Oregon
Kate Brown, Governor

Department of State Lands
775 Summer Street NE, Suite 100
Salem, OR 97301-1279
(503) 986-5200
FAX (503) 378-4844
www.oregon.gov/dsl

State Land Board

Kate Brown
Governor

Shemia Fagan
Secretary of State

Tobias Read
State Treasurer

April 7, 2021

Nolin Hills Wind LLC
Attn: Paul F. Wendelgass
c/o Capital Power
155 Federal St., Suite 1200
Boston, MA 02210

Re: WD # 2020-0613 **Approved**
Wetland Delineation Report for Nolin Hills Wind Power Project
Umatilla County; T2N R30E TLs 1600, 2800, 3900 & 4000 (Portions)

Dear Mr. Wendelgass:

The Department of State Lands has reviewed the wetland determination report prepared by Tetra Tech, Inc. for the site referenced above. Please note that the study area includes only a portion of the tax lots described above (see the attached map). Based upon the information presented in the report, and additional information submitted upon request, we concur with the reports findings as indicated on the attached Figures 5 and 5.1 through 5.8. Please replace all copies of the preliminary wetland maps with this final Department-approved maps.

Within the study area, 5 waterways (EPH-05A, -05B, -06, -07 and -08) were identified. However, each of these waterways are exempt per OAR 141-085-0510(49); therefore, none are subject to the permit requirements of the state Removal-Fill Law.

This concurrence is based on information provided to the agency and is for purposes of the state Removal-Fill Law only. Federal or local permit requirements may apply as well. Federal or local permit requirements may apply as well. The U.S. Army Corps of Engineers will determine jurisdiction under the Clean Water Act, which may require submittal of a complete Wetland Delineation Report.

The jurisdictional determination is valid for five years from the date of this letter unless new information necessitates a revision. Circumstances under which the Department may change a determination are found in OAR 141-090-0045 (available on our web site or upon request). In addition, laws enacted by the legislature and/or rules adopted by the Department may result in a change in jurisdiction; individuals and applicants are subject to the regulations that are in effect at the time of the removal-fill activity or complete permit application. The applicant, landowner, or agent may submit a request

for reconsideration of this determination in writing within six months of the date of this letter.

Thank you for having the site evaluated. If you have any questions, please contact the Jurisdiction Coordinator for Umatilla County, Matt Unitis, at (503) 986-5262.

Sincerely,

Peter Ryan, SPWS
Aquatic Resource Specialist

Enclosures

ec: Jessica Taylor, Tetra Tech, Inc.
Umatilla County Planning Department (Maps enclosed for updating LWI)
Danielle Erb, Corps of Engineers
Heidi Hartman, DSL
Joy Vaughan, ODFW

WETLAND DELINEATION / DETERMINATION REPORT COVER FORM

Fully completed and signed report cover forms and applicable fees are required before report review timelines are initiated by the Department of State Lands. Make checks payable to the Oregon Department of State Lands. To pay fees by credit card, go online at: https://apps.oregon.gov/DSL/EPS/program?key=4.

Attach this completed and signed form to the front of an unbound report or include a hard copy with a digital version (single PDF file of the report cover form and report, minimum 300 dpi resolution) and submit to: **Oregon Department of State Lands, 775 Summer Street NE, Suite 100, Salem, OR 97301-1279.** A single PDF of the completed cover from and report may be e-mailed to: **Wetland_Delineation@dsl.state.or.us**. For submittal of PDF files larger than 10 MB, e-mail DSL instructions on how to access the file from your ftp or other file sharing website.

Contact and Authorization Information

☒ Applicant ☐ Owner Name, Firm and Address:
Nolin Hills Wind LLC
c/o Capital Power
155 Federal St., Suite 1200
Boston, MA 02210

Business phone # (617) 330-1325
Mobile phone # (optional) (617) 797-3970
E-mail: pwendelgass@capitalpower.com

☐ Authorized Legal Agent, Name and Address (if different):

Business phone #
Mobile phone # (optional)
E-mail:

I either own the property described below or I have legal authority to allow access to the property. I authorize the Department to access the property for the purpose of confirming the information in the report, after prior notification to the primary contact.

