10-22-100-001) and except PT of the W $\frac{1}{2}$ of the SW $\frac{1}{4}$ of said Section 22 (EX. PIN 10-22-300-002); all of Section 25, except the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of said Section 25 (EX. PINs 10-25-400-004 and 10-25-400-006); the S $\frac{1}{2}$ of Section 26, except PT of the SW $\frac{1}{4}$ of said Section 26 (EX. PIN 10-26-300-003) and the E $\frac{1}{2}$ of Section 26, except PT of the N $\frac{1}{2}$ of the E $\frac{1}{2}$ of said Section 26 (EX. PIN 10-26-200-002); the NW $\frac{1}{4}$ and the S $\frac{1}{2}$ of Section 27, except PT of the SW $\frac{1}{4}$ of said Section 27 (EX. PINs 10-27-300-002 and 10-27-300-007) and except PT of the SE $\frac{1}{4}$ of said Section 27 (EX. PINs 10-27-400-002 and 10-27-400-005); the SE $\frac{1}{4}$ of Section 28; the NW $\frac{1}{4}$ and the E $\frac{1}{2}$ of Section 29; the N $\frac{1}{2}$ of Fractional Section 30, except PT of the N $\frac{1}{2}$ of said Fractional Section 30 (EX. PINs 10-30-200-005 and 10-30-100-005); the SE $\frac{1}{4}$ and the S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Fractional Section 31; all of Section 32; the W $\frac{1}{2}$ of the NE $\frac{1}{4}$, the N $\frac{1}{2}$ of the SE $\frac{1}{4}$, and the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ all in Section 33, and the NW $\frac{1}{4}$ of Section 33, except PT of the NE $\frac{1}{4}$ of the

NW ¼ of said Section 34 (EX. PIN 10-34-100-003); the N ½ of Section 34, except PT of the E ½ of the NE ¼ of said Section 34 (EX. PIN 10-34-200-002); the NE ¼ of Section 35, except PT of the N ½ of said NE ¼ (EX. PINs 10-35-200-002, 10-35-200-003, 10-35-200-004 and 10-35-200-005) and the W ½ of Section 35, except PT of the W ½ of the W ½ of said Section 35 (EX. PIN 10-35-100-003, 10-35-100-002 and 10-35-300-002); and the W ½ and the SE ¼ of Section 36, except PT of the NE ¼ of the SE ¼ (PINs 10-36-400-003) and except PT of the S ½ of the SE ¼ of said Section 36 (EX. PINs 10-36-400-007 and 10-36-400-009), all located in Township 39 North, Range 3 East of the Third Principal Meridian, in DeKalb County, Illinois.

Also

All that land located in part of Sections 27, 28, 29, 30, 31, 32, 33 and 34, all in Township 39 North, and in Range 4 East of the Third Principal Meridian, in DeKalb County, Illinois, described as follows:

The S ½ of Section 27, except PT of the N ½ of the SE ¼ of said Section 27 (EX. PINs 11-27-400-004 and 11-27-400-005) and except PT of the S ½ of the SW ¼ of said Section 27 (EX. PIN 11-27-300-002); the S ½ of the S ½ of Section 28, the NW ¼ of the SW ¼ of said Section 28, and the W ½ of the NW ¼ of said Section 28, except PT of the NW ¼ of W ½ of said Section 28 (EX. PINs 11-28-100-003 and 11-28-502-001); all of Section 29, except PT of the N ½ of said Section 29 (EX. PINs 11-29-200-003, 11-29-200-014, 11-29-200-003, 11-29-200-007 and 11-29-502-001) and except PT of the S ½ of said Section 29 (EX. PINs 11-29-300-007 and 11-29-300-004); all of Section 30, except PT of the NE ¼ of said Section 30 (EX. PIN 11-30-200-004); all of Section 31, except PT of the W ½ of said Section 31 (EX. PINs 11-31-100-001 and 11-31-300-001); all of Section 32, except PT of the N ½ of said Section 32 (EX. PINs 11-32-100-002, 11-32-100-006, 11-32-100-004, 11-32-100-011, 11-32-100-014, 11-32-200-003, 11-32-200-007, 11-32-200-011 and 11-32-200-010) and except PT the N ½ of the SE ¼ of said Section 32 (EX. PIN 11-32-400-001); the N ½ of Section 33, except PTs of the NE ¼ and the NW ¼ of said Section 33 (EX. PINs 11-33-200-003, 11-330-100-002 and 11-33-100-005), the N ½ of the SW ¼ and the SW ¼ of the SW ¼ of Section 33, and the N ½ of the SE ¼ of Section 33, except PT of the N ½ of the SE ¼ of said Section 33 (EX. PINs 11-33-400-015, 11-33-400-008, 11-33-400-011 and 11-33-400-010); and the NW ¼ of Section 34; all located in Township 39 North, and in Range 4 East of the Third Principal Meridian, in DeKalb County, Illinois.

Also

All that land located in part of Sections 1, 4, 9, 16, 17, 18, 19, 20, 21, 29 and 30, all in Township 38 North, and in Range 3 East of the Third Principal Meridian, in DeKalb County, Illinois, described as follows:

The NW ¼, the SW ¼, and the SE ¼ of Section 1, except PT of the SE ¼ of the SE ¼ of said Section 1 (EX. PIN 13-01-400-003); the NE ¼, the W ½ of the SE ¼, and the E ½ of the SW ¼ of Section 4, except PT of the S ½ of the E ½ of the SW ¼ of said Section 4

(EX. PIN 13-04-300-005); the E ½ of Section 9; all of Section 16, except PT of the NW ¼ of the NW ¼ of Section 16 (EX. PIN 13-16-100-002), and except PT of the E ½ of said Section 16 (PINs 13-16-200-014, 13-16-200-009, 13-16-200-015, 13-16-200-017, 13-16-501-002, 13-16-400-002, 13-16-400-010, 13-16-400-007 and 13-16-400-008) and except PT of the S ½ of the SW ¼ of said Section 16 (EX. PIN 13-16-300-006); the N ½ of Section 17, except PT of the N ½ of Section 17 (EX. PINs 13-17-200-008, 13-17-200-007, 13-17-200-005, 13-17-501-001 and 13-17-501-002) and the E ½ of the SE ¼ of Section 17, except PT of the S ½ of the E ½ of the SE ¼ said Section 17 (EX. PIN 13-17-400-004); and all of Fractional Section 18, except the SE ¼ of said Fractional Section 128 (EX. PIN 13-18-400-004); the W ½ of Fractional Section 19, and the SE ¼ of said Section 19; the S ½ of Section 20, except PT of the SW ¼ of said Section 20 (EX. PINs 13-20-100-004 and 13-20-300-004); the SW ¼ of Section 21, except PT of said SW ¼ (EX. PINs 13-21-300-004 and 13-21-300-007); the NE ¼ of the SW ¼ of Section 29, the N ½ of the SE ¼ of said Section 29, the W ½ of the NE ¼ of Section 29, except PT of the N ½ of the W ½ of the NE ¼ of said Section 29 (EX. PIN 13-29-200-009), and the E ½ of the NW ¼ of Section 29, except PT of the W ½ of the E ½ of the NW ¼ of said Section 29 (EX. PIN 13-29-100-011); and all of Section 30, except PT of the E ½ of said Section 30 (EX. PINs 13-30-200-009, 13-30-200-007, 13-30-200-006, 13-30-400-007 and 13-30-400-008), all located in Township 38 North, and in Range 3 East of the Third Principal Meridian, in DeKalb County, Illinois.

Also

All that land located in part of Sections 4 and 5, in Township 38 North, and in Range 4 East of the Third Principal Meridian, in DeKalb County, Illinois, described as follows:

The N ½ of Section 4, except PT of the NE ¼ of said Section 4 (EX. PINs 14-04-200-009, 14-04-200-005, 14-04-200-010, 14-04-400-009 and 14-04-400-007); the NE ¼ of Section 5, except PT of the W ½ of the NE ¼ of said Section 5 (EX. PIN 14-05-200-003), and the S ½ of Section 5, except PT of the W ½ of the S ½ of said Section 5 (EX. PINs 14-05-300-007, 14-05-300-002, 14-05-300-008, 14-05-300-005, 14-05-300-006 and 14-05-300-009) and except PT of the E ½ of the S ½ of said Section 5 (EX. PINs 14-05-400-008, 14-05-400-004 and 14-05-400-009), all located in Township 38 North, and in Range 4 East of the Third Principal Meridian, in DeKalb County, Illinois.

Tax numbers for subject parcels include:

parcel_numbers	1004400001	1010300003	1018300003	1022100004	1026300002
	1002300002	1005300002	1010400001	1018300004	1022300004
	1002300004	1005300005	1011100001	1018400006	1022300005
	1002400006	1006400002	1011300001	1019200007	1022300006
	1003100004	1007400001	1015100002	1020200002	1025100001
	1003300005	1008100002	1015300004	1020300001	1025200001
	1003300006	1008200002	1018200007	1020400001	1025300001
	1003400004	1008300002	1018200009	1021100004	1025400005
	1004200002	1009100002	1018200010	1021200002	1026200003
					1029100002

1029100003	1316100004	1133100004
1029200001	1316100005	1133200002
1030200004	1316200007	1133400006
1031300003	1316200013	1132200005
1031400001	1316300004	1133400014
1031400003	1316300005	1134100001
1032100002	1316400011	1319400001
1032200001	1316501001	1319400003
1032200002	1317100001	1320300006
1032300001	1317400006	1320300007
1033100002	1318100001	1034100001
1033200005	1318200001	1034100002
1033400002	1318200003	
1034200003	1318200004	
1035100005	1318300002	
1035200008	1319100002	
1036100002	1319300001	
1036400008	1319300002	
1127300003	1319400004	
1127300004	1319400005	
1127400002	1320300005	
1128300003	1320400001	
1128400002	1321300006	
1129100004	1329100010	
1129100005	1329400005	
1129200010	1330100001	
1129300006	1330100003	
1129300008	1330200008	
1129400004	1330200010	
1129400005	1330300005	
1129502002	1330300006	
1130100002	1330400005	
1130200009	1404100004	
1130200010	1404200006	
1131200005	1405200002	
1131400005	1405200004	
1132100015	1405400010	
1132300002	1009200001	
1132300004	1029400001	
1132400002	1029400002	
1132502003	1030100004	
1133300002	1005300003	
1301100001	1020100003	
1301400002	1032400001	
1304200001	1128100004	
1304300004	1128300001	
1304400003	1129200006	
1309200001	1129400003	
1309400001	1130400003	
1316100003	1131200003	

TAB 3

FPL ENERGY ILLINOIS WIND, LLC
NARRATIVE STATEMENT FOR DEKALB COUNTY CONCERNING LEE-
DEKALB WIND ENERGY CENTER

FPL Energy Illinois Wind, LLC (“Applicant” or “FPL Energy Illinois”) submits this application for special use to permit development of its first Illinois wind energy conversion system facility. The following narrative describes FPL Energy Illinois, sets out the benefits of a wind energy project, provides a project description, makes the request for a special use zoning action, and ends with the Applicant’s conclusion.

APPLICANT

Applicant was formed to own, construct, and operate this project and is a wholly owned subsidiary of FPL Energy, LLC (“FPLE”), which, in turn, is a subsidiary of FPL Group, Inc., one of the nation’s largest providers of electricity related services. FPLE is one of the nation’s leading wind energy producers. Through its operating subsidiaries, FPLE has constructed and now operates 55 similar wind energy projects in 16 states, including North Dakota, South Dakota, Kansas, New Mexico, Oklahoma, Wyoming, Minnesota and Wisconsin, as well as existing projects in Cerro Gordo, Story, Osceola, Winnebago and Hancock Counties in Iowa. The energy capacity of the completed FPL Energy projects totals more than 5,000 net megawatts (“MW”) representing approximately 33% of FPLE’s total electric generation. FPLE is a leader in providing renewable, environmentally sensitive sources of energy. Had the 2007 electric generation from FPL Energy’s wind energy projects come from traditional sources of power generation, nearly 9 million tons of carbon dioxide, 21,000 tons of sulfur dioxide and 13,000 tons of nitrogen oxide would have been released into the atmosphere. FPLE’s holdings account for 30% of the domestic wind market and for 10% of the global wind market. FPLE believes that cooperation with local governments, farmers, businesses and residents is vital, and this application is an important step in the overall development process. FPLE and its affiliated companies take great care in the design, construction, operation and maintenance of its wind energy centers and impose on themselves conditions that meet or exceed the requirements of local governments.

Wind energy projects are developed over an extensive period of time, and the process involves numerous in-depth technical studies. The wind resource must be sufficient for energy production, and turbine location must be carefully chosen to ensure compatibility with other area property users, wildlife, wetlands, flood plains, cultural resources, etc. FPLE performs systematic evaluation of its wind projects to ensure they are sited in an environmentally responsible manner and in compliance with local, state and federal laws and regulations. As part of this determination, the Applicant has completed studies on avian risk and will provide studies on sound, wetlands, cultural resources and similar matters before commencement of construction. A key issue in overall development is the provision of federal production tax credits. To take advantage of these credits, the Lee-DeKalb Wind Energy Center must be in service by December 31, 2009. Therefore this application is being filed to allow for the nine-month construction period necessary to ensure the deadline is met.

BENEFITS OF WIND ENERGY PROJECT

The project would provide substantial economic benefits to the area, as it would involve up to an approximately \$400 million investment in DeKalb County alone. The Lee-DeKalb Wind Energy Center is expected to generate 150 additional jobs within the State during the six-to-nine-month construction period and 15 full-time operation-and-maintenance jobs thereafter, with salaries ranging from \$40,000 to \$60,000. The Lee-DeKalb Wind Energy Center will utilize the services of Illinois contractors, suppliers and professional service providers in conjunction with construction and development. The completed project will provide intangible benefits to local business and educational institutions. Also, each wind turbine is expected to generate approximately \$13,500 per year in taxes. These taxes amount to approximately \$1,795,000 per year for the DeKalb portion of the project, and \$1,100,000 in payments to the local school district from the whole project. The project will generate enough electricity to power approximately 55,000 homes using renewable energy. Importantly, it will contribute to the nation's energy independence as well as to a clean environment. Finally, it will bring the State closer to meeting the 2010 mandated levels of renewable energy production.

PROJECT DESCRIPTION AND REQUEST FOR SPECIAL USE ZONING ACTION

Most of the subject land area is zoned A-1, Agricultural District, the Application is made pursuant to Section 4.02(C)(1)(m), and FPL Energy Illinois seeks to obtain a special use concerning a wind energy conversion system similar to the "essential service" special use within DeKalb County.

As part of this application, we have included the following materials:

1. the completed application form;
2. a legal description of the overall project area;
3. this narrative statement;
4. a list of proposed conditions on the project;
5. a map of the proposed project area;
6. a schematic of the anticipated wind turbine tower and assembly (turbine specifications and manufacturer may be subject to change);
7. a letter from the Illinois Department of Natural Resources assessing the limited environmental impact of the project;
8. comments from DeKalb County Soil and Water Conservation District; and
9. copies of the signature page of memoranda of option for easement agreement, of grant of easements, or of designation of agent forms of all current participating landowners who own land within the DeKalb County perimeter of the project.

FPL Energy Illinois seeks to develop an approximately 200 MW nameplate capacity wind energy conversion system within both DeKalb and Lee Counties. While final site determinations and landowner negotiations are ongoing, FPL Energy Illinois believes that the project will include 151 total turbines, with 133 to be located in DeKalb County (14 of which are within the zoning jurisdiction of the Villages of Lee and Shabbona) and 18 to be located in Lee County. The overall project will include underground electric collection lines and fiber-optic cables necessary to connect each of the turbines to an electric substation, gravel roads to provide access to the towers, an electric substation at the point of

connection to the main transmission lines, meteorological towers and an operation-and-maintenance facility.

The Applicant has entered into agreements with 83 landowners in DeKalb and Lee Counties, and each of these owners has consented to assist and cooperate in complying with or obtaining any zoning and land use permits and approvals for their properties including this Application. Applicant will own interests in the landowners' properties at or before commencement of construction of the turbines.

The Applicant requests a special use to permit the siting and construction of its wind turbines. The proposed project meets all of the ordinance requirements for a special use in that: a) the proposed special use complies with all applicable provisions of the applicable district regulations, in this case, A-1, Agricultural District; b) the proposed project will not be unreasonably detrimental to the value of other property in the neighborhood in which it is to be located or to the general public welfare; c) the proposed project's location and size as well as the nature and intensity of the operation associated with it will not be a special use that will prevent development and use of neighboring property in accordance with the applicable zoning district requirements; d) to the extent applicable, adequate utility, drainage, and other such necessary facilities have been or will be provided; e) the proposed project can be operated in a manner that is not detrimental to the permitted developments and uses in the district; f) the proposed project can be developed and operated in a manner that is visually compatible with the permitted uses in the surrounding area; and g) the subject site is a unique wind energy resource for the area, is compatible with current agricultural land use, and is adjacent to an electrical transmission system serving Illinois' largest loads making it an ideal site for wind energy conversion system facility; and, accordingly, the proposed project is essential and desirable to preserve and promote the public health, safety, and general welfare of the area.

The proposed project maintains the purpose and intent of the A-1, Agricultural District to ensure that land areas well suited for production of food and fiber are retained for such production and are unimpeded by the establishment of incompatible uses that would hinder farm operations and irretrievably deplete agricultural lands. The proposed project maintains the other specific purposes for which the A-1 District was established, namely, 1) to preserve woodlands and wetlands associated with farms and attendant water retention and groundwater recharge areas, habitat for plant and animal life, as well as aesthetic and scenic value that contributes to the unique character of the agricultural district, 2) to continue to provide an agricultural basis for land tax assessments, 3) to prevent the conversion of

agricultural land to scattered non-farm development which increases the cost of public services and results in the premature dis-investment in agriculture, 4) the proposed project maintains the purpose to preserve and protect land for agricultural and agriculture-compatible uses, and 5) the proposed project meets and upholds the applicable special use permit standard that the proposed use shall be sited on a lot in a manner which minimizes the amount of productive agriculture land which is converted to the proposed use.

The proposed project will not be detrimental to the value of area property. In fact, FPLE's recent experience in other wind energy center areas around the country has indicated that the value of the property with wind energy centers has increased, while adjacent property values have remained largely the same.

The proposed location of the wind energy center is within an area devoted to almost entirely agricultural uses. Wind energy centers are consistent with, promote the continuance of, and preserve agriculture as farmers can easily plant, fertilize, apply insecticide and harvest their crops and graze livestock around the turbines. Cattle can graze and crops can be grown right up to the edge of the roads and towers. The proposed number of turbines and access roads will occupy approximately 200 acres. Wind energy centers provide a steady annual income stream to farmers, thus helping to enhance the economic stability of their farming operations. In addition, the Applicant is offering Community Partnership Agreements to homeowners within .75 miles, making the potential number of participants in excess of 300 owners. The proposed project will not require extensive ongoing construction work and, therefore, disruption to the landowners and properties is minimal.

The proposed project requires minimal infrastructure improvements, all of which will be provided by the Applicant. Because wind is stronger at higher elevations, turbines are not ordinarily placed in low area flood plains. Also, the project will and must comply with all state and federal laws concerning flood plains and wetlands. Accordingly, flooding and wetland issues are not likely to arise and no woodlands would be affected. The wide spacing and alignment of the turbines as well as their sleek design are aimed to maintain the aesthetic quality of the area. The towers are tubular with no guy wires and are painted a flat off-white color that picks up the color of the ambient light that helps the towers blend into the landscape. An added benefit of the tubular towers is that they do not attract birds. The slow turn of the rotors helps reduce noise and impacts on birds and bats. The highest reach

of the rotor will not cause interference with air traffic, and the lowest reach of the rotor will be well above ground level.

All related underground cable and road construction will occur during the project development. During construction, the equipment necessary for the wind turbines will be delivered to the sites for construction; however, given that the wind turbines will be widely dispersed in rural areas of the county, there will be very minimal impact, if any, on traffic during construction. During operations and maintenance, there will be virtually no increase in traffic since each turbine requires scheduled maintenance only on a semi-annual basis. The private gravel roads associated with the turbines will be maintained by FPL Energy Illinois and are unlikely to increase traffic in the area. As demonstrated by FPLE's other wind energy projects around the country, FPLE's wind turbines operate safely and efficiently and have not caused harm to people or property.

CONCLUSION

In sum, the proposed wind energy conversion system facility project promotes the public health, safety and welfare, and will not disrupt or lessen the overall quality of life in DeKalb County. Wind energy conversion system facilities have a *de minimis* impact allowing for the continuation of agricultural uses, preservation of any woodland and wetlands associated with farms, and conservation of an agricultural way of life. The project will make substantial electrical power available using renewable, clean energy which promotes the public health and safety. The income to the landowners, the salaries to the permanent operations-and-maintenance workers and the taxes to the local governments will promote the general economic welfare of the area. A renewable source of electrical power is an essential service to the project area, and this project contributes to the energy independence and a cleaner environment for all areas. As demonstrated above, the many positive benefits of the proposed wind energy center will enhance the quality of life of DeKalb County.

TAB 4

FPL ENERGY ILLINOIS ENERGY ILLINOIS WIND, LLC

DEKALB COUNTY PROPOSED CONDITIONS FOR LEE-DEKALB WIND

ENERGY CENTER

1. FPL Energy Illinois Wind, LLC (“FPL Energy Illinois”) shall locate all wind turbines so as to maintain a setback distance from the edge of all existing public roads of not less than 437 feet, and from above-ground utility easements and property lines equal to or greater than the height, plus ten percent, of the blade tip at its highest point, unless written approval is received from the property owner allowing for a smaller setback from their property line. Distance will be measured from the center of the foundation at the base of the tower. The minimum distance between the ground and any protruding blade(s) utilized on a wind tower shall be one hundred (120) feet, as measured at the lowest point of the arc of the blades. The minimum distance shall be increased as necessary to provide for vehicle clearance in locations where over-sized vehicles might travel. The height of the mounted turbine shall not exceed two hundred and sixty-three (263) feet measured from the foundation at the base of the tower to the center line of the hub of the rotor.
2. Except as provided herein, the setback distance for wind towers shall be 1,400 feet or more from any existing or occupied residence or from the boundary of any lot, which as of December 31, 2008 is in an existing, platted and recorded subdivision. Distance shall be measured at the time of application for building permit from the center of the foundation at the base of the tower to the closest foundation wall of any existing or occupied residence or to the closest recorded developable lot line for a platted subdivision. A tower may be placed as near as 600 feet from an occupied residence with the prior written approval of the owner, which shall be submitted as part of the Building Permit Application.
3. This Special Use is intended to provide conditions to allow wind turbines, towers and related communications and electrical facilities. All wind power facility equipment and construction of the Wind Energy Center shall be in compliance with generally accepted engineering standards and all applicable county, state and federal regulatory standards including, but not limited to, the Uniform Building Code as adopted by the State of Illinois, the National Electrical Code as adopted by the State of Illinois, FAA requirements, EPA regulations (hazardous waste, construction, storm water, *etc.*) and any other statutory or regulatory requirements, subject to these conditions. Facility equipment shall conform to applicable industry standards including the American Wind Energy Association standards for wind turbine design and related standards adopted by the American Standards Institute (ANSI). Applicant shall submit certificates from equipment manufacturers that the equipment is manufactured in compliance with industry standards.

4. FPL Energy Illinois shall obtain all required permits from other governmental agencies (such as the Federal Aviation Administration) prior to commencing construction or as otherwise required by the applicable laws and regulations. Copies or evidence of such permits shall be submitted to the County on or before issuance of the first building permit for an individual wind tower. Building Permits shall be obtained from DeKalb County for the wind towers.
5. FPL Energy Illinois will work with local rescue authorities to provide training (at FPL Energy Illinois' expense) to personnel who can assist with a rescue from a wind turbine or tower.
6. Should shadow flicker in excess of 40 hours per year affect any adjoining residence with a view of the wind turbine that is not a participant in the project, FPL Energy Illinois shall use commercially reasonable efforts to remedy the problem on a case-by-case basis by undertaking measures such as trees or vegetation plantings or awning installations.
7. If any television or broadcast radio frequency interference is shown to be created by the Wind Energy Center, then FPL Energy Illinois shall use commercially reasonable efforts to mitigate any problems on a case-by-case basis.
8. Construction within DeKalb County shall commence within 36 months of the date of this Special Use Ordinance, with operations to commence within 18 months after issuance of building permits. The County Zoning Administrator may grant an extension of the foregoing time periods upon Applicant showing reasonable justification for such a request. After construction is complete, Applicant shall provide certified "as built" drawings to the County Zoning Administrator showing the location of the wind towers, roads, transmission lines and all other improvements related to the wind towers (collectively, the "Improvements") and a legal description of the land utilized for the Improvements. This Special Use shall thereafter automatically be modified to limit the legal description of the area of the Special Use to the land utilized for the Improvements.
9. FPL Energy Illinois shall provide dust control measures as may be commercially and reasonably required by the County during construction and shall repair any roads or other infrastructure damaged by Wind Energy Center construction or maintenance. Any road damage or repairs caused by the transport of the facility's equipment, the installation, maintenance or removal of same, must be completed to the commercially reasonable satisfaction of the Township Road Commissioner and the County Engineer. The Township Road Commissioner and County Engineer may choose to require either remediation of road repair upon completion of the project or are authorized to collect fees for oversized load permits. Further, a corporate surety bond in an amount to be fixed by the Township Road Commissioner or the County Engineer may be reasonably required by the Township Road Commissioner or the County Engineer to insure the Township or the County that future repairs are

completed to the commercially reasonable satisfaction of the unit of local government.

10. Applicant shall ensure that the facilities are properly decommissioned upon the end of the project life or facility abandonment. Applicant's obligations with respect to decommissioning shall include removal of all physical material pertaining to the project improvements to a depth of 48" beneath the soil surface, and restoration of the area occupied by the project improvements to as near as practicable to the same condition that existed immediately before construction of such improvements. On the anniversary of 15-years of operations, Applicant will provide a bond, letter of credit or other security acceptable to the County, for the cost of decommissioning each wind tower to be constructed under that Building Permit. When such tower is operational, such security shall be modified to cover the cost of removing all improvements above the foundation and shall not be released during the entire term of the Special Use until those improvements are removed. Applicant will provide an affidavit to the DeKalb County Board representing that all easements for wind towers shall contain terms that provide financial assurance, including access to the salvage value of the equipment, for the property owners to ensure that facilities are properly decommissioned within twelve (12) months after expiration of the applicable easement, lease or other property interest or earlier termination of the project.

11. FPL Energy Illinois shall offer to any homeowner currently located within .75 miles of a wind turbine and not participating in the Wind Energy Center, an opportunity to participate via the Community Partnership Program. This program shall be in effect and accessible at anytime for current homeowners to join throughout the duration of the Lee-DeKalb Wind Energy Center.

12. With respect to sound emissions from wind turbines, FPL Energy Illinois shall comply with all applicable federal and state regulations including the Illinois Pollution Control Board rules and regulations.

13. FPL Energy Illinois shall provide the following as part of its application for Building Permits for wind towers for approval by the County Planning and Zoning Department to confirm satisfaction of the conditions of this Special Use approval:
 - a. The property lines of the proposed site of construction.
 - b. Proposed location of the wind tower.
 - c. Location and description of all structures located on the property where the wind tower site is proposed.
 - d. Location of all transmission lines within a radius equal to two (2) times the height of the proposed wind tower.
 - e. Location of all underground utility lines on the wind tower site.
 - f. Dimensional representation of the structural components of the tower construction including the base and footings.

- g. Schematic of electrical systems associated with the wind tower including all existing and proposed electrical connections.
 - h. Manufacturer's specifications and installation and operation instructions or specific wind tower design information.
 - i. Certification by a registered professional engineer that the tower design is sufficient to withstand wind load requirements for structure as defined by BOCA.
 - j. Location of all access roads required for the wind tower including necessary approvals from the County Engineer for county roadways and Township Road Commissioner for township roadways.
 - k. A topographical map of the proposed site of construction.
 - l. Proposed location of all easements necessary for the operation of the wind tower (executed copies of which shall be submitted prior to issuance of Certificate of Occupancy).
 - m. Other information as reasonably required by the County Zoning Administrator.
14. All turbines shall be new equipment commercially available; no used, experimental or proto-type equipment still in testing shall be approved by the County Zoning Administrator.
 15. All solid waste, whether generated from supplies, equipment, parts, packaging, or operation or maintenance of the facility, including old parts and equipment, shall be removed from the site in a timely manner consistent with industry standards.
 16. All hazardous waste generated by the operation and maintenance of the facility, including but not limited to lubricating materials, shall be handled in a manner consistent with all local ordinances, and State and federal laws, rules and regulations.
 17. Coatings and colorings of wind towers shall be a non-reflective, unobtrusive color.
 18. To the extent feasible, the project shall consist of wind towers of similar design and size, including tower height. Further, all turbines shall rotate in the same direction.
 19. The project shall utilize minimal lighting. No tower lighting other than normal security lighting shall be permitted except as may be required by the FAA.
 20. If required by the FAA, the Applicant shall install aviation light deflectors on the medium to high intensity FAA red and white strobe lights and large red flashing lights to be used on the Wind Energy Center.
 21. All new power lines used to collect power from individual turbines and all communication lines shall be trenched-in and located underground at a depth consistent with local utility and telecommunication underground lines standards unless located on public or utility rights of way with approval of the County Zoning Administrator.

22. Applicant will repair field tiles damaged by Wind Energy Center construction and maintenance activities within two weeks of the date of receipt of notification by the Applicant, and will repair damage to other drainage facilities, including but not limited to waterways and drainage ditches, as soon as reasonably possible, but in any event within six (6) months of the date of receipt of notification by Applicant.
23. An engineer's certificate shall be completed by an engineer registered in the State of Illinois and shall certify that the tower and foundation are compatible with and appropriate for the turbine to be installed and that the specific soils at the site can support the apparatus and such certificate shall accompany each Building Permit application. All commercially installed wind turbines must utilize self-supporting, tubular towers with an internal ladder and locked door and a sign shall be placed on each tower stating "Warning Electrical Shock Hazard. No unauthorized person on tower. No Trespassing".
24. The Applicant shall provide information on underground utilities it constructs as part of the Wind Energy Center to the "One-Call System" operated by the Joint Utility Locating Information for Excavators company, commonly known as JULIE.
25. The Applicant shall catalogue and annually report to the County Planning and Zoning Department all birds that are discovered to have been injured or killed by the wind towers. The annual report of avian injuries and deaths shall include species, number, and dates when the injured or killed bird was discovered.
26. Prior to issuance of a Certificate of Occupancy, Applicant shall submit a certificate to the County Planning and Zoning Department verifying that any power transmission contracts and other legal rights are in place.
27. Applicant shall construct the project and the wind towers in substantial accordance with the following documents submitted as part of the public hearing, subject to modification so long as such modifications comply with the above conditions:
 - a. GE Wind Energy Megawatt Series 1.5 Wind Turbines GExle or GEsle and the Wind Turbine Drawing, both included in Applicant's Application submittals to the County (provided that these are prototypical schematics and may be modified based on change in manufacturer or engineering and technical modifications.); and
 - b. The Conceptual Project Overview Map with a last revision date of December 23, 2008 (provided that location of the towers is conceptual and subject to relocation based on satisfaction of the above conditions, negotiations with individual property owners and other project requirements).

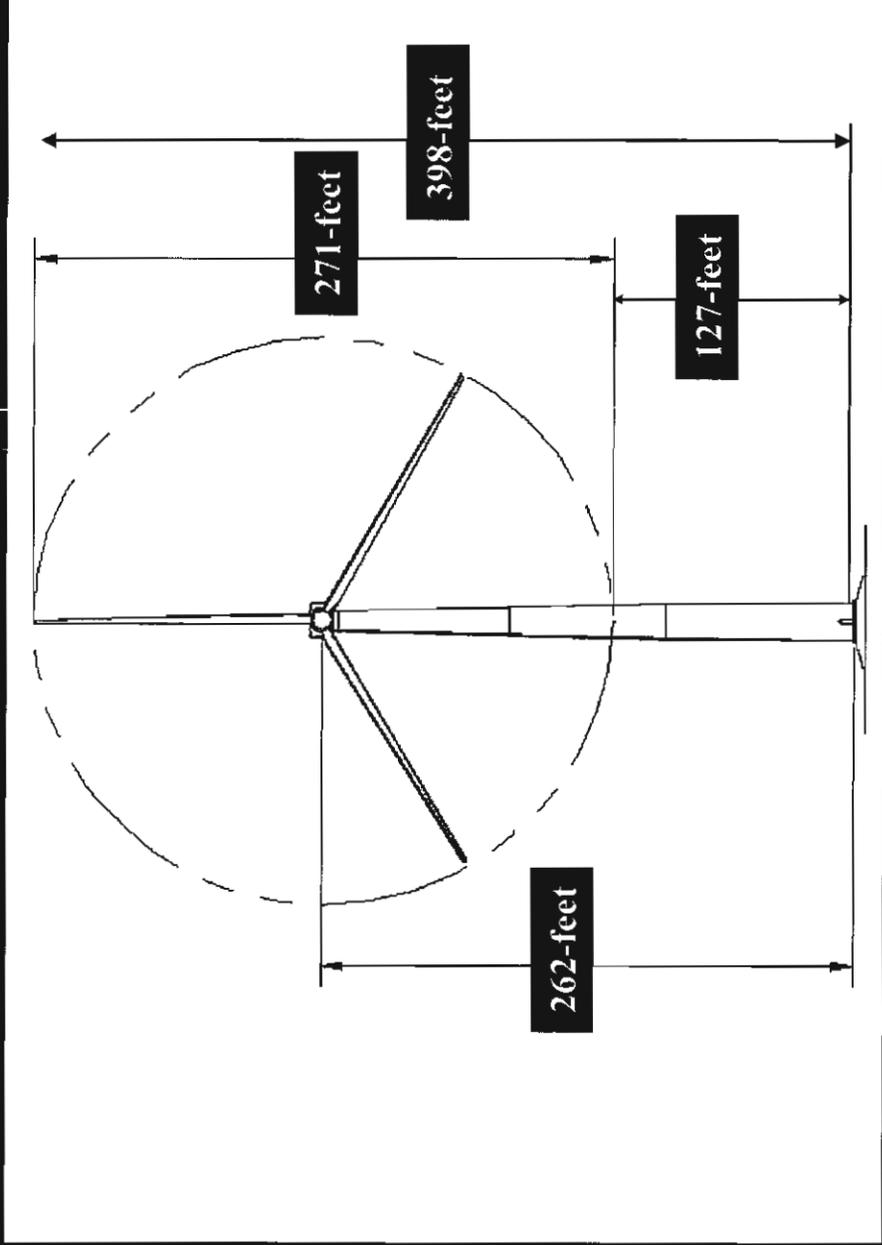
28. This Special Use may be transferred by the Applicant only upon the transferee's execution and delivery to the County Zoning Administrator of a letter agreeing to be bound by the foregoing conditions.

