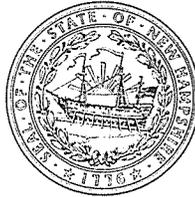


THE STATE OF NEW HAMPSHIRE

CHAIRMAN
Thomas B. Getz

COMMISSIONERS
Clifton C. Below
Amy L. Ignatius

EXECUTIVE DIRECTOR
AND SECRETARY
Debra A. Howland



PUBLIC UTILITIES COMMISSION
21 S. Fruit Street, Suite 10
Concord, N.H. 03301-2429

Tel. (603) 271-2431

FAX (603) 271-3878

TDD Access: Relay NH
1-800-735-2964

Website:
www.puc.nh.gov

March 18, 2010

Scott D. Hall
Manager Environmental Services
Black Bear Hydro Partners, LLC
Davenport Street
P.O. Box 276
Milford, ME 04461-0276

Re: DE 10-029, Black Bear Hydro Partners, LLC's Certification Application for
Class I Eligibility of the Orono Hydroelectric Facility Pursuant to RSA 362-F

Dear Mr. Hall:

On February 12, 2010, Black Bear Hydro Partners, LLC (Black Bear Hydro) submitted an application requesting certification of the Orono run-of-river hydroelectric facility (Orono facility) as eligible to produce Class I Renewable Energy Certificates (RECs) pursuant to RSA 362-F, New Hampshire's Electric Renewable Portfolio Standard law. Staff has reviewed the application and recommended approval noting that the Black Bear Hydro application was complete on February 23, 2010.

Class I eligibility requires a facility to have begun the production of electricity after January 1, 2006 and to use certain sources to produce electricity, one of which is repowered hydroelectric power. The application indicates that the Orono facility stopped operating in 1996 due to catastrophic failure of the facility's penstock. Then PPL Maine, LLC (PPL Maine), the predecessor of Black Bear Hydro, made significant capital investments to bring the facility back online. The facility began commercial operation on January 11, 2009. The new capital investments made for the purpose of restoring unusable generation capacity qualify the facility to be certified as a Class I renewable energy source, as defined in RSA 362-F:4 I(j) and the N.H. Code of Admin. Rules Puc 2502.07 (e).

The Orono run-of-river hydroelectric facility is located on the Penobscot River, 18 Water Street, Orono, Maine. The facility began commercial operation as a repowered facility on January 11, 2009 and has a gross nameplate capacity of 2.78 megawatts.¹ The NEPOOL generation information system (GIS) facility code is MSS 14695.

¹ The first two generation units began commercial operation on January 11, 2009 and the other two units were operational on March 3, 2009.

The Commission has reviewed the Orono facility application and has determined that Black Bear Hydro has provided all the necessary documentation to demonstrate that the Orono facility is eligible for certification as a Class I facility. Therefore, the Commission hereby certifies that the Orono facility is a Class I renewable energy source effective February 23, 2010 and is eligible to be issued New Hampshire Class I RECs.

Attached please find a copy of the notice of this certification provided to the GIS administrator. The New Hampshire Renewable Portfolio Standard certification code for the Orono facility is NH-I-10-027.

Sincerely,

A handwritten signature in cursive script, appearing to read "Debra Howland".

Debra A. Howland
Executive Director

Encl.

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March 18, 2010

James Webb
Registry Administrator
APX Environmental Markets
224 Airport Parkway, Suite 600
San Jose, CA 95110

Re: DE 10-029 Black Bear Hydro Partners, LLC's Certification of the Orono Hydroelectric Facility as a New Hampshire RPS Class I Facility pursuant to RSA 362-F
New Hampshire Certification Code NH-I-10-027

Dear Mr. Webb:

Please be advised that, pursuant to NH RSA 362-F, the New Hampshire Public Utilities Commission has certified the Orono hydroelectric facility as eligible for Class I Renewable Energy Certificates (RECs) effective February 23, 2010. Accordingly, the Orono facility is eligible to be issued New Hampshire Class I RECs.

The Orono run-of-river hydroelectric facility is located on the Penobscot River, 18 Water Street, Orono, Maine. The facility began commercial operation as a repowered facility on January 11, 2009 and has a gross nameplate capacity of 2.78 megawatts.¹ The NEPOOL generation information system (GIS) facility code is MSS 14695. The New Hampshire Renewable Portfolio Standard certification code is NH-I-10-027.

Sincerely,

A handwritten signature in cursive script that reads "Debra A. Howland".

Debra A. Howland
Executive Director

cc: Scott D. Hall, Manager Environmental Services
Black Bear Hydro Partners, LLC

¹ The first two generation units began commercial operation on January 11, 2009 and the other two units were operational on March 3, 2009.