Typed/Printed Name: Paul F Wendelgass **Signature:** Paul F Wendelgass
Digitally signed by: Paul F Wendelgass
DN: CN = Paul F Wendelgass email = pwendelgass@capitalpower.com C = US O = Capital Power OU = Business Development
Date: 2020.11.17 12:26:17 -06'00'

Date: 11/17/2020 Special instructions regarding site access: _____

Project and Site Information

Project Name: Nolin Hills Wind Power Project

Latitude: 45.612402 Longitude: -119.078164
decimal degree - centroid of site or start & end points of linear project

Proposed Use:
Solar Array within Wind Power project

Tax Map # See Figure 2 for tax lots
Tax Lot(s)
information

Tax Map #
Tax Lot(s)

Project Street Address (or other descriptive location):
West, south, and east of the town of Nolin, Oregon.

Township Range Section QQ
Use separate sheet for additional tax and location information

City: Nolin County: Umatilla

Waterway: N/A River Mile: N/A

Wetland Delineation Information

Wetland Consultant Name, Firm and Address:
Jessica Taylor, Tetra Tech, Inc.
14 E. Main Street, Suite 210
Walla Walla WA 99362

Phone # (509) 386-5036
Mobile phone # (if applicable)
E-mail: jessica.taylor@tetratech.com

The information and conclusions on this form and in the attached report are true and correct to the best of my knowledge.

Consultant Signature: Jessica Taylor Date: 11/17/20

Primary Contact for report review and site access is Consultant X Applicant/Owner Authorized Agent

Wetland/Waters Present? Yes X No | Study Area size: 1,710 acres Total Wetland Acreage: 0

Check Applicable Boxes Below

☐ R-F permit application submitted
☐ Mitigation bank site
☐ EFSC/ODOE Proj. Mgr: _____
☐ Wetland restoration/enhancement project (not mitigation)
☐ Previous delineation/application on parcel
If known, previous DSL # _____

☐ Fee payment submitted $ _____
☐ Resubmittal of rejected report ($100)
☐ Request for Reissuance. See eligibility criteria. (no fee)
DSL #_____ Expiration date_____

☐ LWI shows wetlands or waters on parcel
Wetland ID code _____

For Office Use Only

DSL Reviewer: MU Fee Paid Date: ____/____/____ DSL WD # 2020-0613

Date Delineation Received: 11 / 10 / 20 Scanned: ☐ Electronic: ☒ DSL App.# _____

Nolin Hills Wind Power Project

Figure 1
Project Overview
Index Map

UMATILLA COUNTY, OREGON

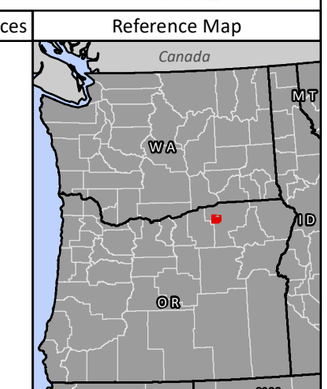
Wetlands and Waters Study Area
Secondary Road

