

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Ashtabula Wind, LLC / Ashtabula Wind I, LLC
Transfer of Corridor Certificate and Route Permit
Siting Application

Case No. PU-19-345

AFFIDAVIT OF SERVICE BY REGULAR AND ELECTRONIC MAIL

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

Geralyn R. Schmaltz deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **20th** day of **December 2019**, she deposited in the United States Mail, Bismarck, North Dakota, **3** envelopes by first class mail, fully prepaid, securely sealed each containing a photocopy of:

- **Order**

The envelopes were addressed as follows:

See attached list

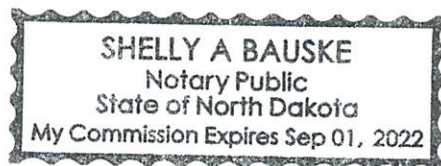
Geralyn R. Schmaltz further deposes and says that on the **20th day of December 2019**, she sent an electronic message to **44** addressees, each including an electronic copy in portable document format of the same document.

The electronic mails were addressed as follows:

See attached list

The addresses shown are the respective addressee's last reasonably ascertainable post office and electronic mail addresses.

Subscribed and sworn to before me
this **20th day of December 2019**.



(SEAL)

Notary Public

16 **PU-19-345** Filed: 12/20/2019 Pages: 9
Affidavit of Service by Regular and Electronic Mail -
Order

Public Service Commission

Barnes County Auditor
Barnes County Courthouse 230 4th Street
Valley City ND 58072

Chairperson
Barnes County Commission
Barnes County Courthouse 230 4th Street
Valley City ND 58072-2947

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STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

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ORDER

December 19, 2019

Preliminary Statement

On May 30, 2008, in Case No. PU-08-73 the Commission adopted Findings of Fact, Conclusions of Law and Order issuing Certificate of Corridor Compatibility Number 104 and Route Permit Number 114 to Ashtabula Wind, LLC (Ashtabula Wind) designating a corridor and a route for the construction and operation of the approximately 9.5-mile, 230 kilovolt transmission line and associated facilities in Barnes County, North Dakota.

On October 30, 2019, in Case No. PU-19-345, Ashtabula Wind and Ashtabula Wind I, LLC (Ashtabula Wind I) filed a joint application for expedited transfer of Certificate of Corridor Compatibility Number 104 and Route Permit Number 114 from Ashtabula Wind, LLC to Ashtabula Wind I, LLC (Application).

On November 21, 2019, the Commission issued a Notice of Opportunity for Hearing that provided until December 19, 2019 for receiving written comments and hearing requests. No comments or requests were received.

On November 20, 2019, Ashtabula Wind and Ashtabula Wind I filed supplemental information regarding the Application.

Discussion

The Notice of Opportunity for Hearing in Case No. PU-19-345 identified the issues to be considered are whether Ashtabula Wind I agrees and is able to comply with the terms and conditions of Certificate of Corridor Compatibility Number 104 and Route Permit Number 114, and whether the requested transfer is compatible with the public interest.

Ashtabula Wind I, LLC is foreign limited liability company authorized to do business in North Dakota with a principal address of 700 Universe Blvd, Juno Beach, FL, 33408.

Ashtabula Wind and Ashtabula Wind I are both indirect, wholly owned subsidiaries of NextEra Energy Resources, LLC, which is a wholly-owned, indirect subsidiary of NextEra Energy, Inc.

The Affidavit of Daniel Gerard, Vice President of Ashtabula Wind I, LLC, states that Ashtabula Wind I, LLC has the financial and technical qualifications to own and operate the Ashtabula WEC. Further, Ashtabula Wind I agrees to assume the rights and obligations of Certificate of Corridor Compatibility Number 104 and Route Permit Number 114, and agrees to comply with the terms and conditions set forth in Certificate of Corridor Compatibility Number 104 and Route Permit Number 114 and all applicable Commission orders pertaining to Certificate of Corridor Compatibility Number 104 and Route Permit Number 114.

As part of a tax equity financing transaction associated with the repowering of the Ashtabula Wind Energy Center, the transmission assets must be transferred into a new project company.

The transfer of Certificate of Corridor Compatibility Number 104 and Route Permit Number 114 is compatible with the public interest.

Having considered this matter, the Commission finds Ashtabula Wind I agrees and is able to comply with the terms and conditions of the corridor certificate and the route permit and the requested transfer is compatible with the public interest.

Order

The Commission orders:

1. The joint application of Ashtabula Wind and Ashtabula Wind I for transfer of Certificate of Corridor Compatibility Number 104 and Route Permit Number 114 is APPROVED.
2. First Reissued Certificate of Corridor Compatibility Number 104 is issued to Ashtabula Wind I, LLC.
3. First Reissued Route Permit Number 114 is issued to Ashtabula Wind I, LLC.

PUBLIC SERVICE COMMISSION


Julie Fedorchak
Commissioner


Brian Kroshus
Chairman


Randy Christmann
Commissioner

PUBLIC SERVICE COMMISSION
STATE OF NORTH DAKOTA

First Reissued
Certificate of Corridor Compatibility Number 104

This is to certify that the Commission has designated a transmission facility corridor for Ashtabula Wind I, LLC to construct and operate approximately 9.5 miles of 230 kilovolt transmission line and associated facilities in Barnes County, North Dakota.

This certificate is issued in accordance with the Commission's May 30, 2008 Findings of Fact, Conclusions of Law and Order in Case No. PU-08-73, and is reissued by the Commission's December 19, 2019 Order in Case No. PU-19-345.

This certificate is subject to the conditions and limitations noted in those Orders.


Bismarck, North Dakota, December 19, 2019.

ATTEST:

PUBLIC SERVICE COMMISSION



Executive Secretary



Commissioner

PUBLIC SERVICE COMMISSION
STATE OF NORTH DAKOTA

First Reissued
Route Permit Number 114

This is to certify that the Commission has designated a transmission facility route for Ashtabula Wind I, LLC to construct and operate approximately 9.5 miles of 230 kilovolt transmission line and associated facilities in Barnes County, North Dakota.

This permit is issued in accordance with the Commission's May 30, 2008 Findings of Fact, Conclusions of Law and Order in Case No. PU-08-73, and is reissued by the Commission's December 19, 2019 Order in Case No. PU-19-345.

This certificate is subject to the conditions and limitations noted in those Orders.

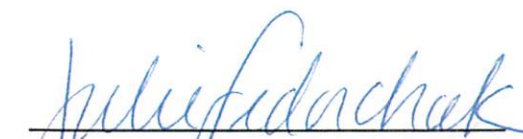
Bismarck, North Dakota, December 19, 2019.

ATTEST:

PUBLIC SERVICE COMMISSION



Executive Secretary



Commissioner