



State of Rhode Island and Providence Plantations

DEPARTMENT OF ATTORNEY GENERAL

150 South Main Street • Providence, RI 02903

(401) 274-4400

TDD (401) 453-0410

*Patrick C. Lynch, Attorney General*

December 26, 2008

Mr. Michael R. McElroy, Esq.  
Schacht & McElroy  
21 Dryden Lane  
Providence, Rhode Island 02940-6721

**Re: Request For Approval To Use A \$5 Million  
Property Tax Refund From Scituate To  
Establish A Watershed Protection Restricted  
Fund – Docket No. 4022**

Dear Mr. McElroy:

Enclosed in the above-referenced matter is the Division of Public Utilities and Carriers' (the "Division") first set of data requests for your client. Each question should be answered on a separate sheet of paper. The question should be repeated, followed by the answer. Additionally, you should separately identify, on each answer, the name of the individual providing the information.

Please advise if you have any questions. Thank you for your consideration and attention to this matter.

Sincerely,

William K. Lueker, Esq. (#6334)  
Special Assistant Attorney General

cc: John Bell  
Al Mancini  
Docket 4022 Service List

Enclosure

PROVIDENCE WATER SUPPLY BOARD  
Scituate Property Tax Refund

Data Request of the  
Division of Public Utilities & Carriers  
Set I

1. Please provide a copy of any studies, reports or other analyses that address the need for the acquisition of additional watershed protection property in the Scituate Reservoir watershed.
2. To the extent not included in the response to the prior request, please provide a copy of any studies, reports or other analyses addressing the availability and cost of acquiring additional property in the Scituate Reservoir watershed.
3. Please explain the review process that the Water Supply Board proposes to utilize to ensure that the \$5 million set aside is prudently spent. Explain the Division's and Commission's proposed role in that process.
4. Please explain and show the calculation of the \$9 million reduction in taxes scheduled to be paid in tax years 2008 through 2017 that is identified on page 7 of Mr. Spinelli's testimony.
5. To the extent not identified in the response to the previous question, please identify the expected tax payments to Scituate for 2008 through 2010.
6. Please explain how the Water Supply Board proposes to treat the reduction in tax payments to Scituate under the agreement for years subsequent to 2007 compared to the \$5,446,674 included in rates in Docket No. 3832 until the Water Supply Board's next rate case.

7. Please provide a summary of the Water Quality Protection Plan revenues and expenditures for fiscal years 2003 – 2008.
8. Please provide a listing of land acquisitions made with Water Quality Protection Plan revenues for the fiscal years 2003 – 2008. Please include the following information in the listing: date acquired, former owner, acreage, city/town where land is located and purchase price.

W:\3344\datareq\Set I.doc