TETRA TECH
Capital Power

Data Sources

Capital Power-Project Infrastructure; USGS-Topographic; ESRI-Roads

Reference Map



1:25,000 WGS 1984 UTM Zone 11N

0 0.5 1 2 Miles

NOT FOR CONSTRUCTION

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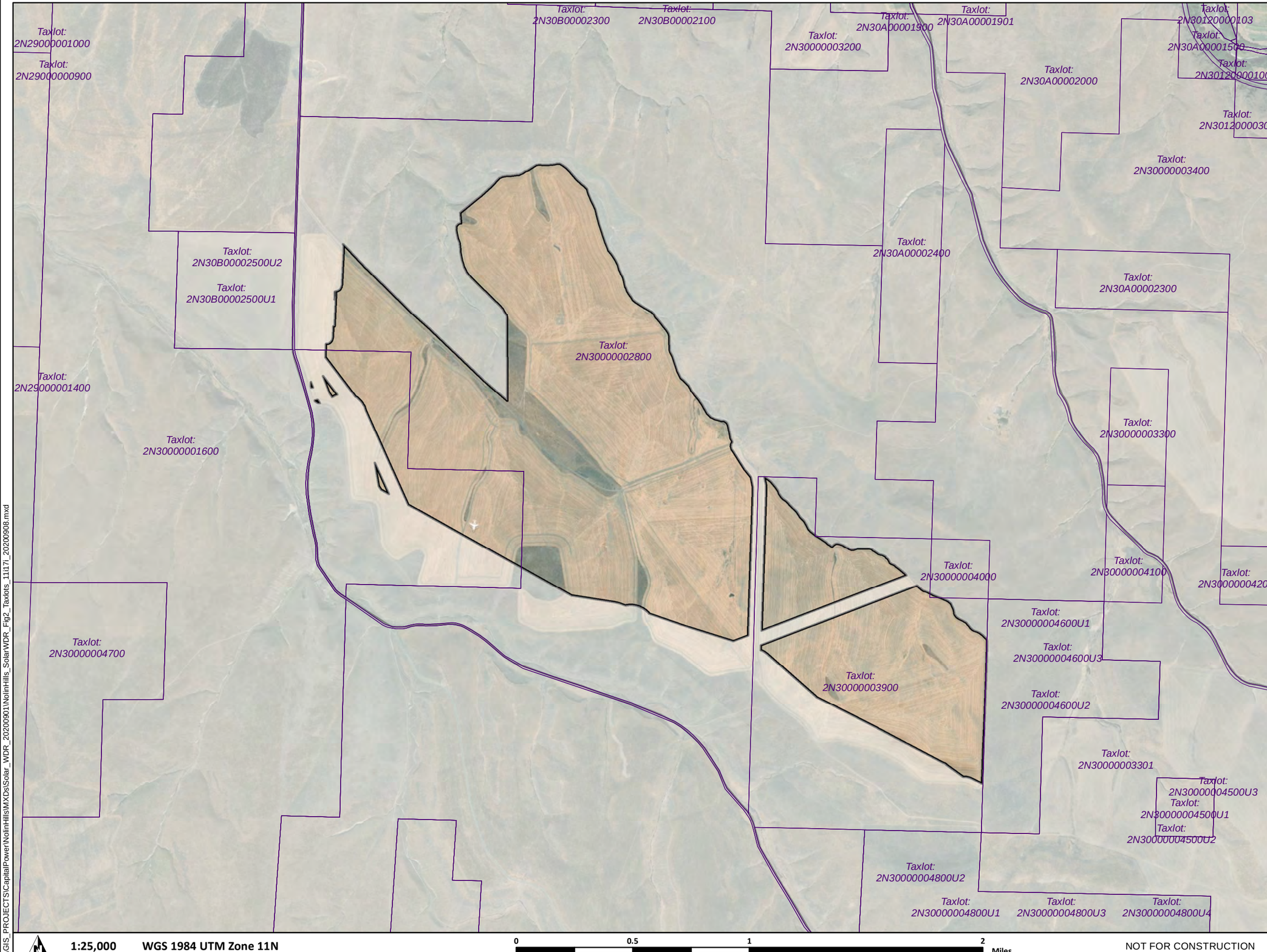
Nolin Hills Wind Power Project

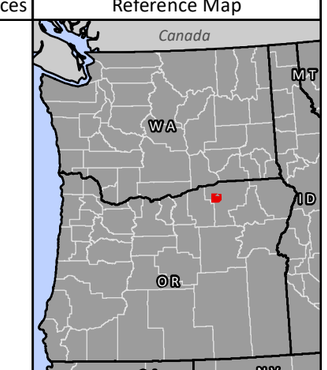
Figure 2
Tax Lot Map

UMATILLA COUNTY, OREGON



Wetlands and Waters Study Area
Taxlot Boundary
Secondary Road

TETRA TECH
Capital Power

Data Sources	Reference Map
Capital Power-Project Infrastructure, Taxlots; USGS-Topographic; ESRI-Roads	

