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August 5, 2010

Ms. Reneé Jenkins  
Secretary  
Public Utilities Commission of Ohio  
180 E. Broad Street, 11th Floor  
Columbus, OH 43215

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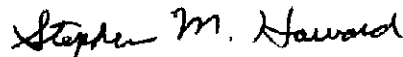
Re: OPSB Case No. 10-369-EL-BGN  
Paulding Wind Farm II LLC  
Proof of Publication

Dear Ms. Jenkins:

Please find enclosed the Publisher's Affidavit indicating that Notice of Proposed Major Utility Facility (Wind Farm) was published on July 28, 2010 in the Paulding County Progress, a weekly newspaper of general circulation published in Paulding County, Ohio.

Thank you in advance for your cooperation.

Sincerely yours,



Stephen M. Howard

Attorneys for Paulding Wind Farm II LLC

SMH/jaw

cc: All Counsel of Record

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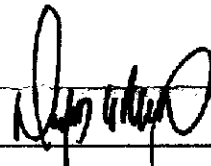
# PUBLISHER'S AFFIDAVIT

STATE OF OHIO

VS.

PAULDING COUNTY

Douglas E. Nutter makes oath that he is Publisher of the PAULDING COUNTY PROGRESS, a newspaper published in said county, and of general circulation, that the notice of which the annexed is a true copy was for 1 consecutive weeks published in said newspaper beginning on the 28<sup>th</sup> of July A.D. 2010.



Douglas E. Nutter, Publisher

Sworn to before and subscribed in my presence this 28th day of July A.D. 2010.



Erica L. Habern, Notary Public

PRINTING FEES \$ 532.13

AFFIDAVIT \$ 4.00

TOTAL DUE \$ 536.13



Erica L. Habern  
Notary Public, State of Ohio  
My Commission Expires October 24, 2010

## NOTICE OF PROPOSED UTILITY FACILITY (Wind Farm)

Paulding Wind Farm II LLC, a wholly owned subsidiary of Horizon Wind Energy LLC, is proposing to construct the Timber Road II Wind Farm, a wind-powered electric generation facility located in Paulding County. The energy generated at the wind farm (hereafter referred to as the "Facility") will deliver to a single point of interconnection on the Haviland-Milan 138 kilovolt (kV) Transmission Line (OPSB Docket 10-369-EL-BGN). The proposed Facility will consist of up to 109 wind turbine generators, along with access roads, underground electric connection cables, a Project Substation, up to two laydown yards for construction staging, up to two operations and maintenance (O&M) facilities, and up to three meteorological towers. The "Project Area" means the total wind-powered electric generation facility, including associated setbacks.

The general purpose of the Facility is to produce wind-powered electricity that will maximize energy production from wind resources in order to deliver clean, renewable electricity to the Ohio bulk power transmission system to serve the needs of electric utilities and their customers. The electricity generated by the Facility will be transferred to the transmission grid operated by PJM Interconnection, LLC ("PJM") for sale at wholesale either as merchant or under a power purchase agreement.

The Project Area is located within approximately 15,000 acres of contiguous leased land in Paulding and Harrison Townships. The Facility presented herein consists of up to 109

# NOTICE OF PROPOSED MAJOR UTILITY FACILITY (Wind Farm)

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The general purpose of the Facility is to produce wind-powered electricity that will maximize energy production from wind resources in order to deliver clean, renewable electricity to the Ohio bulk power transmission system to serve the needs of electric utilities and their customers. The electricity generated by the Facility will be transferred to the transmission grid operated by PJM Interconnection, LLC ("PJM") for sale at wholesale either as merchant or under a power purchase agreement.

The Project Area is located within approximately 15,000 acres of contiguous leased private land in Benton and Harrison Townships. The Facility presented herein consists of up to 109 wind turbine generators, each with a nameplate capacity rating of up to 1.8 MW (depending on the final turbine model selected). The total generating capacity of the Facility is not anticipated to exceed 150.4 MW. Therefore, it is expected that only 83-100 turbines would actually be constructed, depending on the model of turbine selected. However, to allow for flexibility on a final site selection, Paulding Wind Farm II LLC seeks approval for 109 turbine sites. The Facility is expected to operate with an average annual capacity factor of 30-35%, generating a total of approximately 395,000-460,000 MWh of electricity each year, depending on the final turbine selected for the Facility.

Paulding County Commissioners Burkley, Zartman and Strahley as well as the Paulding County Economic Development, Inc., 101 E. Perry Street, Paulding, OH 45879 each have received copies of the accepted, complete application pursuant to Rule 4906-5-06 of the Ohio Administrative Code. A copy of the accepted, complete application was also sent to the Benton Township Trustees (Crosby, Noggle, and Thome), to the Harrison Township Trustees (Benschneider, Stahler, and Overmyer), and to the Carnegie Library, 205 S. Main Street, Paulding, Ohio 45879; to the Antwerp Branch Library, 205 N. Madison Street, P.O. Box 1027, Antwerp, OH 45183; and to the Payne Branch Library, P.O. Box 210, 101 N. Main Street, Payne, Ohio 45880. A copy is also available for inspection at the office of the Ohio Power Siting Board, Docketing Division, 180 E. Broad St., 11<sup>th</sup> Floor, Columbus, Ohio 43215 and is also available for inspection online at <http://dis.puc.state.oh.us/DocumentRecord.aspx?DocID=6467468-143d-4218-8aaf-2eaa5544ed16>.