See separate Tab 5

TAB 5

TAB 6

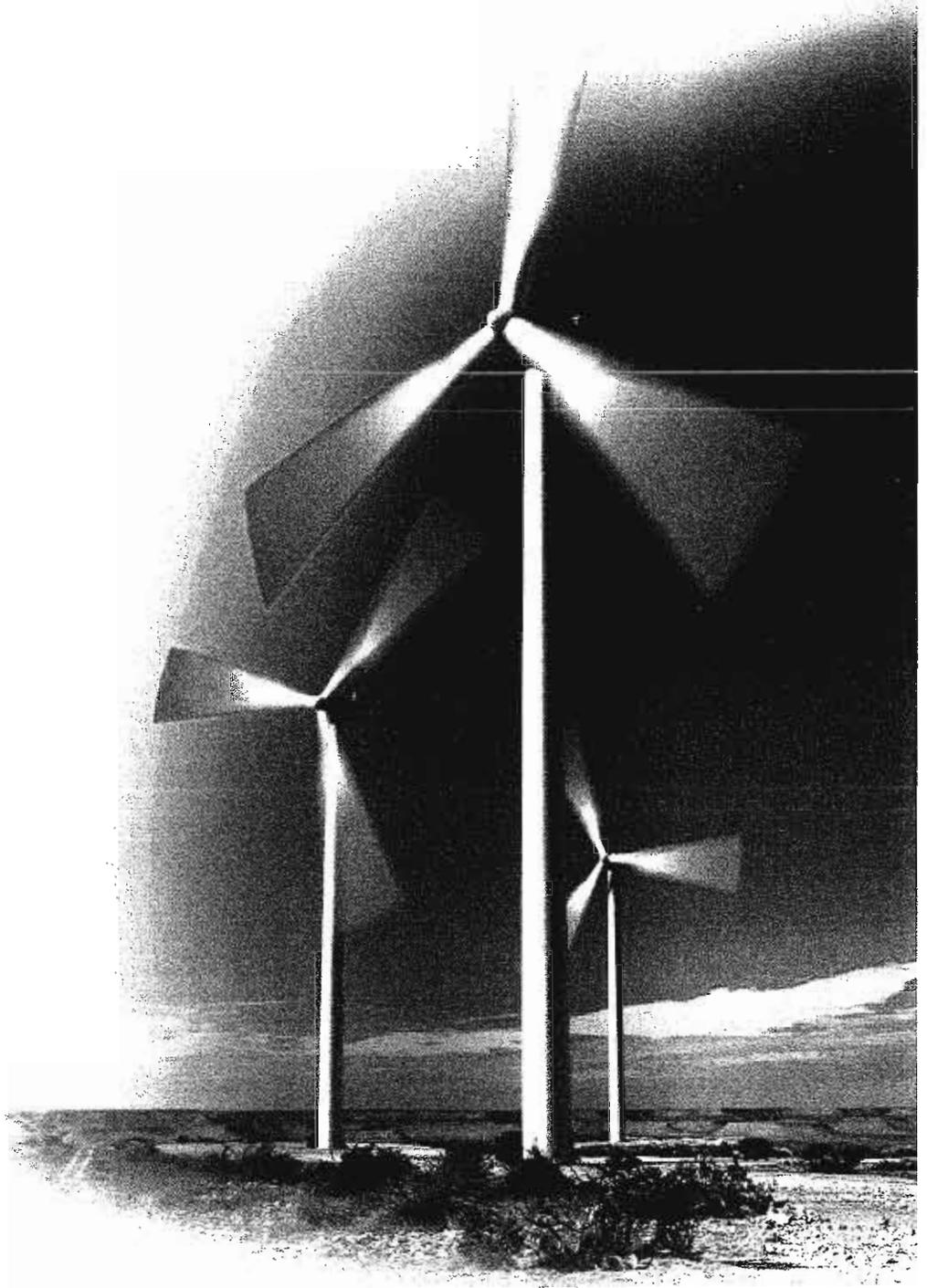
GE XLE Turbine Dimensions



GE
Energy

1.5 MW Wind Turbine

a product of
ecomagination™



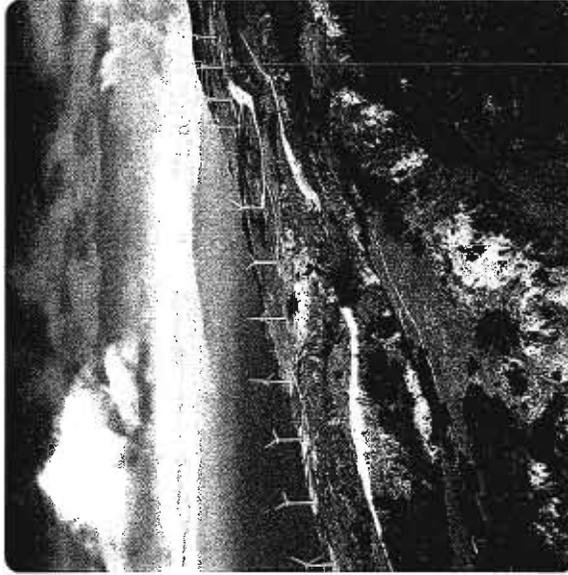
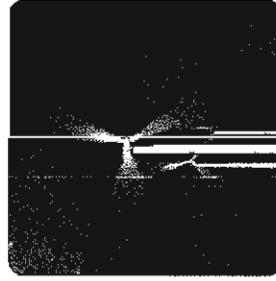
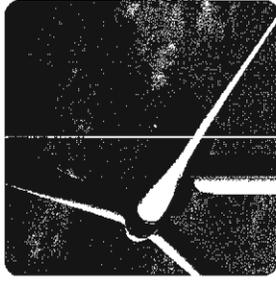
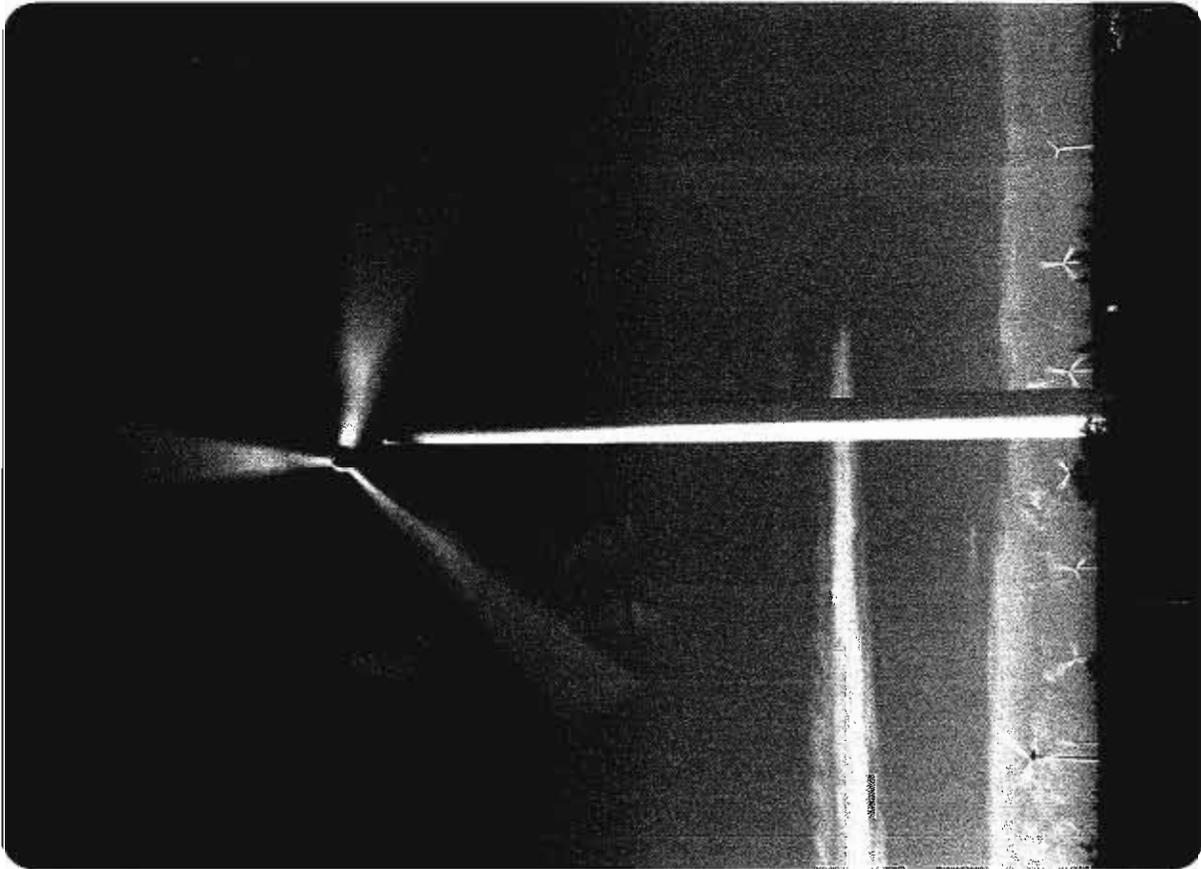
imagination at work

The industry workhorse

With energy demand increasing, fuel costs rising and growing pressure to address greenhouse gas emissions, the world needs a reliable supply of cleaner, reliable power, which is why GE continues to drive cutting-edge wind turbine technology.

Building on a strong power generation heritage spanning more than a century, our 1.5 MW wind turbine—also known as the industry workhorse—delivers proven performance and reliability, creating more value for our customers.

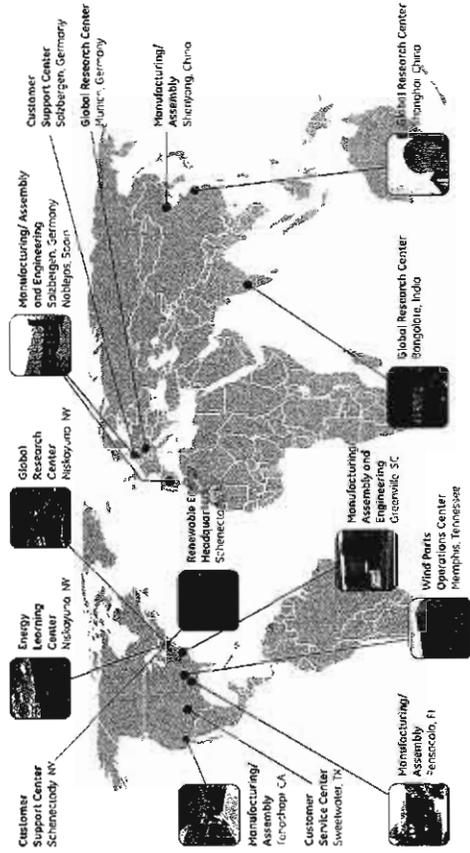
Our product strategy is focused on results that contribute to our customers' success. Every initiative we pursue bears our uncompromising commitment to quality and innovation, and our reputation for excellence can be seen in everything we do.



Global footprint

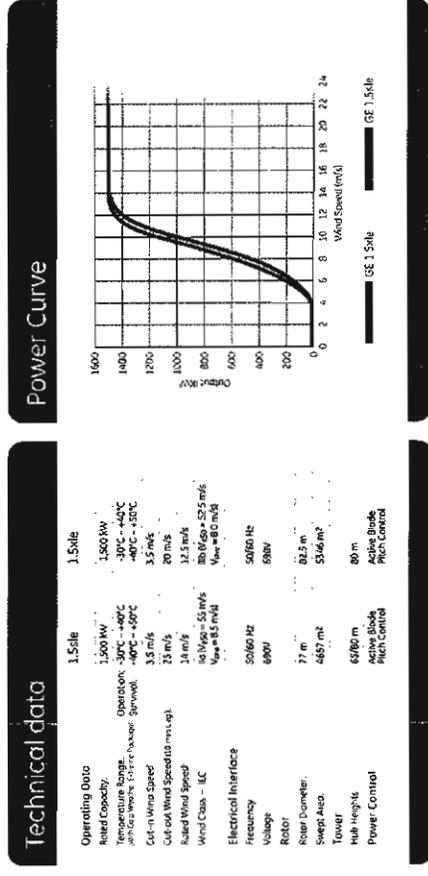
GE Energy is one of the world's leading suppliers of power generation and energy delivery technologies—providing comprehensive solutions for coal, oil, natural gas and nuclear energy; renewable resources such as wind, solar and biogas, and other alternative fuels. As a part of GE Infrastructure—which also includes the Water, Transportation, Aviation and Oil & Gas businesses—we have the worldwide resources and experience to help customers meet their needs for cleaner, more reliable and efficient energy.

GE has six wind manufacturing and assembly facilities in Germany, Spain, China and the United States. Our facilities are registered to ISO 9001:2000 and our Quality Management System, which incorporates our rigorous Six Sigma methodologies, provides our customers with quality assurance backed by the strength of GE. We believe wind power will be an integral part of the world energy mix throughout the 21st century and we are committed to helping our customers design and implement energy solutions for their unique energy needs.



Proven technology

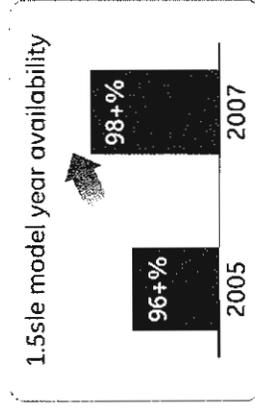
Drawing from our extensive manufacturing and operations experience, proven design and optimized components, and ongoing technology advancements in performance and reliability, GE's 1.5 MW wind turbine continues to be one of the most widely used wind turbines in the world.



1.5sle — Classic workhorse, an efficient and reliable machine with proven technology
 1.5sle — Built on the success of the 1.5sle platform, captures more wind energy with 15% greater swept area

Driving performance

GE's 1.5 MW wind turbine is designed to maximize customer value by providing proven performance and reliability. With continuous technology enhancement programs, the 1.5 MW wind turbine has established itself as one of the most reliable turbines in the industry. This is evident through our model year performance trend, where availability performance significantly improves each year.



Performance and reliability

With technology centers of excellence in the United States, Europe, India and China, our teams of engineers and scientists use Six Sigma methodology, coupled with the latest computational modeling and power electronic analysis tools, to manufacture wind turbines with the performance and reliability necessary to meet the challenges our customers face in today's energy environment.

GE's commitment to customer value and technology evolution is demonstrated in our ongoing investment in product development. Since entering the wind business in 2002, GE has invested over \$750 million in driving reliable and efficient wind technology.

GE also utilizes the expertise of our four global research centers, located in Germany, China, India, and the United States. Global Research has been the cornerstone of GE technology for more than 100 years, and is focused on developing breakthrough innovations in the energy industry.

GE 1.5 MW...the most widely used wind turbine in its class

- 1 turbine shipped every 3 hours
- As of June 2008, more than 8,500 turbines are in operation worldwide
- 19 countries
- 115+ million operating hours
- 70,000+ GWh produced

Technological expertise

GE Infrastructure

Energy

- Controls, materials, power electronics
- Fulfillment & logistics capability
- Efficient supply chain management

Aviation

Aerodynamic and aero-acoustic modeling expertise



Rail

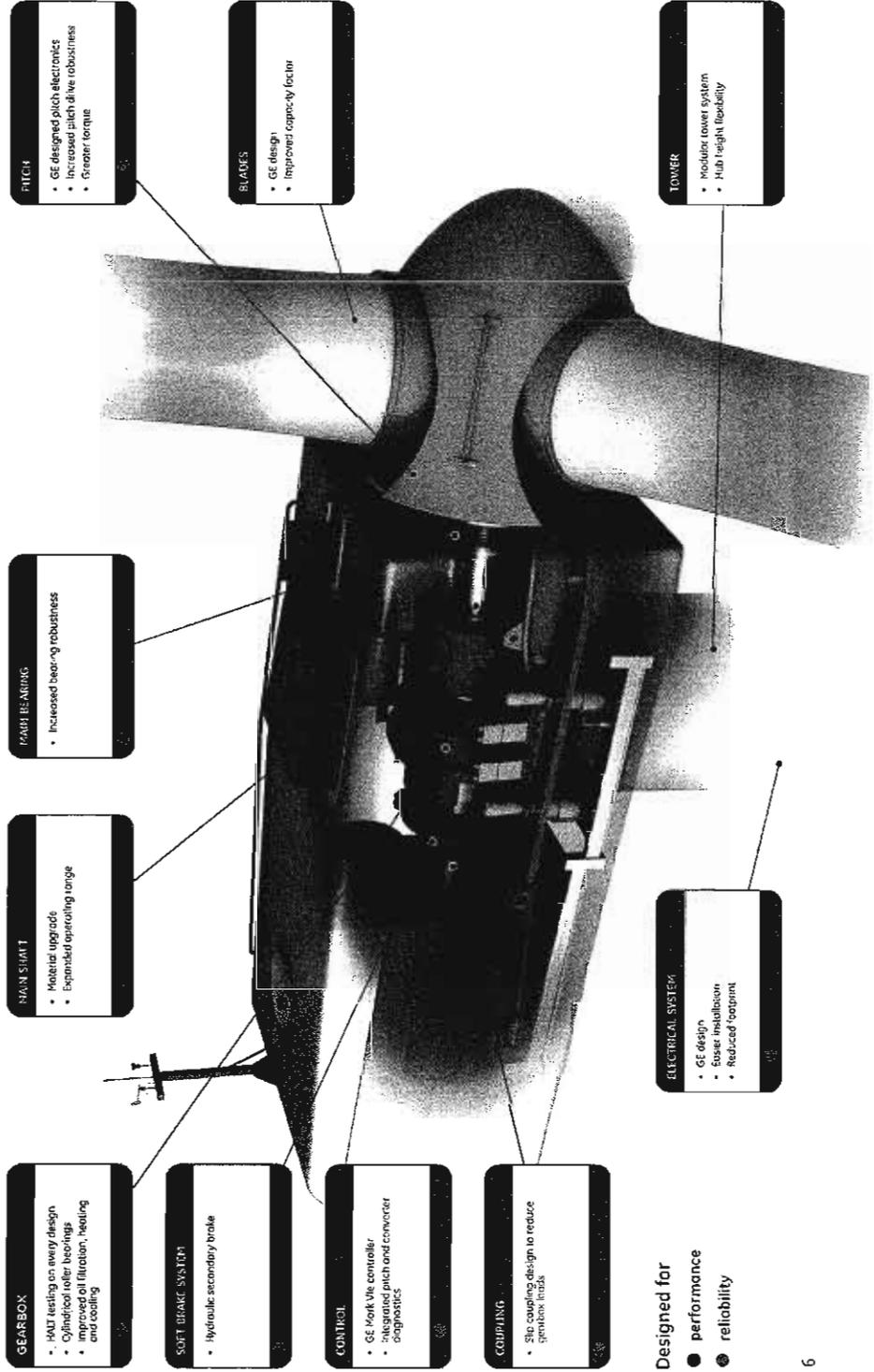
Gearbox and drive train technologies



GE Global Research

- Energy conversion
- Material sciences
- Smart grids

1.5 MW WIND TURBINE 7

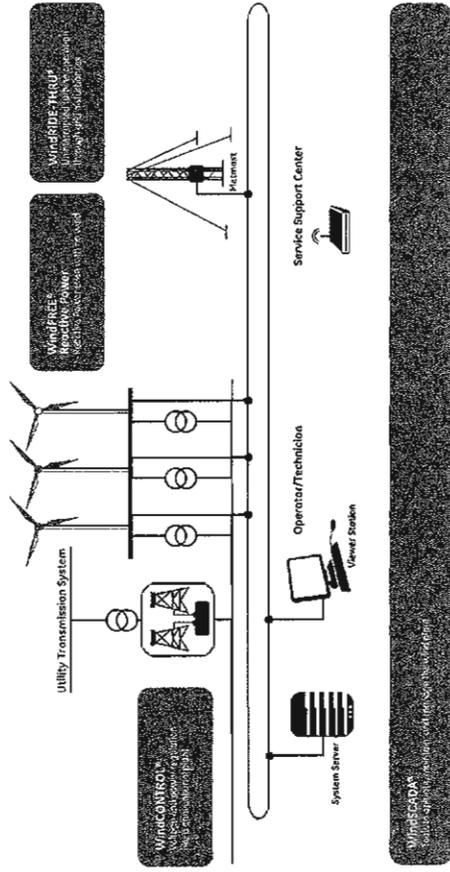


Designed for

- performance
- reliability

Optimized wind power plant performance

Wind turbine performance is a critical issue in light of increasingly stringent grid requirements. GE's unrivaled experience in power generation makes us the industry leader in grid connection. By providing a sophisticated set of grid-friendly benefits similar to conventional power plants, GE's unique integrated suite of controls and electronics take your wind power station to the frontline of performance and seamless grid integration.



FEATURE	DESCRIPTION	BENEFITS
WindRIDE-THRU® Turbine Operation System	Uninterrupted turbine operation through grid disturbances Offered in two standard packages: • Low Voltage Ride Through • Zero Voltage Ride Through	Meets present and emerging transmission reliability standards similar to those demanded of thermal generators
WindCONTROL® Power Regulation System	Voltage and power regulation like a conventional power plant	Provides frequency droop and power ramp limiters to help stabilize power system frequency Reduces BOP costs
WindFREE Reactive Power® System	Provides reactive power even with no wind	Provides smooth fast voltage regulation by delivering controlled reactive power through all operating conditions Eliminates the need for grid reinforcements specifically designed for no-wind conditions, and may allow for more economic commitment of other generating resources to enhance grid security
WindSCADA® System	Tools to operate, maintain and manage the wind power plant	Intuitive operation and maintenance control Secure user-access

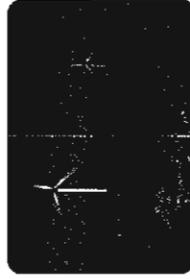
Project execution

GE understands that grid compatibility, site flexibility, and on-time delivery are critical to the economics of a wind project. That's why the 1.5 MW wind turbine has been engineered for ease of integration and delivery to a wide range of locations, including those with challenging site conditions.

Our global project management and fulfillment expertise offer customers on-time delivery and schedule certainty. Regardless of where wind turbine components are delivered, GE's integrated logistics team retains ownership and responsibility for this critical step. Utilizing the GE Energy Power Answer Center, our engineering and supply chain teams are ready to respond to any technical, mechanical or electrical questions that may arise.

As one of the world's largest power plant system providers, GE is uniquely positioned to provide customers with full-service project management solutions. With offices in North America, Europe, and Asia, our world class Power Plant Systems division utilizes decades of fulfillment expertise in project management, logistics, plant start-up and integration from Gas Turbine, Combined Cycle, Hydro, and Aero plants.

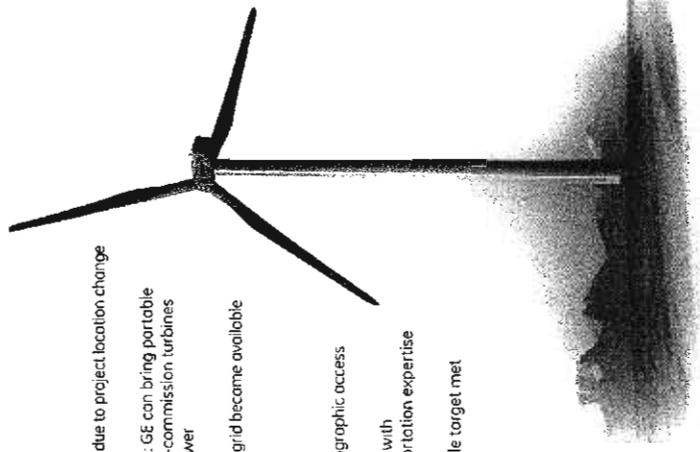
Here are some examples of how GE has worked with customers to solve project challenges and maximize their value through on-time delivery and advanced logistic capabilities:



Challenge: Site with late grid availability due to project location change
GE's solution: Pre-commissioning service: GE can bring portable generators on site and pre-commission turbines even without back feed power
Customer benefit: Foster commissioning once grid became available



Challenge: Project site with difficult geographic access
GE's solution: Well-choreographed team with challenging terrain transportation expertise
Customer benefit: More site flexibility; schedule target met



3.5 MW WIND TURBINE 9

World-class customer service

GE's wind turbine fleet is one of the fastest growing and best-run fleets in the world. Utilizing our decades of experience in product services in the power generation industry, GE provides state-of-the-art solutions to ensure optimal performance for your wind plant.

24x7 Customer Support

GE's customer support centers in Europe and the Americas provide remote monitoring and troubleshooting for our installed fleet of wind turbines around the world, 24 hours a day, 365 days a year. The customer support centers are able to quickly perform remote resets for over 250 turbine faults. It is one of the most effective ways to ensure continuous monitoring and fault resets of your wind assets by qualified technology experts.

Technical Skills and In-depth Product Knowledge

GE's wind customer support centers have dedicated teams to dispatch for troubleshooting, repair and maintenance, available 24 hours a day, 365 days a year. This model ensures wide coverage of large wind turbine fleets without compromising technical skills or quality.

GE taps into our extensive product knowledge for timely resolution of many issues. All turbine faults are investigated using a structured technical process, which is then escalated as necessary. We also use feedback from this process in product development.

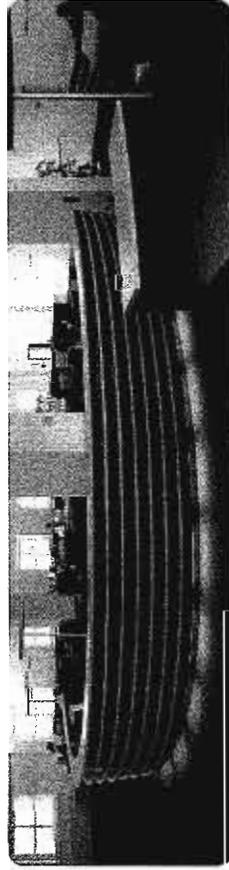
Operations and Maintenance Support

Driven by a highly skilled work force and the operating knowledge of over 8,500 1.5 MW wind turbines, GE offers a wide range of services tailored to the operation and maintenance needs of your wind assets. Our offerings range from technical advisory services, transactional services and remote operations to full on-site operations support including availability guarantees.

Parts Offerings

GE has utilized the extensive Parts and Refurbishment experience of its Energy Services business to establish a global center of excellence for wind parts operations. The wind parts resources are aligned to provide a full range of offerings for all types of parts and refurbishment needs, including routine maintenance kits, consumables and flow parts, and key capital parts such as gearboxes and blades.

With the launch of our 24/7 parts call center, and the development of online ordering tools, we are increasing the channels that our wind plant operators can utilize to order required wind turbine parts, including emergency requests for down-turbine needs.



For wind plant operators looking for additional benefits that a contractual parts relationship with GE can offer, the wind parts team has developed tailored offerings that can provide ongoing inventory-level support and parts lead-time guarantees. One of the exciting advantages of a GE wind parts and refurbishment program is membership in the capital parts pool, with a priority access to often hard-to-source capital parts.

Conversions, Modifications and Upgrades (CMSU)

Continuous technological improvements are key for GE to be a world leader in the wind industry. Our CMSU offerings utilize the new technology developments in the 1.5 MW platforms to improve the performance of existing assets. These offerings are designed to improve reliability and availability, and increase turbine output and improve grid integration.

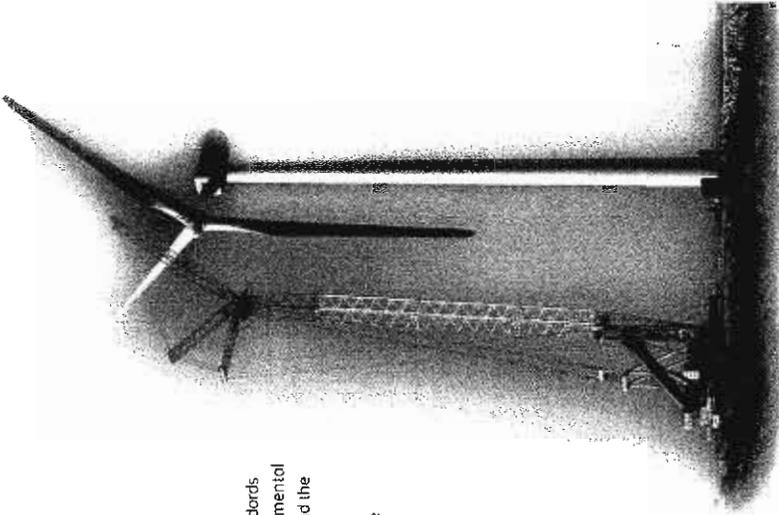
Long-Term Asset Management Support

GE is your reliable partner as we strive to build long-term relationships with asset managers. Utilizing our strengths, we can provide parts solutions, field technician and customer training, and a wide range of specialized services to complement local on-site capabilities.

Environmental Health and Safety, a GE commitment

Maintaining high Environmental Health and Safety (EHS) standards is more than simply a good business practice; it is a fundamental responsibility to our employees, customers, contractors, and the environment we all share.

GE is committed to maintaining a safe work environment. We incorporate these values into every product, service and process, driving EHS processes to the highest standards.



Powering the world...responsibly.

For more information, please visit
www.ge-energy.com/wind



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GEA-14956A (3/08)

TAB 7



Illinois Department of Natural Resources

One Natural Resources Way • Springfield, Illinois 62702-1271
<http://dnr.state.il.us>

Code 0901169

Rod R. Blagojevich, Governor

Sam Flood, Acting Director

October 31, 2008

Mr. Paul Miller, Director
DeKalb County Planning & Zoning Department
Administration Building
110 East Sycamore Street
Sycamore, IL 60178

**RE: FPL Energy Lee-DeKalb Wind Farm, DeKalb County
Endangered Species Consultation Program
EcoCAT Database Review #0901169**

Dear Mr. Miller:

The Department received this proposed action for consultation in accordance with the *Illinois Endangered Species Protection Act* [520 ILCS 10/11], the *Illinois Natural Areas Preservation Act* [525 ILCS 30/17], and Title 17 *Illinois Administrative Code* Part 1075.

The Department has reviewed Avian Use Surveys commissioned by the applicant for the vicinity of this project in 2007 and 2008 to evaluate the degree to which the proposed action may adversely modify the essential habitat of the State-listed threatened Loggerhead Shrike, *Lanius ludovicianus*, and other listed species which may be present, though undocumented.

It is the opinion of the Department that the proposed action is unlikely to adversely modify essential habitat for the Shrike; therefore the Department is terminating the consultation process for this proposal. However, the size and life-span of a wind energy facility pose unusual challenges to the assessment of environmental effects for wildlife. While the probability of any given event, such as the incidental taking of endangered or threatened wildlife, may be deemed unlikely at any given time, it remains possible and may warrant avoidance or minimization measures.

While the Department concurs that any displacement or mortality of wildlife is unlikely to have population-level effects, the risk of taking individual animals belonging to an endangered or threatened species should be recognized by the developer and public officials.

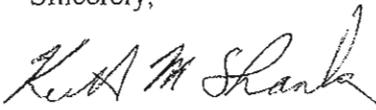
Mr. Paul Miller, DeKalb County
FPL Energy Lee-DeKalb Wind Farm
October 31, 2008

In the Attachment to this letter, the Department has described listed species documented to have occurred within the project footprint, as well as listed species whose occurrence is possible, along with the issues wind energy poses for each species. Because it is impossible to anticipate the migratory movements of all listed species over the life of the project, this list is not exhaustive. This information is intended to educate local officials, the developer, and the public about possible wildlife conflicts which may arise.

The Department believes periodic assessments of habitat and the interaction between wind turbines and wildlife would be prudent, whether or not they are required as a condition of local permits. Climate change is likely to alter wildlife behaviors during the life of this project, and periodic assessment is one means to detect and respond to such changes.

Should you need additional information regarding the consultation process, or should you have any questions, please do not hesitate to contact me.

Sincerely,



Keith M. Shank
Impact Assessment Section
Division of Ecosystems & Environment
Ph. (217) 785-5500
Fax (217) 524-4177
keith.shank@illinois.gov

cc: G. A. Finch, Hoogendorn & Talbot LLP

Attachment

Attachment

FPL Energy Lee-DeKalb Wind Farm DeKalb County

Documented Listed Species

Loggerhead Shrike, *Lanius ludovicianus*.

Because the State-listed threatened Loggerhead Shrike is broadly distributed across Illinois, it is unlikely that any losses related to this proposal would jeopardize its continued existence in Illinois. However, the developer and operator of the facility should be aware of the potential compliance requirements over the life of the project pursuant to the *Illinois Endangered Species Protection Act*. Surveys to identify potential breeding habitat, followed by observations to identify the presence and activity of breeding pairs during the appropriate season, may offer the best means of assessing the probability of adverse effects to this species.