1:25,000 WGS 1984 UTM Zone 11N

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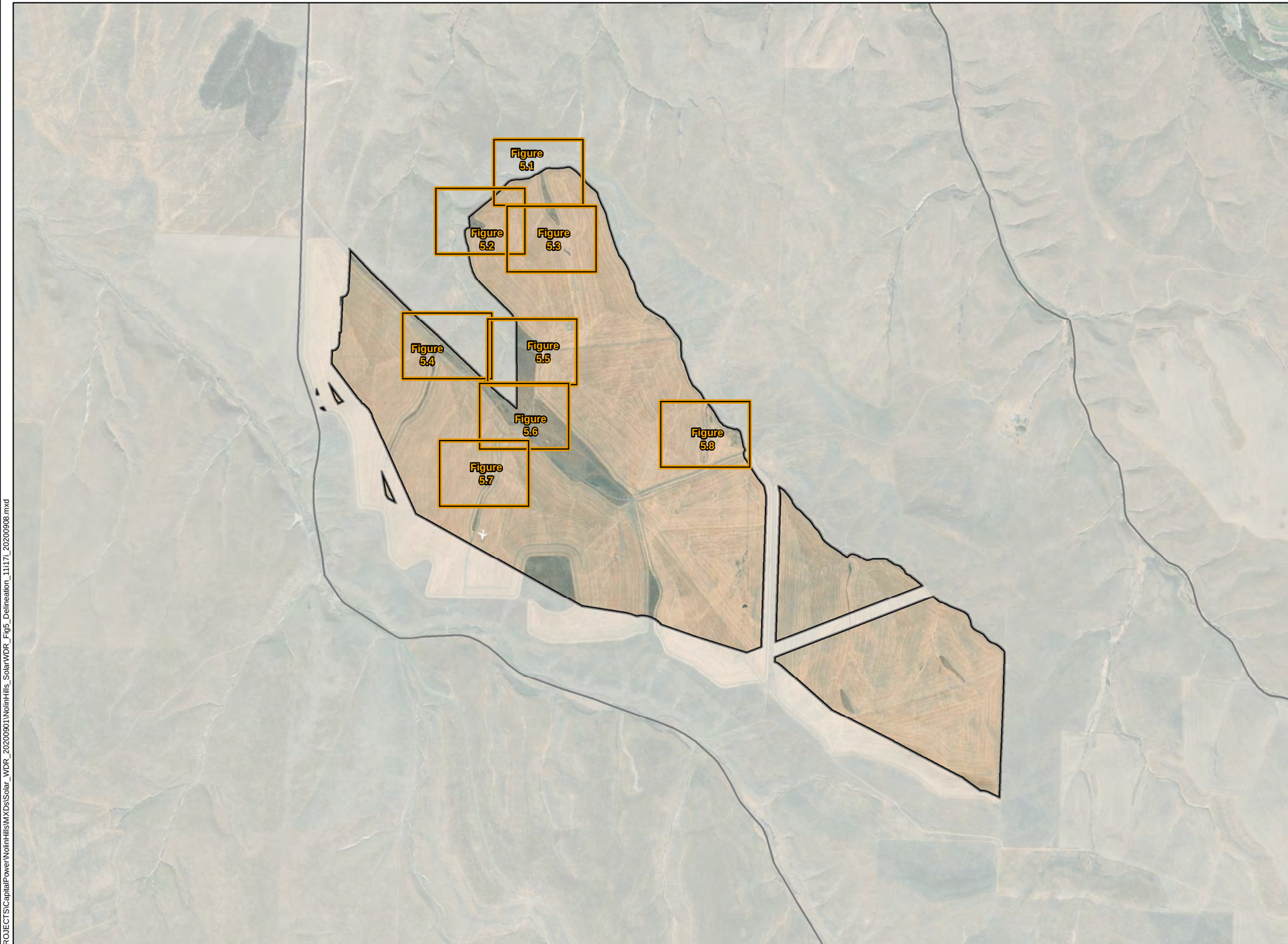
Nolin Hills Wind Power Project

