



Darin Huseby
Director, Northwest Region
5015 NE Cleveland Avenue
Tel: 503-493-2270
Fax: 503-493-2268

November 30, 2006

To: Commissioners Bowen, Crankovich, and Huston,
and Commissioner-Elect Mark McClain
Kittitas Board of County Commissioners
205 W 5th Ave, Suite 108
Ellensburg, WA 98926

Dear Commissioners and Commissioner-Elect,

I am sending this letter as follow up to my meetings with each of you on October 24, 2006 (except Commissioner-Elect McClain). As you are aware, enXco has since submitted an Application for Site Certification to Washington EFSEC for the Desert Claim Wind Project. We have provided each of you with a copy of that application. I have attempted to reach each of you individually by phone in hopes of receiving feedback regarding our EFSEC application and perhaps engage in a positive discussion about the current state of the Desert Claim Project. Unfortunately, I have not received any responses to my voice mail messages.

As is evident in our EFSEC application, enXco has worked diligently to improve the project since the time of the County's denial. We have made a concerted effort to specifically address the concerns raised during the County process. The application to EFSEC includes the following improvements, which we feel should please the County:

- The project is now contiguous with regard to land parcels;
- The project now consists of fewer turbines;
- The project has been altered to address noise & shadow flicker issues.

I welcome the opportunity to visit with each of you in person to discuss our EFSEC application in more detail. It has always been enXco's hope to attain County approval for the Desert Claim Wind Project. This hope is in no way diminished by our application to EFSEC. While we do not intend to submit a new application to the County, we do feel there is ample opportunity for enXco and the County to work together within the context of the EFSEC process. I hope you will call me if you would like to schedule a meeting in Ellensburg.

Kindest regards,

Darin Huseby
Director, Northwest Region
503-493-2270



Kittitas County, Washington

BOARD OF COUNTY COMMISSIONERS

District One
David B. Bowen

District Two
Alan Crankovich

District Three
Perry D. Huston

December 5, 2006

Dear Mr. Huseby:

We have received your letter of November 30, 2006 offering to discuss the enXco application to EFSEC. As you are aware, the current County comprehensive plan does not allow a wind farm in the area you have recently proposed to EFSEC. Likewise, the zoning in that area does not allow a wind farm in the area of your recent proposal. Despite this fact, you have told us in phone messages and in your recent correspondence that enXco does not intend to submit a land use change application to the County.

For your project to be consistent with our local land use regulations, enXco would need to obtain an amendment to the comprehensive plan and zoning through the county land use laws that were adopted under the GMA. That would require that enXco submit an application to the County to seek those changes. It is through the County's public hearing land use process that such county land use changes are considered.

If your decision to not submit the necessary application to the County is your final position on that point, such a position would be in clear contradiction of the EFSEC rules. Those rules require that an applicant act in good faith to resolve land use inconsistency. We have a lawfully adopted process in place for your company to seek consistency. We have no interest in violating the legal process by making a decision on a project outside of the lawfully adopted processes already established. To do so would be a violation of both the law and the public trust.

Since the Board of County Commissioners are the ones who make the local land use decision, we want to make sure that our local public process is not tainted. If you want to meet with the Board we could arrange a public meeting for you to discuss this with us. In that we do not have an application the Board will not, however, be able to make any decision on your project. As such, a meeting like this would be an information meeting only.

If you do submit an application we could then make the previously mentioned public meeting and its contents a part of the record. If you would like to set up such a public meeting please let us know and our staff will coordinate a time and location that can accommodate all of those who may want to attend.

Sincerely,

A handwritten signature in cursive script that reads "David B. Bowen".

David B. Bowen
Kittitas County Commissioner
District # 1, Chairman