The Shrike has been documented at a number of locations in DeKalb and surrounding Counties, usually in proximity to surviving woodlots, windbreaks, pastures, and homesteads which offer nesting and impalement sites. This species was not observed by FPL Energy's contractors during any of the three avian surveys conducted in 2007 and 2008. However, the method employed is not designed to identify the presence of particular species, but to quantify predominant avian use.

Within the footprint of this proposed action, a successful Shrike nesting site was documented in 1993, in Afton Township, in close proximity to potential turbine sites in Sections 27 and 28. This location lies between, and more than one mile from, Point Count locations 16 and 17 established by FPL Energy's contractor. If this location were still in use by this species, Shrikes at this location would be unlikely to have been observed from the established stations, due to the relatively small breeding home range of this species.

The Shrike, often called the "butcher bird," is best-known for its practice of impaling prey on twigs, thorns, or barbed wire for later consumption. Consequently, the availability of impalement sites is an important habitat element. Feeding on large insects and small mammals, the Shrike thrives in a savanna-like environment of grasslands and pastures interspersed with trees and shrubs. Once-abundant habitat for this species has been severely limited by the transformation of agricultural practices since WW II, which has eliminated many pastures, hayfields, windbreaks, fences, and field edges.

Utility-scale wind turbines pose the potential threats of mortality due to collisions with turbine vanes, of the possible destruction of surviving windbreaks or woodlots to improve wind turbine efficiency, of the potential to fragment remaining grasslands, and of the temporary or permanent destruction of roadside habitat during construction. For this species, the risk of collisions is probably much less important than potential losses of surviving habitat, or the potential disruption of nesting efforts.

Blanding's Turtle, *Emydoidea blandingii*.

The Blanding's Turtle, listed by the State as "threatened," is a semi-aquatic turtle which formerly occurred throughout the northern two-thirds of Illinois. Overall, the chance of impacts to this species are slight, but may increase significantly for activities near occupied wetland complexes. Whether any wetland complexes within the project footprint are occupied by the Blanding's Turtle is a question that can only be resolved by trapping surveys in May and June. Where suitable habitat is present, such surveys should be considered.

Of the Counties that border DeKalb, relatively recent records are found in Lee, Ogle, Kane, and McHenry Counties. DeKalb County records are associated with the South Branch of the Kishwaukee River (including the City of DeKalb) and the headwaters of the Green River watershed. Both stream systems drain portions of the proposed wind energy facility, and this species is well-known to use stream networks as travel corridors.

Turtles occupy streams, ponds, and wetland complexes. They become active in March, mate in April/May, and lay eggs from late May through August, depending on a number of factors or conditions, before returning to estivation in October/November. Their annual cycle allows them to persist in largely agricultural areas, where row-crop fields in proximity to wetlands and streams provide suitable nesting sites. However, nests may be built in or along gravel roads or road shoulders.

This species has been documented from wetlands associated with Willow Creek in Section 26, Township 38 North, Range 2 East, just inside Lee County. In 1986, it was reported (by a collector) that numbers of this species were often seen on a regular basis there. Because this species was not listed by Illinois until 1999, this and other populations which may have existed in the vicinity may have been decimated or destroyed by collectors. It is impossible to estimate how many Blanding's Turtles may persist in wetlands encompassed by this project.

If still present, the Blanding's Turtle could be adversely affected by construction activities which alter its movement and nesting patterns, and by heavy equipment which may crush nest sites or individuals. Such impacts can be minimized by screening disturbed areas to exclude turtles from danger. Apart from the potential for incidental taking by vehicles, the erection of wind turbines may be neutral for this species.

Potentially-Occurring Listed Species

Slippershell Mussel, *Alasmidonta viridis*.

In DeKalb County, the State-listed threatened Slippershell Mussel has been documented from the watersheds of both the South Branch Kishwaukee River and streams of the Fox River Drainage (Somonauk Creek, Little Rock Creek, and Battle Creek). Most of the project area is drained by the South Branch of the Kishwaukee River, but few of these channels have been investigated to identify the presence or composition of mussel populations. This species is not currently known from the project area.

The Slippershell is a small (up to 1.5 inches) headwater species which can survive up to 30 days out of the water in the wet substrate of intermittent streams. Field tiles provide a constant source of cool water and the associated drainage ditches provide many miles of potential habitat. The identified larval host fishes are the Johnny Darter and the Mottled Sculpin, both small fish which ascend spring runs that may not flow year-round.

Wind farm construction may disrupt potential Slippershell habitat through increased siltation and sedimentation, through water pollution resulting from possible spills of fuel or other construction-related chemicals, and through disruption of field tile flows. However, the need to widen roads, along with bridges and culverts (or their replacement), or the need to cross drainage ditches with underground cabling, pose the potential for direct incidental taking of this species, if present.

Iowa Darter, *Etheostoma exile*; Gravel Chub, *Erimystax x-punctatus*.

Both of these State-listed threatened fishes have been recorded from the South Branch Kishwaukee River. The Iowa Darter has not been collected in DeKalb County for the last forty years; but this could be due to limited sampling and a sampling bias inherent in the most common fish sampling method, electro-shocking (seining is the most effective means of capturing this fish).

The Gravel Chub is sometimes abundant in the upper Rock River watershed. The sole modern DeKalb record (1997) is from the northern edge of the County. But in the Pecatonica River, in Stephenson County, the Gravel Chub is often found high up in first-order streams, a habitat also often used by Iowa Darters. The lack of other DeKalb records may be due to limited sampling efforts, especially within the project area.

Risks to these species posed by wind farm construction are similar to those for the Slippershell.

Upland Sandpiper, *Bartramia longicauda*.

Because the State-listed endangered Upland Sandpiper is widely-distributed, any losses due to this project would be unlikely to jeopardize the continued existence of this species in the State, but the developer/operator should remain aware of the legal compliance requirements.

The Department recommends mapping all habitats within the project footprint, and checking appropriate habitats for the presence of this species prior to any initiation of construction disturbance during the breeding season.

This is another grassland bird whose preferred habitat has become scarce in agricultural areas. For many years this ground-nesting species was thought to be area sensitive, requiring ten acres of more of grassland habitat for successful breeding. However, many recent breeding efforts are occurring in grassed waterways of rowcrop fields, which provide considerably less than ten acres of habitat, and from along roadsides.

The Upland Sandpiper engages in an aerial courtship display which passes through the rotor-swept area of utility-scale wind turbines, placing it at risk of collision mortality. Whether this species will be sensitive to the proximity of vertical structures, or to shadow "flicker" on potential nesting areas is not known.

While no recent records are known from DeKalb County, they exist for surrounding Counties. The Department notes that FPL Energy's contractors did not observe any Upland Sandpipers during their surveys. However, there has already been at least one instance of a wind facility affecting previously-unidentified breeding Upland Sandpipers at the commencement of construction in Stephenson County in 2008, another County with no prior breeding record for this species.

Henslow's Sparrow, *Ammodramus henslowi*.

A third grassland bird is the State-listed threatened Henslow's Sparrow, a species which is area-sensitive to fragmented habitat, roads, trails, and vertical structures. The main risk from wind turbines may not be from collision mortality (except during migration) as much as from displacement of the species from available suitable habitat due to fragmentation caused by access roads and the proximity of turbines themselves. This species could potentially be driven from nesting habitat by nearby construction activities. Though not reported recently as nesting in DeKalb County, all surrounding Counties have nesting records. No members of this species were observed by FPL Energy's contractors.

Northern Harrier, *Circus cyaneus*.

The State-listed endangered Northern Harrier is a migratory ground-nesting grassland hawk which, like the Upland Sandpiper, engages in an aerial courtship display which places it at risk of collision with wind turbine vanes. It has not been recently documented as nesting from DeKalb County, but has been documented as doing so in McHenry and Winnebago Counties. The species has a statewide range. While many sources indicate the species needs large open areas of habitat, Illinois studies have demonstrated this hawk can use relatively small patches of habitat for successful breeding, especially in the vicinity of larger habitats. Breeding is often associated with wetlands such as marshes, sedge meadows, and wet prairies.

While most hunting activities occur at fairly low altitudes, below the Rotor Swept Area, the courtship display carries the birds through the altitudes of the RSA, posing the risk of collision mortality. Wind farm construction and operation may alter concentrations of prey species. This hawk relies heavily on its acute hearing to locate prey, and--if the noise generated by wind turbines interferes with this function (which is not known to be the case)--turbines might adversely affect their ability to hunt near the turbines, reducing available food resources. Post-construction surveys should be performed to determine whether the Harrier continues to hunt territories in proximity to turbines.

The oldest documented life-span in a captive bird was over 16 years, but some sources estimate a relatively short life-span (~16 months) in the wild, providing only one reproductive opportunity.

Consequently, nesting failures are highly detrimental to the species. Because males play a key role in feeding the female and chicks on the nest, the loss of a male to collision mortality would greatly increase the chances of nest failure. Harriers are also very sensitive to human activities near the nest.

Avian use surveys commissioned by FPL Energy observed the Northern Harrier within the project area 12 times in the Spring and 10 times in the Fall. Observations were of hunting birds flying below the Rotor Swept Area (RSA), which begins about 100 feet off the ground. However, none of these observations occurred during the breeding season, suggesting that each of these individuals was a migrant, and thus reducing the chances of collision mortality.

Short-Eared Owl, *Asio flammeus*.

The endangered Short-Eared Owl, *Asio flammeus*, also nests and winters in grasslands and wetlands. DeKalb County lies in both breeding and wintering ranges, although breeding Short-Eared Owls have not been reported in DeKalb County since they were listed. The avian use surveys commissioned by FPL Energy did not observe any species of owl; however, no nocturnal observations were attempted, nor were any searches for ground-nesting species conducted, so the species could have been missed, if present.

Highly nomadic, the Short-Eared Owl depends heavily on vole and mouse populations, and the size of its breeding and hunting territories varies inversely with prey population sizes. When prey populations are high, owls may roost at a density of one every few meters in suitable habitat.

This Owl also engages in aerial mating rituals which take it through the RSA of wind turbines, although its hunting flights are often less than ten feet off the ground (a circumstance which makes this bird highly vulnerable to collisions with vehicles). The Northern Harrier often harasses this Owl, stealing its food.

This Owl is highly dependent on its acute hearing to locate and seize prey. The degree to which noise from wind turbines may interfere with predation behavior is unknown. Presumably, sounds produced by prey animals will be of much higher frequency than turbine noise, which tends toward the infrasonic spectrum, but harmonics and decibel levels may potentially create interference or masking. Likewise, constant turbine noise may alter the ability of the Owl's mammalian predators to successfully locate and prey upon Owl chicks, for better or worse. To the Department's knowledge, the relationship between owls and turbines has not been investigated.

The effects of wind turbines on Short-Eared Owls may be heavily influenced by the proximity of turbines to breeding, roosting, and hunting areas. Once turbines are built, this proximity relationship will be subject to change as land owners alter land management practices. This is likely to be of concern mainly if attractive habitat for Owls and their prey is created within or near the turbine array following construction. The Shabbona State Recreation Area offers potential winter habitat for this species.

Swainson's Hawk, *Buteo swainsoni*.

The State-listed endangered Swainson's Hawk is a tree-nesting savanna species which prefers a mosaic of farmland, wetlands, and woodlands. The Illinois population is believed to number only about 25 individual birds. Recent verified nests have been located in northwestern Kane and southwestern McHenry Counties, but unverified sightings have come from Boone, DeKalb, and Ogle Counties. None were observed during avian use surveys commissioned by FPL Energy.

Current nesting territories are under heavy development pressure, which may displace nesting pairs when land development renders hunting territories unable to support reproductive attempts. Over the last thirty years, displacement has occurred in a northwesterly direction, but that may not continue due to development along the I-90 corridor. "Home" territories of nesting pairs vary between two-to-twelve square miles, depending on food resource availability.

Some Western States have imposed protective buffers up to one-quarter mile around known nesting sites of this species during wind farm construction; this species is not known to avoid the vicinity of wind turbines.

Sandhill Crane, *Grus canadensis*: Whooping Crane, *Grus americana*.

The State-listed threatened Sandhill Crane is not recorded as nesting in DeKalb County, but several migrants were observed in the vicinity during the applicant's avian use studies.

Beginning in 2001, a partnership of government and non-profit organizations established an experimental migratory flock of the federally-listed endangered Whooping Crane at Necedah National Wildlife Refuge in Wisconsin. This flock migrates to Central Florida for the winter. Spring and Fall migrations typically carry the cranes over Northern Illinois. The Fall 2008 route takes the Whooping Cranes from Winnebago to LaSalle County, a line just west of DeKalb County. In subsequent years, Cranes may pass directly over DeKalb County during unaccompanied migrations.

At present, there are 76 adult birds in this flock; the 2008 cohort, though, may add as many as 28 new individuals. The target population is 120 birds with 20 breeding pairs. So far, only two-to-five pairs have made successful nesting attempts, so the breeding-pair goal will be the harder to achieve, and will not likely occur until there are substantially more than 120 birds in the flock.

The U. S. Fish and Wildlife Service Whooping Crane Recovery Team has identified utility-scale wind turbines as a threat to that species. During migration flight, both species of Cranes normally use altitudes well-above the Rotor-Swept Area. However, cranes do not fly at night and must "stop-over" when darkness falls. Stop-over sites typically possess a water feature of some type, whether a pond, stream, or wetland. Cranes are not agile flyers, and local foraging flights during "stop-overs" place them at risk. Arrivals and departures may bring cranes into dangerous proximity to turbines and power lines in the vicinity of a stop-over location.

The Eastern Migratory Flock experiment has been notable for its innovative use of ultra-light aircraft flown by crane-costumed pilots to lead whooping crane chicks on their initial southern migration, an event which is closely followed on a daily basis by a large Internet audience. Typically, the ultra-light aircraft fly at elevations between 500 and 1,500 feet, just above the RSA, but flight legs are often only 90 to 100 miles long, resulting in more stop-overs than occur with unaccompanied birds, and more frequent ascents and descents.

Past ultra-light routes have entered Illinois through Stephenson and Winnebago Counties, passing through Ogle and Lee Counties on their way to a "stop-over" point in northern LaSalle County. From there, they have flown east to Kankakee County, then on into Indiana before turning south once more. However, beginning in 2008, the route will be changed to travel the length of Illinois before crossing the Ohio River. This may increase the number of Whooping Cranes crossing over DeKalb County in both Spring and Fall.

Captive-bred Direct-Autumn-Release (DAR) birds wear tracking devices and are followed by ground crews. Birds are expected to take their migratory cues from older experienced Whooping Cranes, or from Sandhill Cranes, with which they often fly. However, their behavior can be unpredictable. A 2007 group of six DAR birds flew straight to the Peoria area on their own, where they stayed for a month at a newly-built farm pond before moving on to Lake Carlyle, where they were captured and transferred onto the appropriate migratory route.

Return migrations are unaccompanied. Whooping Cranes have been recorded all over Illinois on return migrations, though they tend to be concentrated toward Lake Michigan. The shift to a more western southward route may increase numbers of cranes observed in North Central Illinois. Therefore, the potential for Whooping Crane and Sandhill Crane collisions with wind turbines exists in DeKalb County during both Fall and Spring migrations.

Negotiations are currently underway between the Fish & Wildlife Service and the wind energy industry on a Habitat Conservation Plan addressing the Western Flock of Whooping Cranes. Implementation of the avoidance and minimization measures incorporated in such a plan may be prudent for Illinois wind energy facilities.

If Sandhill Cranes are observed on the ground in the vicinity of the turbine array, consideration should be given to seeking an Incidental Take Authorization.

Yellow-Headed Blackbird, *Xanthocephalus xanthocephalus*.

Although a breeding record for this species exists in southwest Lee County along the Green River, the majority of the Illinois breeding records occur in the six Chicago Metro counties. However, this entire population migrates east and west through Northern Illinois before joining north/south-moving flocks in western Iowa and Nebraska. Consequently, this project will be placed across this migratory path. Wetland complexes across North Central Illinois may be a crucial element in the success of this migration. Birds of this species may be at risk of collision mortality when descending to and ascending from wetlands in the project area.

The Department notes that FPL Energy's avian surveys did not identify any Yellow-Headed Blackbirds. Females are difficult to distinguish from those of other blackbird species, and the distinctive male coloring may be difficult to distinguish at a distance in a large flock of blackbirds, with which this species often congregates. It is also possible that the most heavily-used routes lie north or south of this area. Surveys which specifically target wetlands within the footprint may produce a different survey result than the method employed thus far.

Franklin's Ground Squirrel, *Spermophilus franklinii*.

The State-listed threatened Franklin's Ground Squirrel is documented from Burlington Township in Kane County and has been reported from Winnebago County. A burrowing rodent adapted to the prairie/forest margins, it formerly occupied the northern two-thirds of Illinois. In recent decades, this animal has most often been associated with railroads and highways, partly because these features retain remaining habitat similar to natural conditions, and partly because many records of this animal are based on reported road-kills, rather than purposeful surveys. The presence of a railroad corridor through the project area provides a potential dispersion corridor for this species.

The Franklin Ground Squirrel prefers taller vegetation than the Thirteen-Lined Ground Squirrel, and a higher proportion of its diet (almost 50%) consists of animal matter (insects; smaller mammals, birds, and bird eggs). Its most notable ecological characteristic is its extremely long hibernation period, up to seven months. During its active phase, it still spends up to 90% of its time underground. These factors, along with its preferred vegetative cover, render casual detection and observation unlikely, and purposeful detection difficult without carefully planned trapping efforts.

Wind energy facilities pose risks to this species from incidental destruction of unidentified burrows due to road modification, foundation excavation, underground cabling installation, and shadow-flicker on remaining habitat which may alter prey availability or elevate the stress levels of individual animals through mimicking aerial predators. Avoidance of potential habitat is recommended.

Non-listed species potentially at risk.

American Golden Plover, *Pluvialis dominica*.

This migratory bird breeds in the Arctic tundra, migrates south along the Atlantic seaboard to South America in the winter, but returns northward through central North America. Areas of Illinois and Indiana provide important Spring migration staging areas, which may be occupied by this species for a month or more while birds go through a molt before resuming migration. It has become a species of concern due to its relatively low global population estimate of around 300,000 birds.

Manipulation of data provided in Spring Bird Counts indicates a primary concentration of staging Plovers in West Central Indiana and East Central Illinois, but also a less dense concentration in North Central Illinois centered somewhat on Lee County. Little primary research on this species' migratory behavior has been done, but what is known gives rise to concern that the construction of wind energy facilities across the region may be detrimental to this species' migratory and reproductive success.

Plovers tend to aggregate in dense concentrations, and are known to fly in large tight groups through the approximate RSA elevation, which may expose them to collision mortality. Concerns also exist pertaining to habitat fragmentation by service roads, and displacement from habitat due to sensitivity to vertical structures and human activity. Major wind energy facilities are now under construction in the suspected staging areas, but as yet their effects are unknown.

A research project has begun in an effort to better understand the behavior and needs of this species, as well as how it may be affected by the presence of wind turbines. Some preliminary results were recently published [O'Neal, *et. al.* (2008)] .

One apparent finding is that the species definitely concentrates in a few areas; rather than being generally dispersed across suitable habitat, resulting in temporarily dense populations "hot-spots." However, where these may be located may be influenced year-to-year by poorly understood climatic cues. Very few birds appeared in 2008 in the expected concentration areas; instead, major concentrations occurred more than one hundred miles to the south. Anecdotal evidence indicates this is an unusual occurrence.

A number of observers had reported a daytime habitat preference for short grass, soybean stubble, or bare ground with standing water or residual moisture, but O'Neal first reported a night roost preference for standing corn stubble cover. O'Neal reported all observations were located more than 70 meters from adjacent roads, suggesting an intolerance for breaks in habitat. (Effects of traffic were not investigated.) Interestingly, O'Neal also reported several observations of predation of the Golden Plover by the Northern Harrier.

Based on 25 years of Spring Bird County data, it is possible that in some years significant numbers of this species congregate in Lee and DeKalb Counties, within or adjacent to the project footprint. The Department notes that Spring surveys commissioned by FPL Energy observed no American Golden Plovers; however, the 2007 survey was performed well after passage of this species occurred and, in 2008, as described, the majority of this species staged well to the south of normal stop-over areas. Post-construction surveys should be performed early enough to observe this species, if present.

Bats

Chiropteran use and mortality studies performed at active and proposed wind turbine locations in Illinois suggest that bats are at greater risk from wind turbines than birds. Bats are present and active, even over areas which are 90% or more cropland. Because bats have longer life-spans

and lower reproductive rates than birds, impacts of wind turbines on bats may prove to be of greater conservation concern than impacts to most birds.

At present, no State-listed endangered or threatened bats are known to occur in DeKalb County, as summer or winter residents, or as migrants. However, bat activity studies during the Fall migration season (August-October) may prove helpful in assessing impacts of this project to bat populations.

TAB 8

Natural Resource Information Report # 627

Executive Summary

The DeKalb County Soil and Water Conservation District has been asked to review the natural resource information for a proposed wind energy conversion system facility. FPL Energy Illinois Wind, LLC is requesting a Special Use on zoned Agriculture land in DeKalb County, Illinois. The area of interest is located in the southwest and central portions of DeKalb County. The northern boundary is just south of Gurler Road, the western boundary is the Lee- DeKalb county line, the southern boundary is just north of Shabbona Grove Road and Illinois Rt. 23 is the boundary to the east.

This report is based on information provided by the petitioner, USDA Soil Survey for DeKalb County, the Illinois State Geological Survey, U.S.G.S. Topographic Maps, FEMA Flood Insurance Rate Maps, National Wetland Inventory, the Natural Resource Conservation Service Wetland Inventory for DeKalb County and site observations. The report will focus on the most current natural resource information regarding this project and relate to the reader the potential impacts the proposed project may have on the site and its resources.

This project consists of 149 proposed wind turbines, 18 located in Lee County and 131 in DeKalb County along with underground electric connection lines, fiber-optic cables, gravel access roads, an electric substation, meteorological towers and an operation and maintenance facility. This report is made up of two parts, the first portion will describe the entire site and how it relates to its natural features such as impacted watersheds for example. The majority of this report will focus on individual clusters of turbines which will have a common denominator such as access roads or field locations. In this area of the report every cluster has been reviewed and impacts are stated. The Soil and Water Conservation Districts goal is to provide natural resource information that can be used in combination with detailed on site investigations to assure that the impacts to the natural resources be kept at a minimum.

A Land Evaluation and Site Assessment (LESA) were conducted for this project. LESA is designed to evaluate the viability of a site for agriculture uses. Although the framework of the system was developed by the USDA Natural Resource Conservation Service (NRCS), the contents of the County's LESA System were prepared locally to utilize soil survey information and interpretations and incorporate local values and objectives regarding the protection of agricultural land use and the coordination of growth, affecting land development. When evaluating this project it was determined that the whole project area is reviewed as one. The land evaluation scored 95 out of 100 which is very typical for DeKalb County, as approximately 98% of our soils are considered prime and very productive. The site assessment which looks at zoning, roads, infrastructure, and land uses scored 118 out of 200 which gives the project area an overall rating of moderate for

protection from development. The uniqueness of scoring this project does not allow the site assessment to realize that a majority of this site will remain in agriculture which is compatible with the DeKalb County Unified Future Land Use Plan. In this case the integrity of agriculture uses is preserved on the majority of this project area.

As this project proceeds the developer needs to take into account the potential impacts this may have on the natural resources. Drainage will be a major concern as surface drainage patterns are planned to be crossed. Subsurface drainage tile will be affected by transmission lines along with the construction of access roads and turbines. Wetlands, hydric and organic soils will also be involved with this project. A list of soils for DeKalb County is included in this report to assist planners along with the NRCS standards and specifications for access roads. Consideration of turbine and road placement should be based on information provided in this report along with on site investigations. The individual cluster reports will also provide turbine and access road locations on soil and topographic maps, concrete corrosion data, hydric soil information, construction limitations for haul roads, water features for each cluster site and the NRCS wetland inventory will also be shown. Soil erosion and sediment control measures will need to be in place, to prevent sediment from leaving the site. Several other concerns such as filling in or drainage of a wetland could possibly affect USDA farm program payments for landowners or producers, and other USDA agriculture programs could also be impacted by this project.

The DeKalb County Soil and Water Conservation District is supportive of this proposed wind energy conversion system facility as long as it minimizes the loss of prime farmland, provides for the protection of the natural resources, addresses drainage concerns, provides for protection of soil erosion and has sediment control measures in place. The Soil and Water Conservation District would require that any changes in turbine or access roads locations that are beyond the scope of this report be presented to our office for review.

This information that is included in this Natural Resource Information Report is to assure the Land Developers take into full consideration the limitations of that land they wish to develop. Guidelines and recommendations are also apart of this report and should be considered in the planning process. The Natural Resource Information Report is required by the Illinois Soil and Water Conservation District Act (Ill Compiled Statues, Ch. 70 Par 405/22.02a).


SWCD Chairman

11-11-08

Date



Natural Resource Information Report Application
DeKalb County Soil and Water Conservation District
1350 West Prairie Drive, Sycamore, IL 60178
Voice: (815) 756-3236 Ext. 3 Fax: (815) 756-1132

For Office Use Only

File Number 627 Date Received 10/29/2008
Fee: _____ (Make Check Payable to: DeKalb County SWCD)

Fee: Full Report: \$350.00 up to 5 acres and \$15.00 for each additional acre or part thereof.
Letter: \$75.00 *Staff will determine when a letter or full report will be necessary.*
Reports received after 4:00 p.m. the Wednesday before a board meeting will be processed for the next board meeting. Board meetings are scheduled for the first Wednesday of each month at the Farm Bureau Building.

Petitioners Name: Anthony Pedroni, FPL Energy Phone: 561-304-5646
Address: 700 Universe Blvd., Juno Beach, Florida, 33408
G.A. Finch or Pamela Berkowitz,
Contact Person: Hoogendoorn & Talbot, LLP Phone: 312-786-2250
Address: 122 S. Michigan Avenue, #1220, Chicago, IL 60603
Current Owner: Numerous

Parcel Index Number(s): (1) _____ (2) _____
(3) _____ Aggregate parcel size: _____ (acres)

Current Zoning: A1, Agricultural District **Requested Zoning:** Special Use Section 4.02 (C) (1) (m)
Current Use of Site: Agricultural **Proposed Use:** Wind Turbines
Site Location: Township: _____ **Section:** _____
Unit of Government Responsible: X Co. of DeKalb _____ City/Town of (_____)

Proposed Water Supply: N/A Private Well _____ Community Water
Proposed Wastewater Treatment: N/A Septic System _____ Sanitary Sewer _____ Other
Proposed Stormwater Plans N/A Ditches/Swails _____ Wet Detention Basin
_____ Dry Detention Basin _____ Storm Sewer
_____ No Detention Facilities

IMPORTANT!

Processing will not begin without the following:

- PLAT OF SURVEY/SITE PLAN: showing legal description, property measurements.
- SITE PLAN/CONCEPT PLAN: showing lot, streets, stormwater detention areas, etc.
- LOCATION MAP: (if not on maps above) include distance from major roadways & or section lines.
- ZONING or LAND USE PETITION: filed with unit of government (if relevant)

IF AVAILABLE

- TOPOGRAPHY MAP
- DRAWING SHOWING LOCATION OF FIELD TILE AND/OR DRAINAGE PATTERNS
- COPY OR SOIL BORING AND/OR WETLANDS STUDIES PERFORMED ON SITE

The DeKalb County SWCD has 30 days for inspection, evaluation, and processing of this report.

It is understood that filing this application allows a district representative the right to conduct an onsite investigation of the parcel(s) described above. Furthermore, this report becomes public knowledge once accepted by the District Board of Directors.

Contact Person or Petitioner's signature:  Date Oct. 29 2008
This report will be issued on nondiscriminatory basis without regard to race, color, religion, national origin, age, sex, handicap, or marital status.

**DEKALB COUNTY SOIL AND WATER
CONSERVATION DISTRICT
NATURAL RESOURCE INFORMATION REPORT
(NRI)**

NRI Report Number	#627
Date District Board Reviews Application	11/5/2008
Applicant's Name	Anthony Pedroni, FPL Energy
Size of Parcel	Southwest portion of DeKalb County
Zoning Change	A-1 to A-1 Special Use
Parcel Index Number(s)	N/A
Contact Person	G. A. Finch or Pamela Berkowitz

<i>Copies of this report or notification of the proposed land-use change were provided to:</i>	<i>yes</i>	<i>no</i>
The Applicant		x
The Applicant's Legal Representation	x	
The Local/Township Planning Commission		x
The County of DeKalb or Appropriate Agency	x	
The DeKalb County Soil and Water Conservation District Files	x	

Report Prepared By: *Dean Johnson* Position: *Resource Conservationist*

PURPOSE AND INTENT

The purpose of this report is to inform officials of the local governing body and other decision-makers with natural resource information. This information may be useful when undertaking land use decisions concerning variations, amendments or relief of local zoning ordinances, proposed subdivision of vacant or agricultural lands and the subsequent development of these lands. This report is a requirement under Section 22.02a of the Illinois Soil and Water Conservation Districts Act.

The intent of this report is to present the most current natural resource information available in a readily understandable manner. It contains a description of the present site conditions, the present resources, and the potential impacts that the proposed change may have on the site and its resources. The natural resource information was gathered from standardized data, on-site investigations and information furnished by the petitioner. This report must be read in its entirety so that the relationship between the natural resource factors and the proposed land use change can be fully understood.

Due to the limitations of scale encountered with the various resource maps, the property

boundaries depicted in the various exhibits in this report provide a generalized representation of the property location and may not precisely reflect the legal description of the PIQ (Parcel in Question).

This report, when used properly, will provide the basis for proper land use change decisions and development while protecting the natural resource base of the county. It should not be used in place of detailed environmental and/or engineering studies that are warranted under most circumstances, but in conjunction with those studies.

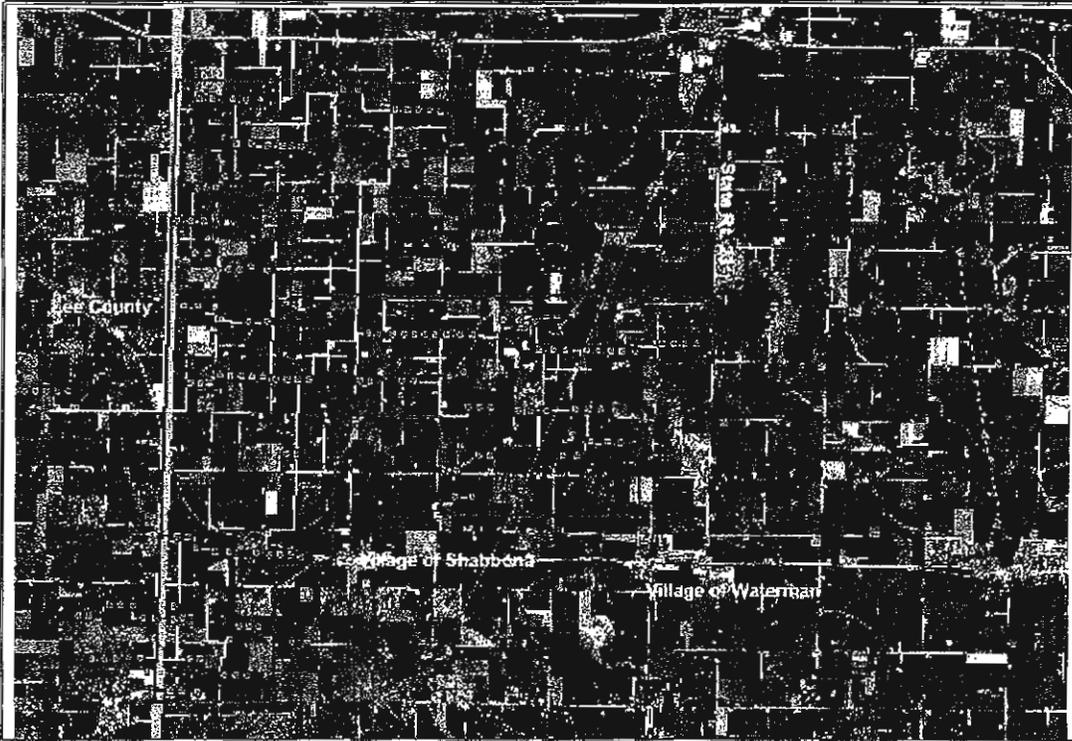
The conclusions of this report in no way indicate that a certain land use is not possible, but it should alert the reader to possible problems that may occur if the capabilities of the land are ignored. Any questions on the technical data supplied in this report or if anyone feels that they would like to see more additional specific information to make the report more effective, please contact:

**DeKalb County Soil and Water Conservation
District**
1350 West Prairie Drive, Sycamore, IL 60178
Phone: 815-756-3237 ext. 3 FAX: 815-756-1132
E-mail: Dean.Johnson@il.nacdnet.net

PARCEL LOCATION

Location Map for Natural Resources Information Report # 627

This site is located in rural DeKalb County. The northern boundary is just south of Gurler Road, the western boundary is the Lee- DeKalb County line; the southern boundary is just north of Shabbona Grove Road and State Rt. 23 is the boundary to the east.



2007 Photo of the site

ARCHAEOLOGIC/CUTURAL RESOURCES

Simply stated, cultural resources are all the past activities and accomplishments of people. They include the following: buildings; objects made or used by people; locations; and less tangible resources, such as stories, dance forms, and holiday traditions. The Soil and Water Conservation District most often encounters cultural resources as historical properties. These may be prehistoric or historical sites, buildings, structures, features, or objects. The most common type of historical property that the Soil and Water Conservation District may encounter is non-structural archaeological sites. These sites often extend below the soil surface, and must be protected against disruption by development or other earth moving activity if possible. Cultural resources are *non-renewable* because there is no way to "grow" a site to replace a disrupted site.