Figure 5
Wetland Delineation Index Map

UMATILLA COUNTY, OREGON



Map Grid
Wetlands and Waters Study Area
Secondary Road

DSL WD # 2020-0613
Approval Issued 4/7/2021
Approval Expires 4/7/2026

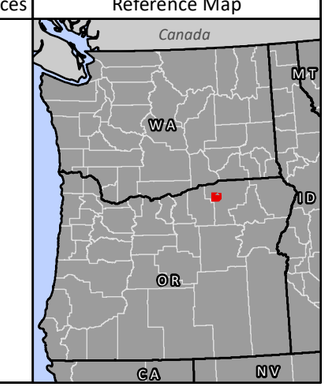
TETRA TECH

Capital Power

Data Sources

Capital Power-Project Infrastructure; USGS-Topographic; ESRI-Roads

Reference Map



1:25,000 WGS 1984 UTM Zone 11N

0 0.5 1 2 Miles

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Nolin Hills
Wind Power Project

Figure 5.1
Wetland Delineation
Detail Map

UMATILLA COUNTY, OREGON

- Wetlands and Waters Study Area
- Taxlot Boundary
- Photo Point (# Photo Number)
- Waters

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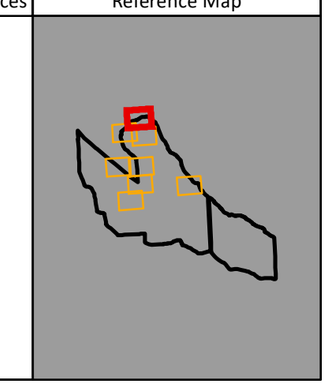
Approval Expires 4/7/2026

TETRA TECH

Capital Power

Data Sources	Reference Map
Capital Power-Project Infrastructure; USGS-Topographic; ESRI-Roads	

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Nolin Hills
Wind Power Project

Figure 5.2
Wetland Delineation
Detail Map

UMATILLA COUNTY, OREGON

Wetlands and Waters Study Area
Taxlot Boundary
Photo Point (# Photo Number)
Waters

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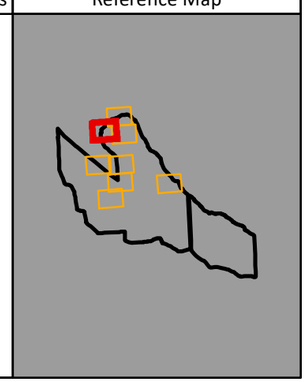
TETRA TECH
Capital Power

Data Sources	Reference Map
Capital Power-Project Infrastructure; USGS-Topographic; ESRI-Roads	

1:2,500 WGS 1984 UTM Zone 11N

0 50 100 200 300 400 Feet

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Nolin Hills Wind Power Project

Figure 5.3
Wetland Delineation Detail Map

UMATILLA COUNTY, OREGON

- Wetlands and Waters Study Area
- Taxlot Boundary
- Photo Point (# Photo Number)
- Waters

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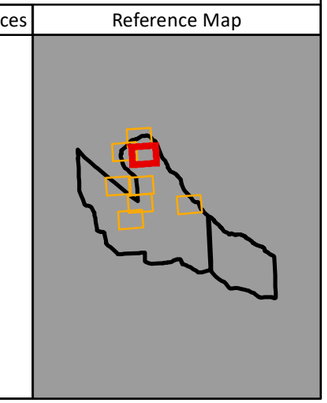
Approval Expires 4/7/2026

TETRA TECH

Capital Power

Data Sources	Reference Map
Capital Power-Project Infrastructure; USGS-Topographic; ESRI-Roads	

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Nolin Hills
Wind Power Project

