

Exhibit B

**APPLICATION FOR A PERMIT TO CONDUCT A
DESIGNATED ACTIVITY OF STATE INTEREST
OR TO ENGAGE IN DEVELOPMENT IN A DESIGNATED AREA OF
STATE INTEREST**

To: Permit Authority, El Paso County

Re: El Paso County Approval of Amendment for the Front Range-Midway Solar Project, LLC (AASI-20-002) as a matter of state interest.

From: Front Range-Midway Solar Project, LLC
c/o Courtney Timmons, Development Director
422 Admiral Boulevard
Kansas City, Missouri 64106
Phone: 906.458.4350

fill this in.

Date Submitted: _____

Date Received and Accepted as Complete: _____

1. Matter of State Interest

The applicant requests that a permit be issued for each of the items checked

below: A permit to conduct one or more of the following matters of state interest:

- a. Efficient utilization of municipal and industrial water projects
- b. Site selection and construction of major new domestic water and sewage treatment system and or major extension of existing domestic water and sewage treatment systems
- ✓ c. Site selection and construction of major facilities of a public utility
- d. Development in areas containing or having a significant impact upon floodplain natural hazard areas
- e. Site selection and expansion of airports
- f. Site selection of arterial highways and interchanges and collector highways
- g. Site selection of rapid or mass transit facilities

2. Proposed Activity or Development

Front Range-Midway Solar Project, LLC (Applicant), a wholly owned subsidiary of Savion, LLC, is seeking an Amendment to the 1041 permit approved by El Paso County, Colorado on June 26, 2018 (AASI-18-002) to allow for modifications to the Front Range-Midway Solar Project (FRMW Project). The amended FRMW Project design (AASI-20-002) has been optimized resulting in changes to the Project.

- FRMW Project area change from 1,170 acres to 939 acres addressed in the WSE-O Plan
- Inclusion of O&M building details
- Inclusion of energy storage facility details
- Increase to the dimensional standards in the WSE-O Plan for maximum height of Project substation facilities from 35 feet to 70 feet and increase to the maximum height of overhead transmission and collection line poles from 90 feet to 100 feet

The FRMW Project (AASI-20-002) includes the Applicant's intent to construct, operate, and maintain a 100.2-megawatt (MW) photovoltaic solar energy generation facility. As approved, the facilities in the AASI-18-002 include proposed solar panels, a project substation, and meteorological monitoring devices (METs). Project accessory uses include collection lines (including an overhead transmission line and underground or overhead collection power lines), maintenance facilities, and any other uses necessary to carry out the intent of the overlay zoning, including but not limited to DC to AC inverters associated with the solar array, medium voltage transformers, circuit breakers and disconnect switches, and a communications system that would interconnect from the new project substation to one of the adjacent substations (Western Area Power Administration [WAPA] or Public Service Company of Colorado [PSCo]). The FRMW Project energy storage facility will be coupled to the solar facility through an AC electrical bus system. The energy storage will utilize battery technology to store the energy for later use. More details on this amendment are provided in the application attachments and additional information can be provided upon request.

3. Location of Development

The FRMW Project is located in Sections 17, 20, 21 and 22, Township 17 South, and Range 65 West in El Paso County, Colorado. The Project is located west of Interstate-25 (I-25) approximately 20 miles south of downtown Colorado Springs on private and El Paso County-owned lands secured by the Applicant through direct ownership and/or lease agreements. The amended FRMW WSE-O Plan is bounded on the west by county lands, an existing gas plant and by dispersed residential development, by rangeland to the north, by a gravel pit to the east, and by the Midway Waste Management Landfill to the south.

4. Legal Description

See Attachment 1 legal description.

5. Owners and Interests

Set out below the names of those persons holding recorded legal, equitable, contractual and option interests and any other person known to the applicant having any interest in the property described in paragraph 4, above, as well as the nature and extent of those interests for each person, provided that such recorded interests shall be limited to those which are recorded in the El Paso County Clerk and Recorder's Office, the land office of the Bureau of Land Management for this State, the Office of the State Board of Land Commissioners of the Department of Natural Resources, or the Secretary of State's Office of this State (attach additional sheets if necessary):

See Attachment 2 List of Project Property Owners and the Authority to Represent Letters.