Landowners with historical properties on their land have ownership of that historical property. However, the State of Illinois owns all of the following: human remains, grave markers, burial mounds, and artifacts associated with graves and human remains.

Non-grave artifacts from archaeological sites and historical buildings are the property of the landowner. The landowner may choose to disturb a historical property, but may not receive federal or state assistance to do so. If an earth moving activity disturbs human remains, the landowner must contact the county coroner within 48 hours.

The Illinois Historic Preservation Agency has not been notified of the proposed land use change by the DeKalb County SWCD. The applicant may need to contact the IHPA according to current Illinois law.

ECOLOGICALLY SENSITIVE AREAS

What is Biological Diversity and why should it be conserved?¹

Biological diversity, or biodiversity, is the range of life on our planet. A more thorough definition is presented by botanist Peter H. Raven: "At the simplest level, biodiversity is the sum total of all the plants, animals, fungi and microorganisms in the world, or in a particular area; all of their individual variation; and all of the interactions between them. It is the set of living organisms that make up the fabric of the planet Earth and allow it to function as it does, by capturing energy from the sun and using it to drive all of life's processes; by forming communities of organisms that have, through the several billion years of life's history on Earth, altered the nature of the atmosphere, the soil and the water of our Planet; and by making possible the sustainability of our planet

through their life activities now." (Raven 1994)

It is not known how many species occur on our planet. Presently, about 1.4 million species have been named. It has been estimated that there are perhaps 9 million more that have not been identified. What is known is that they are vanishing at an unprecedented rate. Reliable estimates show extinction occurring at a rate several orders of magnitude above "background" in some ecological systems. (Wilson 1992, Hoose 1981)

The reasons for protecting biological diversity are complex, but they fall into four major categories.

First, loss of diversity generally weakens entire natural systems. Healthy ecosystems tend to have many natural checks and balances. Every species plays a role in maintaining this system. When simplified by the loss of diversity, the system becomes more susceptible to natural and artificial perturbations. The chances of a system-wide collapse increase. In parts of the midwestern United States, for example, it was only the remnant areas of natural

¹Taken from *The Conservation of Biological Diversity in the Great Lakes Ecosystem: Issues and Opportunities*, prepared by the Nature Conservancy Great Lakes Program 79W, Monroe Street, Suite 1309, Chicago, IL 60603, January 1994

prairies that kept soil intact during the dust bowl years of the 1930s. (Roush 1982)

Simplified ecosystems are almost always expensive to maintain. For example, when synthetic chemicals are relied upon to control pests, the target species are not the only ones affected. Their predators are almost always killed or driven away, exasperating the pest problem. In the meantime, people are unintentionally breeding pesticide-resistant pests. A process has begun where people become perpetual guardians of the affected area, which requires the expenditure of financial resources and human ingenuity to keep the system going.

A second reason for protecting biological diversity is that it represents one of our greatest untapped resources. Great benefits can be reaped from a single species. About 20 species provide 90% of the world's food. Of these 20, just three, wheat, maize and rice-supply over one half of that food. American wheat farmers need new varieties every five to 15 years to compete with pests and diseases. Wild strains of wheat are critical genetic reservoirs for these new varieties.

Further, every species is a potential source of human medicine. In 1980, a published report identified the market value of prescription drugs from higher plants at over \$3 billion. Organic alkaloids, a class of chemical compounds used in medicines, are found in an estimated 20% of plant species. Yet only 2% of plant species have been screened for these compounds. (Hoose 1981)

The third reason for protecting diversity is that humans benefit from natural areas and depend on healthy ecosystems. The natural

world supplies our air, our water, our food and supports human economic activity. Further, humans are creatures that evolved in a diverse natural environment between forest and grasslands. People need to be reassured that such places remain. When people speak of "going to the country," they generally mean more than getting out of town. For reasons of their own sanity and well being, they need a holistic, organic experience. Prolonged exposure to urban monotony produces neuroses, for which cultural and natural diversity cure.

Historically, the lack of attention to biological diversity, and the ecological processes it supports, has resulted in economic hardships for segments of the basin's human population.

The final reason for protecting biological diversity is that species and natural systems are intrinsically valuable. The above reasons have focused on the benefits of the natural world to humans. All things possess intrinsic value simply because they exist.

Biological Resources Concerning the Subject Parcel

As part of the Natural Resources Information Report, staff checks office maps to determine if any nature preserves are in the general vicinity of the parcel in question. If there is a nature preserve in the area, then that resource will be identified as part of the report. The SWCD recommends that every effort be made to protect that resource. Such efforts should include, but are not limited to erosion control, sediment control, stormwater management, and groundwater monitoring.

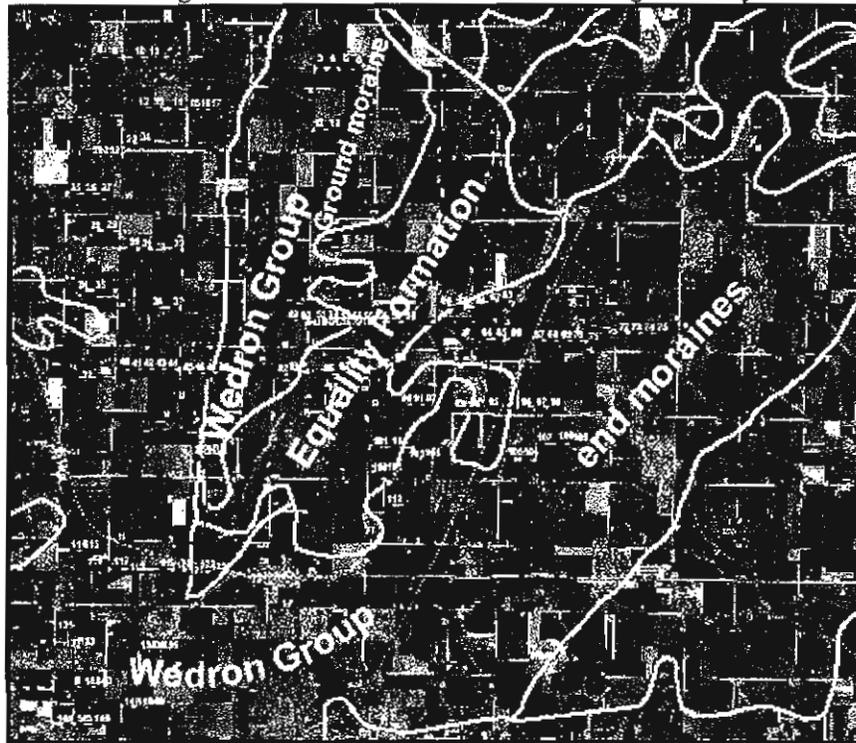
Office maps indicate that there is none near the parcel in question. (PIQ)

GEOLOGIC INFORMATION

Geology and the Proposed Land Use

Local geology plays an important role in determining the pollution potential. Groundwater pollution potential is an important factor when determining a specific area's suitability for a given land use. The local geology is an important element of the natural resource base. This information, when compared to soils information, gives a clearer picture of conditions on this parcel.

Geological data comes from the Illinois State Geological Survey.

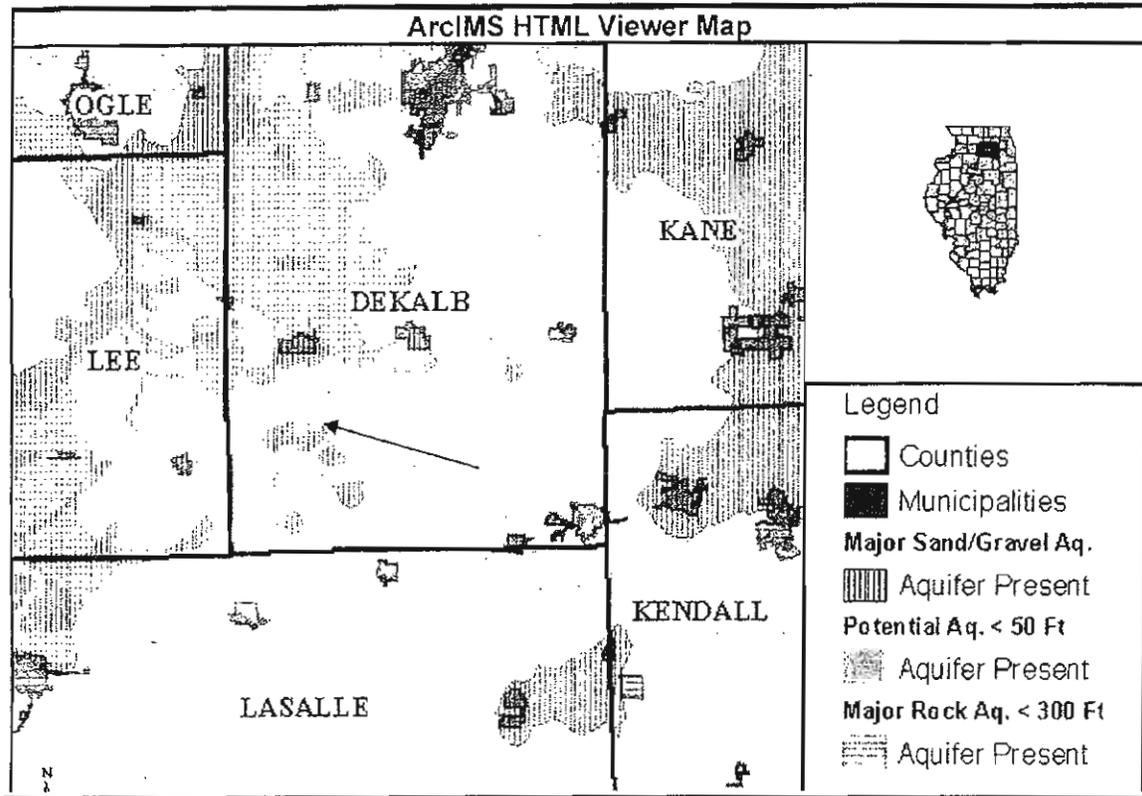


This area is made up of several different formations, the Carmi Member of the Equality Formation which is near the center of the proposed development area is largely quiet-water lake sediments dominated by well-bedded silt and some clay; includes sediment of proglacial lakes and slack-water lakes in valleys tributary to major river valleys. Where thin and discontinuous, generally covers more than 25 percent of the area mapped.

The area west of the Equality Formation is referred to as Tiskilwa Till Member of Wedron Formation. The Tiskilwa is generally sandy and silty till that is pinkish- or reddish-brown; includes yellow-gray to pinkish-gray sandy ablation drift (Gilberts Drift) in a small area in northeastern Illinois.

Just to the east of the Equality Formation is Malden Till Member of Wedron Formation. The Malden is a gray silty till that oxidizes to olive brown; local lenses of sand and gravel.

AQUIFER INFORMATION



Aquifer is present in a large portion of the planned area of development the dark shaded areas represent potential aquifer within 50 feet of the soil surface.

LAND EVALUATION AND SITE ASSESMENT (LESA)

Decision makers use the Land Evaluation and Site Assessment (LESA) system to determine the suitability of a land use change and/or a Zoning request as it relates to agricultural land. The LESA system is a two-step procedure that includes:

- * Land Evaluation (LE), soils value
- * Site Assessment (SA), land use

Land evaluation (LE) encompasses information regarding soils found on the site and their suitability for agricultural purposes. DeKalb County soils consist of thirty-one different soil series ranging from very poorly drained Houghton Muck to well drained Harvard. DeKalb County is known for its highly productive agricultural soils such as Drummer, Flanagan and Muscatine. For the purposes of the Land Evaluation portion of the LESA system, each soil is assigned a relative value number, from 0 to 100, a 0 being the worst for crop production, 100 the best. Parcels containing higher percentages of higher valued soil will

rate higher on the overall LESA score. DeKalb County SWCD provides a weighed average of the soils using a simple, mechanical, unbiased method of determining agricultural suitability of soils on site.

Site Assessment (SA) identifies and weighs 15 criteria, other than soils information, that contributes to the quality of a site for agricultural uses. The determination to include the specific site assessment factors directly resulted from the following:

- * DeKalb County Zoning Ordinance
- * Land Use Plan
- * Health Department Criteria for Septic
- * Other adopted county policies.

In summary, the LESA evaluation addresses all factors, including soils information, together to provide a rational, consistent, unbiased determination of the impact to agriculture from the proposed land use and zoning changes.

Figure 2. LAND EVALUATION (LE) WORKSHEET

Soil	Value Group	Percentage	Acreage	Value Factor	Adjusted Farm Unit Size	Adjusted Ag. Point Value
103A	5	0%	59.1	90	53.19	0
104A	3	0%	0.1	92	0.09	0
152A	1	9%	3018.8	100	3018.8	9
154A	1	16%	5431.5	100	5431.5	16
171A	2	1%	383.5	96	368.16	0.96
171B	2	13%	4532.5	95	4305.87	12.35
198A	1	3%	1092.1	99	1081.17	2.97
206A	3	0%	4.1	88	3.6	0
219A	3	0%	3.1	90	2.79	0
221B2	4	2%	661.9	78	516.28	1.56
221C2	4	3%	982.8	77	756.75	2.31
330A	4	2%	579.9	85	492.91	1.7
348B	4	0%	0	84	0	0
356A	1	25%	8479.8	100	8479.8	25
512A	2	0%	7.5	96	7.2	0
512B	2	18%	6156.4	95	5848.58	17.1
512C2	5	3%	1074	89	955.86	2.67
59A	1	0%	145.6	98	142.68	0
60C2	4	1%	189.1	73	138.04	0.73
60D2	5	0%	146.1	70	102.27	0
62A	3	0%	0.2	91	0.18	0
656B	4	0%	6	81	4.86	0
656C2	4	0%	40.8	77	31.41	0
662B	3	0%	49.2	86	42.31	0
662C2	5	0%	117.8	81	95.41	0

663A	2	0%	55.9	93	51.98	0
663B	3	1%	216.8	92	199.45	0.92
667A	3	0%	63.3	89	56.33	0
667B	3	0%	69.9	88	61.51	0
667C2	5	0%	11.3	83	9.37	0
679A	1	0%	21.9	99	21.68	0
679B	1	1%	301.3	98	295.27	0.98
67A	3	1%	327.4	92	301.2	0.92
802B	6	0%	6.6	0	0	0
Totals		100%	34236.3		32876.5	95.17

Explanation of the US Worksheet

Soil number is the soil type of the polygon on the hills map.

Percentage of slope determines the weight of the area, and the area then the soil polygon represents.

Value of the area is the sum of the area assigned to the soil type.

Adjusted area is the sum of the area multiplied by the weight of the soil type.

Adjusted area value is the percentage multiplied by the value of the soil type.

The US score is the total adjusted area value of the table.

Note: the soil types and percentages may differ from the information used for the calculation because of rounding, viewings, and other reasons. The adjustments are for the total area of the polygon (columns of the table).

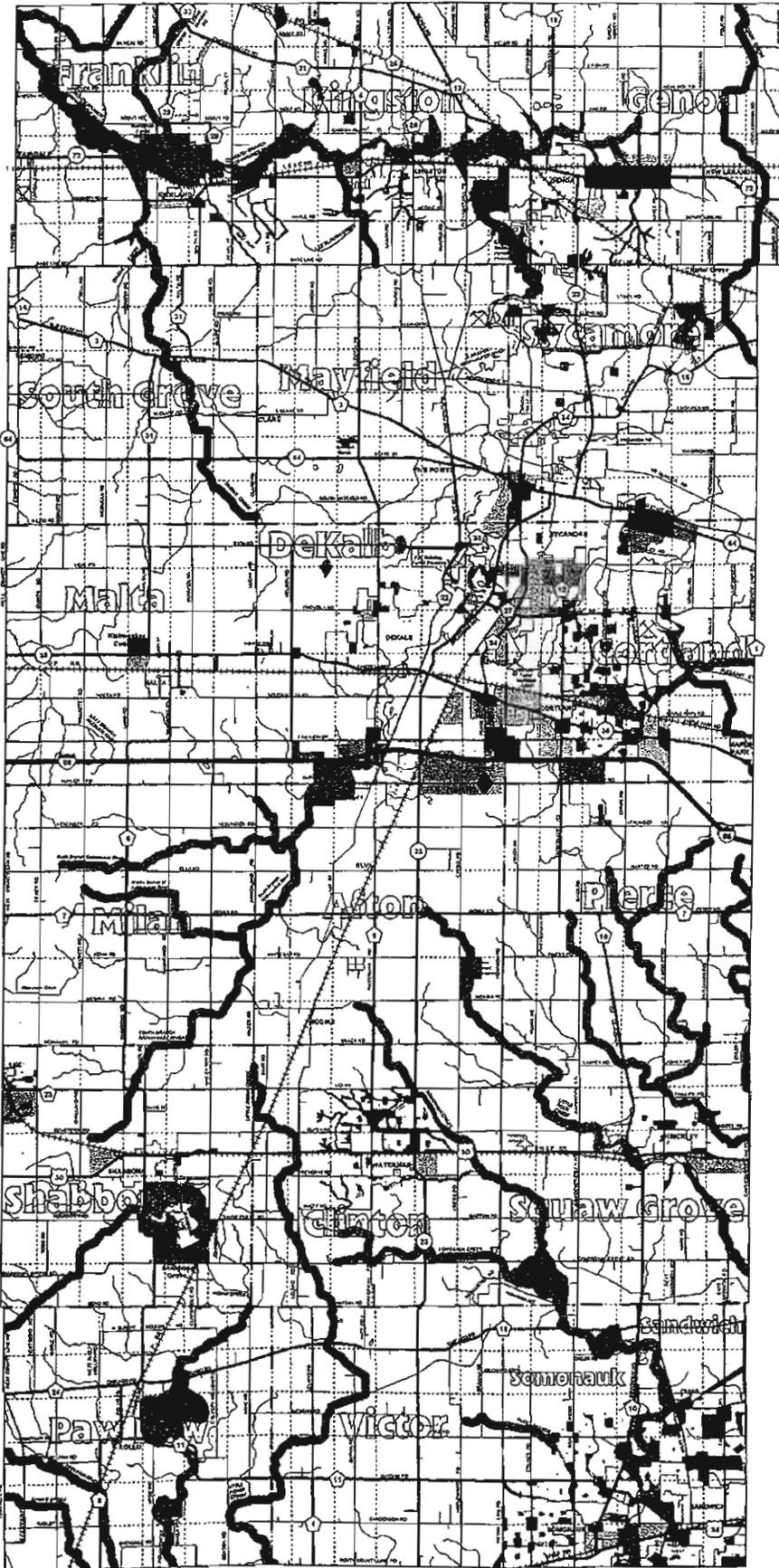
Figure 3. SITE ASSESSMENT (SA) WORKSHEET

FACTORS CONSIDERED	MAX POINTS	POINTS GIVEN	COMMENTS
1.1 Percent of area within one mile compatible to agricultural uses.	20	20	
1.2 Percent of land in agricultural uses adjacent to site.	20	20	
1.3 Percent of site suitable for agricultural use	20	20	
2.1 Compatibility of the site's proposed use with the purpose and intent of the Zoning District requested.	20	0	
2.2 Percent of perimeter of site that joins existing zoning districts that are compatible to agricultural uses.	12	12	
3.1 Degree to which affected local government can bear the additional costs the proposed use may generate.	10	10	
3.2 Degree to which the affected transportation routes can bear the traffic that the proposed use may generate.	10	10	
3.3 Potential of a site to be annexed to municipality or served served by public sewer and water systems.	10	10	
4.1 Viability of the property as a farm, as representd by the the ratio of the acreage of the site over its farm value (as determined by minimum lot size divided by the relative soil values of the site).	16	16	
4.2 Ratio of the acreage of site over the required acreage for proposed use.	12	0	
5.1 Consistency of proposed use with the recommendations of the County's Land Use Plan.	20	0	
5.2 Consistency of the adjoining land uses with the recommendations of the current Land Use Plan of the Comprehensive Plan.	20	0	
5.3 Consistency of proposed use to municipal plan.	10	0	

118

Site Assessment Total:	118	0-184 Low Rating for Protection
+ Land Evaluation Total:	95.17	185-214 Moderate Rating for Protection
		215-300 High Rating for Protection
Overall LESA Score:	213.17	

DeKalb County Unified Future Land Use Plan



DeKalb County Government
 Information Management Office
 110 E. Sycamore St.
 Sycamore, IL 60178
 815-895-1643
 view at www.dekalbcounty.org



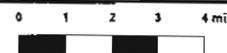
Legend

Future Land Uses

- Agricultural
Land used or suited for the production of cash crops.
- Conservation
Land used or suited for the protection of natural resources, floodplains, and woodlands.
- Open Space
Land used or suited for public and private open spaces, including parks, golf courses, and storm water management facilities.
- Low Density Residential
Land used or suited for single family development having a maximum density between 1 and 3 dwelling units per acre.
- Medium Density Residential
Land used or suited for residential development having a maximum density between 3 and 6 dwelling units per acre.
- High Density Residential
Land used or suited for residential development having a maximum density between 6 and 10 dwelling units per acre.
- Mixed Residential
Land used or suited for residential development in a manner that emulates the established neighborhoods in the municipalities and having a maximum density between 3 and 6 dwelling units per acre.
- Civic / Institutional
Lands used or suited for schools, cemeteries, or governmental administration and services, and institutional uses such as religious facilities and private schools.
- Industrial
Land used or suited for industrial land use includes non-agricultural manufacturing, warehousing, wholesale operations, distribution, and logistics facilities.
- Office and Research
Land used or suited for office and research and limited manufacturing uses in a campus-like environment.
- Commercial
Land used or suited for retail and service uses, and office uses.
- Mixed Use
Land used or suited for the development of commercial and residential neighborhoods that promote an interdependency of uses and promote orderly economic development.

Other Items

- Railroads
- Township Boundaries
- Section Lines
- Hydrographic Features
- Corporate Boundaries



Created: September 22, 2003 [N]
 Updated: December 5, 2003
 Printed: January 26, 2003

Adopted: December 17, 2003
 DeKalb County Ordinance 2004-03

SOIL EROSION & SEDIMENT CONTROL

Erosion is the wearing away of the soil by water, wind, and other forces. Soil erosion threatens the Nation's soil productivity and contributes the most pollutants in our waterways. Water causes about two thirds of erosion on agricultural land. Four properties, mainly, determine a soil's erodibility:

1. Texture
2. Slope
3. Structure
4. Organic matter content

Slope has the most influence on soil erosion potential when the site is under construction. Erosivity and runoff increase as slope grade increases. The runoff then exerts more force on the particles, breaking their bonds more readily and carrying them farther before deposition. The longer water flows along a slope before reaching a major waterway, the greater the potential for erosion.

Soil erosion during and after this proposed construction can be a primary non-point source of water pollution. Eroded soil during the construction phase can create unsafe conditions on roadways, decrease the storage capacity of lakes, clog streams and drainage channels, cause deterioration of aquatic habitats, and increase

water treatment costs. Soil erosion also increases the risk of flooding by choking culverts, ditches and storm sewers, and by reducing the capacity of natural and man-made detention facilities.

The general principles of erosion and sedimentation control measures include:

- reducing or diverting flow from exposed areas, storing flows or limiting runoff from exposed areas,
- staging construction in order to keep disturbed areas to a minimum,
- establishing or maintaining or temporary or permanent groundcover,
- retaining sediment on site and
- properly installing, inspecting and maintaining control measures.

Erosion control practices are useful controls only if they are properly located, installed, inspected and maintained.

The SWCD recommends an erosion control plan for all building sites, especially if there is a wetland or stream nearby.

Erosion Chart

Soil Type	Slope	Rating
103A	0-2%	Slight
104A	0-2%	Slight
152A	0-2%	Slight
154A	0-2%	Slight
171A	0-2%	Slight
171B	2-5%	Slight
198A	0-2%	Slight
206A	0-2%	Slight
219A	0-2%	Slight
221B2	2-5%	Moderate
221C2	5-10%	Moderate
330A	0-2%	Slight
348B	2-5%	Slight
356A	0-2%	Slight
512A	0-2%	Slight
512B	2-5%	Slight
512C2	5-10%	Moderate
59A	0-2%	Slight
60C2	5-10%	Moderate
60D2	10-18%	Moderate
62A	0-2%	Slight
656B	2-5%	Slight
656C2	4-6%	Moderate
662B	2-5%	Slight
662C2	5-10%	Moderate
663A	0-2%	Slight
663B	2-5%	Slight
667A	0-2%	Slight
667B	2-5%	Slight
667C2	5-10%	Moderate
679A	0-2%	Slight
679B	2-5%	Slight
67A	0-2%	Slight
802B	2-5%	Slight

DRAINAGE, RUNOFF AND FLOOD INFORMATION

U.S.G.S Topographic maps give information on elevations, which are important mostly to determine slopes, drainage directions, and watershed information.

Elevations determine the area of impact of floods of record. Slope information determines steepness and erosion potential. Drainage directions determine where water leaves the PIQ, possibly impacting surrounding natural resources.

Watershed information is given for changing land use to a subdivision type of development on parcels greater than 10 acres.

What is a watershed?

Simply stated, a watershed is the area of land that contributes water to a certain point. The point that we use on these reports is usually the point where water exits the parcel. The point is marked with a "O." The watershed boundary is drawn in using the following marking: (—••—). Often times, water will flow off the parcel in two or more directions. In that case, there is a watershed break on the parcel. (—••—), and there are two or more watersheds on the parcel.

The watershed boundary is important because the area of land in the watershed can now be calculated using an irregular shape area calculator such as a dot counter or planimeter.

Using regional storm event information, and site specific soils and land use information, the peak stormwater flow through the point marked "O" for a specified storm event can be calculated. This value is called a "Q" value (for the given storm event), and is measured in cubic feet per second (CFS).

When construction occurs, the Q value naturally increases because of the increase in impermeable surfaces. This process decreases the ability of soils to accept and temporarily hold water. Therefore, more water runs off and increases the Q value.

Theoretically, if each development, no matter how large or small, maintains their preconstruction Q value after construction by the installation of stormwater management systems,

the streams and wetlands and lakes will not suffer damage from excessive urban stormwater.

For this reason, the DeKalb County SWCD recommends that the developer for intense uses such as a subdivision calculate the preconstruction Q value for the exit point(s). A stormwater management system should be designed, installed, and maintained to limit the postconstruction Q value to be at or below the preconstruction value.

Importance of Flood Information

A floodplain is defined as land adjoining a watercourse (riverine) or an inland depression (non-riverine) that is subject to periodic inundation by high water. Floodplains are important areas demanding protection since they have water storage and conveyance functions which affect upstream and down stream flows, water quality and quantity, and suitability of the land for human activity. Since floodplains play distinct and vital roles in the hydrologic cycle, development that interferes with their hydrologic and biologic functions should be carefully considered.

Flooding is both dangerous to people and destructive to their properties. The following maps, when combined with wetland and topographic information, can help developers and future homeowners to "sidestep" potential flooding or ponding problems.

FIRM is the acronym for the Flood Insurance Rate Map, produced by the Federal Emergency Management Agency. These maps define flood elevation adjacent to tributaries and major bodies of water, and superimpose that onto a simplified USGS topographic map. The scale of the FIRM maps is generally dependent on the size and density of parcels in that area. (This is to correctly determine the parcel location and flood plain location.) The FIRM map has three (3) zones. A is the zone of 100 year flood, zone B is the 100 to 500 year flood, and zone C is outside the flood plain.

The Hydrologic Atlas (H.A.) Series of the Flood of Record Map is also used for the topographic information. This map is different from the FIRM map mainly because it will show isolated,

or pocketed flooded areas. DeKalb County uses both these maps in conjunction with each other for flooded area determinations. The Flood of Record maps, show the areas of flood for various years. Both of these maps stress that the recurrence of flooding is merely statistical. That is to say a 100-year flood may occur twice in one year, or twice in one week, for that matter.

It should be noted that greater floods than those shown on the two maps are possible. The flood boundaries indicated provide a historic record only until the map publication date. Additionally, these flood boundaries are a function of the watershed conditions existing when the maps were produced. Cumulative changes in runoff characteristics caused by urbanization can result in an increase in flood height of future flood episodes.

Floodplains play a vital role in reducing the flood damage potential associated with an urbanizing area and, when left in an undisturbed state, also provide valuable wildlife habitat benefits. If it is the petitioner's intent to conduct floodplain filling or modification activities, the petitioner and the Unit of Government

responsible need to consider the potentially adverse effects this type of action could have on adjacent properties. The change or loss of natural floodplain storage often increases the frequency and severity of flooding on adjacent property.

If the available maps indicate the presence of a floodplain on the PIQ, the petitioner should contact the IDOT-DWR and FEMA to delineate a floodplain elevation for the parcel. If a portion of the property is indeed floodplain, applicable state, county and local regulations will need to be reflected in the site plans.

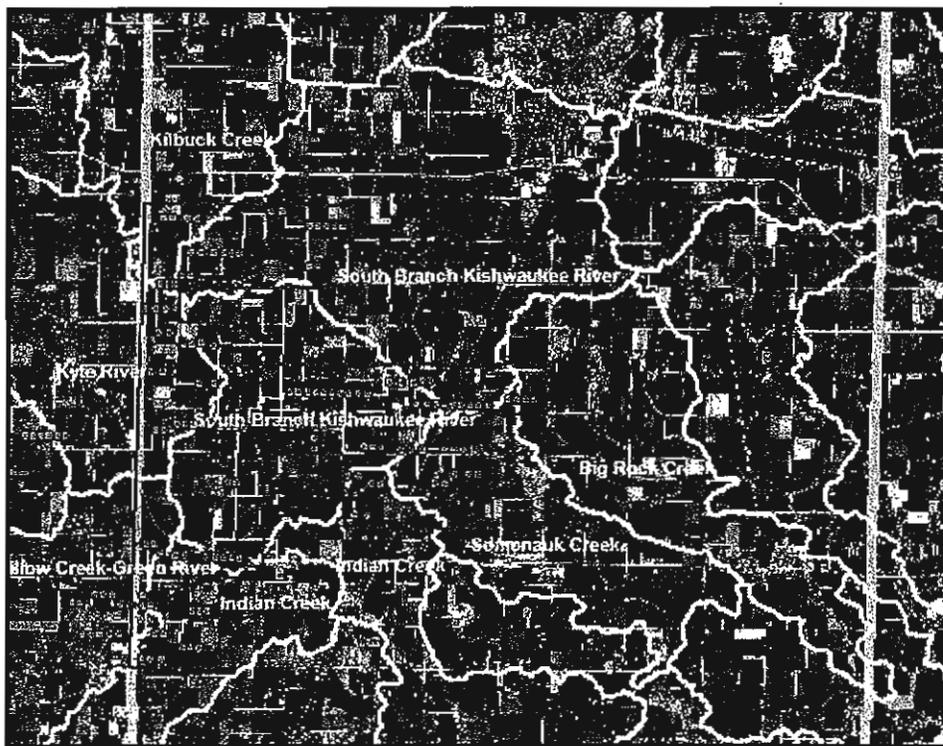
Another indication of flooding potential can be found in the soils information. Hydric soils indicate the presence of drainageways, areas subject to ponding, or a naturally occurring high water table. These need to be considered along with the floodplain information when developing the site plan and the stormwater management plan. If the site does include these hydric soils and development occurs, thus raising the concerns of the loss of water storage in these soils and the potential for increased flooding in the area.

WATERSHED PLANS

Watershed and Subwatershed Information

A watershed is the area of land that drains into a specific point including a stream, lake or other body of water. High points on the Earth's surface, such as hills and ridges define watersheds. When rain falls in the watershed, it flows across the ground towards a stream or lake. Rainwater carries any pollutants it comes in contact with such as oils, pesticides, and soil. Everyone lives in a watershed. Their actions can impact natural resources and people living downstream. Residents can minimize this impact by being aware of their environment and implications of their activities, implementing practices recommended in watershed plans and educating others about their watershed.

The Proposed Wind Farm will affect several watersheds; the South Branch of the Kishwaukee River, Somonauk Creek, Indian Creek, Big Rock Creek, Kilbuck Creek, Willow Creek and the Kyte River.



WETLAND INFORMATION



Importance of Wetland Information

Wetlands function in many ways to provide numerous benefits to society. They control flooding by offering a slow release of excess water downstream or through the soil. They cleanse water by filtering out sediment and some pollutants, and can function as rechargers of our valuable groundwater. They also are essential breeding, rearing, and feeding grounds for many species of wildlife.

These benefits are particularly valuable in urbanizing areas as development activity typically adversely affects water quality, increases the volume of stormwater runoff, and increases the demand for groundwater. In an area where many individual homes rely on shallow groundwater wells for domestic water supplies, activities that threaten potential groundwater recharge areas are contrary to the public good. The conversion of wetlands, with their sediment trapping and nutrient absorbing vegetation, to biologically barren stormwater detention ponds can cause additional degradation of water quality in downstream or adjacent areas.

It has been estimated that over 95% of the wetlands that were historically present in Illinois have been destroyed while only recently has the true environmental significance of wetlands been fully recognized. America is losing 100,000 acres of wetland a year, and has saved 5 million acres total (since 1934). One acre of wetland can filter 7.3 million gallons of water a year. These are reasons why our wetlands are high quality and important.

This section contains the NRCS (Natural Resources Conservation Service) Wetlands Inventory, which is the most comprehensive inventory to date. The NRCS Wetlands Inventory is reproduced from an aerial photo at a scale of 1" equals 660 feet. The NRCS developed these maps in cooperation with U.S. EPA (Environmental Protection Agency,) and the U.S. Fish and Wildlife Service, using the National Food Security Act Manual, 3rd Edition. The main purpose of these maps is to determine wetland areas on agricultural fields and areas that may be wetlands but are in a non-agriculture setting.

The NRCS Wetlands Inventory in no way gives an exact delineation of the wetlands, but merely an outline, or the determination that there is a wetland within the outline. For the final, most accurate wetland **determination** of a specific wetland, a wetland **delineation** must be certified by NRCS staff using the National Food Security Act Manual (on agricultural land.) On urban land, a certified wetland delineator must perform the delineation using the ACOE 1987 Manual. See the glossary section for the definitions of "delineation" and "determination."