Figure 5.4
Wetland Delineation
Detail Map

UMATILLA COUNTY, OREGON

Wetlands and Waters Study Area
Taxlot Boundary
Sample Plot
Photo Point (# Photo Number)

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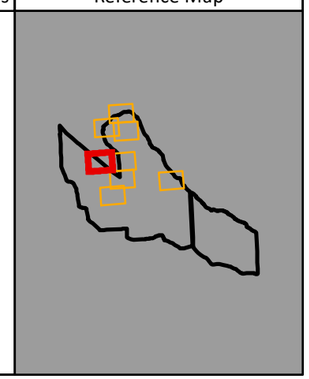
Approval Expires 4/7/2026

TETRA TECH
Capital Power

Data Sources

Capital Power-Project Infrastructure;
USGS-Topographic; ESRI-Roads

Reference Map



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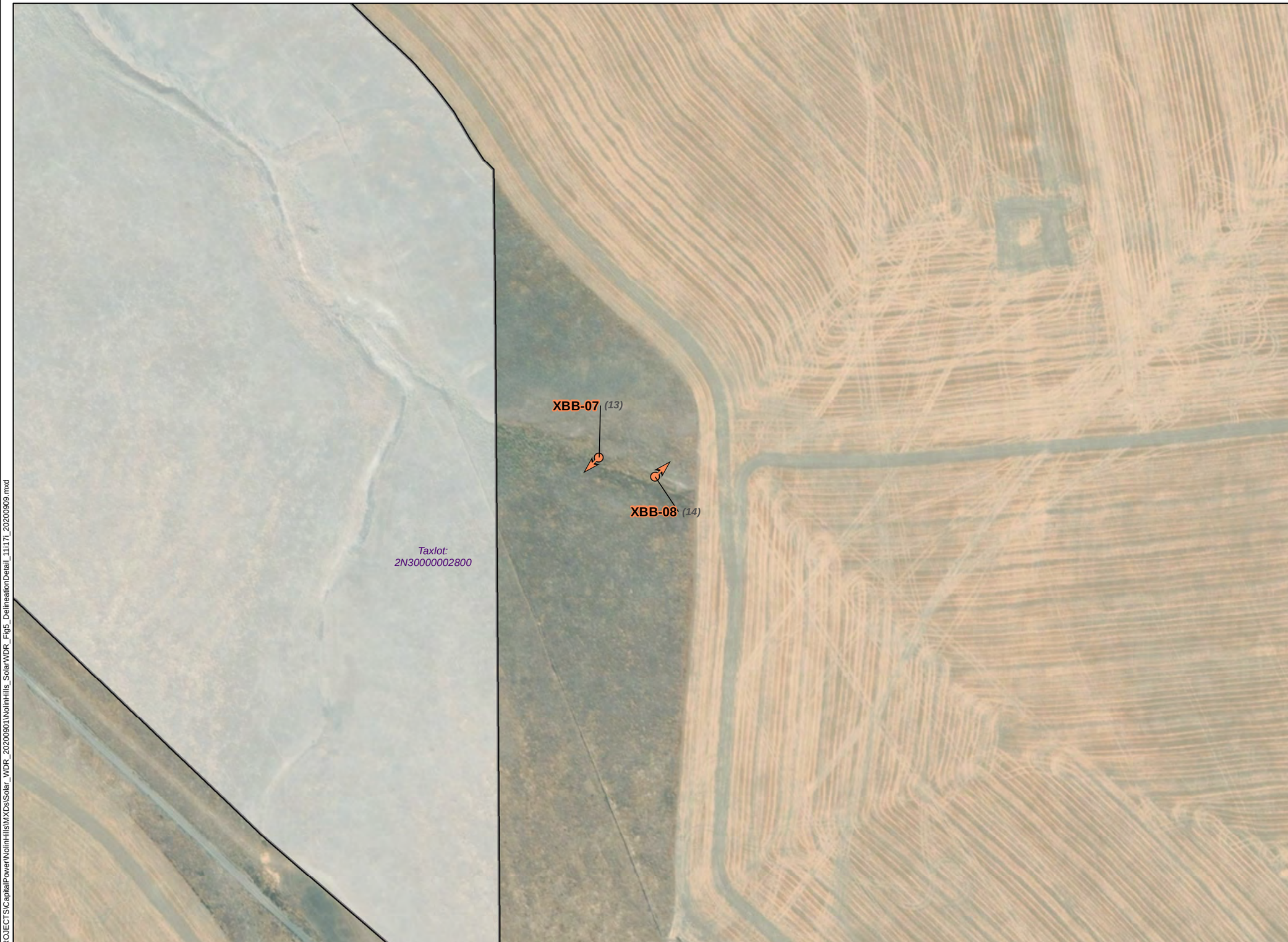
Nolin Hills
Wind Power Project