6. Submission Requirements

Submission requirements described in the Guidelines and Regulations for Areas and Activities of State Interest of El Paso County for each of the activities or areas checked in paragraph 1 above, are attached to this application. Those attachments are identified, by letter or number, and described by title below:

Appendix	Title	Revision Note
A	Application Form	Revised
B	Mineral Rights Certification	
C	Vicinity Map	Revised
D	Interconnection Agreements	
E	Preliminary Site Plan	Revised
F	WSE-O Plan	Revised
G	FONSI	
H	Noxious Weed Management Plan	
I	Lighting Plan	Revised
J	List of Adjacent Property Owners	Revised
K	Final Environmental Assessment	
L	Class III Cultural Resources Inventory	
M	Wetlands, Waterbodies, and Threatened, Endangered, and Species of Special Concern Report; CPW Correspondence	
N	El Paso County Zoning Map	Revised
O	Land Cover Map	Revised
P	Public Lands Map	Revised
Q	Critical Issues Analysis	
R	Air Quality Management Plan	
S	Transportation Memorandum	Revised
T	Operations and Maintenance Plan	Revised
U	Decommissioning Plan	Revised

Appendix	Title	Revision Note
V	Preliminary Drainage Report Amendment	Revised
W	Preliminary Emergency Response Plan	
X	Fire Protection Plan and Hanover Fire District Commitment Letter	Revised
Y	Visual Simulation and Solar Glare Hazard Analysis Tool Report	Revised
Z	Preliminary Geotechnical Engineering Report	
A1	Feasibility Summary Report	
A2	Soils Map	Revised
A3	NexTracker Design Bulletin-Snow Stowing	
A4	Phase I Environmental Site Assessment	
A5	Regional Setting Map	
A6	Existing Transmission Lines Map	
A7	Site Plan with Easements	Revised
A8	Physical Constraints Map	Revised
A9	Wigwam Mutual Water Company Commitment Letter	
A10	Noise Study	New
A11	Jurisdictional Determination from US Army Corps of Engineers	New
A12	Response to Comments	New

7. Additional Information Required

Attach any additional information required by the Guidelines and Regulations, and as may be required by the Development Services Department Director.

Additional information has been uploaded in EDARP as requested.

8. Duration of Permit

The Applicant requests a permit for a period of 35 years.

9. Application Fee

The required application fee will be submitted once indicated by El Paso County.

APPLICANT

Front Range-Midway Solar Project, LLC

DocuSigned by:

Scott Zeimetz

Scott Zeimetz, Authorized Person

Legal Description: Front Range-Midway WSE-O Plan Area

Tract 1

Fee Owner: El Paso County by and through the Board of County Commissioners of El Paso County, Colorado

ALL OF LOTS 152, 153 AND 155, MIDWAY RANCHES FILING NO. 7, EL PASO COUNTY, COLORADO.

AND

A portion of lots 149 and 150, MIDWAY RANCHES FILING NO. 7, as recorded under Reception No. 201085497 of the records of the El Paso County Clerk and Recorder, located in Section 17, Township 17 South, Range 65 West of the 6th P.M., El Paso county, Colorado and being more particularly described as follows:

Commencing at the Southeast corner of said Section 17, from which the East one-quarter corner of said Section 17 bears N00°49'21"E, a distance of 2643.52 feet and is the basis of bearings used herein; thence N46°44'55"W, a distance of 3928.85 feet to the North corner common to Lots 151 and 152 of said Midway Ranches Filing No. 7, said point also being a point on the South line of said Lot 150 and the point of beginning of the tract herein described; thence N90°00'00"W along the South line of said Lot 150, a distance of 1051.22 feet to the Southwest corner of said Lot 150 and a point on the Southeasterly right-of-way line of Boca Raton Heights (formerly Rancho Colorado Boulevard); thence along said Southeasterly right-of-way line, the following four (4) courses: 1.) thence N21°56'43"E, a distance of 29.14 feet; 2.) thence along the arc of a 930.00 foot radius curve to the right, through a central angle of 23°59'45", an arc length of 389.49 feet (the long chord of which bears N33°56'30"E, a long chord distance of 386.65 feet); 3.) thence N45°56'15"E, a distance of 476.24 feet to the West corner common to Lots 149 and 150; thence continuing N45°56'15"E, a distance of 671.08 feet; thence S00°00'00"W, a distance of 1145.69 feet to the point of beginning. Said tract contains 15.19 acres of land, more or less.

Tract 2

Fee Owner: Front Range Midway Solar Project, LLC, a Delaware limited liability company

Tract A, EL DORADO VILLAGE FILING NO. 1, County of El Paso, State of Colorado

AND

Lot 1, Midway Ranches Filing No. 8, El Paso County, State of Colorado

Tract 3

Fee Owner: Midway Development Company, Inc., a Colorado corporation

Lot 122 in MIDWAY RANCHES FILING NO. 7, El Paso County, Colorado, according to the recorded plat thereof.

Tract 4

Fee Owner: Powell Homes, LLC, a Colorado limited liability company

The South 200 feet of Lot 27, EL DORADO VILLAGE FILING NO. 1, County of El Paso, State of Colorado

Tract 5

Fee Owner: Public Service Corporation

The Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 20, Township 17 South, Range 65 West of the 6th P.M., El Paso County, Colorado, except the West 145 feet thereof.

