



(2)

Fairport NY 14450  
(City) (State) (Zip code)

9. Latitude: 43 05'03.96 Longitude: 77 22'51.46

10. The name and telephone number of the facility's operator, if different from the owner: Same

Josh Kuba-HA2, Ron Scherer-HA1 585-223-8150  
(Name) (Telephone number)

11. The ISO-New England asset identification number, if applicable: \_\_\_\_\_ or N/A:

12. The GIS facility code, if applicable: 32529, 32690 or N/A:

13. A description of the facility, including fuel type, gross nameplate generation capacity, the initial commercial operation date, and the date it began operation, if different.

14. If Class I certification is sought for a generation facility that uses biomass, the applicant shall submit:

- (a) quarterly average NOx emission rates over the past rolling year,
- (b) the most recent average particulate matter emission rates as required by the New Hampshire Department of Environmental Services (NHDES),
- (c) a description of the pollution control equipment or proposed practices for compliance with such requirements,
- (d) proof that a copy of the completed application has been filed with the NHDES, and
- (e) conduct a stack test to verify compliance with the emission standard for particulate matter no later than 12 months prior to the end of the subject calendar quarter except as provided for in RSA 362-F:12, II.
- (f)  N/A: Class I certification is NOT being sought for a generation facility that uses biomass.

15. If Class I certification is sought for the incremental new production of electricity by a generation facility that uses biomass, methane or hydroelectric technologies to produce energy, the applicant shall:

- (a) demonstrate that it has made capital investments after January 1, 2006 with the successful purpose of improving the efficiency or increasing the output of renewable energy from the facility, and
- (b) supply the historical generation baseline as defined in RSA 362-F:2, X.
- (c)  N/A: Class I certification is NOT being sought for the incremental new production of electricity by a generation facility that uses biomass, methane or hydroelectric technologies.

16. If Class I certification is sought for repowered Class III or Class IV sources, the applicant shall:

- (a) demonstrate that it has made new capital investments for the purpose of restoring unusable generation capacity or adding to the existing capacity, in light of the NHDES environmental

permitting requirements or otherwise, and

- (b) provide documentation that eighty percent of its tax basis in the resulting plant and equipment of the eligible generation capacity, including the NHDES permitting requirements for new plants, but exclusive of any tax basis in real property and intangible assets, is derived from the new capital investments.
  - (c)  N/A: Class I certification is NOT being sought for repowered Class III or Class IV sources.
17. If Class I certification is sought for formerly nonrenewable energy electric generation facilities, the applicant shall:
- (a) demonstrate that it has made new capital investments for the purpose of repowering with eligible biomass technologies or methane gas and complies with the certification requirements of Puc 2505.04, if using biomass fuels, and
  - (b) provide documentation that eighty percent of its tax basis in the resulting generation unit, including NHDES permitting requirements for new plants, but exclusive of any tax basis in real property and intangible assets, is derived from the new capital investments.
  - (c)  N/A: Class I certification is NOT being sought for formerly nonrenewable energy electric generation facilities.
18. If Class IV certification is sought for an existing small hydroelectric facility, the applicant shall submit proof that:
- (a) it has installed upstream and downstream diadromous fish passages that have been required and approved under the terms of its license or exemption from the Federal Energy Regulatory Commission, and
  - (b) when required, has documented applicable state water quality certification pursuant to section 401 of the Clean Water Act for hydroelectric projects.
  - (c)  N/A: Class I certification is NOT being sought for existing small hydroelectric facilities.
19. If the source is located in a control area adjacent to the New England control area, the applicant shall submit proof that the energy is delivered within the New England control area and such delivery is verified using the documentation required in Puc 2504.01(a)(2) a. to e.
20. All other necessary regulatory approvals, including any reviews, approvals or permits required by the NHDES or the environmental protection agency in the facility's state.
21. Proof that the applicant either has an approved interconnection study on file with the commission, is a party to a currently effective interconnection agreement, or is otherwise not required to undertake an interconnection study.
22. A description of how the generation facility is connected to the New England Power Pool of the local electric distribution utility.
23. A statement as to whether the facility has been certified under another non-federal jurisdiction's renewable portfolio standard and proof thereof.
24. A statement as to whether the facility's output has been verified by ISO-New England.