WETLAND AND FLOODPLAIN REGULATIONS

PLEASE READ THE FOLLOWING IF YOU ARE PLANNING TO DO ANY WORK NEAR A STREAM (THIS INCLUDES SMALL UNNAMED STREAMS), LAKE, WETLAND OR FLOODWAY.

The laws of the United States and the State of Illinois assign certain agencies specific and different regulatory roles to protect the waters within the State's boundaries. These roles, when considered together, include protection of navigation channels and harbors, protection against flood way encroachments, maintenance and enhancement of water quality, protection of fish and wildlife habitat and recreational resources, and, in general, the protection of total public interest. Unregulated use of the waters within the State of Illinois could permanently destroy or alter the character of these valuable resources and adversely impact the public. Therefore, please contact the proper regulatory authorities when planning any work associated with Illinois waters so that proper consideration and approval can be obtained.

WHO MUST APPLY

Anyone proposing to dredge, fill, rip rap, or otherwise alter the banks or beds of, or construct, operate, or maintain any dock, pier, wharf, sluice, dam, piling, wall, fence, utility, flood plain or flood way subject to State of Federal regulatory jurisdiction should apply for agency approvals.

REGULATORY AGENCIES:

- ◆ **Wetlands or U.S. Waters:** U.S. Army Corps of Engineers, Rock Island District, Clock Tower Building, P.O. Box 2004, Rock Island, IL 61204-2004. Phone: (309) 794-5379.
- ◆ **Flood plains:** Illinois Department of Natural Resources \ Office of Water Resources, Natural Resources Way, Springfield, IL 62702-1270.
- ◆ **Water Quality \ Erosion Control:** Illinois Environmental Protection Agency, Division of Water Pollution Control, Permit Section, Watershed Unit, 2200 Churchill Road, Springfield, IL 62706, phone (217)- 782-0610.

COORDINATION

We recommend Early coordination with the regulatory agencies **BEFORE** finalizing work plans. This allows the agencies to recommend measures to mitigate or compensate for adverse impacts. Also, the agency can make possible environmental enhancement provisions early in the project planning stages. This could reduce time required to process necessary approvals.

CAUTION: Contact with the United States Army Corps of Engineers is strongly advised before commencement of any work in or near a water of the United States. This could save considerable time and expense. Persons responsible for willful and direct violation of Section 10 of the River And Harbor Act of 1899 or Section 404 of the Federal Water Pollution Control Act are subject to fines ranging up to \$27,500 per day of violation and imprisonment for up to one year or both.

GLOSSARY

AGRICULTURAL PROTECTION AREAS (AG AREAS) - Allowed by P.A. 81-1173. An AG AREA consists of a minimum of 350 acres of farmland, as contiguous and compact as possible. Petitioned by landowners, AG AREAS protect for a period of ten years initially, then reviewed every eight years thereafter. AG AREA establishment exempts landowners from local nuisance ordinances directed at farming operations, and designated land can not receive special tax assessments on public improvements that do not benefit the land, e.g. water and sewer lines.

AGRICULTURE - The growing, harvesting and storing of crops including legumes, hay, grain, fruit and truck or vegetable including dairying, poultry, swine, sheep, beef cattle, pony and horse production, fur farms, and fish and wildlife farms; farm buildings used for growing, harvesting and preparing crop products for market, or for use on the farm; roadside stands, farm buildings for storing and protecting farm machinery and equipment from the elements, for housing livestock or poultry and for preparing livestock or poultry products for market; farm dwellings occupied by farm owners, operators, tenants or seasonal or year around hired farm workers.

B.G. - Below Grade. Under the surface of the Earth.

BEDROCK - Indicates depth at which bedrock occurs. Also lists hardness as rippable or hard.

FLOODING - Indicates frequency, duration, and period during year when floods are likely to occur.

HIGH LEVEL MANAGEMENT - The application of effective practices adapted to different crops, soils, and climatic conditions. Such practices include providing for adequate soil drainage, protection from flooding, erosion and runoff control, near optimum tillage, and planting the correct kind and amount of high quality seed. Weeds, diseases, and harmful insects are controlled. Favorable soil reaction and near optimum levels of available nitrogen, phosphorus, and potassium for individual crops are maintained. Efficient use is made of available crop residues, barnyard manure, and/or green manure crops. All operations, when combined efficiently and timely, can create favorable growing conditions and reduce harvesting losses -- within limits imposed by weather.

HIGH WATER TABLE - A seasonal high water table is a zone of saturation at the highest average depth during the wettest part of the year. May be apparent, perched, or artesian kinds of water tables.

Water Table, Apparent - A thick zone of free water in the soil. An apparent water table is indicated by the level at which water stands in an uncased borehole after adequate time is allowed for adjustment in the surrounding soil.

Water Table, Artesian - A water table under hydrostatic head, generally beneath an impermeable layer. When this layer is penetrated, the water level rises in an uncased borehole.

Water Table, Perched - A water table standing above an unsaturated zone. In places an upper, or perched, water table is separated from a lower one by a dry zone.

DELINEATION - For Wetlands: A series of orange flags placed on the ground by a certified professional that outlines the wetland boundary on a parcel.

DETERMINATION - A polygon drawn on a map using map information that gives an outline of a wetland.

HYDRIC SOIL - This type of soil is saturated, flooded, or ponded long enough during the growing season to develop anaerobic conditions in the upper part (USDA Natural Resources Conservation Service 1987)

INTENSIVE SOIL MAPPING - Mapping done on a smaller more intensive scale than a modern soil survey to determine soil properties of a specific site, e.g. mapping for septic suitability.

LAND EVALUATION AND SITE ASSESSMENT (L.E.S.A.) - LESA is a systematic approach for evaluating a parcel of land and to determine a numerical value for the parcel for farmland preservation purposes.

MODERN SOIL SURVEY - A soil survey is a field investigation of the soils of a specific area, supported by information from other sources. The kinds of soil in the survey area are identified and their extent shown on a map, and an accompanying report describes, defines, classifies, and interprets the soils. Interpretations predict the behavior of the soils under different used and the soils' response to management. Predictions are made for areas of soil at specific places. Soils information collected in a soil survey is useful in developing land-use plans and alternatives involving soil management systems and in evaluating and predicting the effects of land use.

PALUSTRINE - Name given to inland fresh water wetlands

PERMEABILITY - Values listed estimate the range (in rate and time) it takes for downward movement of water in the major soil layers when saturated, but

allowed to drain freely. The estimates are based on soil texture, soil structure, available data on permeability and infiltration tests, and observation of water movement through soils or other geologic materials.

PIQ - Parcel in question

POTENTIAL FROST ACTION - Damage that may occur to structures and roads due to ice lens formation causing upward and lateral soil movement. Based primarily on soil texture and wetness.

PRIME FARMLAND - Prime farmland soils are lands that are best suited to food, feed, forage, fiber and oilseed crops. It may be cropland, pasture, woodland, or other land, but it is not urban and built up land or water areas. It either is used for food or fiber or is available for those uses. The soil qualities, growing season, and moisture supply are those needed for a well managed soil economically to produce a sustained high yield of crops. Prime farmland produces in highest yields with minimum inputs of energy and economic resources, and farming the land results in the least damage to the environment.

Prime farmland has an adequate and dependable supply of moisture from precipitation or irrigation. The temperature and growing season are favorable. The level of acidity or alkalinity is acceptable. Prime farmland has few or no rocks and is permeable to water and air. It is not excessively erodible or saturated with water for long periods and is not frequently flooded during the growing season. The slope ranges mainly from 0 to 5 percent. (Source USDA Natural Resources Conservation Service)

PRODUCTIVITY INDEXES - Productivity indexes for grain crops express the estimated yields of the major grain crops grown in Illinois as a single percentage of the average yields obtained under basic management from several of the more productive soils in the state. This group of soils is composed of the Muscatine, Ipava, Sable, Lisbon, Drummer, Flanagan, Littleton, Elburn and Joy soils. Each of the 425 soils found in Illinois are found in Circular 1156 from the Illinois Cooperative Extension Service.

SEASONAL - When used in reference to wetlands indicates that the area is flooded only during a portion of the year.

SHRINK-SWELL POTENTIAL - Indicates volume changes to be expected for the specific soil material with changes in moisture content.

SOIL MAPPING UNIT - A map unit is a collection of soil areas of miscellaneous areas delineated in mapping. A map unit is generally an aggregate of the delineations of many different bodies of a kind of soil or miscellaneous area but may consist of only one delineated body. Taxonomic class names and accompanying phase terms are used to name soil map units. They are described in terms of ranges of soil properties within the limits defined for taxa and in terms of ranges of taxadjuncts and inclusions.

SOIL SERIES - A group of soils, formed from a particular type of parent material, having horizons that, except for texture of the A or surface horizon, are similar in all profile characteristics and in arrangement in the soil profile. Among these characteristics are color, texture, structure, reaction, consistence, and mineralogical and chemical composition.

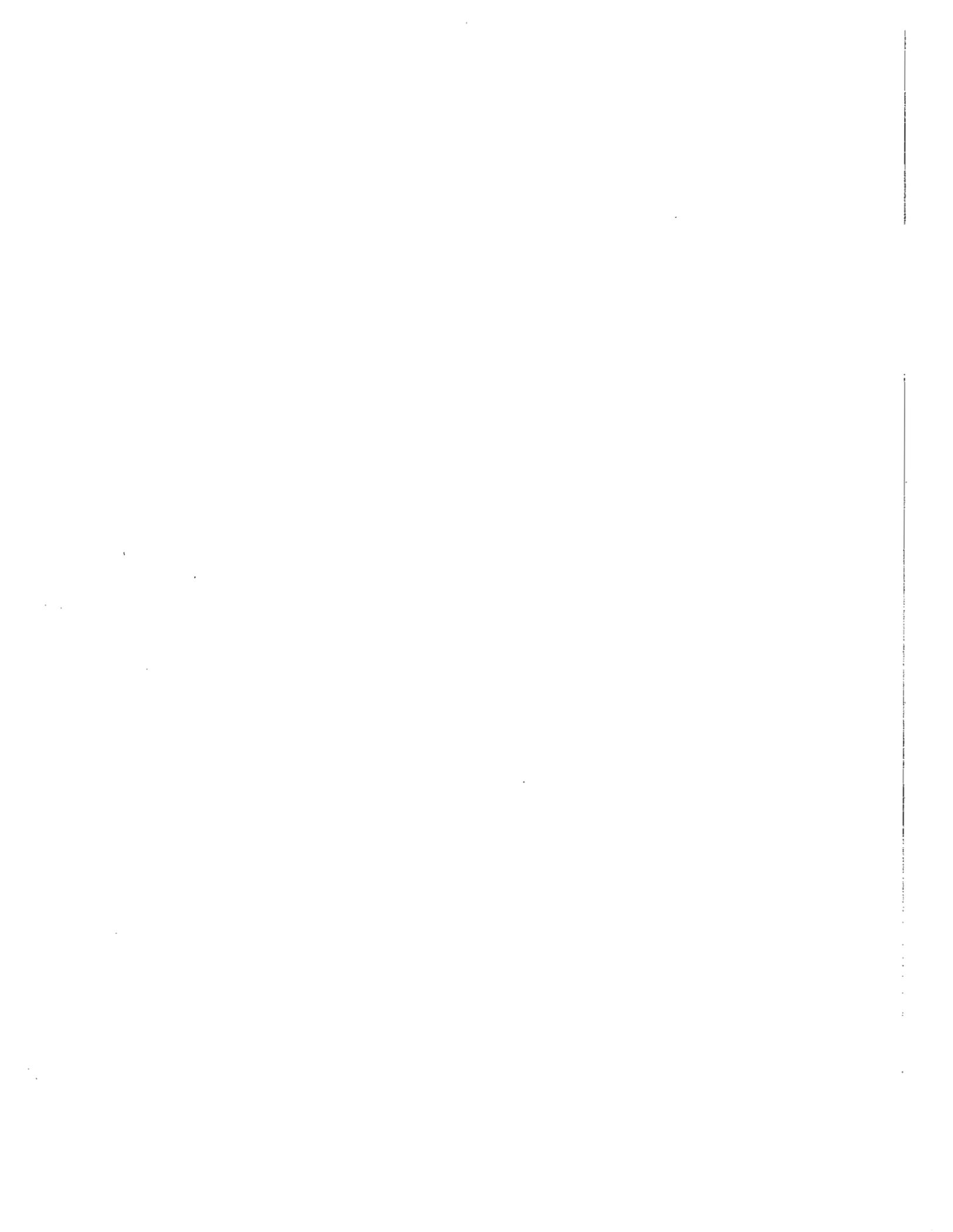
SUBSIDENCE - Applies mainly to organic soils after drainage. Soil material subsides due to shrinkage and oxidation.

TERRAIN - The area or surface over which a particular rock or group of rocks is prevalent.

TOPSOIL - That portion of the soil profile where higher concentrations of organic material, fertility, bacterial activity and plant growth take place. Depths of topsoil vary between soil types.

WATERSHED - An area of land that drains to an associated water resource such as a wetland, river or lake. Depending on the size and topography, watersheds can contain numerous tributaries, such as streams and ditches, and ponding areas such as detention structures, natural ponds and wetlands.

WETLAND - An area that has a predominance of hydric soils and that is inundated or saturated by surface or groundwater at a frequency and duration sufficient to support, and under normal circumstances does support, a prevalence of hydrophytic vegetation typically adapted for life in saturated soil conditions.



**NATURAL RESOURCES CONSERVATION SERVICE
CONSERVATION PRACTICE STANDARD**

ACCESS ROAD

(Ft.)

CODE 560

DEFINITION

A travel-way for equipment and vehicles constructed as part of a conservation plan.

PURPOSE

To provide a fixed route for vehicular travel for resource activities involving the management of timber, livestock, agriculture, wildlife habitat, and other conservation enterprises while protecting the soil, water, air, fish, wildlife, and other adjacent natural resources.

CONDITIONS WHERE PRACTICE APPLIES

Where access is needed from a private or public road or highway to a land use enterprise or conservation measure, or where travel ways are needed in a planned land use area.

Access roads range from seasonal use roads, designed for low speed and rough driving conditions, to all-weather roads heavily used by the public and designed with safety as a high priority. Some roads are only constructed for a single purpose; i.e. control of forest fires, logging and forest management activities, access to remote recreation areas, or access for maintenance of facilities.

CRITERIA

Access roads shall be designed to serve the enterprise or planned use with the expected vehicular or equipment traffic. The type of vehicle or equipment, speed, loads, soil, climatic, and other conditions under which

vehicles and equipment are expected to operate need to be considered. Planned work shall comply with all federal, state and local laws and regulations.

Where general public use is anticipated, roads shall be designed to meet applicable federal, state and local criteria.

Location. Roads shall be located to serve the purpose intended, to facilitate the control and disposal of surface and subsurface water, to control or reduce erosion, to make the best use of topographic features, and to include scenic vistas where possible. The roads should generally follow natural contours and slopes to minimize disturbance of drainage patterns. Roads shall be located where they can be maintained and where water management problems are not created. To reduce potential pollution, roads shall be located away from watercourses. Utilize buffers where possible to protect waterbodies.

Alignment. The gradient and horizontal alignment shall be adapted to the intensity of use, mode of travel, the type of equipment and load weights, and the level of development.

Grades normally should not exceed 10 percent except for short lengths. Maximum grades of 18 percent should only be exceeded if necessary for special uses such as logging roads, field access roads, fire protection roads or other roads not accessible for use by the general public.

For stream crossings, the road should be aligned so that it crosses perpendicular to the channel as much as possible.

Conservation practice standards are reviewed periodically, and updated if needed. To obtain the current version of this standard, contact the Natural Resources Conservation Service.

**NRCS, ILLINOIS
September 2004**

Width. The minimum width of the roadbed is 14 ft for one-way traffic and 20 ft for two-way traffic. The roadbed width includes a tread-width of 10 feet for one-way traffic or 16 feet for two-way traffic. Each type of road also requires 2 feet of shoulder width on each side. Single-lane logging or special-purpose roads can have a minimum width of 10 feet, with greater widths at curves and turnouts. The two-way traffic width shall be increased approximately 4 feet for trailer traffic. The shoulder width may be either gravel or grass.

Turnouts shall be used on single lane roads where vehicles travel in both directions on a limited basis. Where turnouts are used, road width shall be increased to a minimum of 20 feet for a distance of at least 30 feet.

Side Slopes. All cuts and fills shall be designed to have stable slopes of a minimum of 2 horizontal to 1 vertical on heights of less than 4 feet. For short lengths, rock areas, or very steep hillsides, steeper slopes may be permitted, if soil conditions warrant and special stabilization measures are installed.

Areas with geological conditions and soils subject to slides shall be avoided or treated to prevent slides.

Drainage. The type of drainage structure used will depend on the intended use and runoff conditions. Culverts, bridges, fords, or grade dips for water management shall be provided at all natural drainage ways. The capacity and design shall be consistent with sound engineering principles and shall be adequate for the class of vehicle, type of road, development, or use. When a culvert or bridge is installed in a drainage way, its minimum capacity shall convey the design storm runoff without causing erosion or road overtopping. Table 1 lists minimum design storm frequencies for various road types.

Table 1

Road Type	Storm Frequency
Forest Access Roads, Farm Field Access Roads	2 year - 24 Hour
Farm Driveways, Recreation Facility Access Roads	10 year - 24 Hour
Public Access Roads, Camp grounds, Etc.	25 year - 24 Hour

An erosion-resistant low point or overflow area may be constructed across the access road to supplement culvert capacity on non-public use roads. Culverts, bridges, fords and hardened overflow areas should be installed so the road crossing does not significantly impact fish migration.

Roadside ditches shall be adequate to provide surface drainage for the roadway and deep enough, as needed to serve as outlets for subsurface drainage. At a minimum, the roadside ditch shall be 1.0 foot below the top of road surface to provide internal drainage. Ditch channels shall be designed to be on stable grades or protected with structures or linings for stability.

Water-breaks or water-bars may be used to control surface runoff on low-intensity use forest, ranch or similar roads. On steep grades where runoff and erosion is anticipated down the road, water bars should be considered. Water bars must be constructed of materials that are compatible with the use and maintenance of the road surface. Water bar discharge areas must be well vegetated or have other erosion resistant materials. See Figure 1 Recommended Spacing of Relief Culverts and Water Bars Based on Soil Type.

Surface crowning can also help direct road runoff into the side drainage ditches. *The road surface shall be sloped toward the ditch at the minimum rate of one-half inch per foot of surface width or crowned at the minimum rate of one-half inch per foot of surface width, measured from the centerline of the road.* Unobstructed flow into the ditches must be maintained to prevent flows from causing

roadside erosion. Provide a turnaround at the end of dead end roads. In some areas, turnarounds may also be desirable for stream, lake, recreation, or other access purposes.

Provide parking space as needed to keep vehicles off the road or from being parked in undesirable locations.

Surfacing. Access roads shall be given a wearing course or surface treatment if required by traffic needs, soil, climate, erosion control, or particulate matter emission control. The type of treatment, if needed, depends on local conditions, available materials, and the existing road base. If these factors or the volume of traffic is not a problem, no special treatment of the surface is required. On weak bearing capacity soils such as silts, organics, and clays, the surface treatment should be underlain with a geotextile material specifically designed for road stabilization applications when the road is used on a regular basis.

Unsurfaced roads may require controlled access to prevent damage or hazardous conditions during adverse climatic conditions.

Toxic and acid-forming materials shall not be used on roads. This should not be construed

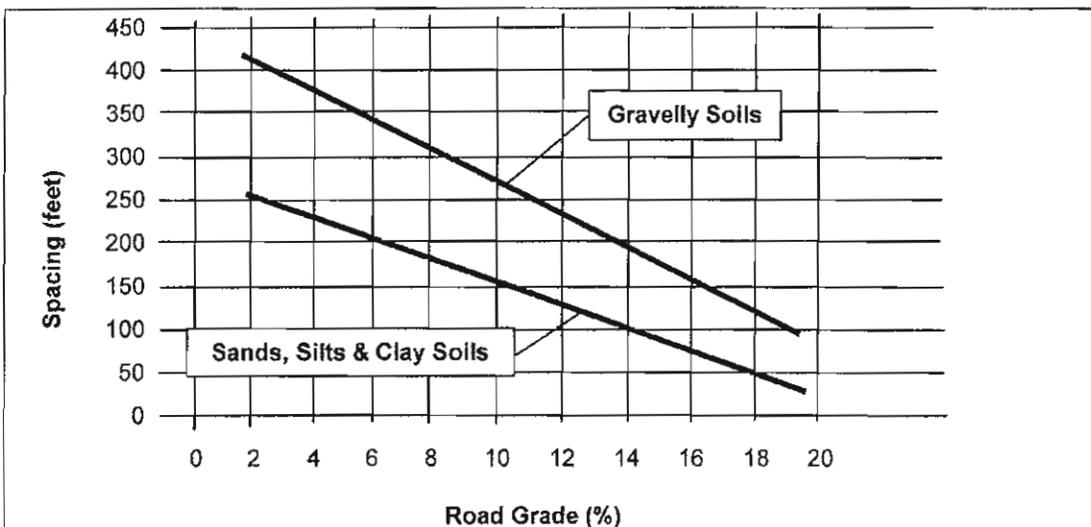
to prohibit use of chemicals for dust control and snow and ice removal after considering potential impacts on stabilizing vegetation.

Utilize additional conservation practices to reduce the potential for generation and transport of particulate matter emissions.

Construction Operations. Construction operations should be carried out in such a manner that erosion and air and water pollution are minimized and held within legal limits. Construction shall include the following requirements as necessary for the job:

1. Trees, stumps, roots, brush, weeds, and other objectionable material shall be removed from the work area.
2. Unsuitable material shall be removed from the roadbed area.
3. Grading, sub-grade preparation, and compaction shall be done as needed.
4. Surfacing shall be done as needed.
5. Measures must be in place to limit the generation of particulate matter during construction.

Figure 1
Recommend Spacing of Relief Culverts and Water Bars Based on Soil Types



Traffic Safety. Passing lanes, turnouts, guardrails, signs, and other facilities as needed for safe traffic flow shall be provided. Traffic safety shall be a prime factor in selecting the angle and grade of the intersection with public highways. Preferably, the angles shall be not less than 85 degrees. The public highway shall be entered either at the top of a hill or far enough from the top or a curve to provide visibility and a safe sight distance. The clear sight distance to each side shall not be less than 300 feet or as required by local regulations.

Erosion Control. If soil and climatic conditions are favorable, roadbanks and disturbed areas shall be vegetated as soon as possible and skid trails, landings, logging, and similar roads shall be vegetated after harvesting or seasonal use is completed (see Critical Area Planting, IL-342). If the use of vegetation is precluded and protection against erosion is needed, protection shall be provided by non-vegetative materials, such as gravel or other organic or inorganic material (see Mulching, IL-484), or in accordance with local regulations.

Roadside channels, cross drains, and drainage structure inlets and outlets shall be designed to be stable (see Structure for Water Control IL-587). If protection is needed, riprap or other similar materials shall be used.

Watercourses and water quality shall be protected during and after construction by erosion-control facilities and maintenance. Filter strips, water and sediment control basins, and other conservation practices shall be used and maintained as needed.

CONSIDERATIONS

Consider visual resources and environmental values during the planning and designing of the road system.

When available, consider using organic biodegradable materials as a surface treatment.

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Access roads should be located where minimal adverse impacts will affect wetlands, waterbodies wildlife habitat, and air quality. Consideration should be given to the following:

- Effects on downstream flows or aquifers that would affect other water uses or users.
- Effects on the volume and timing of downstream flow to prohibit undesirable environmental, social, or economic effects.
- Short-term and construction-related effects of this practice on the quality of on-site downstream water courses.
- Overall effects on erosion and the movement of sediment, pathogens, and soluble and sediment-attached substances that would be carried by runoff from construction activities.
- Effects on wetlands and water-related wildlife habitats that would be associated with the practice.
- Establishing vegetation on road shoulders wider than the 2-4 ft.
- Limiting the number of vehicles and vehicle speed will reduce the potential for generation of particulate matter and decrease safety and air quality concerns.

Applicable Laws and Regulations

Surface Mining Control and Reclamation Act of 1997.

PLANS AND SPECIFICATIONS

Plans and specifications for constructing access roads shall be in keeping with this standard and shall describe the requirements for applying the practice to achieve its intended purpose.

Construction shall include the following requirements as necessary for the job:

1. *Trees, stumps, roots, brush, weeds, and other objectionable material shall be removed from the work area.*

2. *Unsuitable material shall be removed from the roadbed area.*
3. *Grading, sub-grade preparation, and compaction shall be done as needed.*

**SURFACING SHALL BE DONE AS
NEEDED. OPERATION AND
MAINTENANCE**

An operation and maintenance plan will be developed and carried out for the life of the practice:

1. Inspect culverts, roadside ditches, water bars and outlets after each major runoff event and restore flow capacity as needed.
2. Minimize the damage to vegetative buffers adjacent to the road when it is necessary to chemically treat the road surface to maintain erosion protection.
3. Maintain vegetated areas in adequate cover to meet the intended purpose(s).
4. Fill low areas in travel treads and re-grade, as needed, to maintain road cross section.
5. Inspect roads with water-bars periodically to insure proper cross section is available and outlets are stable.
6. Conservation practices that limit particulate matter emissions should be incorporated into long-term maintenance plans.

TAB 9

PREPARED BY & RETURN TO

Carlos Megias, Esq.
FPL Energy, LLC
700 Universe Blvd.
Juno Beach, FL 33408
Telephone: (561) 691-7378

(This space reserved for recording information)

GRANT OF COLLECTION EASEMENT

THIS GRANT OF COLLECTION EASEMENT ("Grant of Collection Easement") made as of this 1 day of December, 2008 ("Effective Date"), by and between Babson Farms, Inc., an Illinois corporation ("Owner"), and FPL Energy Illinois Wind, LLC a Delaware limited liability company, with an address of 700 Universe Blvd., Juno Beach, FL 33408 ("the Company"). Each of Owner and the Company shall hereinafter be referred to individually as a "Party" and collectively as the "Parties."

WITNESSETH:

WHEREAS, Company is developing and constructing a wind-powered electrical power generation and transmission project to be located in Lee and DeKalb Counties, Illinois ("Wind Farm").

WHEREAS, Owner is willing to grant to the Company an easement for the purpose of wind energy development, including, without limitation, for Collection Facilities, Telecommunication Facilities and Facilities (as defined herein) on that real property located wholly within the public right of way in the County of DeKalb, State of Illinois, more particularly described on the attached Exhibit A (the "Property").

NOW THEREFORE, in consideration of One Dollar (\$1.00) and other good and valuable consideration, in hand paid, the adequacy and receipt of which are hereby acknowledged, the parties hereto agree as follows:

1. **Grant of Collection Easement.** Owner hereby grants, gives and conveys to the Company, and its successors and assigns, a non-exclusive "Collection Easement" in, along, across, upon, above and under the Easement Area (not to exceed a width of Thirty Three (33) feet), as identified and located as shown on the attached Exhibit B, for the purposes of, constructing, replacing, relocating, improving, enlarging, removing, repairing, maintaining and utilizing, from time to time, buried electrical cables, with such wires and/or cables, for the transmission of electrical energy, and all necessary and proper junction or splice boxes, and other appliances, facilities and fixtures for use in connection therewith (collectively the "Collection Facilities") and for the transmission of telecommunication services, including telephone, closed-circuit television, internet, computer data and other telecommunication services, provided same are directly related to the operation of the Collection Facilities and wind farms owned by the Company ("Telecommunication Facilities"), and all other appliances, equipment, facilities and fixtures in connection therewith, as the Company deems appropriate in its sole discretion (collectively, the "Facilities"), together with the right of ingress to and egress from the Facilities

over the Property. While exercising its rights pursuant to this Grant of Collection Easement, the Company shall be permitted to use an additional fifty (50) feet in width, beyond the Easement Area, for purposes of construction. Any Facilities pursuant to this Collection Easement shall only be located in the right-of-way of Willrett Road. It is understood between the parties that this easement is non-exclusive and other utilities may, either now or in the future, have easements in the same property for their respective utilities. It is further understood that the easement area is in a public right of way and nothing shall be constructed which shall interfere with the public's right of way in the easement area. The Company recognizes its obligation to secure the approval of any construction in the public right of way by the Township Highway Commissioner and any other public official having jurisdiction over the area covered by this easement. Nothing in this easement is intended to be in derogation of any rights any other parties have in the easement area as of the date hereof.

2. **Interference.** Owner shall not construct, install, or permit to be constructed or installed, any improvements, fences, structures, buildings, foliage or vegetation, utility lines or other improvements of any type whatsoever upon or near the Easement Area which would impair any of the Company's rights in this Grant of Collection Easement. With not less than 30 days written notice to the Owner, the Company shall have the right, without compensation to Owner, to cut, prune and remove or otherwise dispose of any foliage or vegetation on or near the Easement Area that the Company deems a threat or potential threat to the Collection Facilities or its rights in this Grant of Collection Easement. Owner shall not grant or permit any person(s) claiming through Owner, other than the Company, any right-of-way, encumbrance, easement or other right or interest in, to or affecting the Easement Area, without prior written Notice to the Company.

3. **Liability and Insurance.** The Company shall hold Owner harmless for any liability whether known or unknown that arises from the Company exercising its easements under this Grant of Collection Easement including liability resulting in injuries to persons who enter onto the Property in the exercise of its easements or any failure of the Company to adequately maintain its Facilities on the Easement Area, except where Owner has engaged in whole or in part in negligence or intentional misconduct. The Company shall maintain liability insurance insuring the Company and Owner against loss caused by the Company's use of the Property. The amount of insurance shall be not less than \$3,000,000.00 of combined single limit liability coverage and the Company shall maintain sufficient liability insurance that is standard in the industry. This indemnity does not cover losses of rent, business opportunities, crop production, and profits that may result from Owner's loss of use of the Property.

4. **Owner's Duties and Representations.**

a. **Ownership.** Owner is the holder of fee simple title to all of the Property, and has the unrestricted right and authority, without the joinder of any other Party (except for the Township Highway Commissioner – it being recognized that the easement area is in the public right of way), to enter into this Grant of Collection Easement and grant the Company the easements and other rights granted in this Grant of Collection Easement. The persons signing the Grant of Collection Easement are all of the persons necessary to grant the easements and other rights granted in this Grant of Collection Easement, including spouses not holding an

ownership interest in Owner's Property. When signed by both Parties, this Grant of Collection Easement constitutes a valid and binding agreement enforceable against Owner and the Company in accordance with its terms. Owner agrees to warrant and defend its ownership of the Property and the Company's interest in this Grant of Collection Easement against any other party claiming to have any ownership interest in the Property other than such parties as may have an interest in the property as of the date hereof including the public for right of way purposes, the Township or other governmental authority over such right of way and any other utility that has or may claim to have easement rights in the subject property as of the date of this agreement..

Owner shall have no ownership or other interest in any Collection Facilities or Telecommunication Facilities installed on the Property and the Company may remove any or all Collection Facilities or Telecommunication Facilities at any time or from time to time.

b. **Exclusivity.** Owner's activities and any grant of rights Owner makes to any third party, whether located on the Property or elsewhere, shall not, now or in the future, interfere in any way with the Company's exercise of any rights granted under this Grant of Collection Easement.

c. **Hazardous Materials.** Owner represents and warrants to the best of Owner's knowledge and belief that there are no abandoned wells, solid waste disposal sites, hazardous wastes or substances, or underground storage tanks located on the Property; that the Property does not contain levels of petroleum or hazardous substances which require remediation; and, that the Property is not subject to any judicial or administrative action, investigation or order under any applicable environmental laws or regulations. Owner warrants that Owner has done nothing to contaminate the Property with petroleum, hazardous substances or wastes. Owner agrees to indemnify and hold the Company harmless against any claims or losses resulting from violation of any applicable environmental laws, except those resulting from the Company's activities on the Property.

d. **Indemnity.** Owner agrees to indemnify the Company against all injuries and claims to the extent caused by the operations or activities of Owner or Owner's invitees, employees, agents, contractors or tenants.

e. **Cooperation on Permitting.** During the term of this Grant of Collection Easement, the Company may attempt to obtain from the applicable governmental authorities such permits, approvals, authorizations, licenses, etc. as are necessary or appropriate for the Company's intended use and improvement of the Property, including, without limitation, annexation or zoning approvals. In connection with the foregoing, Owner agrees to cooperate fully with the Company and to execute and join in all applications, petitions and other documents and instruments which the Company reasonably requests of Owner; provided, however, that Owner shall not be required to incur any expense in connection therewith. Should Owner, in its sole and absolute discretion, choose not to cooperate with the Company in connection with any of the foregoing, the Company shall have the right to terminate this Grant of Collection Easement, in which event, Owner shall, as the Company's sole and exclusive remedy, refund to the Company all payments theretofore received by Owner and thereupon, this Grant of Collection Easement shall terminate and be null and void and of no further force or effect, and neither Party shall have any further rights or obligations hereunder or with respect to the Property.

5. **Right to Mortgage.** The parties agree that the Company shall have no right to Mortgage, collaterally assign or otherwise encumber or grant a security interest in all or any part of the interest in the Owner's property the company is acquiring by the terms hereof without the Owner's express written consent.

6. **Right to Assign and Sublease.** The Company may not, without the Owner's consent, sell, convey, lease, or assign all or any portion of its interest in this Grant of Collection Easement or the Property, on either an exclusive or a non-exclusive basis, or grant subleases, subeasements, co-easements, separate leases, easements, licenses or similar rights with respect to this Grant of Collection Easement or the Company's interest in the Property (collectively, "**Assignment**"), to one or more persons or entities (collectively "**Assignee**"). No permitted Assignment by the Company of all of its interests in this Grant of Collection Easement shall release the Company from any of its obligations under the terms of this agreement.

