

Perkins Coie LLP 1201 Third Avenue Suite 4900 Seattle, WA 98101-3099 T. +1.206.359.8000 F. +1.206.359.9000 perkinscoie.com

May 13, 2025

VIA EMAIL

Karen M. McGaffey KMcGaffey@perkinscoie.com D. +1.206.359.6368

Kurt Beckett, Chair Sonia Bumpus, Director Washington Energy Facility Site Evaluation Council P.O. Box 43172 Olympia, WA 98504-3172

Re: Desert Claim: SCA Termination Request

Dear Chair Beckett and Director Bumpus:

Pursuant to WAC 463-66-030, we are writing on behalf of Certificate Holder Desert Claim Wind Power LLC to request that the Site Certification Agreement (SCA) for the Desert Claim Wind Power Project in Kittitas County, Washington be terminated.

The Desert Claim SCA was originally approved by the Governor in 2010. EFSEC amended the SCA in 2018 to reflect a change in project design. In 2023, EFSEC amended the SCA to extend to 2028 the deadline for substantially completing project construction. At that time, the Council indicated that no further extensions would be granted. Unfortunately, given current market conditions, Desert Claim Wind Power LLC no longer sees an economically feasible path to finance construction and operation of the project. Accordingly, it requests termination of its SCA.

We understand that termination requires an Amendment of the SCA. <u>See</u> WAC 463-66-020; SCA Art. VII.B. Please let us know if you need any further information to proceed with SCA termination.

Sincerely,

Kar Mistle

Karen M. McGaffey

cc: Levi Cox, Desert Claim