

**BRENNAN
CARON
LENEHAN &
IACOPINO**

ATTORNEYS AT LAW

85 BROOK STREET
MANCHESTER, NEW HAMPSHIRE 03104

TELEPHONE • TELECOPIER
603-668-8300 603-668-1029

WEB ADDRESS: www.bclilaw.com

WILLIAM E. BRENNAN*
RONALD J. CARON
GARY S. LENEHAN
MICHAEL J. IACOPINO
KATHLEEN A. HICKEY
WILLIAM J. QUINN**
JAYE L. RANCOURT
KRISTIN L. CLOUSER

Of Counsel
JAMES A. CONNOR

*Also admitted MA
**Also admitted ME

April 5, 2010

Thomas Burack, Chairman
Site Evaluation Committee
Dept. of Environmental Services
29 Hazen Dr., Box 95
Concord, NH 03302-0095

George Bald, Commissioner
Dept. of Resources & Economic Dev.
172 Pembroke Road, Box 1856
Concord, NH 03302-1856

Glenn Normandeau, Exec. Dir.
NH Fish & Game Dept.
11 Hazen Drive
Concord, NH 03301

Ted Austin, Director
Division of Parks & Recreation
Dept. of Resources & Economic Dev.
172 Pembroke Road, Box 1856
Concord, NH 03302-1856

George Campbell, Commissioner
NH Department of Transportation
7 Hazen Drive., Box 483
Concord, NH 03302-0483

Thomas Getz, Vice Chairman
Site Evaluation Committee
NH Public Utilities Commission
21 South Fruit St., Suite 10
Concord, NH 03301

Harry T. Stewart, Director - Water Division
Dept. of Environmental Services
29 Hazen Dr., Box 95
Concord, NH 03302-0095

Brook Dupee
Dept. of Health and Human Services
Division of Public Health Services
29 Hazen Drive
Concord, NH 03301

Robert Scott, Director
Air Resources Division
Dept. of Environmental Services
29 Hazen Dr., Box 95
Concord, NH 03302-0095

Brad Simpkins, Director
Division of Forests & Lands
Dept. of Resources & Economic Dev.
172 Pembroke Road, Box 1856
Concord, NH 03302-1856

Joanne Morin, Director
Office of Energy & Planning
4 Chennell Drive
Concord, NH 03301-8506

Amy Ignatius, Commissioner
NH Public Utilities Commission
21 South Fruit St., Suite 10
Concord, NH 03301

Clifton Below, Commissioner
NH Public Utilities Commission
21 South Fruit St., Suite 10
Concord, NH 03301

Office of the Attorney General
33 Capitol Street
Concord, NH 03301

Michael Harrington, Engineer
NH Public Utilities Commission
21 South Fruit St., Suite 10
Concord, NH 03301

Donald M. Kent - Administrator
NH Natural Heritage Bureau
172 Pembroke Rd. Box 1856
Concord, NH 03302-1856

Michael J. Walls, Asst. Commissioner
Dept. of Environmental Services
29 Hazen Dr., Box 95
Concord, NH 03301

Timothy Drew, Administrator
Public Information & Permitting
Dept. of Environmental Services
29 Hazen Dr., Box 95
Concord, NH 03301

Elizabeth H. Muzzey, Director
NH Division of Historical Resources
19 Pillsbury Street - 2d Floor
Concord, NH 03301-3570

William Janelle, Assistant Director
Project Development
Department of Transportation
PO Box 483
Concord, NH 03302-0483

John J. Barthelmes, Commissioner
NH Department of Safety
33 Hazen Drive
Concord, NH 03305

**Re: Application of Groton Wind, LLC
Site Evaluation Committee No. 2010-01**

Ladies and Gentlemen:

On March 26, 2010, Groton Wind, LLC, filed an Application for a Certificate of Site and Facility for the siting, construction and operation of 48 a MW wind farm consisting of twenty-four wind turbines with a nameplate capacity of 2 MW each. The proposed project is located in Groton, Grafton County, New Hampshire. The turbines are proposed to be located along two ridge features known as Tenney Ridge and Fletcher Ridge. The two ridges are separated by a valley known as Groton Hollow. The area of the proposed project is bounded by Route 25 to the north, Tenney Mountain Ski Resort to the east, Cockermouth Forest to the south and Halls Brook Road to the west.

This matter has been docketed as Site Evaluation Committee No. 2010-01. It is my understanding that the Applicant filed a copy of the Application with your agency or one was provided by the Site Evaluation Committee (SEC). If you do not have a copy of that Application, please contact me immediately. For immediate reference, the Application is available on the SEC website.