Term and Termination. The initial term of the Collection Easement ("**Initial Term**") shall begin on the Effective Date and shall end fifty (50) years after the date when the Wind Farm has achieved the status of a commercially operable wind-powered electrical generation and transmission facility ("**Commercial Operations Date**"). Company shall give Owner written notice of the Commercial Operations Date within thirty (30) days after the occurrence thereof. Company shall have the right to extend the Term of this Agreement for two consecutive terms of twenty (20) years each (collectively "**Renewal Term**") by providing written notice to Owner of Company's intent to extend the Term within one hundred eighty (180) days of the end of the existing Term. Each Renewal Term shall begin on the expiration date of the Initial Term or previous Renewal Term. The Initial Term and any Renewal Terms shall collectively be referred to as "**Term**". Upon full or partial termination of the Collection Easement, the Company shall remove all physical material pertaining to the Collection Facilities to a depth of thirty-six inches (36") beneath the soil surface, and restore the area formerly occupied by the Collection Easement to substantially the same physical condition that existed immediately before the installation of the Collection Facilities. In addition, upon completing fifteen (15) years of the Wind Farm's Commercial Operation Date, FPL Energy, LLC ("FPLE") shall be required to select one of the following options (Restoration Fund): (a) escrowing \$25,000.00 per structure on the Easement Properties, or (b) providing to Owner a corporate guaranty with an Investment Grade Credit Rating or similar security. The escrowed amount, managed by the Trust Department of a Bank located in DeKalb County, Illinois, (Escrow Agent), approved by FPLE and Owner, will be paid to Owner if FPLE and the Wind Farm Improvements are not removed within eighteen (18) months from the date of Easement termination. If FPLE has removed the Wind Farm Improvements from the Easement Properties and returned the Easement Properties back to grade within the eighteen (18) month period, then all the escrowed funds or bond will be delivered to FPLE by the Escrow Agent. If the Easement Properties are not returned to the original status in the determination of an independent third party such as the local USDA Natural Resources and Conservation Service, Escrow Agent will be instructed to pay the proceeds to Owner to compensate Owner for the Easement Properties condition. This payment of Escrow to Owner will not relieve FPLE of the obligation to remove the Wind Farm Improvements and restore the Easement Properties to their original state of being used for agricultural production. FPLE will reimburse Escrow Agent for reasonable fees.

7. **General Provisions.**

a. **Entire Agreement/Amendments.** This Grant of Collection Easement constitutes the entire agreement between Owner and the Company respecting its subject matter and replaces and supersedes any prior agreements, except that Owner and the Company may enter into an agreement for additional compensation not otherwise provided for herein. Any agreement, understanding or representation respecting the subject matter of this agreement not expressly set forth in this agreement or a later writing signed by both Parties, is null and void. This Grant of Collection Easement and the Easements shall not be modified or amended except

in a writing signed by the Parties or their successors in interest. Nothing in this Section 8a shall be construed as negating the Company's right to prepare and record a new replacement Exhibit B under Section 1 of this Grant of Collection Easement.

b. **Governing Law.** This Grant of Collection Easement shall be governed by and interpreted in accordance with the laws of the State of Illinois.

c. **Severability.** If any term, covenant or condition of this Grant of Collection Easement, or the application thereof to any person or circumstance, shall to any extent be invalid or unenforceable, the remainder of this Grant of Collection Easement, or the application of such term, covenant or condition to other persons or circumstances, shall not be affected thereby, and each term, covenant or condition of this Grant of Collection Easement shall be valid and enforceable to the fullest extent permitted by law.

d. **Estoppel Certificates, Further Acts and Assurances.** Owner shall execute estoppel certificates (certifying as to truthful matters, including, without limitation that no default then exists under this Grant of Collection Easement, if such be the case), covenants to assignment and non-disturbance agreements as the Company or any Mortgagee may reasonably request at any time and from time to time. Owner and the Company shall cooperate in (i) amending this Grant of Collection Easement from time to time to include any provision that may be reasonably requested by the Company or Owner to implement the provisions contained in this Grant of Collection Easement and (ii) executing any additional documents which may be reasonably required by the Company or a permitted Assignee. Each Party hereby agrees that each shall undertake such actions as are necessary and appropriate to effectuate the intent of this Grant of Collection Easement.

e. **Covenants Running with the Land; Specific Performance.** The covenants, agreements, easements and any restrictions of Owner of this Grant of Collection Easement are intended to be and shall run with the Property and land affected and shall be binding on, Owner and the Company, together with their mortgagees, assignees, and respective successors and assigns, heirs, personal representatives, tenants or persons claiming through them. This Grant of Collection Easement shall be specifically enforceable by the Company and by the Company's successors and assigns.

f. **Incorporation by Reference.** All of the Exhibits attached or referred to herein and all documents in the nature of such Exhibits are by this reference incorporated herein and made a part of this Grant of Collection Easement.

g. **Waiver.** The failure of a Party to insist on the strict performance of any provision of this Grant of Collection Easement or to exercise any right or remedy upon a breach of any provisions of this Grant of Collection Easement will not constitute a waiver of any provision of this Grant of Collection Easement or limit the Party's right to enforce any provision or exercise any right in the future.

h. **Successors and Assigns.** The Company shall have the right to assign its rights and obligations under this Agreement at any time after the date of this Grant of Collection Easement. Except as otherwise provided in this Grant of Collection Easement, the terms and

conditions of this Grant of Collection Easement will inure to the benefit of and be binding upon the respective successors and assigns of the Parties.

i. **Default.** If either Party neglects or refuses to carry out the terms and provisions of this Grant of Collection Easement, the other Party shall be entitled to such remedies for breach of contract as may be available under applicable law, including the remedy of specific performance.

j. **Notice.** All notices given or permitted to be given hereunder shall be in writing and addressed to the Party or persons and addresses specified below. Notice is considered given either (i) when delivered in person to the recipient named above, (ii) upon receipt after deposit in the United States mail in a sealed envelope or container, postage and postal charges prepaid, return receipt requested or certified mail, addressed by name and address to the Party or person intended, or (iii) twenty-four (24) hours from proper and timely delivery to an overnight courier service addressed by name. Either Party may, by notice given at any time or from time to time, require subsequent notices to be given to another individual person, whether a Party or an officer or representative, or to a different address, or both.

If to the Company: FPL Energy Illinois Wind, LLC
Attention: Business Manager
700 Universe Boulevard
Juno Beach, FL 33408
Telephone: (561) 691-7307

With a copy to: FPL Energy Illinois Wind, LLC
Attention: Carlos Megias, Esq.
700 Universe Boulevard, LAW/JB
Juno Beach, FL 33408
Telephone: (561) 691-7378

If to Owner: Babson Farms, Inc.,
7985 Keslinger Road
DeKalb, IL 60115
Telephone (815) 756-2431

With a copy to: The Foster & Buick Law Group, LLC
Attention: Keith L. Foster, Esq.
2040 Aberdeen Court
Sycamore, IL 60115
Telephone: (815) 758-6616

IN WITNESS WHEREOF, the Owner(s) set(s) hand(s) and seal(s) hereto this 18th day of November, 2008.

Babson Farms, Inc.,

an Illinois corporation

By Steven R. Glascock
Name: Steven R. GLASCOCK
Title: ASSISTANT SECRETARY

STATE OF ILLINOIS)
) ss.
COUNTY OF)

I, the undersigned, a notary public in and for the county in the state aforesaid, do hereby certify that Steven Glascock, Assistant Secretary of Babson Farms, Inc., an Illinois corporation, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed and delivered the said instrument as a free and voluntary act for the purposes therein set forth.

Given under my hand and official seal this 18 day of November, 2008.



Sandra MAAHS
Notary Public

IN WITNESS WHEREOF, the Company, Boulevard Associates, LLC, a Delaware limited liability company, with an address of 700 Universe Blvd., Juno Beach, FL 33408, has caused this

IN WITNESS WHEREOF, the Owner(s) set(s) hand(s) and seal(s) hereto this 8th day of October, 2008.

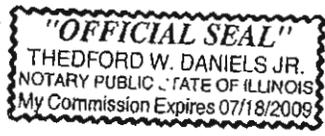
Thomas J. Halfpenny Revocable Trust
under Agreement dated November 6, 1998

By Thomas J. Halfpenny Seal
Thomas J. Halfpenny, Trustee

STATE OF ILLINOIS)
) ss.
COUNTY OF Cook)

I, the undersigned, a notary public in and for the county in the state aforesaid, do hereby certify that Thomas J. Halfpenny, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as a free and voluntary act for the purposes therein set forth.

Given under my hand and official seal this 8 day of October, 2008.



Thedford W. Daniels Jr.
Notary Public

PREPARED BY & RETURN TO

Carlos Megias, Esq.
FPL Energy, LLC
700 Universe Blvd.
Juno Beach, FL 33408
Telephone: (561) 691-7378

(This space reserved for recording information)

MEMORANDUM OF WIND FARM EASEMENT AGREEMENT

THIS MEMORANDUM OF WIND FARM EASEMENT AGREEMENT ("Memorandum"), is executed this 5th day of November, 2008, by and between Thomas J. Halfpenny, Trustee of the Thomas J. Halfpenny Revocable Trust under Agreement dated November 6, 1998, an undivided one-half interest; Kathleen C. Halfpenny, Trustee of Kathleen C. Halfpenny Trust under Agreement dated November 6, 1998, an undivided one-fourth interest and Mary Joan Halfpenny, a single person, an undivided one-fourth interest ("Owner"), and FPL Energy Illinois Wind, LLC, a Delaware limited liability company ("Operator") (Owner and Operator are sometimes collectively referred to as the "Parties").

RECITALS

A. Owner and Operator are the parties in and to a Wind Farm Easement Agreement dated November 5, 2008 ("Agreement"), by which Owner granted to Operator an exclusive option for easements over and across certain real property located in the County of DeKalb, State of Illinois, described on the attached and incorporated **Exhibit A** as the "Owner's Property" and as owned by Owner.

B. Owner and Operator desire to execute, deliver and record this Memorandum for the purpose of putting all persons on notice of Operator's right, title and interest in the Owner's Property.

MEMORANDUM

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Owner and Operator do hereby state, declare and establish as follows: **Grant of Easements**. Owner and Operator have entered into the Agreement, which grants to Operator easements on, over, under and across the Owner's Property for wind energy development purposes. Operator has the following easements ("Easements") on, over, under and across the Owner's Property: (i) an easement for constructing, maintaining, repairing, replacing and removing all or any part or element of the wind farm improvements; (ii) an access easement for unobstructed vehicular and pedestrian ingress to and egress from the wind farm to a publicly dedicated road over and across other portions of adjacent real estate belonging to Owner; (iii) a turbine site easement to construct, operate and maintain the wind turbines; (iv) a collection easement for the construction, operation, maintenance, replacement, relocation or removal of collection facilities; (v) an easement for the right and privilege to use, maintain and capture the free and unobstructed flow of wind currents over and across the Owner's Property; (vi) an easement for the right and privilege to generate and maintain audible noise levels in excess of fifty (50) dbA; and (vii) an easement for the right and privilege to permit the rotors of wind turbines located on adjacent properties to overhang a portion of the Owner's Property.

1. **Relocation of Easements**. The locations and routes of the Easements may be relocated or rerouted by Operator, at any time during the Term of the Agreement. Operator agrees to provide Owner an "as built" survey of any such relocated or rerouted Easements.

3. **Easement Term**. The term of the Easements shall commence on the date Operator gives notice to Owner ("Effective Date") and shall be fifty (50) years, subject to the rights of renewal and termination as provided in the Agreement ("Easement Term").

4. **Exclusivity**. During the Easement Term, any contract of sale, offer to purchase, exchange agreement, assignment, lease, security interest or other agreement of any kind purporting to transfer any legal, equitable or beneficial interest in Owner's Property, is subject to Operator's rights under the Agreement. Additionally, Owner has expressly covenanted in the Agreement that, during the Easement Term, Owner will grant no license, easement, option, leasehold, or other rights in Owner's Property to any other utility or entity seeking, directly or indirectly, to develop Owner's Property, or any portion thereof, for wind energy conversion, nor shall Owner negotiate with any other party with respect to such rights, nor permit any third party to undertake activities on the Owner's Property to evaluate the wind resources of the Owner's Property.

5. **Interpretation of this Memorandum**. The purpose of this Memorandum and its recordation in the DeKalb County Recording Department is to place all persons on notice of the existence of the Agreement. It is understood and agreed by the Parties that this Memorandum shall not modify or amend the Agreement in any respect. All of the terms, covenants and conditions contained in the Agreement and this Memorandum shall be deemed covenants running with the land for all purposes.

EXECUTED the date first written above.

Owner:

Thomas J. Halfpenny Revocable Trust
under Agreement dated November 6, 1998

By Thomas J. Halfpenny
Thomas J. Halfpenny, Trustee

Kathleen C. Halfpenny Revocable Trust
under Agreement dated November 6, 1998

By Kathleen C. Halfpenny
Kathleen C. Halfpenny

Mary Joan Halfpenny
Mary Joan Halfpenny

Operator:

FPL Energy Illinois Wind, LLC,
a Delaware Limited Liability Company

By: Dean R. Gosselin
Dean R. Gosselin, Vice President

RHSP SURCHARGE \$10.00

FILED FOR RECORD
DEKALB COUNTY, IL.

08 SEP 12 AM 9:58

Sharon L. Holmes
DEKALB COUNTY RECORDER

PREPARED BY & RETURN TO

Orin Shakerdge, Esq.
FPL Energy, LLC
700 Universe Blvd.
Juno Beach, FL 33408
Telephone: (561) 694-4678

53-
5ppp

(This space reserved for recording information)

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MEMORANDUM OF OPTION
FOR EASEMENT AGREEMENT

THIS MEMORANDUM OF OPTION FOR EASEMENT AGREEMENT ("Memorandum") is made as of June 3, 2008 (the "Effective Date") by and between Donald D. Bend, Trustee of Trust # 101 dated November 20, 1975, as to a half interest and Donald D. Bend, Trustee of Trust # 102 dated November 20, 1975, as to a half interest, whose address for purposes of notices is: 1426 S 157th Street, Omaha, NE 68130 ("Landowner"), and Boulevard Associates, LLC, a Delaware limited liability company, whose address for purposes of notices is: 700 Universe Blvd., Attn: Business Manager, Juno Beach, FL 33408 ("FPLE"), a subsidiary of FPL Energy LLC, a Delaware limited liability company. Each of Landowner and FPLE shall hereinafter be referred to individually as a "Party" and collectively as the "Parties."

RECITALS

WHEREAS, Landowner and FPLE are the parties in and to an Option for Easement Agreement dated June 3, 2008 ("Agreement"), by which Landowner granted to FPLE an exclusive option for easements over and across certain real property located in DeKalb County, State of Illinois, described on the attached Exhibit A as the "Property" and as owned by Landowner.

WHEREAS, Landowner and FPLE desire to execute, deliver and record this Memorandum for the purpose of putting all persons on notice of FPLE's right, title and interest in the Property.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Landowner and FPLE do hereby state, declare and establish as follows:

AGREEMENT

1. Grant of Option. Commencing on the Effective Date, Landowner hereby grants to FPLE an exclusive option to enter into an agreement creating certain easement rights and obligations affecting the Property, for wind energy development purposes ("Option").

2. **Term & Termination.** The term of the Option shall commence on the Effective Date and terminate on the date that is three (3) years after the Effective Date ("**Initial Option Period**"). The Initial Option Period may be extended for a three (3) year period on the same terms and conditions set forth in this Agreement ("**Renewal Option Period**") provided that FPLE has commenced one or more of the following: (a) actions to meet County zoning requirements; (b) interconnection studies for a Project to be located in the Illinois counties of Lee or DeKalb; (c) pre-construction studies such as environmental studies, micro wave beam path studies, (d) power purchase agreement negotiations (or filing of responses to power purchase agreement requests for proposals). In the event that FPLE satisfies one of the foregoing conditions, FPLE shall notify Owner of its intention to extend the Initial Option Period at least sixty (60) days prior to the expiration date of the Initial Option Period. The Initial Option Period and, if applicable, the Renewal Option Period shall be referred to hereinafter collectively as the "**Option Period**". FPLE may terminate the Option at any time during the Option Period upon written notice to Landowner.

3. **Exercise of Option.** If FPLE exercises the Option in accordance with the terms contained herein, the Parties agree to negotiate with due diligence to execute an agreement creating the easement rights and obligations contemplated hereby, within sixty (60) days after the exercise of the Option.

4. **Exclusivity.** During the Option Period, Landowner will not sell, contract to sell, assign, lease, negotiate with another wind farm developer, or otherwise transfer or encumber the Property or any part thereof or interest therein, unless it is transferred or encumbered subject to FPLE's rights under the Agreement. In no event will Landowner, during the Option Period, grant a license, easement, option, leasehold, or other rights to the Property, or any part thereof, to any other utility or entity seeking, directly or indirectly, to develop the Property, or any part thereof, for wind energy conversion, or to negotiate with any other party with respect to such rights, nor permit any third party to undertake activities on the Property to evaluate the wind resources of the Property, or any part thereof.

5. **Interpretation of this Memorandum.** The purpose of this Memorandum and its recordation in **DeKalb County, Illinois** is to place all persons on notice of the existence of the Agreement. It is understood and agreed by the Parties that this Memorandum shall not modify or amend the Agreement in any respect. All of the terms, covenants and conditions contained in the Agreement and this Memorandum shall be deemed covenants running with the land for all purposes.

6. **Counterparts.** This Memorandum may be executed in two or more counterparts, each of which will be deemed an original, but all of which together shall constitute one and the same instrument.

[Remainder of this page intentionally left blank. Next page is signature page.]

IN WITNESS WHEREOF, the parties have executed this Memorandum on the date set forth below.

Landowner(s):

Signature: *Donald F. Bend*
Donald F. Bend, Trustee

Signature: *Sarah L. Bend*
Sarah L. Bend, Trustee

ACKNOWLEDGEMENT

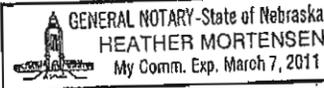
To be filled out by Notary Public for Land Owner:

STATE OF ^{Nebraska} ~~ILLINOIS~~)
)ss:
 COUNTY OF Douglas)

On this 29th day of March, 2008, before me, the undersigned notary public, personally appeared **Donald F. Bend and Sarah L. Bend** personally known to me to be the person who subscribed to the foregoing instrument or provided a driver's license as identification.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

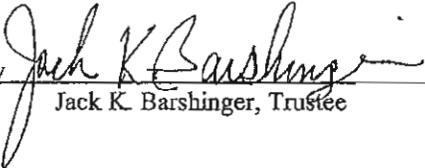
(Notary seal) *Heather Mortensen*
 NOTARY PUBLIC, STATE OF Nebraska

 My commission expires: March 7, 2011

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Landowner:

Trust known as Trust No. 101 under agreement dated June 22, 2001

By  _____
Jack K. Barshinger, Trustee

Trust known as Trust No. 102 under Agreement dated June 22, 2001

By  _____
Susan R. Barshinger, Trustee

BA:

FPL Energy Illinois Wind, LLC
A Delaware limited liability company

By: _____
Name: DEAN R. GOSSELIN
Title: Vice President

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Landowner:

Phyllis Knutson Benson and Eldonna Knutson

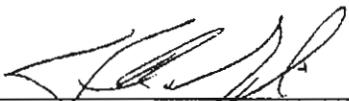
Sign Name: *Phyllis Knutson Benson*
Phyllis Knutson Benson

Sign Name: _____
Eldonna Knutson

BA:

Boulevard Associates, LLC

A Delaware limited liability company

By: 
Dean R. Gosselin, Vice President

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Landowner:

Phyllis Knutson Benson and Eldonna Knutson

Sign Name: _____
Phyllis Knutson Benson

Sign Name: *Eldonna Knutson*
Eldonna Knutson

BA:

Boulevard Associates, LLC

A Delaware limited liability company

By: _____
Dean R. Gosselin, Vice President

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Landowner:
Rita F. Bork Trust

Sign Name: *Rita F. Bork as Trustee*
(Please sign above, Rita F. Bork as Trustee)

Print Name: RITA F. BORK AS TRUSTEE

BA:
Boulevard Associates, LLC
A Delaware limited liability company

By: 
Name: Dean R. Gosselin
Title: Vice President

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Owner:

Sign Name: *Craig P. Donnelly*
Craig P. Donnelly

Sign Name: *Donna Donnelly*
Donna Donnelly

Sign Name: *Mark P. Donnelly*
Mark P. Donnelly, Trustee
of the Mark P. Donnelly Trust No. 101

Sign Name: _____
Karl Kaelin

Sign Name: _____
Carol F. Williams f/k/a Carol Donnelly

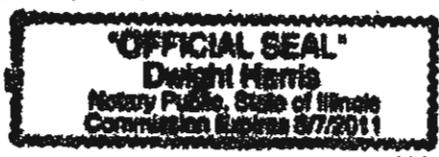
ACKNOWLEDGEMENT

STATE OF ILLINOIS)
)ss:
COUNTY OF DEKALB)

On this 6th day of DECEMBER 2007, before me, the undersigned notary public, personally appeared CRAIG, DONNA AND MARK DONNELLY, personally known to me to be the person who subscribed to the foregoing instrument or provided a driver's license as identification.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

(notary seal)



[Signature]
NOTARY PUBLIC, STATE OF ILLINOIS

My commission expires: 8/7/2011

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Landowner:

Bertha E. Donoho Family Trust B

Sign Name: Carroll Donoho as Trustee
Sign above, (**Carroll Donoho as Trustee**)

Print Name: Carroll Donoho

Landowner:

C. Woodrow Donoho Family Trust B

Sign Name: Carroll Donoho as Trustee
Sign above, (**Carroll Donoho as Trustee**)

Print Name: Carroll Donoho

BA:

Boulevard Associates, LLC

A Delaware Limited Liability Company

By: [Signature]
Name: _____
Title: _____

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Owner:

Sign Name: Harold T. Erlenbach
Harold T. Erlenbach, Trustee

Sign Name: Jeanette M. Erlenbach
Jeanette M. Erlenbach, Trustee

ACKNOWLEDGEMENT

STATE OF ILLINOIS)
)ss:
COUNTY OF)

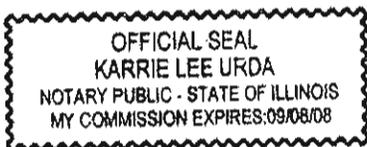
On this 11th day of July, 2007, before me, the undersigned notary public, personally appeared Harold T. and Jeanette M. Erlenbach, personally known to me to be the person who subscribed to the foregoing instrument or provided a driver's license as identification.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

(notary seal)

Karrie Lee Urda
NOTARY PUBLIC, STATE OF ILLINOIS

My commission expires: 09/08/08



IN WITNESS WHEREOF, the parties have executed this Memorandum on the date set forth below.

Landowner(s):

By: *Stephen M. Faivre*

Name: STEPHEN M FAIVRE

Title: MANAGER

ACKNOWLEDGEMENT

To be filled out by Notary Public for Land Owner:

STATE OF ILLINOIS)
COUNTY OF Rock Island)ss:

On this 14th day of April, 2008, before me, the undersigned notary public, personally appeared Stephen M. Faivre, personally known to me to be the person who subscribed to the foregoing instrument or provided a driver's license as identification.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

(notary seal) *Sheri L. Wells*



NOTARY PUBLIC, STATE OF Illinois

My commission expires: 7-24-2008

IN WITNESS WHEREOF, the parties have executed this Memorandum on the date set forth below.

Landowner(s):

By: Stephen M. Fairve

Name: STEPHEN M FAIRVE

Title: MANAGER

ACKNOWLEDGEMENT

To be filled out by Notary Public for Land Owner:

STATE OF ILLINOIS)
COUNTY OF Rock Island)^{ss:}

On this 14th day of April, 2008, before me, the undersigned notary public, personally appeared Stephen M. Fairve, personally known to me to be the person who subscribed to the foregoing instrument or provided a driver's license as identification.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

(notary seal) Sheri L. Wells



NOTARY PUBLIC, STATE OF Illinois

My commission expires: 7-24-2008

IN WITNESS WHEREOF, the parties have executed this Memorandum on the date set forth below.

Landowner(s):

Signature: *Mark S. Anderson*
Mark S. Anderson

Signature: *Mary C. Fontaine*
Mary C. Fontaine

ACKNOWLEDGEMENT

To be filled out by Notary Public for Land Owner:

STATE OF ILLINOIS)
COUNTY OF COOK) ss:

On this 7th day of April, 2008, before me, the undersigned notary public, personally appeared **Mark Anderson & Mary Fontaine**, personally known to me to be the person who subscribed to the foregoing instrument or provided a driver's license as identification.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

"OFFICIAL SEAL"
Vivian J. Ojikutu
Notary Public, State of Illinois
My Commission Exp. 11/01/2008

Vivian J. Ojikutu
NOTARY PUBLIC, STATE OF ILLINOIS
My commission expires: 11/01/2008

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Landowner:
Diane Fox

Sign Name: *Diane Fox*
Please sign above, **(Diane Fox)**

Print Name: Diane Fox

BA:
Boulevard Associates, LLC
A Delaware Limited Liability Company

By: *[Signature]*
Name: Dean R. Gosselin
Title: Vice President

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Landowner:

William W. Grover

William W. Grover
Name: WILLIAM W. GROVER

Ruth N. Grover
Name: Ruth N. Grover

BA:

Boulevard Associates, LLC

A Delaware limited liability company

By: 
Name: Dean R. Gosselin
Title: Vice President

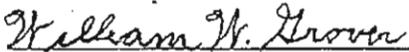
3. **Authority.** Grantor hereby represents and warrants to Grantee that it owns the Property in fee simple subject and is fully authorized and empowered to grant the rights and benefits granted to Grantee in this Amendment.

4. **Remaining Terms.** All of the terms, conditions and provisions of the Easement not in conflict herewith shall remain in full force and effect.

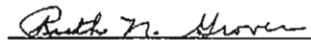
5. **Counterpart.** This Amendment June be executed simultaneously or in counterparts, each of which together shall constitute one and the same Amendment.

IN WITNESS WHEREOF, the Parties have executed this Amendment on the date set forth below.

Landowner(s):



William W. Grover



Ruth N. Grover

Boulevard Associates, LLC
A Delaware limited liability company

By: 

Name: DEAN R. GOSSELIN
Title: Vice President

IN WITNESS WHEREOF, the parties have executed this Memorandum on the date set forth below.

Landowner(s):

Signature: William F. Hajek
William F. Hajek

Signature: Patricia Hajek
Patricia Hajek

ACKNOWLEDGEMENT

To be filled out by Notary Public for Land Owner:

STATE OF ILLINOIS)
COUNTY OF DeKalb) ss:

On this 16 day of April, 2008, before me, the undersigned notary public, personally appeared **William F. Hajek and Patricia Hajek** personally known to me to be the person who subscribed to the foregoing instrument or provided a driver's license as identification.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

(Notary seal) Carol A. Bartles
NOTARY PUBLIC, STATE OF Illinois

OFFICIAL SEAL
CAROL A. BARTLES
NOTARY PUBLIC - STATE OF ILLINOIS
MY COMMISSION EXPIRES 06/18/2011

Commission expires: 6/18/2011

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Owner:

Sign Name: David J. Halverson
David J. Halverson

Sign Name: Dawn Halverson
Dawn Halverson

ACKNOWLEDGEMENT

STATE OF ILLINOIS)
)ss:
COUNTY OF DeKalb)

On this 20th day of AUGUST, 2007, before me, the undersigned notary public, personally appeared David Halverson & Dawn Halverson, personally known to me to be the person who subscribed to the foregoing instrument or provided a driver's license as identification.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

(notary seal)

Sheela P. Gorad
NOTARY PUBLIC, STATE OF ILLINOIS

My commission expires: 2-16-10



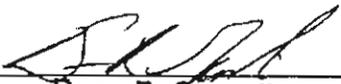
IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Landowner:
Hinkston Trust 101

Sign Name: Linda G. Hinkston, as Trustee
Please sign above, (Linda G. Hinkston, as Trustee)

Print Name: Linda G. Hinkston

BA:
Boulevard Associates, LLC
A Delaware limited liability company

By: 
Name: Dean R. Gosselin
Title: Vice President

2. **Property.** The Real Property Description of Section 18, Township 39 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois is amended and replaced with the legal description on the attached **Exhibit A.**

3. **Authority.** Grantor hereby represents and warrants to Grantee that it owns the Property in fee simple subject and is fully authorized and empowered to grant the rights and benefits granted to Grantee in this Amendment.

4. **Remaining Terms.** All of the terms, conditions and provisions of the Easement not in conflict herewith shall remain in full force and effect.

5. **Counterpart.** This Amendment June be executed simultaneously or in counterparts, each of which together shall constitute one and the same Amendment.

IN WITNESS WHEREOF, the Parties have executed this Amendment on the date set forth below.

Landowner(s):

Trust No. 101 under Agreement dated March 5, 1991

By:  Trustee
Linda G. Hinkston, Trustee

Boulevard Associates, LLC
A Delaware limited liability company

By: 
Name: DEAN R. GOSELIN
Title: Vice President

IN WITNESS WHEREOF, the parties have executed this Memorandum on the date set forth below.

Landowner(s):

Signature: Raymond C. Houghtby
Raymond C. Houghtby

ACKNOWLEDGEMENT

To be filled out by Notary Public for Land Owner:

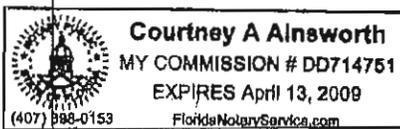
STATE OF FL)
COUNTY OF Duval)ss:

On this 17 day of April, 2008, before me, the undersigned notary public, personally appeared Raymond C Houghtby, personally known to me to be the person who subscribed to the foregoing instrument or provided a driver's license as identification.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

(notary seal)

C Ainsworth
NOTARY PUBLIC, STATE OF Florida



My commission expires: 4/13/09

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Landowner:

Bernice E. Jones, as trustee of Trust No. 101 dated December 11, 1990

Sign Name: *Bernice E. Jones Trustee*
Bernice E. Jones, Trustee

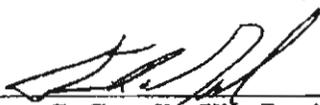
Bernice E. Jones, as trustee of Trust No. 102 dated December 11, 1990

Sign Name: *Bernice E. Jones Trustee*
Bernice E. Jones, Trustee

BA:

Boulevard Associates, LLC

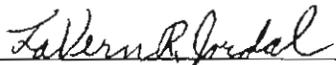
A Delaware limited liability company

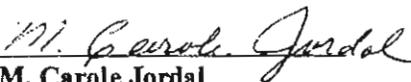
By: 
Dean R. Gossett, Vice President

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Owner:

Lavern R. Jordal and M. Carole Jordal

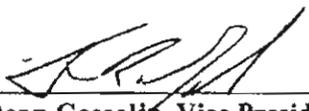
Signature: 
Lavern R. Jordal

Signature: 
M. Carole Jordal

BA:

Boulevard Associates, LLC

A Delaware limited liability company

By: 
Dean Gosselin, Vice President

PREPARED BY & RETURN TO

Orin Shakerdge, Esq.
FPL Energy, LLC
700 Universe Blvd.
Juno Beach, FL 33408
Telephone: (561) 694-4678

(This space reserved for recording information)

IN WITNESS WHEREOF, the Parties have executed their hands and seals on the day and year first above written.

FPLE:

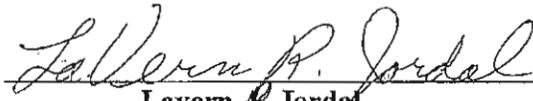
Boulevard Associates, LLC
A Delaware limited liability company

By: _____


Dean R. Gosselin, Vice President

Owner:

Signature: _____


Lavern R. Jordal

Signature: _____


M. Carole Jordal

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Owner:

Signature: Scott Lutz
Scott Lutz

Signature: Ilenia Lutz
Ilenia Lutz

ACKNOWLEDGEMENT

STATE OF ILLINOIS)
)ss:
COUNTY OF Du Page)

On this 10 day of Sept, 2007, before me, the undersigned notary public, personally appeared Scott Lutz and Ilenia Lutz, personally known to me to be the person who subscribed to the foregoing instrument or provided a driver's license as identification.

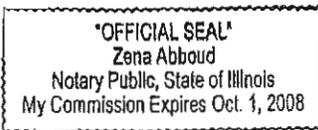
IN WITNESS WHEREOF, I hereunto set my hand and official seal.