Figure 5.5
Wetland Delineation
Detail Map

UMATILLA COUNTY, OREGON



Wetlands and Waters Study Area
Taxlot Boundary
Photo Point (# Photo Number)

DSL WD # 2020-0613
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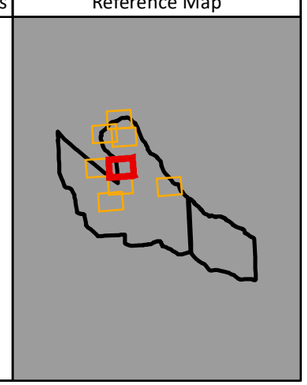
Approval Expires 4/7/2026

TETRA TECH
Capital Power

Data Sources	Reference Map
Capital Power-Project Infrastructure; USGS-Topographic; ESRI-Roads	

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Nolin Hills
Wind Power Project

Figure 5.6
Wetland Delineation
Detail Map

UMATILLA COUNTY, OREGON

Wetlands and Waters Study Area
Taxlot Boundary
Photo Point (# Photo Number)
Waters

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Approval Expires 4/7/2026

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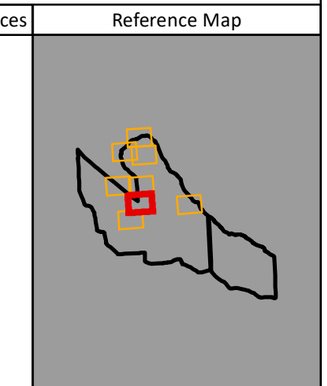
Capital Power

Data Sources	Reference Map
Capital Power-Project Infrastructure; USGS-Topographic; ESRI-Roads	

