

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
PUBLIC UTILITIES COMMISSION

IN RE: APPLICATION FOR STANDARD CERTIFICATION DOCKET NO. 3856-A  
AS ELIGIBLE RENEWABLE ENERGY RESOURCE  
FILED BY WARE RIVER POWER, INC. – EXISTING GENERATION

ORDER

WHEREAS, Effective January 1, 2006, the Rhode Island Public Utilities Commission ("Commission") adopted Rules and Regulations Governing the Implementation of a Renewable Energy Standard (RES Regulations) including requirements for applicants seeking certification as an Eligible Renewable Energy Resource under the RES Regulations<sup>1</sup> pursuant to the Renewable Energy Act, Section 39-26-1 et. seq. of the General Laws of Rhode Island; and

WHEREAS, On July 24, 2007, Ware River Power, Inc. ("Company", Authorized Representative: Lucas W. Wright, CEO and Treasurer, Ware River Power, PO Boc 512, Allen Drive, Barre, MA 01005, 978-355-4575, wareriverpower@aol.com) filed with the Commission an application seeking certification for its Pioneer Hydro Electric Company, Inc. Generation Unit, a 1.6 MW Small Hydro energy Generation Unit located in Ware, Massachusetts, as a resource capable of producing as both a New and Existing Renewable Energy Resource under the State of Rhode Island RES Regulations; and

WHEREAS, Pursuant to Section 6.0 and other relevant Sections of the RES Regulations, a thirty (30) day period for public comment was provided during which time, no such comments were received, and

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<sup>1</sup> State of Rhode Island and Providence Plantations Public Utilities Commission Rules and Regulations Governing the Implementation of a Renewable Energy Standard – Date of Public Notice: September 23, 2005, Date of Public Hearing: October 12, 2005, Effective Date: January 1, 2006.

WHEREAS, October 22, 2007, the Company filed supplemental information to correct its application to reflect that the Company seeks Standard Certification, vs. the Prospective Certification (Declaratory Judgment) which box was incorrectly checked in their original application; a revised Appendix E correcting an error discovered in the original submittal and an associated revised Section C12; and

WHEREAS, After examination, the Commission is of the opinion that the application, including said supplemental information is proper, reasonable and in compliance with the RES Regulations, and hereby grants the Company certification as an eligible renewable energy resource pursuant to the Renewable Energy Act, Section 39-26-1 et. seq. of the General Laws of Rhode Island; and

WHEREAS, The Commission's determination in this docket is based on the information submitted by the Company, and the Commission may reverse its ruling or revoke the Applicant's certification if any material information provided by the Applicant proves to be false or misleading.

Accordingly, it is

(19120) ORDERED:

1) That forty-nine and six tenths percent (49.6%) of the monthly generation from the Pioneer Hydro Electric Company, Inc. Generation Unit, meets the requirements for eligibility as an Existing, Small Hydro Renewable Energy Resource with its 1.6 MW, Intermittent, Grid-Connected Generation Unit having a Commercial Operation Date in 1982 and located within the NEPOOL Control Area in Ware, Massachusetts.

2) That the Generation Unit's NEPOOL-GIS Identification Number is 1048.

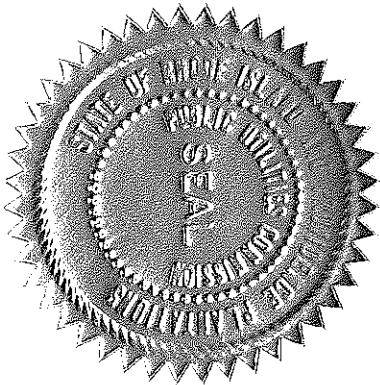
3) That the Company's Generation Unit as identified above is hereby assigned unique certification number RI-3856-E07.

4) That, although the Commission will rely upon the NEPOOL GIS for verification of production of energy from the Company's Generation Unit certified as eligible in this Order, the Company will provide information and access as necessary to the Commission, or persons acting at its behest, to conduct audits or site visits to assist in verification of continued eligibility for and compliance with RI RES Certification at any time at the Commission's discretion.

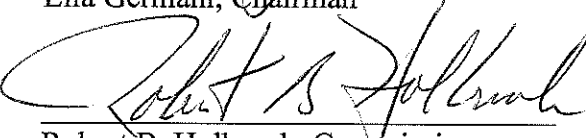
5) That the Company shall notify the Commission in the event of a change in the facility's eligibility status.

DATED AND EFFECTIVE AT WARWICK, RHODE ISLAND ON  
OCTOBER 30, 2007 PURSUANT TO AN OPEN MEETING DECISION. WRITTEN  
ORDER ISSUED NOVEMBER 2, 2007.

PUBLIC UTILITIES COMMISSION



  
Elia Germani, Chairman

  
Robert B. Holbrook, Commissioner

  
Mary E. Bray, Commissioner