Paulding Wind Farm II LLC has filed with the Ohio Power Siting Board an application for a certificate to construct, operate, and maintain a wind-powered electric generation facility in Case No. 10-369-EL-BGN, which is now pending before the board.

The following eight criteria are set forth in section 4906.10(A) of the Revised Code and used by the Board in reviewing an application for a certificate to construct, operate and maintain such a facility:

- (1) The basis of the need for the facility if the facility is an electric transmission line or a natural gas transmission line;
- (2) The nature of the probable environmental impact;
- (3) That the facility represents the minimum adverse environmental impact, considering the state of available technology and the nature and economics of the various alternatives, and other pertinent considerations;
- (4) In the case of an electric transmission line or generating facility, that the facility is consistent with the regional plans for expansion of the electric power grid of the electric systems serving this state and interconnected utility systems and that the facility will serve the interests of electric system economy and reliability;
- (5) That the facility will comply with Chapters 3704, 3734 and 6111 of the Revised Code and all rules and standards adopted under those chapters and under sections 1501.33, 1501.34, and 4561.32 of the Revised Code. In determining whether the facility will comply with all rules and standards adopted under section 4561.32 of the Revised Code, the board shall consult with the offices of aviation of the division of multi-modal planning and programs of the department of transportation under section 4561.341 [4561.34.1] of the Revised Code.
- (6) That the facility will serve the public interest, convenience, and necessity;
- (7) In addition to the provisions contained in divisions (A)(1) to (6) of this section and rules adopted under those divisions, what its impact will be on the viability as agricultural land of any land in an existing agricultural district established under Chapter 929 of the Revised Code that is located within the site and alternative site of the proposed major utility facility. Rules adopted to evaluate impact under division (A)(7) of this section shall not require the compilation, creation, submission or production of any information, document, or other data pertaining to land not located within the site and alternative site.
- (8) That the facility incorporates maximum feasible water conservation practices.

(9) That the facility incorporates maximum feasible water conservation practices as determined by the board, considering available technology and the nature and economics of the various alternatives.

Section 4906.07 of the Revised Code provides:

(A) Upon the receipt of an application complying with section 4906.06 of the Revised Code, the Power Siting Board shall promptly fix a date for a public hearing thereon, not less than sixty nor more than ninety days after such receipt and shall conclude the proceeding as expeditiously as practicable.

(B) On an application for an amendment of a certificate the board shall hold a hearing in the same manner as a hearing is held on an application for a certificate if the proposed change in the facility would result in a material increase in any environmental impact of the facility or a substantial change in the location of all or a portion of such facility other than as provided in the alternatives set forth in the application.

(C) The chairman of the Power Siting Board shall cause each application filed with the board to be investigated and shall, not less than fifteen days prior to the date of any application is set for hearing submit a written report to the board and to the applicant. A copy of such report shall be made available to any person upon request. Such report shall set forth the nature of the investigation, and shall contain recommended findings with regard to division (A) of section 4906.10 of the Revised Code and shall become part of the record and served upon all parties in the proceeding.

The public hearing shall consist of two parts:

- (a) a local public hearing, pursuant to Section 4906.08(C), Revised Code, where the Board shall accept written or oral testimony from any person on September 22, 2010 at 5:00 p.m. at the OSU Extension Center, 503 Fairground Drive, Paulding, Ohio 45879 and
- (b) An adjudicatory hearing commencing on October 5, 2010 at 10:00 a.m. at the offices of the Public Utilities Commission of Ohio, 180 East Broad Street, 11<sup>th</sup> Floor, Hearing Room C, Columbus, Ohio 43215-3793.

Section 4906.08(C) of the Revised Code provides:

(D) The board shall accept written or oral testimony from any person at the public hearing but the right to call and examine witnesses shall be reserved for parties. However, the board may adopt rules to exclude repetitive, immaterial, or irrelevant testimony.

Petitions to intervene in the adjudicatory hearing will be accepted by the Board up to 30 days following publication of the notice required by Rule 4906-5-08(C)(1), OAC, or later if good cause is shown. However, the Board strongly encourages interested persons who wish to intervene in the adjudicatory hearing to file their petitions as soon as possible. Petitions should be addressed to the Ohio Power Siting Board, 180 E. Broad Street, Columbus, Ohio 43215-3793, and cite the above-listed case number.

The attached map shows the proposed layout of the facility.