Tract 6

Fee Owner: USA Reclamation Service

The Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ and the West 145 feet of the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 20, Township 17 South, Range 65 West of the 6th P.M., El Paso County, Colorado, except a tract of land located in the Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of the above said Section 20, more particularly described as follows:

Beginning at the Northwest corner of said Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$; thence Easterly along the North line of said Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ a distance of 200 feet; thence Southerly parallel to the West line of said Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ a distance of 200 feet; thence Westerly parallel to the North line of said Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ a distance of 200 feet to a point on the West line of said Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$; thence Northerly along said West line 200 feet to the point of beginning.

Attachment 2 List of Landowners**Front Range-Midway Solar (FRMW) WSE-O District**

PARCEL ID	OWNER	STREET	CITY, STATE, ZIP
5717007004	EL PASO COUNTY	200 S CASCADE AVE, SUITE 150	COLORADO SPRINGS CO 80903
5717007005	EL PASO COUNTY	200 S CASCADE AVE, SUITE 150	COLORADO SPRINGS CO 80903
5717007006	EL PASO COUNTY	200 S CASCADE AVE, SUITE 150	COLORADO SPRINGS CO 80903
5717007019	EL PASO COUNTY	200 S CASCADE AVE, SUITE 150	COLORADO SPRINGS CO 80903
5717007047	POWELL HOMES LLC	396 S FORTY RD	WOODLAND PARK CO 80863
5717007052	FRONT RANGE-MIDWAY, SOLAR PROJECT LLC	422 ADMIRAL BOULEVARD	KANSAS CITY, MO 64106
5721001019	FRONT RANGE-MIDWAY SOLAR PROJECT LLC	422 ADMIRAL BOULEVARD	KANSAS CITY, MO 64106
5720000003	PUBLIC SERVICE CO OF COLORADO C/O PROPERTY & LOCAL TAXES	PO BOX 840	DENVER, CO 80201
5720000010	UNITED STATES RECLAMATION SERVICE DEPT OF INTERIOR BUREAU OF RECLAMATION	125 S STATE ST RM 6107	SALT LAKE CITY, UT 84138
5722001002	MIDWAY DEVELOPMENT COMPANY INC	PO BOX 25936	COLORADO SPRINGS CO 80936-5936

August 25, 2017

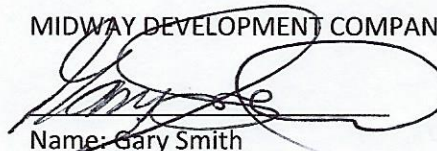
Scott Zeimetz
Front Range-Midway Solar Project, LLC
c/o Tradewind Energy, Inc.
16105 W. 113th St., Suite 105
Lenexa, KS 66219

Mr. Zeimetz,

I understand that Front Range-Midway Solar Project, LLC ("**Front Range**") is developing a solar energy facility on the property owned by Midway Development Company, Inc. that is identified on the attached Exhibit A and Exhibit B. I am aware that Front Range will apply for a WSE-O Rezoning Application, 1041 Permit Application, and prepare a Site Development Plan with El Paso County (collectively, the "**Permits**"). I hereby authorize Front Range, along with its parent company and its consulting firms, including, without limitation, CORE Consultants, Inc., to include the Property in all Permit applications and all supporting documentation and to prepare such documents on my behalf and to submit such Permit applications to the applicable governing bodies.

Sincerely,

MIDWAY DEVELOPMENT COMPANY, INC.

A handwritten signature in black ink, appearing to read "Gary Smith", is written over the company name.

Name: Gary Smith

Title: Vice President

OUT OF DATE
WSEO map; USE
THE 2020

August 25, 2017

Scott Zeimetz
Front Range-Midway Solar Project, LLC
c/o Tradewind Energy, Inc.
16105 W. 113th St., Suite 105
Lenexa, KS 66219

Mr. Zeimetz,

I understand that Front Range-Midway Solar Project, LLC ("**Front Range**") is developing a solar energy facility on the property owned by Powell Homes, LLC that is identified on the attached Exhibit A and Exhibit B. I am aware that Front Range will apply for a WSE-O Rezoning Application, 1041 Permit Application, and prepare a Site Development Plan with El Paso County (collectively, the "**Permits**"). I hereby authorize Front Range, along with its parent company and its consulting firms, including, without limitation, CORE Consultants, Inc., to include the Property in all Permit applications and all supporting documentation and to prepare such documents on my behalf and to submit such Permit applications to the applicable governing bodies.

Sincerely,

POWELL HOMES LLC



Name: Cary Carpenter
Title: Manager
8/25/17

**EXHIBIT A:
PARCEL LIST**

Parcel Numbers:

5717007047

this is missing some
parcels that were
include in the
WSEO....There are
more than 1.