(notary seal)

Zena Abboud

NOTARY PUBLIC, STATE OF ILLINOIS

My commission expires: oct 1st, 2008



IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

**Landowner: Leslie E. Mullins, Jr. as Trustee of the Trust Agreement dated July 28, 1980
and known as Trust No. 101**

Signature: x *Leslie E. Mullins, Jr. Trustee*
Leslie E. Mullins, Jr., Trustee

BA:
Boulevard Associates, LLC
A Delaware limited liability company

By: *[Signature]*
Dean R. Gosselin, Vice President

Exculpatory Clause
Attached Hereto
and Incorporated
Herein

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Owner:

National Bank & Trust Company, Trustee U/A dated 3/30/01 & known as
Land Trust No. 40-523200

Sign Name: By: *James J. Dombek*

Print Name: James J. Dombek, Vice President & Trust Officer

ACKNOWLEDGEMENT

STATE OF ILLINOIS)
)ss:
COUNTY OF DEKALB)

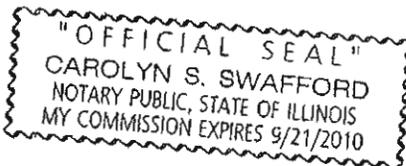
On this 31st day of December, 2007, before me, the undersigned notary public, personally appeared James J. Dombek, personally known to me to be the person who subscribed to the foregoing instrument or provided a driver's license as identification.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

(notary seal)

Carolyn S. Swafford
NOTARY PUBLIC, STATE OF ILLINOIS

My commission expires: 9/21/2010



Exculpatory Clause
Attached Hereto
and Incorporated
Herein

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Owner:

National Bank & Trust Company, Trustee U/A dated 3/30/01
& known as Land Trust No. 40-523400

Sign Name: By: James J. Dombek

Print Name: James J. Dombek, Vice President & Trust Officer

ACKNOWLEDGEMENT

STATE OF ILLINOIS)
)ss:
COUNTY OF DEKALB)

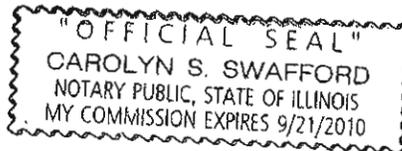
On this 31st day of December, 2007, before me, the undersigned notary public, personally appeared James J. Dombek, personally known to me to be the person who subscribed to the foregoing instrument or provided a driver's license as identification.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

(notary seal)

Carolyn S. Swafford
NOTARY PUBLIC, STATE OF ILLINOIS

My commission expires: 9/21/10



IN WITNESS WHEREOF, the parties have executed this Memorandum on the date set forth below.

Landowner(s):

Sign Name: Ella May Rosenwinkel, Trustee
Ella May Rosenwinkel, Trustee

ACKNOWLEDGEMENT

To be filled out by Notary Public for Land Owner:

STATE OF ILLINOIS)
)ss:
COUNTY OF KENDALL)

On this 20th day of MARCH, 2008, before me, the undersigned notary public, personally _____ appeared ELLA MAY ROSENWINKEL, personally known to me to be the person who subscribed to the foregoing instrument or provided a driver's license as identification.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

(notary seal)



Dwight Harris

NOTARY PUBLIC, STATE OF ILLINOIS

My commission expires: 8/7/2011

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Owner:

Sign Name: Leland G. Russell, Trustee
Leland G. Russell, Trustee

Sign Name: Rosalie M. Williams, Trustee
Rosalie M. Williams, Trustee

ACKNOWLEDGEMENT

STATE OF ILLINOIS)
)ss:
COUNTY OF DEKALB)

On this 23rd day of June, 2007, before me, the undersigned notary public, personally appeared Leland G. Russell & Rosalie M. Williams, personally known to me to be the person who subscribed to the foregoing instrument or provided a driver's license as identification.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

(notary seal)



Rachel L. Williams
NOTARY PUBLIC, STATE OF ILLINOIS

My commission expires: 04-11-09

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Landowner:

Franklin D. Sandberg Revocable Trust Dated December 20, 2005

Sign Name: Franklin D. Sandberg, Trustee
Please sign above, **(Franklin D. Sandberg as Trustee)**

Print Name: FRANKLIN D. SANDBERG

Landowner:

Carol W. Sandberg Revocable Trust Dated December 20, 2005

Sign Name: Carol W. Sandberg, Trustee
Please sign above, **(Carol W. Sandberg as Trustee)**

Print Name: CAROL W. SANDBERG, TRUSTEE

BA:
Boulevard Associates, LLC
A Delaware Limited Liability Company

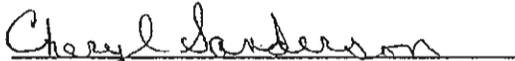
By: 
Name: Dean R. Gossett
Title: Vice President

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Landowner:



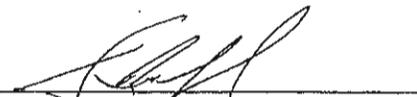
Douglas G. Sanderson



Cheryl Sanderson

BA:

FPL Energy Illinois Wind, LLC
A Delaware limited liability company

By: 

Name: DEAN R. GOSSEIN
Title: Vice President

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Landowner:

Richard A. Sanderson, as Trustee of Trust No. 101 dated July 24, 1981, and Evelyn L. Sanderson, as Trustee of Trust No. 102 dated July 24, 1981,

Sign Name: Richard A. Sanderson Trust
Richard A. Sanderson, Trustee

Sign Name: Evelyn L. Sanderson, Trustee
Evelyn L. Sanderson, Trustee

BA:

Boulevard Associates, LLC
A Delaware limited liability company

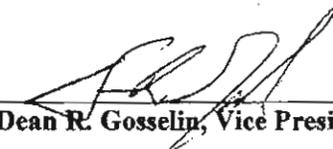
By: 
Dean R. Gosselin, Vice President

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Landowner:
Richard A. Sanderson

Sign Name: Richard A. Sanderson
Richard A. Sanderson

BA:
Boulevard Associates, LLC
A Delaware limited liability company

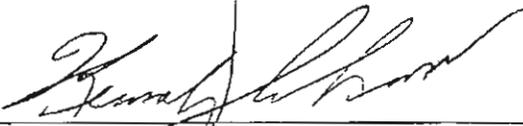
By: 
Dean R. Gosselin, Vice President

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

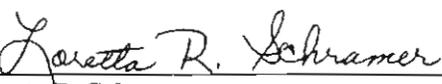
Landowner:

Kenneth C. Schramer and Loretta R. Schramer, husband and wife

Sign Name:


Kenneth C. Schramer

Sign Name:


Loretta R. Schramer

BA:

Boulevard Associates, LLC

A Delaware limited liability company

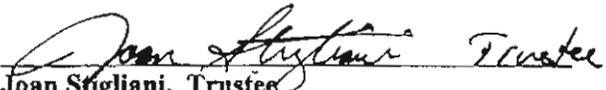
By:


Dean R. Gosselin, Vice President

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Landowner:

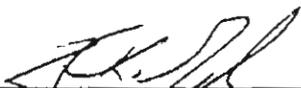
Joan Stigliani, as Trustee of the Joan Stigliani Trust

Sign Name: 
Joan Stigliani, Trustee

BA:

Boulevard Associates, LLC

A Delaware limited liability company

By: 
Dean R. Gosselin, Vice President

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Owner:

Signature: Tarryn J. Thaden
Tarryn J. Thaden

ACKNOWLEDGEMENT

STATE OF ILLINOIS)
)ss:
COUNTY OF DEKALB)

On this 23rd day of AUGUST, 2007, before me, the undersigned notary public, personally appeared TARRYN THADEN, personally known to me to be the person who subscribed to the foregoing instrument or provided a driver's license as identification.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

(notary seal)

Dwight Harris

NOTARY PUBLIC, STATE OF ILLINOIS



My commission expires:

8/7/2011

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Owner:

Sign Name: *Randall J. Thorsen*
Randall J. Thorsen, Trustee

Sign Name: *Kay L. Thorsen*
Kay L. Thorsen, Trustee

ACKNOWLEDGEMENT

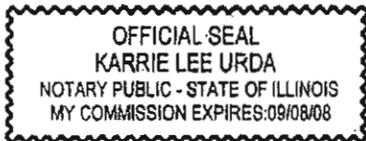
STATE OF ILLINOIS)
)ss:
COUNTY OF DeKalb)

On this 12th day of September, 2007, before me, the undersigned notary public, personally appeared Randall J and Kay L. Thorsen, personally known to me to be the person who subscribed to the foregoing instrument or provided a driver's license as identification.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

(notary seal)

Karrie Lee Urda
NOTARY PUBLIC, STATE OF ILLINOIS



My commission expires: 09/08/08

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Owner:

Sign Name: Beverly J. Tuntland
Beverly J. Tuntland, Trustee

ACKNOWLEDGEMENT

STATE OF ILLINOIS)
)ss:
COUNTY OF DEKALB)

On this 17th day of DECEMBER, 2007, before me, the undersigned notary public, personally appeared BEVERLY TUNTLAND, personally known to me to be the person who subscribed to the foregoing instrument or provided a driver's license as identification.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

(notary seal)



Dwight Harris
NOTARY PUBLIC, STATE OF ILLINOIS

My commission expires: 8/7/2011

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Landowner: Dean A. Winterton as Trustee of the Dean A. Winterton Declaration of Trust dated September 17, 2001 (and in case of the death, absence of said Trustee or his inability or refusal to act, then unto Penny J. Winterton as successor in trust, with like powers, duties and authorities as are hereby vested in said Trustee)

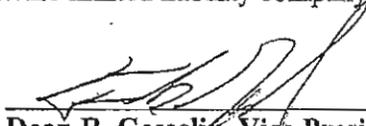
Signature: x Dean A. Winterton (trustee)

Printed name: x DEAN A. WINTERTON

Signature: x Penny Winterton

Printed name: x Penny Winterton

BA:
Boulevard Associates, LLC
A Delaware limited liability company

By: 
Dean R. Gossejin, Vice President

BOOK 0708 PAGE 2262

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the Effective Date.

Landowner: Penny J. Winterton as Trustee of the Penny J. Winterton Declaration of Trust dated September 17, 2001 (and in case of the death, absence of said Trustee or her inability or refusal to act, then unto Dean A. Winterton as successor in trust, with like powers, duties and authorities as are hereby vested in said Trustee)

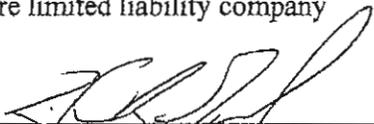
Signature: x Penny J. Winterton (trustee)

Printed name: x Penny J. Winterton

Signature: x Dean A. Winterton

Printed name: x DEAN A. WINTERTON

BA:
Boulevard Associates, LLC
A Delaware limited liability company

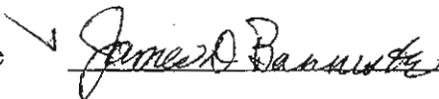
By: 
Dean R. Gosselin, Vice President

SPECIAL
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature

Printed Name: James D. Bannister, as Trustee, under trust agreement
dated February 11, 2000 *JDB*
Christine Bannister, as Trustee under trust agreement
dated February 11, 2000 *C.B.*

Property Description:

The Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 18; the South 33 feet (two rods) of the North Half of the Northwest Fractional Quarter of Section 18; and the South 33 feet (two rods) of the West 49.5 feet (three rods) of the Northwest Quarter of the Northeast (NW $\frac{1}{4}$ NE $\frac{1}{4}$) Quarter of Section 18; all in Township 38 North, Range 3 East of the Third Principal Meridian in DeKalb County, Illinois described as follows: Commencing at Southwest corner of the North Half of the Northwest Fractional Quarter (N $\frac{1}{2}$ NW Fr. $\frac{1}{4}$) of Section 18 for a Point of Beginning; thence North (assumed direction) 33.00 feet; thence North 89 degrees 10 minutes 23 seconds East 1,693.03 feet; thence South 0 degree 04 minutes 15 seconds East 33.00 feet; thence North 89 degrees 10 minutes 23 seconds East 1,270.92 feet to Northeast corner of Southwest Quarter of Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 18; thence South 0 degree 05 minutes 42 seconds East 1,316.21 feet to Southeast corner of Southwest Quarter of Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 18; thence South 89 degrees 23 minutes 46 seconds West 1,320.95 feet to Southwest corner of Southwest Quarter of Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 18; thence North 0 degree 04 minutes 15 seconds West 1,311.09 feet to Northwest corner of Southwest Quarter of Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 18; thence South 89 degrees 10 minutes 23 seconds West 1,643.53 feet to Point of Beginning, all in DeKalb County, Illinois.

SPECIAL
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT
APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to DeKalb County, Illinois, to permit construction of the proposed FPL Energy DeKalb Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints FPL Energy as Owner's agent to file the Conditional Use Permit Application needed to build and operate the DeKalb Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature Joe Barshinger Date 5-30-08
Printed Name Joe Barshinger

Property Description:

That part of the Northeast Fractional Quarter (NE frl. ¼) of Section 5, Township 38 North, Range 4 East of the 3rd P.M., described as follows: Commencing at the Northwest corner of said Northeast Fractional Quarter (NE frl. ¼); thence Easterly along the North line of said Northeast Fractional Quarter (NE frl. ¼) 46.20 feet; thence continuing Easterly at an angle of 178°00'22", measured clockwise from the last described course along said North line, 1637.66 feet for the point of beginning; thence Southerly at an angle of 92°21'06", measured clockwise from said North line, 2796.99 feet to the South line of said Northeast Fractional Quarter (NE frl. ¼); thence Easterly, at an angle to 89°58'46", measured clockwise from the last described course along said South line 957.0 feet to the southeast corner of said Northeast Fractional Quarter (NE frl. ¼); thence Northerly at an angle of 90°01'14", measured clockwise from said South line, along the East line of said Northeast Fractional Quarter (NE frl. ¼), 2835.95 feet to the Northeast corner of said Northeast Fractional Quarter (NE frl. ¼); thence Westerly, at an angle of 87°38'54", measured clockwise from said East line, along said North line, 957.81 feet to the point of beginning, all in Clinton Township, DeKalb County, Illinois.

SPECIAL
^
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.
- Unless revoked in writing, this Designation and Consent shall remain valid for a period of 6 months for the date hereof, and is a valid and binding Consent to and approval of the Application as the Application affects the Property.
- FPLE agrees to request DeKalb County to expunge the Conditional Use Permit for this Property if the Wind Farm Easement for this property is not executed by both parties within 90 days of the granting of the Conditional Use Permit by DeKalb County.

Signature *Kenneth Bershinger*

Printed Name: KENNETH BERSHINGER

Date: 11-22-08

DESIGNATION OF AGENT TO FILE SPECIAL USE PERMIT APPLICATIONS
And
LANDOWNER CONSENT TO SPECIAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Special Use Permit to be submitted to *Lee or Dekalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois, Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Special Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Special Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature Vaughn Boehne
Printed Name: Vaughn Boehne

Property Description:

PARCEL 1:

THE SOUTHWEST 1/4 OF SECTION 21, (EXCEPTING THEREFROM THE FOLLOWING DESCRIBED REAL ESTATE, TO-WIT: BEGINNING AT THE SOUTHEAST CORNER OF SAID SOUTHWEST 1/4 AND RUNNING THENCE NORTH ON THE HALF SECTION LINE, A DISTANCE OF 18.75 RODS; THENCE WEST PARALLEL WITH THE SOUTH LINE OF SECTION 21, A DISTANCE OF 20 RODS; THENCE SOUTH PARALLEL WITH THE NORTH AND SOUTH HALF SECTION LINE OF SAID SECTION 21, A DISTANCE OF 18.75 RODS TO THE SOUTH LINE OF SAID SECTION; THENCE EAST ALONG THE SOUTH LINE OF SAID SECTION, A DISTANCE OF 20 RODS TO THE POINT OF BEGINNING); ALSO (EXCEPT THAT PART OF THE SOUTHWEST 1/4 OF SECTION 21 DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF THE SOUTHWEST 1/4 OF SAID SECTION 21; THENCE NORTH 00 DEGREES, 51 MINUTES, 44 SECONDS WEST, ALONG THE WEST LINE OF SAID SOUTHWEST 1/4, A DISTANCE OF 988.05 FEET; THENCE NORTH 88 DEGREES, 34 MINUTES, 31 SECONDS EAST, PARALLEL WITH THE SOUTH LINE OF SAID SOUTHWEST 1/4, A DISTANCE OF 900.0 FEET; THENCE SOUTH 00 DEGREES, 51 MINUTES 44 SECONDS EAST, PARALLEL WITH THE WEST LINE OF SAID SOUTHWEST 1/4, A DISTANCE OF 988.05 FEET, TO THE SOUTH LINE OF SAID SOUTHWEST 1/4; THENCE SOUTH 88 DEGREES, 34 MINUTES, 31 SECONDS WEST, ALONG SAID SOUTH LINE, A DISTANCE OF 980.00 FEET, TO THE POINT OF BEGINNING) ALL SITUATED IN TOWNSHIP 38 NORTH, RANGE 3, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN THE COUNTY OF DEKALB, STATE OF ILLINOIS.

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED REAL ESTATE:

PART OF THE SOUTHWEST QUARTER OF SECTION 21, TOWNSHIP 38 NORTH RANGE 3 EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 21; THENCE NORTH 0 DEGREES 51 MINUTES 44 SECONDS WEST ALONG THE WEST LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 988.05 FEET; THENCE NORTH 88 DEGREES 34 MINUTES 31 SECONDS EAST PARALLEL WITH THE SOUTH LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 900.0 FEET; THENCE SOUTH 0 DEGREES 51 MINUTES 44 SECONDS EAST PARALLEL WITH THE WEST LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 988.05 FEET TO THE SOUTH LINE OF SAID SOUTHWEST QUARTER; THENCE SOUTH 88 DEGREES 34 MINUTES, 31 SECONDS WEST ALONG

DESIGNATION OF AGENT TO FILE SPECIAL USE PERMIT APPLICATIONS

And

LANDOWNER CONSENT TO SPECIAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "**Property**") included in Applications for a Special Use Permit to be submitted to *Lee or DeKalb* County (the "**Application**") to permit construction of the proposed FPL Energy Illinois, Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Special Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Special Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature

Vaughn Boehne

Printed Name:

Vaughn Boehne

Property Description:

The Southwest Quarter of the Southeast Quarter of Section 19, Township 38 North, Range 3, East of Third Principal Meridian, in DeKalb County, Illinois

Permanent Index No. 13-19-400-001.

Commonly known as: Farmland - University Road, Shabbona

DESIGNATION OF AGENT TO FILE SPECIAL USE PERMIT APPLICATIONS

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The undersigned is the owner of property described below (the "Property") included in Applications for a Special Use Permit to be submitted to Lee or Dekalb County (the "Application") to permit construction of the proposed FPL Energy Illinois, Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Special Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Special Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature

Vaughn Boehne

Printed Name:

Vaughn Boehne

Property Description:

THE SOUTHWEST QUARTER OF SECTION 27, TOWNSHIP 39 NORTH, RANGE 3, EAST OF THE THIRD PRINCIPAL MERIDIAN, DEKALB COUNTY, ILLINOIS, (EXCEPTING THEREFROM THE FOLLOWING: THAT PART OF THE SOUTHWEST QUARTER OF SECTION 27, TOWNSHIP 39 NORTH, RANGE 3, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SAID SOUTHWEST QUARTER; THENCE NORTHERLY ALONG THE WEST LINE THEREOF 577.76 FEET FOR A POINT OF BEGINNING; THENCE EASTERLY AT RIGHT ANGLE TO SAID WEST LINE 600.58 FEET; THENCE NORTHERLY PARALLEL WITH SAID LINE 190.0 FEET; THENCE WESTERLY AT RIGHT ANGLE TO THE LAST DESCRIBED COURSE 407.58 FEET; THENCE NORTHERLY PARALLEL WITH SAID WEST LINE 58.0 FEET; THENCE WESTERLY AT RIGHT ANGLE TO THE LAST DESCRIBED COURSE, 25.0 FEET; THENCE NORTHERLY PARALLEL WITH SAID WEST LINE, 32.0 FEET; THENCE WESTERLY AT RIGHT ANGLE TO THE LAST DESCRIBED COURSE, 168.0 FEET TO SAID WEST LINE; THENCE SOUTHERLY ALONG SAID WEST LINE 280.0 FEET TO THE POINT OF BEGINNING, IN DEKALB COUNTY, ILLINOIS);

(ALSO EXCEPTING THE FOLLOWING DESCRIBED REAL ESTATE TO WIT: THE NORTH 77 ACRES OF THE SOUTHWEST QUARTER OF SECTION 27, TOWNSHIP 39 NORTH, RANGE 3, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DEKALB COUNTY, ILLINOIS);

(ALSO EXCEPTING PART OF THE SOUTHWEST QUARTER OF SECTION 27, TOWNSHIP 39 NORTH, RANGE 3 EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUND AND DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 27; THENCE NORTH 0 DEGREES 49 MINUTES 14 SECONDS WEST ALONG THE WEST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 27, A DISTANCE OF 877.71 FEET TO THE POINT OF BEGINNING OF THE HERINAFTER DESCRIBED TRACT OF LAND; THENCE CONTINUING NORTH 0 DEGREES 49 MINUTES 14 SECONDS WEST ALONG SAID WEST LINE, A DISTANCE OF 524.11 FEET TO THE SOUTH LINE OF THE NORTH 77 ACRES OF SAID SOUTHWEST QUARTER; THENCE NORTH 89 DEGREES 22 MINUTES 18 SECONDS EAST ALONG SAID SOUTH LINE, A DISTANCE OF 423.20 FEET; THENCE SOUTH 0 DEGREES 49 MINUTES 14 SECONDS EAST PARALLEL WITH THE WEST LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 439.89 FEET; THENCE SOUTH 89 DEGREES 10 MINUTES 46 SECONDS WEST PERPENDICULAR TO THE LAST DESCRIBED COURSE, A DISTANCE OF 163.00 FEET; THENCE SOUTH 0 DEGREES 49 MINUTES 14 SECONDS EAST PARALLEL WITH THE WEST LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 83.00 FEET; THENCE SOUTH 89 DEGREES 10 MINUTES 46 SECONDS WEST PERPENDICULAR TO THE LAST DESCRIBED COURSE, A DISTANCE OF 260.20 FEET TO THE POINT OF BEGINNING, IN DEKALB COUNTY, ILLINOIS.)

DESIGNATION OF AGENT TO FILE SPECIAL USE PERMIT APPLICATIONS

And

LANDOWNER CONSENT TO SPECIAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Special Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois, Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Special Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Special Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature

Vaughn Boehne

Printed Name:

Vaughn Boehne

Property Description:

The North East ¼ of the North West ¼ of Section 28, Township 38 North, Range 3, East of the Third Principal Meridian, in Shabbona Township, DeKalb County, Illinois

DESIGNATION OF AGENT TO FILE SPECIAL USE PERMIT APPLICATIONS

And

LANDOWNER CONSENT TO SPECIAL USE PERMIT APPLICATIONS

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- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Special Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Special Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature

Vaughn Boehne

Printed Name:

Vaughn Boehne

Property Description:

PART OF THE NORTHWEST 1/4 OF SECTION 29, TOWNSHIP 39 NORTH, RANGE 3, EAST OF THE THIRD PRINCIPAL MERIDIAN, DEKALB COUNTY, ILLINOIS, DESCRIBED AS FOLLOWS: TO WIT: BEGINNING AT THE NORTHWEST CORNER OF THE NORTHWEST 1/4 OF SAID SECTION 29; THENCE SOUTHERLY, ALONG THE WEST LINE THEREOF, A DISTANCE OF 1,850.49 FEET; THENCE EASTERLY, AT AN ANGLE OF 89 DEGREES 03 MINUTES 51 SECONDS AS MEASURED CLOCKWISE FROM THE LAST DESCRIBED COURSE, A DISTANCE OF 2,647.54 FEET TO A POINT ON THE EAST LINE OF SAID NORTHWEST 1/4, SAID POINT BEING 840.36 FEET NORTH OF THE SOUTHEAST CORNER THEREOF; THENCE NORTHERLY ALONG THE EAST LINE OF SAID NORTHWEST 1/4, AT AN ANGLE OF 91 DEGREES 03 MINUTES 48 SECONDS AS MEASURED CLOCKWISE FROM THE LAST DESCRIBED COURSE, A DISTANCE OF 1,838.56 FEET TO THE NORTHEAST CORNER OF SAID NORTHWEST 1/4; THENCE WESTERLY, ALONG THE NORTH LINE THEREOF, AT AN ANGLE OF 89 DEGREES 11 MINUTES 46 SECONDS AS MEASURED CLOCKWISE FROM THE LAST DESCRIBED COURSE, A DISTANCE OF 2,651.47 FEET TO THE POINT OF BEGINNING.

DESIGNATION OF AGENT TO FILE SPECIAL USE PERMIT APPLICATIONS

And

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- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Special Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Special Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature

Vaughn Boehue

Printed Name:

Vaughn Boehue

Property Description:

THAT PART OF THE SECTIONS 29 AND 32, TOWNSHIP 38 NORTH, RANGE 3, EAST OF THE THIRDO PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING ON THE WEST LINE OF THE EAST HALF OF THE NORTH WEST QUARTER OF SECTION 32 AT A POINT THAT IS 170 RODS, 7 LINKS (2,809.62 FEET) SOUTH OF THE NORTH WEST CORNER OF THE SOUTH EAST QUARTER OF THE SOUTH WEST QUARTER OF SAID SECTION 29; THENCE NORTHERLY ALONG THE WEST LINE OF THE EAST HALF OF THE NORTH WEST QUARTER OF SAID SECTION 32, 1,488.53 FEET TO THE NORTH WEST CORNER OF THE NORTH EAST QUARTER OF THE NORTH WEST QUARTER OF SAID SECTION 32; THENCE CONTINUING NORTHERLY, ALONG THE WEST LINE OF THE SOUTH EAST QUARTER OF THE SOUTH WEST QUARTER OF SAID SECTION 29, 2.75 FEET TO THE NORTH LINE OF THE SOUTH 2.75 FEET OF THE SOUTH EAST QUARTER OF THE SOUTH WEST QUARTER OF SAID SECTION 29; THENCE EASTERLY, AT AN ANGLE OF 90 DEGREES, 22 MINUTES 36 SECONDS MEASURED COUNTER CLOCKWISE FROM THE LAST DESCRIBED COURSE, ALONG THE NORTH LINE OF THE SOUTH 2.75 FEET OF THE SOUTH EAST QUARTER OF THE SOUTH WEST QUARTER OF SAID SECTION 29, 2,639.49 FEET TO THE EAST LINE OF THE SOUTH WEST QUARTER OF THE SOUTH EAST QUARTER OF SAID SECTION 29; THENCE SOUTHERLY, AT AN ANGLE OF 89 DEGREES, 29 MINUTES, 12 SECONDS MEASURED COUNTER CLOCKWISE FROM THE LAST DESCRIBED COURSE, ALONG THE EAST LINE OF THE SOUTH WEST QUARTER OF THE SOUTH EAST QUARTER OF SAID SECTION 29, 2.75 FEET TO THE NORTH EAST CORNER OF THE NORTH WEST QUARTER OF THE NORTH EAST QUARTER OF SAID SECTION 32; THENCE SOUTHERLY, AT AN ANGLE OF 180 DEGREES, 31 MINUTES, 32 SECONDS MEASURED COUNTER CLOCKWISE FROM THE LAST DESCRIBED COURSE, ALONG THE EAST LINE OF THE NORTH WEST QUARTER OF THE NORTH EAST QUARTER OF SAID SECTION 32, 600.42 FEET; THENCE WESTERLY, AT AN ANGLE OF 90 DEGREES, 16 MINUTES, 22 SECONDS MEASURED COUNTER CLOCKWISE FROM THE LAST DESCRIBED COURSE, PARALLEL WITH THE NORTH LINE OF THE NORTH WEST QUARTER OF THE NORTH EAST QUARTER OF SAID SECTION 32, 1,438.55 FEET; THENCE SOUTHERLY, AT AN ANGLE OF 90 DEGREES, 15 MINUTES, 01 SECONDS MEASURED CLOCKWISE FROM THE LAST DESCRIBED COURSE, PARALLEL WITH THE WEST LINE OF THE EAST HALF OF THE NORTH WEST QUARTER OF SAID SECTION 32, 813.38 FEET TO THE CENTER LINE OF A PUBLIC ROAD; THENCE SOUTHWESTERLY, AT AN ANGLE OF 93 DEGREES, 48 MINUTES, 35 SECONDS MEASURED COUNTER CLOCKWISE FROM THE LAST DESCRIBED COURSE, ALONG SAID CENTER LINE, 1,203.35 FEET TO THE POINT OF BEGINNING, ALL IN SHABBONA TOWNSHIP, DEKALB COUNTY, ILLINOIS.

DESIGNATION OF AGENT TO FILE SPECIAL USE PERMIT APPLICATIONS

And

LANDOWNER CONSENT TO SPECIAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Special Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois, Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

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- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Special Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature

Vaughn Boebus

Printed Name:

Vaughn Boebus

The West Half of the South Half of the Southwest Quarter (W $\frac{1}{2}$ S $\frac{1}{2}$ SW $\frac{1}{4}$) of Section 20, Township 38 North, Range 3, East of the Third Principal Meridian, in DeKalb County, Illinois. Less and Except the following described tract: A parcel located in the Southeast corner of the Southwest Quarter (SW $\frac{1}{4}$) of Section 20, Township 38 North, Range 3 East of the Third Principal Meridian, described as follows: Beginning at a point on the Southeast corner of the Southwest Quarter (SW $\frac{1}{4}$) of Section 20, hereinafter referred to as the Point of Beginning; thence Northerly along a line parallel to the east line of said Section 20, a distance of 360 feet to a point; thence Westerly along a line parallel to the South line of said Section 20, a distance of 570 feet to a point; thence Southerly along a line to a point on the South line of said Section 20, 570 feet Westerly of the Point of Beginning; thence Easterly to the point of beginning, all in Shabbona Township, DeKalb County, Illinois.

The East Half of the South Half of the Southwest Quarter (E $\frac{1}{2}$ S $\frac{1}{2}$ SW $\frac{1}{4}$) of Section 20, Township 38 North, Range 3, East of the Third Principal Meridian, in DeKalb County, Illinois. Less and Except the following described tract: A parcel located in the Southeast corner of the Southwest Quarter (SW $\frac{1}{4}$) of Section 20, Township 38 North, Range 3 East of the Third Principal Meridian, described as follows: Beginning at a point on the Southeast corner of the Southwest Quarter (SW $\frac{1}{4}$) of Section 20, hereinafter referred to as the Point of Beginning; thence Northerly along a line parallel to the east line of said Section 20, a distance of 360 feet to a point; thence Westerly along a line parallel to the South line of said Section 20, a distance of 570 feet to a point; thence Southerly along a line to a point on the South line of said Section 20, 570 feet Westerly of the Point of Beginning; thence Easterly to the Point of Beginning, all in Shabbona Township, DeKalb County, Illinois.

DESIGNATION OF AGENT TO FILE SPECIAL USE PERMIT APPLICATIONS

And

LANDOWNER CONSENT TO SPECIAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "**Property**") included in Applications for a Special Use Permit to be submitted to *Lee or DeKalb* County (the "**Application**") to permit construction of the proposed FPL Energy Illinois, Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Special Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Special Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature Vaughn Boehm

Printed Name: Vaughn Boehm

Property Description:

The Northwest Quarter of Section 22, Township 39 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois. Less and Except the following described real estate:

Commencing at the Northwest Corner of said Section 22; thence East along the Section line 11 rods; thence South Parallel with the West line of the Section, 11 rods; thence West Parallel with the North line of the Section, 11 rods to the West Section line; thence North on the West Section line to the Point of Beginning.

SPECIAL
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb County* (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature Paul Brummel
Printed Name: Paul Brummel

Property Description:

Parcel 1

The Northeast Quarter (NE $\frac{1}{4}$) and the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 9; all in Township 38 North, Range 3, East of the Third Principal Meridian, in DeKalb County, Illinois.

Parcel 2

The Northeast Fractional Quarter (NE Frl. $\frac{1}{4}$) of Section 4; and the East Half of the Southeast Quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$) of said Section 4. Less and Except the following described premises, to-wit: Commencing at the point of intersection of the centerline of State Aid Route 6 along the East side of said Section 4, extended South and the centerline of the public road along the South side of said Section 4; thence Westerly along said centerline of the public road a distance of 190.6 feet to a point; thence Northerly at an angle of 87 degrees 55 minutes measured counterclockwise from the last described course a distance of 185.5 feet to a point; thence Easterly at an angle of 92 degrees 04.5 minutes measured counterclockwise from the last described course a distance of 185.8 feet to a point on the said Southerly extension of the centerline of State Aid Route 6; thence Southerly along said Southerly centerline extension to the place of beginning, all in Township 38 North, Range 3, East of the Third Principal Meridian, situated in the County of DeKalb and in the State of Illinois.

SPECIAL
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT
APPLICATIONS
SPECIAL ^{And}
LANDOWNER CONSENT TO CONDITION USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature Vern Drendel Farms LLC
By Vernon Drendel, mgr.
Printed Name: Vern Drendel Farms, LLC by Vernon Drendel, Manager

[See Attached Legal Descriptions]

SPECIAL
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT
APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- 1 Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- 1 Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- 2 Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature

Ken L. Ehrhart

Printed Name:

Ken L. Ehrhart

Property Description:

The North East Quarter of Section 25, Township 39 North, Range 3 East of the Third Principal Meridian, DeKalb County, Illinois, and The East Half of the East Half of the North West Quarter of Section 25, Township 39 North, Range 3 East of the Third Principal Meridian, DeKalb County, Illinois.

The North West Quarter of Section 25, Township 39 North, Range 3 East of the Third Principal Meridian, excepting therefrom the East Half of the East Half thereof, containing in all One Hundred Twenty (120) acres, more or less.

SPECIAL
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

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- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

ESSER FARMS, INC.

Signature by *James A. Stoddard*, Secretary

Printed Name: JAMES A. STODDARD

Property Description:

The Southwest Quarter (SW $\frac{1}{4}$) of Section 25, Township 39 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois.

SPECIAL
^A
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

ESSER FARMS, INC.

Signature

by James A. Stoddard, Secretary

Printed Name:

JAMES A. STODDARD

Property Description:

The Southwest Quarter (SW¹/₄) of Section 25, Township 39 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois.

SPECIAL
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or Dekalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

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- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature Leroy Fitzgerald
Printed Name: LEROY FITZGEROY

LEGAL DESCRIPTION OF PROPERTY

The Southeast Quarter (SE ¼) of Section 33, Township 39 North, Range 3 East of the Third Principal Meridian, Less and Except the following: Commencing at the Southeast corner of the Southeast Quarter (SE ¼) of said Section; thence Northerly along the East line of said Quarter, 354.0 feet for Point of Beginning; thence Westerly at right angle to the last described course, 222.0 feet; thence Northerly, at an angle of 87°52'59", measured counterclockwise from the last described course, 291.92 feet; thence Westerly at an angle of 89°27'26" measured clockwise from the last described course, 256.91 feet; thence Northerly at an angle of 90°35'51" measured counterclockwise from the last described course, 306.22 feet; thence Easterly at an angle of 89°47'12" measured counterclockwise from the last described course 286.88 feet; thence continuing Easterly at an angle of 179°47'12", measured clockwise from the last described course 176.02 feet to the East line of said Quarter; thence Southerly along said East line, 596.0 feet to the Point of Beginning, all in Milan Township, DeKalb County, Illinois.