Pursuant to R.S.A. 162-H:7,IV, I would ask that you conduct a preliminary review of the Application and respond in writing to me, as counsel for the Committee, prior to April 21, 2010. Please advise as to whether or not the Application contains sufficient information for your agency to review the Application and consider the issuance of permits, conditions or licenses, if any, under the jurisdiction of your agency pursuant to either state or federal law. If the Application does not contain sufficient information for this purpose, I would respectfully request that you advise me, in writing, as to what additional information is necessary.

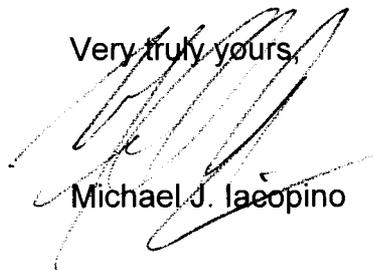
For your convenience I have attached pages 15 - 16 from the Application. On these pages the Applicant lists the permits and licenses that it asserts are required for the proposed project. If your agency is listed thereon, please let me know if the permit application filed with your agency is not administratively complete and what information is missing. If you believe that the Application requires a permit from your agency that is not included on the list please contact me as soon as possible.

Public Utilities Commission Chairman Thomas Getz has been designated to determine whether the Application contains sufficient information to carry out the purposes of R.S.A. 162-H. If Chairman Getz finds the Application to be complete, this matter will be scheduled for public information hearings and further proceedings consistent with the time frames set forth for Renewable Energy Facilities in R.S.A. 162-H:6-a.

Finally, if the request contained in this letter is better directed to another person within your agency please forward this correspondence to that person and ask that he/she contact me.

I look forward to your prompt response. If you have any questions, please feel free to contact me.

Very truly yours,

A handwritten signature in black ink, appearing to read "Michael J. Iacopino", is written over the typed name. The signature is fluid and cursive.

Michael J. Iacopino

MJI/tm

cc: Jane Murray, Secretary NHSEC
Susan Geiger, Esq.

D. Other Required Applications and Permits

D.1. Identification of all other federal and state government agencies having jurisdiction, under state or federal law, to regulate any aspect of the construction or operation of the proposed facility

- New Hampshire Department of Environmental Services, Water Division, Wetlands Bureau (authority under state and federal law over wetlands impacts)
- New Hampshire Department of Environmental Services, Water Division, Alteration of Terrain (AoT) Program (authority under state and federal law over alteration of terrain and pollutant discharge)
- New Hampshire Department of Environmental Services, Water Division, Water Management Program (authority under federal law related to U.S. Army Corps of Engineers (USACE) individual wetlands permit – water quality certification)
- New Hampshire Department of Transportation (NHDOT) (authority under state law over highway safety /transportation of oversized loads and driveway permits)
- New Hampshire Department of Safety (NHDOS) (blasting permit)
- New Hampshire Division of Historic Resources (NHDHR) (authority under federal and state law to consult with USACE regarding historic properties potentially affected by the Project)
- U.S. Army Corps of Engineers (authority under federal law to assess wetlands and other environmental impacts)
- Federal Aviation Administration (FAA) (regulation of turbine lighting in connection with determination of “no hazard” to air navigation)

D.2. Documentation that demonstrates compliance with the application requirements of such agencies

Information satisfying the application requirements of such agencies has been included within the agency application forms contained in the Appendices to this Application which are referenced in Section D. 3, below.

An application for a “Special Permit to Move a Load in Excess of Legal Limit” will be submitted to the NHDOT by the trucking contractor who will be responsible for transporting turbine equipment and other oversized loads. The contractor will be selected once the Project is certificated and turbine equipment is ordered.

Groton Wind will comply with all rules and permit requirements relative to blasting that may be necessary in the construction and decommissioning of the Project.

D.3. A copy of the completed application forms for each agency

Appendix 1: Joint USACE/NHDES Standard Dredge and Fill Permit Application

Appendix 2: NHDES Alteration of Terrain Permit Application

Appendix 3: NHDES Section 401 Water Quality Certification Request

Appendix 8: FAA 7460-1 determination applications

D.4. Identification of any requests for waivers from the information requirements of any state agency or department whether represented on the committee or not

The Applicant has requested waivers of certain newly-adopted NHDES rules that are not applicable to the Project. More specifically, waivers have been requested for the following rules, see Table 1.

Table 1: List of Requested Waivers from NHDES Rules

Rule	Which Seeks Information About
Env-Wq 1503.08 (m)	Supplementary floodplain information.
Env-Wq 1504.08 (b) (2) b	High Intensity Soil Mapping and/or Site Specific Soil Mapping.
Env-Wq 1504.08 (e)	Drainage Area Plan scale and contour intervals.
Env-Wq 1504.09	Calculation of Water Quality Volume (WQV).
Env-Wq 1504.12	Site Evaluation Report
Env-Wq 1507.04	Groundwater recharge requirements
Env-Wq 1508.19	Earthen terraced slopes or benching.