1:2,500 WGS 1984 UTM Zone 11N

0 50 100 200 300 400 Feet

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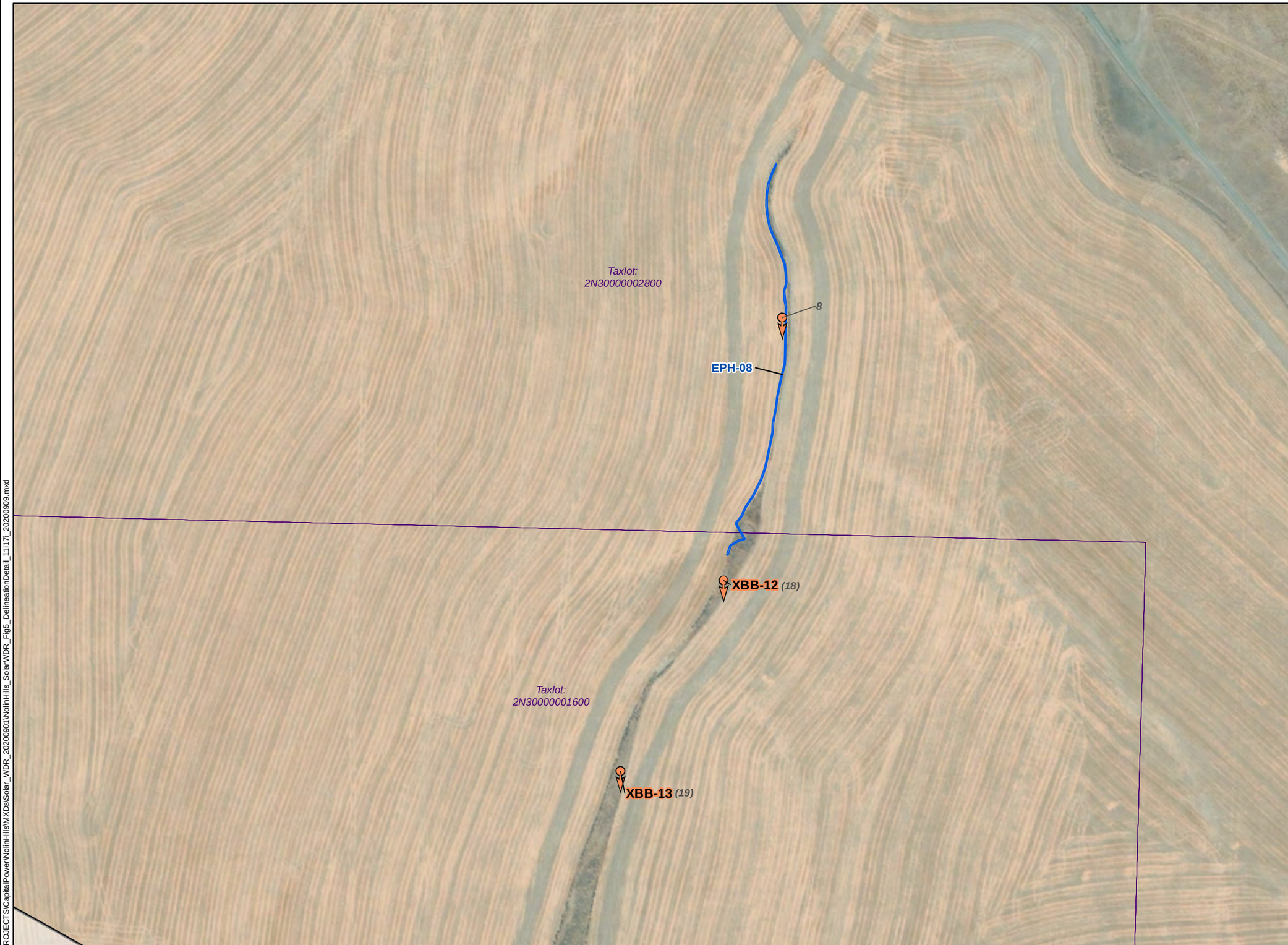
Nolin Hills
Wind Power Project

Figure 5.7
Wetland Delineation
Detail Map

UMATILLA COUNTY, OREGON



Wetlands and Waters Study Area
Taxlot Boundary
Photo Point (# Photo Number)
Waters

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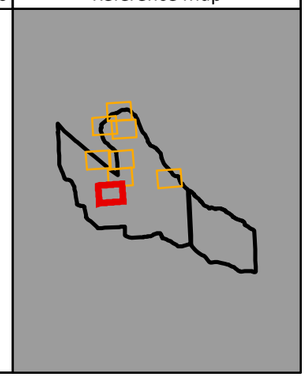
Capital Power-Project Infrastructure; USGS-Topographic; ESRI-Roads	

1:2,500 WGS 1984 UTM Zone 11N

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Nolin Hills
Wind Power Project

Figure 5.8
Wetland Delineation
Detail Map

UMATILLA COUNTY, OREGON

- Wetlands and Waters Study Area
- Taxlot Boundary
- Photo Point (# Photo Number)
- Waters

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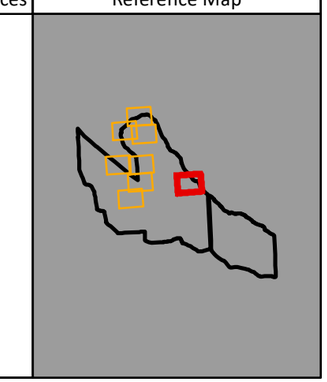
Capital Power-Project Infrastructure; USGS-Topographic; ESRI-Roads	

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