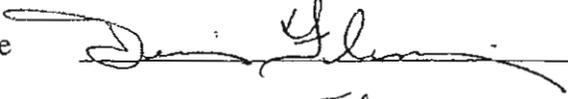
DESIGNATION OF AGENT TO FILE SPECIAL USE PERMIT APPLICATIONS

And

LANDOWNER CONSENT TO SPECIAL USE PERMIT APPLICATIONS

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- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Special Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Special Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature 

Printed Name: Dennis Fleming

Property Description:

THE SOUTH HALF OF THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 19,
TOWNSHIP 38 NORTH, RANGE 3 EAST OF THE THIRD PRINCIPAL MERIDIAN, DEKALB COUNTY,
ILLINOIS.

^{SPECIAL}
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
^{SPECIAL} And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature Derek M. Fleming
Printed Name: Derek M. Fleming

Property Description:
The Southeast Quarter of the Southeast Quarter (SE¹/₄SE¹/₄) of Section 19, Township 38 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois.



SPECIAL
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature Greg J Fleming

Printed Name: GF Greg Fleming

GF
Property Description:
NORTHEAST 1/4 NE 1/4 OF 18
~~The Southeast Quarter of the Southeast Quarter (SE 1/4 SE 1/4) of Section 19, Township 38 North,~~
Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois.

SPECIAL
 ^
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
 SPECIAL And
 ^
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature Marlene Fleming Dennis Fleming trustee

Printed Name: Marlene Fleming Dennis Fleming trustee

Property Description:

The East Half of the Northeast Quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$) of Section 18, Township 38 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois, Less and Except the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$) of said Section 18.

SPECIAL
^
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
^
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature *Marlene Fleming Dennis Fleming Trustee*

Printed Name: *Marlene Fleming Dennis Fleming Trustee*

Property Description:

The North Half of the North Half of the Southeast Quarter (N $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$) of Section 19, Township 38 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois.

SPECIAL
DESIGNATION OF AGENT TO FILE A CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or Dekalb County* (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature Barbara Govig as Trustee

Printed Name: Barbara Govig, as Trustee
Berdean N. Govig Family Trust

Property Description:

The East One-Half of the Southeast Quarter (E1/2 SE1/4) of Section 26, Township 39 North, Range 3 East of the Third Principal Meridian, situated in DeKalb County, Illinois.

THE SOUTHEAST QUARTER OF SECTION FOUR (4), TOWNSHIP THIRTY-NINE (39) NORTH, RANGE THREE (3) EAST OF THE THIRD PRINCIPAL MERIDIAN; EXCEPTING THEREFROM THAT PART OF THE SOUTHEAST QUARTER OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 3, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF SAID SOUTHEAST QUARTER; THENCE SOUTHERLY ALONG THE EAST LINE OF SAID QUARTER 584.6 FEET FOR A POINT OF BEGINNING; THENCE CONTINUING SOUTHERLY ALONG SAID EAST LINE 480.0 FEET; THENCE WESTERLY AT RIGHT ANGLES TO SAID EAST LINE 390.22 FEET; THENCE NORTHERLY AT RIGHT ANGLES TO THE LAST DESCRIBED COURSE, PARALLEL WITH SAID EAST LINE 480.0 FEET; THENCE EASTERLY AT RIGHT ANGLES TO THE LAST DESCRIBED COURSE 390.22 FEET TO THE POINT OF BEGINNING, ALL IN MILAN TOWNSHIP, DEKALB COUNTY, ILLINOIS.

SPECIAL
DESIGNATION OF AGENT TO FILE ^{SPECIAL} CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb County* (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature Barbara Govig as Trustee

Printed Name: Barbara Govig, as Trustee of Trust Dated September 9, 1996
and known as Trust No. 02317280257

Property Description:

The West Half of the Southeast Quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$) of Section 26, Township 39 North, Range 3 East of the Third Principal Meridian in Milan Township, DeKalb County, Illinois.

LOT 1 AND THE EAST ONE-HALF (E $\frac{1}{2}$) OF LOT 2 OF THE NORTHEAST QUARTER (NE $\frac{1}{4}$) OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 3 EAST OF THE THIRD PRINCIPAL MERIDIAN LESS AND EXCEPT THAT PART OF THE NORTHEAST FRACTIONAL QUARTER OF SECTION FOUR 4, TOWNSHIP 39 NORTH, RANGE 3 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID QUARTER; THENCE SOUTHERLY ALONG THE EAST LINE OF SAID QUARTER 270.0 FEET FOR A POINT OF BEGINNING; THENCE CONTINUING SOUTHERLY ALONG SAID EAST LINE 330.0 FEET; THENCE WESTERLY AT RIGHT ANGLE TO SAID EAST LINE 277.2 FEET; THENCE NORTHERLY AT RIGHT ANGLE TO THE LAST DESCRIBED COURSE, PARALLEL WITH SAID EAST LINE, 330.0 FEET; THENCE EASTERLY AT RIGHT ANGLE TO THE LAST DESCRIBED COURSE 277.2 FEET TO THE POINT OF BEGINNING, ALL IN MILAN TOWNSHIP, DE KALB COUNTY, ILLINOIS.

SPECIAL
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature

James C. Goyig

Printed Name:

James C. Goyig

Property Description:

The South 663.0 feet of the North 1326.0 feet of the Southwest Quarter (SW $\frac{1}{4}$) of Section 3, Township 39 North, Range 3 East of the Third Principal Meridian, in Milan Township, DeKalb County, Illinois.

SPECIAL

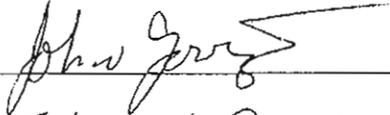
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS

SPECIAL **And**

LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature 

Printed Name: John W. Govig

Property Description:

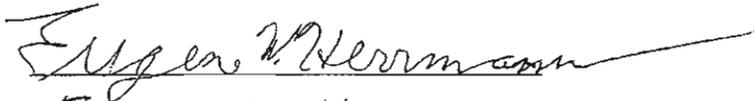
The North 663.0 feet of the Southwest Quarter (SW¼) of Section 3, Township 39 North, Range 3 East of the Third Principal Meridian, in Milan Township, DeKalb County, Illinois.

SPECIAL
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature



Printed Name:

Eugene W. Herrmann

Property Description:

Parcel 1

The Southeast Quarter (SE $\frac{1}{4}$) of Section 28, Township 39 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois.

Parcel 2

The Northwest Quarter (NW $\frac{1}{4}$) and the North 77 Acres of the Southwest Quarter (SW $\frac{1}{4}$) of Section 27, Township 39 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois.

Parcel 3

The South 655.92 feet, as measured along the East and West line thereof, of the Southwest Quarter (SW $\frac{1}{4}$) of Section 22, Township 39 North, Range 3 East of the Third Principal Meridian, all in Milan Township, DeKalb County, Illinois.

SPECIAL
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature Eugene W. Herrmann
Printed Name: Eugene W. Herrmann

Property Description:

Parcel 1

The Southeast Quarter (SE $\frac{1}{4}$) of Section 28, Township 39 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois.

Parcel 2

The Northwest Quarter (NW $\frac{1}{4}$) and the North 77 Acres of the Southwest Quarter (SW $\frac{1}{4}$) of Section 27, Township 39 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois.

Parcel 3

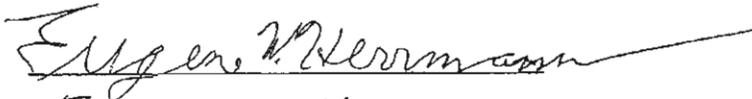
The South 655.92 feet, as measured along the East and West line thereof, of the Southwest Quarter (SW $\frac{1}{4}$) of Section 22, Township 39 North, Range 3 East of the Third Principal Meridian, all in Milan Township, DeKalb County, Illinois.

SPECIAL
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature



Printed Name:

Eugene W. Herrmann

Property Description:

Parcel 1

The Southeast Quarter (SE $\frac{1}{4}$) of Section 28, Township 39 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois.

Parcel 2

The Northwest Quarter (NW $\frac{1}{4}$) and the North 77 Acres of the Southwest Quarter (SW $\frac{1}{4}$) of Section 27, Township 39 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois.

Parcel 3

The South 655.92 feet, as measured along the East and West line thereof, of the Southwest Quarter (SW $\frac{1}{4}$) of Section 22, Township 39 North, Range 3 East of the Third Principal Meridian, all in Milan Township, DeKalb County, Illinois.

SPECIAL
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature Helen Herrmann Dennis Fleming POA

Printed Name: Helen Herrmann Dennis Fleming POA

Property Description:

The Northwest Fractional Quarter (NW Fr. ¼) of Section 19, Township 38 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois.

L. HICKEY

SPECIAL
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb County* (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature

Lois E. Hickey

Printed Name:

Lois E. HICKEY

Property Description:

The North 1312.52 feet, as measured along the East and West Lines thereof, of the Southwest Quarter of Section 22, Township 39 North, Range 3 East of the Third Principal Meridian, in Township of Milan, DeKalb County, Illinois.

ROBERT
HICKEY

SPECIAL

DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or Dekalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature Robert Hickey * NO GUARANTEE TO SELL

Printed Name: ROBERT HICKEY

Property Description:

THAT PART OF THE SOUTHWEST QUARTER OF SECTION 22 TOWNSHIP 39 NORTH, RANGE 3 EAST OF THE THIRD PRINCIPAL MERIDIAN LOCATED IN DEKALB COUNTY, ILLINOIS DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SAID QUARTER; THENCE NORTHERLY ALONG THE EAST LINE OF SAID QUARTER 655.92 FEET FOR A POINT OF BEGINNING; THENCE CONTINUING NORTHERLY ALONG SAID EAST LINE, 706.97 FEET TO A POINT ON SAID EAST LINE THAT IS 1,312.52 FEET SOUTHERLY OF, AS MEASURED ALONG SAID EAST LINE, THE NORTHEAST CORNER OF SAID QUARTER; THENCE WESTERLY PARALLEL WITH THE NORTH LINE OF SAID QUARTER, 2,639.59 FEET TO A POINT ON THE WEST LINE OF SAID QUARTER, THAT IS 1,312.52 FEET SOUTHERLY OF, AS MEASURED ALONG SAID WEST LINE THE NORTHWEST CORNER OF SAID QUARTER; THENCE SOUTHERLY ALONG SAID WEST LINE, 235.26 FEET TO A POINT ON SAID WEST LINE THAT IS 1,124.66 FEET NORTHERLY OF, AS MEASURED ALONG THE WEST LINE, THE SOUTHWEST CORNER OF SAID QUARTER; THENCE EASTERLY AT RIGHT ANGLE TO SAID WEST LINE 475.2 FEET, THENCE SOUTHERLY AT RIGHT ANGLE TO THE LAST DESCRIBED COURSE, 275.0 FEET; THENCE WESTERLY AT RIGHT ANGLE TO THE LAST DESCRIBED COURSE, 475.2 FEET TO A POINT ON SAID WEST LINE THAT IS 849.86 FEET NORTHERLY OF, AS MEASURED ALONG SAID WEST LINE, THE SOUTHWEST CORNER OF SAID QUARTER; THENCE SOUTHERLY ALONG SAID WEST LINE 193.94 FEET; THENCE EASTERLY PARALLEL WITH THE SOUTH LINE OF SAID QUARTER, 2640.21 FEET TO THE POINT OF BEGINNING, ALL IN MILAN TOWNSHIP, DEKALB COUNTY, ILLINOIS.

SPECIAL
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") solely for the purpose of seeking approval to permit construction of the proposed FPL Energy Illinois Wind Farm and shall expire by November 1, 2009 unless extended. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature Raymond L. Mast and Raymond L. Mast,
Printed Name: RAYMOND L. MAST Successor Trustee

Property Description:

Parcel 1

The Southeast Quarter (SE $\frac{1}{4}$) and the East Half of the Northeast Quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$) of Section 32, Township 39 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois.

Parcel 2

The South Half of the Southwest Fractional Quarter (S $\frac{1}{2}$ SW Fr. $\frac{1}{4}$) of Section 31, Township 39 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois.

SPECIAL
^
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
^
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") solely for the purpose of seeking approval to permit construction of the proposed FPL Energy Illinois Wind Farm and shall expire by November 1, 2009 unless extended. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature Raymond L. Mast, Successor Trustee
Printed Name: RAYMOND L. MAST

Property Description:

The West Half of the Northeast Quarter (W $\frac{1}{2}$ NE $\frac{1}{4}$) of Section 32, Township 39 North, Range 3, East of the Third Principal Meridian, located in DeKalb County, Illinois.

SPECIAL
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") solely for the purpose of seeking approval to permit construction of the proposed FPL Energy Illinois Wind Farm and shall expire by November 1, 2009 unless extended. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature

Raymond L. Mast

Printed Name:

RAYMOND L. MAST

Property Description:

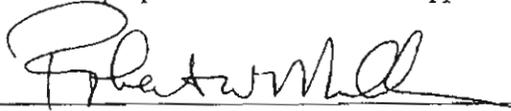
The East Half of the Northwest Quarter (E½NW¼) and the Northwest Quarter of the Northwest Quarter (NW¼NW¼) of Section 32, Township 39 North, Range 3, East of the Third Principal Meridian, located in DeKalb County, Illinois.

SPECIAL
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb County* (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature



Printed Name: ROBERT W. MULLINS

Designation of Agent valid through April 1st, 2009

Property Description:

Parcel 1

The North Half of the Southeast Quarter (N $\frac{1}{2}$ SE $\frac{1}{4}$); the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 29; and the West Half of the Northeast Quarter (W $\frac{1}{2}$ NE $\frac{1}{4}$) of Section 29, Township 38 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois, Less and Except that part of the Northeast Quarter (NE $\frac{1}{4}$) of Section 29, described as follows: Commencing at the Northwest corner of the Northeast Quarter (NE $\frac{1}{4}$) of said Section 29, thence Easterly along the North line of said Northeast Quarter (NE $\frac{1}{4}$), a distance of 396.38 feet to the Point of Beginning; thence continuing Easterly along said North line a distance of 697.10 feet; thence Southerly at an angle of 90 degrees, 30 minutes, 13 seconds as measured counter clockwise from the last described course a distance of 312.45 feet; thence Westerly at an angle of 89 degrees, 29 minutes, 47 seconds as measured counter-clockwise from the last described course a distance of 697.10 feet; thence Northerly at an angle of 90 degrees, 30 minutes, 13 seconds as measured counter clockwise from the last described course a distance of 312.45 feet to the point of beginning, all in Township 38 North, Range 3, East of the Third Principal Meridian, in DeKalb County, Illinois.

SPECIAL
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature William R Mullins

Printed Name: WILLIAM R. MULLINS

Designation of Agent valid through April 1st, 2009

Property Description:

Parcel 1

The Southeast Quarter (SE $\frac{1}{4}$) of Section 9, Township 38 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois

Parcel 2

The North Half of the Northwest Fractional Quarter (N $\frac{1}{2}$ NW Frl. $\frac{1}{4}$) of Section 18, Township 38 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois, Except the South 2 rods.

The Northwest Quarter of the Northeast Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 18, Township 38 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois, Except the South 2 rods of the West 3 rods.

SPECIAL
^
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
^
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or Dekalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature William R. Mullins, Trustee

Printed Name: WILLIAM R. MULLINS, TRUSTEE

Designation of Agent valid through April 1st, 2009

Property Description:

P.I.N. 13-16-100-005:

THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (SE $\frac{1}{4}$ NW $\frac{1}{4}$) LYING SOUTH OF THE RIGHT OF WAY OF THE BURLINGTON-NORTHERN RAILROAD, ALL IN SECTION 16, TOWNSHIP 38 NORTH, RANGE 3 EAST OF THE THIRD PRINCIPAL MERIDIAN IN DEKALB COUNTY, ILLINOIS.

~~SPECIAL~~
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
~~SPECIAL~~ **And**
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature

William R. Mullins, Trustee

Printed Name:

WILLIAM R. MULLINS

Designation of Agent valid through April 1st, 2009

Property Description:

Parcel 1

All that part of the Northwest Quarter (NW $\frac{1}{4}$) of Section 16, Township 38 North, Range 3, East of the Third Principal Meridian, lying Northerly of the Northerly line of the Chicago, Burlington, and Quincy Railroad right of way (formerly known as the Chicago and Iowa Railroad), in DeKalb County, Illinois, (excepting therefrom the following: That part of the Northwest Quarter of Section 16, Township 38 North, Range 3, East of the Third Principal Meridian, described as follows: Beginning at the Northwest corner of said Northwest Quarter (NW $\frac{1}{4}$); thence Southerly along the West line of said Quarter, 500.0 feet; thence Easterly parallel with the North line of said Quarter 272.0 feet; thence Northerly parallel with said West line 500.0 feet to the North line of said Quarter; thence Westerly along said North line 272.0 feet to the Point of Beginning, all in Shabbona Township, DeKalb County, Illinois.

Parcel 2

The West 40 acres of the following described parcels of land taken as a single tract; the North Half of the Northeast Quarter (N $\frac{1}{2}$ NE $\frac{1}{4}$) of Section 16, Township 38 North, Range 3 East of the Third Principal Meridian; and Lot "A" of the South Half of the Northeast Quarter (S $\frac{1}{2}$ NE $\frac{1}{4}$) (Being North of Railway) of Section 16, Township 38 North, Range 3 East of the Third Principal Meridian in DeKalb County, Illinois, according to the Plat thereof recorded in Book "B" of Plats, Page 91.

SPECIAL
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb County* (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.
- Unless revoked in writing, this Designation and Consent shall remain valid for a period of 6 months from the date hereof, and is a valid and binding Consent to and approval of the Application as the Application affects the Property.

Signature

Sheri Millsbaugh

Printed Name:

SHERI MILLSBAUGH

Date:

11-13-08

Property Description:

The West 20 Acres of the East Half of the Northeast Quarter of Section 30, Township 39 North, Range 4 East of the Third Principal Meridian located in Afton Township, DeKalb County, Illinois.

The East 3 acres of the West 23 acres of the East Half of the Northeast Quarter of Section 30, Township 39 North, Range 4 East of the Third Principal Meridian, being Afton Township, DeKalb County, Illinois.

The East 3 acres of the West 26 acres of the East Half of the Northeast Quarter of Section 30, Township 39 North, Range 4 East of the Third Principal Meridian, being Afton Township, DeKalb County, Illinois.

SPECIAL
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DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

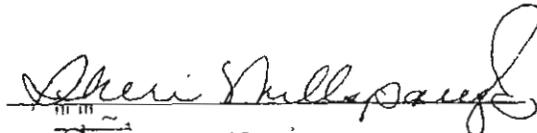
SPECIAL

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.
- Unless revoked in writing, this Designation and Consent shall remain valid for a period of 6 months for the date hereof, and is a valid and binding Consent to and approval of the Application as the Application affects the Property.
- FPLE agrees to request DeKalb County to expunge the Conditional Use Permit for this Property if the Wind Farm Easement for this property is not executed by both parties within 90 days of the granting of the Conditional Use Permit by DeKalb County.

Signature

Printed
Name:



SHERI Millspaugh

SPECIAL
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DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature Lavern L Olson

Printed Name: LAVERN L. OLSON

Property Description:

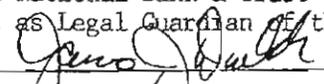
The Northeast Quarter (NE $\frac{1}{4}$) of Section 20, Township 39 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois.

SPECIAL
DESIGNATION OF AGENT TO FILE [^]CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO [^]CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or Dekalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

The National Bank & Trust Company of Sycamore, not individually
but as Legal Guardian of the Estate of Lola Olson

Signature By: 

Printed Name: James J. Dombek
Vice President & Trust Officer

Property Description:

The North Half of the Southeast Quarter of Section 25, Township 39 North, Range 3 East of the 3rd P.M., all in Milan Township

SPECIAL
^
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
^
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

The National Bank & Trust Company of Sycamore, not individually
but as Legal Guardian of the Estate of Lola Olson

Signature By: James J. Dombek

Printed Name: James J. Dombek
Vice President & Trust Officer

Property Description:

The North Half of the Southeast Quarter of Section 25, Township 39 North, Range 3 East of the 3rd P.M., all in Milan Township

DESIGNATION OF AGENT TO FILE SPECIAL USE PERMIT APPLICATIONS

And

LANDOWNER CONSENT TO SPECIAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Special Use Permit to be submitted to *Lee or Dekalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois, Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Special Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Special Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature



Printed Name:

DAVE PETERSON

Property Description:

PART OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF SECTION 20, TOWNSHIP 38 NORTH, RANGE 3 EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 20; THENCE SOUTH 0 DEGREES 08 MINUTES 22 SECONDS EAST ALONG THE WEST LINE OF THE NORTH HALF OF SAID SOUTHWEST QUARTER, A DISTANCE OF 399.83 FEET TO THE POINT OF BEGINNING OF THE HEREINAFTER DESCRIBED TRACT OF LAND; THENCE SOUTH 89 DEGREES 30 MINUTES 10 SECONDS EAST PARALLEL WITH THE NORTH LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 2655.52 FEET TO THE EAST LINE OF THE NORTH HALF OF SAID SOUTHWEST QUARTER; THENCE SOUTH 0 DEGREES 03 MINUTES 43 SECONDS WEST ALONG SAID EAST LINE, A DISTANCE OF 915.58 FEET TO THE SOUTHEAST CORNER OF THE NORTH HALF OF SAID SOUTHWEST QUARTER; THENCE NORTH 89 DEGREES 42 MINUTES 04 SECONDS WEST ALONG THE SOUTH LINE OF THE NORTH HALF OF SAID SOUTHWEST QUARTER, A DISTANCE OF 2652.21 FEET TO THE SOUTHWEST CORNER OF THE NORTH HALF OF SAID SOUTHWEST QUARTER; THENCE NORTH 0 DEGREES 08 MINUTES 22 SECONDS WEST ALONG THE WEST LINE OF THE NORTH HALF OF SAID SOUTHWEST QUARTER, A DISTANCE OF 924.79 FEET TO THE POINT OF BEGINNING, ALL SITUATED IN THE TOWNSHIP OF SHABONA, THE COUNTY OF DEKALB AND THE STATE OF ILLINOIS.

DESIGNATION OF AGENT TO FILE SPECIAL USE PERMIT APPLICATIONS
And
LANDOWNER CONSENT TO SPECIAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "**Property**") included in Applications for a Special Use Permit to be submitted to *Lee or Dekalb* County (the "**Application**") to permit construction of the proposed FPL Energy Illinois, Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Special Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Special Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature



Printed Name:

DAVE PETERSON

Property Description:

PART OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF SECTION 20, TOWNSHIP 38 NORTH, RANGE 3 EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 20; THENCE SOUTH 0 DEGREES 08 MINUTES 22 SECONDS EAST ALONG THE WEST LINE OF THE NORTH HALF OF SAID SOUTHWEST QUARTER, A DISTANCE OF 399.83 FEET TO THE POINT OF BEGINNING OF THE HEREINAFTER DESCRIBED TRACT OF LAND; THENCE SOUTH 89 DEGREES 30 MINUTES 10 SECONDS EAST PARALLEL WITH THE NORTH LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 2655.52 FEET TO THE DEGREES 03 MINUTES 43 SECONDS WEST ALONG SAID EAST LINE, A DISTANCE OF 915.58 FEET TO THE SOUTHEAST CORNER OF THE NORTH HALF OF SAID SOUTHWEST QUARTER; THENCE NORTH 89 DEGREES 42 MINUTES 04 SECONDS WEST ALONG THE SOUTH LINE OF THE NORTH HALF OF SAID SOUTHWEST QUARTER, A DISTANCE OF 2652.21 FEET TO THE SOUTHWEST CORNER OF THE NORTH HALF OF SAID SOUTHWEST QUARTER; THENCE NORTH 0 DEGREES 08 MINUTES 22 SECONDS WEST ALONG THE WEST LINE OF THE NORTH HALF OF SAID SOUTHWEST QUARTER, A DISTANCE OF 924.79 FEET TO THE POINT OF BEGINNING, ALL SITUATED IN THE TOWNSHIP OF SHABONA, THE COUNTY OF DEKALB AND THE STATE OF ILLINOIS.

SPECIAL
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or Dekalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.
- Unless revoked in writing, this Designation and Consent shall remain valid for a period of 6 months from the date hereof, and is a valid and binding Consent to and approval of the Application as the Application affects the Property.

Signature 
Printed Name: DANIEL E. SANDERSON
Date: 12-10-08

Property Description:

THE SOUTHEAST QUARTER (SE¼) OF SECTION 7, TOWNSHIP 39 NORTH, RANGE 3 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DEKALB COUNTY, ILLINOIS

SPECIAL

DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS

SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or Dekalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.
- Unless revoked in writing, this Designation and Consent shall remain valid for a period of 6 months from the date hereof, and is a valid and binding Consent to and approval of the Application as the Application affects the Property.

Signature

Daniel E Sanderson

Printed Name:

DANIEL E. SANDERSON

Date:

12-10-08

Property Description:

THE SOUTHEAST QUARTER (SE¼) OF SECTION 7, TOWNSHIP 39 NORTH, RANGE 3
EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DEKALB COUNTY, ILLINOIS

DESIGNATION OF AGENT TO FILE SPECIAL USE PERMIT APPLICATIONS

And

LANDOWNER CONSENT TO SPECIAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Special Use Permit to be submitted to *Lee or Dekalb County* (the "Application") to permit construction of the proposed FPL Energy Illinois, Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Special Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Special Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature

Douglas G. Sanderson

Printed Name:

Douglas G. Sanderson

Property Description:

The West Half of the Northwest Quarter of Section 1, Township 38 North, Range 2, East of the Third Principal Meridian, in Lee County, Illinois, EXCEPTING therefrom the following:
That part of the West Half of the Northwest Quarter of Section 1, Township 38 North, Range 2 East of the Third Principal Meridian, described as follows: Commencing at the Southwest corner of Section 36, Township 39 North, Range 2 East of the Third Principal Meridian; thence Easterly along the North line of said Section 1, a distance of 350.0 feet for a point of beginning; thence continuing Easterly along said North line, 685.00 feet; thence Southerly at an angle of 89 degrees 20 minutes measured counterclockwise from the last described course 347.66 feet; thence Southwesterly at an angle of 106 degrees 15 minutes 50 seconds measured counterclockwise from the last described course 145.57 feet; thence Westerly at an angle of 160 degrees 54 minutes 48 seconds measured counterclockwise from the last described course 101.23 feet; thence Northwesterly at an angle of 151 degrees 28 minutes 45 seconds measured counterclockwise from the last described course 247.94 feet; thence Westerly at an angle of 208 degrees 15 minutes 19 seconds measured counterclockwise from the last described course 251.95 feet; thence Northerly at an angle of 95 degrees 42 minutes 13 seconds measured counterclockwise from the last described course to the point of beginning, containing 4.86 acres, all in Willow Creek Township, County of Lee and State of Illinois,

DESIGNATION OF AGENT TO FILE SPECIAL USE PERMIT APPLICATIONS

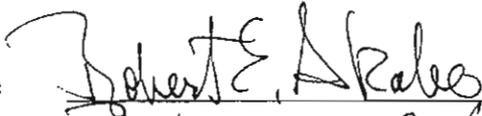
And

LANDOWNER CONSENT TO SPECIAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Special Use Permit to be submitted to *DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Special Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind, LLC as Owner's agent to file the Special Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature



Printed Name:

Robert E. SKABO

Property Description:

The Southwest Quarter (SW $\frac{1}{4}$) of Section 26, Township 39 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois, Less and Except that part of the Southwest Quarter (SW $\frac{1}{4}$) of Section 26 described as follows: Commencing at the Southwest corner of said Southwest Quarter (SW $\frac{1}{4}$); thence East along the South line of said Southwest Quarter (SW $\frac{1}{4}$), 385.4 feet to the Point of Beginning; thence continuing East along said South line, 427.4 feet; thence Northerly, at right angle to said South line, 738.0 feet; thence Westerly, at right angle to the last described course, 427.4 feet; thence Southerly, at right angle to the last described course 738.0 feet to the Point of Beginning.

See Exculpatory Clause Attached.

SPECIAL
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT
APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to DeKalb County, Illinois, (the "Application") to permit construction of the proposed FPLEnergy Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints FPL Energy as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPLEnergy Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature Debra L. Teulock

Printed Name: Debra L Teulock - VP + 10

Exculpatory Provisions Limiting the Liability of Busey Trust Company Attached hereto are Expressly Made Part Hereof.

Busey Trust # 031-999-618

Previously know as

Bank Illinois Trust Company, Trustee Under Agreement dated December 15, 1983 and known as Trust No. 031-999-618

And

Champaign National Bank, Champaign, Illinois, Trustee Under the Provisions of a Trust Agreement dated the 15th day of December, 1983 designated as Trust No. 031-999-618

Property Description:

Previously know as

Bank Illinois Trust Company, Trustee Under Agreement dated December 15, 1983 and known as Trust No. 031-999-618

Real Property Description

And Property Index Number (PIN)

SPECIAL
DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to Lee or DeKalb County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Busey Trust Company

Signature by: Debra L. Trulock Exculpatory Provisions Limiting the Liability of Busey Trust Company
Printed Name: Debra L. Trulock Attached hereto are Expressly Made a Part Hereof.

Property Description:

The East Half of the Northeast Quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$) (excepting therefrom Suddeth's Subdivision, according to the plat thereof recorded in Book "P" of Plats, Page 86) of Section 35; and Part of the West Half of the Northeast Quarter (W $\frac{1}{2}$ NE $\frac{1}{4}$) of said Section 35 described as follows: Beginning at the Southeast corner of the West Half of the Northeast Quarter (W $\frac{1}{2}$ NE $\frac{1}{4}$) of Section 35; thence North 89 degrees 52 minutes West on the Quarter Section line, 1,050 feet to the center line of the drainage ditch; thence North 0 degrees 13 minutes West, 450 feet; thence North 8 degrees 22 minutes East 6.7 feet; thence North 16 degrees 57 minutes East, 718 feet; thence North 30 degrees 06 minutes East, 10.5 feet; thence North 40 degrees 19 minutes East, 78.1 feet; thence North 61 degrees 22 Minutes East, 16.8 feet; thence North 79 degrees 53 minutes East, 600 feet; thence North 83 degrees 28 minutes East, 3.2 feet; thence North 85 degrees 08 minutes East, 172.98 feet to the East line of said West Half of the Northeast Quarter (W $\frac{1}{2}$ NE $\frac{1}{4}$) of said Section; thence South, along said East line, 1,343 feet to the Point of Beginning; all in Township 39 North, Range 3, East of the Third Principal Meridian, DeKalb County, Illinois.

Exculpatory Clause Attached.

SPECIAL

Tend

DESIGNATION OF AGENT TO FILE CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to DeKalb County, Illinois, (the "Application") to permit construction of the proposed FPLEnergy Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints FPL Energy as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPLEnergy Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Busey Trust Company

Signature Debra L. Teulock
Printed Name: Debra L Teulock

Busey TRUST COMPANY successor
Bank Illinois of Champaign, Illinois, as Trustee of Tend Farms Trust Under Agreement Dated October 25, 2001 and known as Trust No. 031-999-790

Property Description:

Real Property Description
And Property Index Number (PIN)

Parcel 1

The Northwest Quarter (NW ¼) of Section 17 in Township 38 North, Range 3 East of the 3rd P.M in DeKalb County, Illinois EXCEPTING the right of way of the Chicago, Burlington and Quincy Railroad Company, as relocated and presently existing across said premises).

Parcel 2

The Northwest Fractional Quarter of Section 30, Township 39 North, Range 4, East of the 3rd P.M.; the West Half of the Northeast Quarter (W ½ NE ¼) of said Section 30; and that part of the Southwest Fractional Quarter and that part of the West Half of the Southeast Quarter (W ½ SE ¼) of said Section 30, described as follows: Beginning at the Northeast corner of the West Half of the Southeast Quarter (W ½ SE ¼) of said Section 30; thence Southerly along East line of said West Half 818.65 feet; thence Westerly, at an

SPECIAL
DESIGNATION OF AGENT TO FILE [^]CONDITIONAL USE PERMIT APPLICATIONS
SPECIAL And
LANDOWNER CONSENT TO [^]CONDITIONAL USE PERMIT APPLICATIONS

The undersigned is the owner of property described below (the "Property") included in Applications for a Conditional Use Permit to be submitted to *Lee or DeKalb* County (the "Application") to permit construction of the proposed FPL Energy Illinois Wind Farm. By signing below, Owner confirms that as to the Property, Owner:

- Has authority to act on behalf of any additional owners of the Property to sign this Designation of Agent and Consent to Conditional Use Permit Application.
- Appoints proposed FPL Energy Illinois Wind Farm as Owner's agent to file the Conditional Use Permit Application needed to build and operate the FPL Energy Illinois Wind Farm on the properties identified in the Application.
- Consents to approval of the Application as the Application affects the Property and as it affects all other properties included in the Application.

Signature



Printed Name:

Wilbur E. Watson

Property Description:

The North Half of the Northeast Fractional Quarter (N¹/₂NE Fr. 1/4) of Section 9, Township 39 North, Range 3 East of the Third Principal Meridian located in DeKalb County, Illinois.