- 25. A description of how the facility's output is reported to the GIS if not verified by ISO-New England.
- 26. An affidavit by the owner attesting to the accuracy of the contents of the application.
- 27. Such other information as the applicant wishes to provide to assist in classification of the generating facility.

28. This application and all future correspondence should be sent to:

Ms. Debra A. Howland  
Executive Director and Secretary  
State of New Hampshire  
Public Utilities Commission  
21 S. Fruit St, Suite 10  
Concord, NH 03301-2429

29. Preparer's information:

Name: Paul Pabor

Title: Vice President, Renewable Energy

Address: (1) 1001 Fannin, Ste. 4000

(2) \_\_\_\_\_

(3) \_\_\_\_\_

Houston TX 77002  
(City) (State) (Zip code)

30. Preparer's signature:  12/5/08



**WM Renewable Energy, L.L.C.**  
1001 Fannin, Suite 4000  
Houston, TX 77002

**State of New Hampshire**  
Public Utilities Commission  
Application Form – Additional Support  
High Acres 1 & 2

(13) The eligible Class I and Class III landfill gas fuel used by WM Renewable Energy, L.L.C. will be landfill methane gas with a gross nameplate generation capacity of 9.6 Megawatts (“MW”). Eligible Class III High Acres I began July 15, 1991 with a rated capacity of 1.6 MW’s, (two engines installed in 1991, an additional engine added in 1997, and a fourth engine added 1999.)

(15) (a) In 2008, WMRE added four (4) Caterpillar 3520 reciprocating engines, each with a nameplate capacity of 1.6 MW’s for a total of 6.4 MW’s of eligible Class I new renewable energy which became operational in March 2008.

(b) See attached historical baseline documentation for 2004 thru 2006

(19) See attached power purchase agreement for verification of source located in a control area adjacent to the New England control area per PUC 2504.01(a)(2) a. to e. required documents for High Acres I and High Acres 2.

(20) See attached New York State Air Quality Permit.

(21) See attached Interconnection Agreement.

(22) Connected via meter import scheduling.

(23) The facility has been certified under the non-federal jurisdiction renewable portfolio standard in Connecticut and Massachusetts.

(24) Facility output is verified by ISO-New England via connected metering per scheduling from NY ISO to ISO New England.

**High Acres I - Historical Generation Baseline - kwhrs**

	<b>2004</b>	<b>2005</b>	<b>2006</b>
Jan	2395400	2306054	2377200
Feb	2192400	2154600	2144800
Mar	2294600	2370200	2343600
Apr	2207800	2202200	2268000
May	2354800	2357600	2331000
Jun	2074800	2270800	2263800
Jul	2333800	2359000	2378600
Aug	2261000	2359000	2382800
Sep	2098600	2198000	2276400
Oct	2226000	2380000	2387000
Nov	2276400	2338000	2261000
Dec	2364600	2377200	2364600
<b>TOTAL</b>	27080200	27672654	27778800

WM Renewable Energy, L.L.C.

) AFFIDAVIT ATTESTING  
) CONTENT APPLICATION  
)  
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COUNTY OF Harris

STATE OF TEXAS

I, Paul Pabor, do hereby depose and state upon my oath:

1. I hold the position of Vice President for WM Renewable Energy, L.L.C. (High Acres Landfill) gas-to-energy facility.
2. As an authorized agent of WM Renewable Energy, L.L.C. I have personally examined and I am familiar with the information submitted in this affidavit and all attached related Renewable Energy Source Eligibility Application documents.

The foregoing statements made by me are true and correct.

Name: Paul Pabor

Date: 12/5/08

SUBSCRIBED AND SWORN TO BEFORE ME THIS 5 day of Dec, 2008  
pursuant to New Hampshire Admin. Code PUC 2500 Rules.

Name: JENNIFER HICKERSON Date: 12.5.08

Jennifer Hickerson  
Notary Public  
My commission expires:

