

NOBLE WETHERSFIELD WINDPARK, LLC

EXHIBIT __ (MEG-1)

PROJECT CORRESPONDENCE

230 kV TRANSMISSION LINE

WETHERSFIELD TO ORANGEVILLE



FAX TRANSMITTAL RE: LISTED SPECIES REQUEST
U.S. FISH AND WILDLIFE SERVICE
New York Field Office
3817 Luker Road, Cortland, NY 13045
Phone: (607) 753-9334 Fax: (607) 753-9699



September 25, 2006

To: Cindy Markowitz

This responds to your request received at this office on August 14, 2006, for listed species information in the vicinity of the proposed transmission line project in the area of the Towns of Wethersfield and Orangeville, Wyoming County, New York.

Except for occasional transient individuals, no Federally-listed or proposed endangered or threatened species under our jurisdiction are known to exist within the project impact area. In addition, no habitat in the project impact area is currently designated or proposed "critical habitat" in accordance with provisions of the Endangered Species Act (ESA) (87 Stat. 884, as amended; 16 U.S.C. 1531 *et seq.*). Therefore, no further ESA coordination or consultation with the U.S. Fish and Wildlife Service (Service) is required. Should project plans change, or if additional information on listed or proposed species or critical habitat becomes available, this determination may be reconsidered. The most recent compilation of Federally-listed and proposed endangered and threatened species in New York is available for your information.* Until the proposed project is complete, we recommend that you check our website every 90 days from the date of this letter to ensure that listed species presence/absence information for the proposed project is current.* Should our determination change and any part of the proposed project be authorized, funded, or carried out, in whole or in part, by a Federal agency, further consultation between the Service and that Federal agency pursuant to the ESA may be necessary.

The above comments pertaining to endangered species under our jurisdiction are provided as technical assistance pursuant to the ESA. This response does not preclude additional Service comments under other legislation.

For additional information on fish and wildlife resources or State-listed species, we suggest you contact the appropriate New York State Department of Environmental Conservation regional office(s) and New York Natural Heritage Program Information Services.*

Thank you for your time. If you require additional information please contact me at (607) 753-9334. Future correspondence with us on this project should reference project file 61552.

Sincerely,

Robyn A. Niver
Endangered Species Biologist

*Additional information referred to above may be found on our website at:
<http://www.fws.gov/northeast/nyfd/es/section7.htm>

New York State Department of Environmental Conservation

Division of Fish, Wildlife and Marine Resources, Region 9

182 East Union Street, Suite 3, Allegany, New York 14706-1328

Phone: (716) 372-0645 • FAX: (716) 372-2113

Website: www.dec.state.ny.us

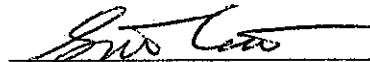
August 25, 2006

Cindy Markowitz
Senior Scientist
Epsilon Associates, Inc
3 Clock Tower Place
Suite #3
Maynard, MA 01754

Dear Ms. Markowitz:

I am responding to your request for information on a proposed study corridor in the Towns of Weathersfield and Orangeville, Wyoming County that you are working on for Noble Environmental Power. This letter regards protected streams that might be impacted by the study area. After reviewing the map you provided it appears the corridor would cross two protected streams, East Koy Creek (class "CT") and T-17 of East Koy Creek (class "CT"). Both of these waters are high quality wild trout streams. Article 15, protection of waters permits would be required for work that may disturb the bed or banks of these streams. Let me know if you require additional information.

Sincerely,



Scott C. Cornett
Fishery Biologist

New York State Department of Environmental Conservation
Division of Fish, Wildlife & Marine Resources
New York Natural Heritage Program
625 Broadway, 5th floor, Albany, New York 12233-4757
Phone: (518) 402-8935 • FAX: (518) 402-8925



September 8, 2006

Cindy Markowitz
Epsilon associates, Inc
3 Clock Tower Place, Suite 250
Maynard, MA 01754

Dear Ms. Markowitz:


In response to your recent request, we have reviewed the New York Natural Heritage Program databases with respect to an Environmental Assessment for the proposed Utility Corridor Review - Noble Environmental Power Project, area as indicated on the map you provided, located in Wethersfield and Orangeville, Wyoming County.

We have no records of known occurrences of rare or state-listed animals or plants, significant natural communities, or other significant habitats, on or in the immediate vicinity of your site.

The absence of data does not necessarily mean that rare or state-listed species, natural communities or other significant habitats do not exist on or adjacent to the proposed site. Rather, our files currently do not contain any information which indicates their presence. For most sites, comprehensive field surveys have not been conducted. For these reasons, we cannot provide a definitive statement on the presence or absence of rare or state-listed species, or of significant natural communities. This information should not be substituted for on-site surveys that may be required for environmental assessment.

Our databases are continually growing as records are added and updated. If this proposed project is still under development one year from now, we recommend that you contact us again so that we may update this response with the most current information.

This response applies only to known occurrences of rare or state-listed animals and plants, significant natural communities and other significant habitats maintained in the Natural Heritage Data bases. Your project may require additional review or permits; for information regarding other permits that may be required under state law for regulated areas or activities (e.g., regulated wetlands), please contact the appropriate NYS DEC Regional Office, Division of Environmental Permits, at the enclosed address.

Sincerely,

Jean Pietrusiak, Information Services
New York Natural Heritage Program

Enc.

cc: Reg. 9, Wildlife Mgr.



August 11, 2006

NYDEC – Region 9
Buffalo Regional Headquarters
270 Michigan Avenue
Buffalo, N.Y. 14203-2999

PRINCIPALS

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3 Clock Tower Place, Suite 250
Maynard, MA 01754
www.epsilonassociates.com

978 897 7100
FAX 978 897 0099

Subject: Utility Corridor Review

Dear Reviewer:

Epsilon Associates is working on behalf of Noble Environmental Power, LLC to obtain information regarding the presence of important or significant wildlife habitats along a potential transmission line corridor in the area of Wethersfield and Orangeville, New York in Wyoming County. The project will be reviewed under Article VII of the New York State Public Service Law and will require an assessment of the environmental impacts.

The project will require new right-of-way (ROW).

Attached is a USGS map and orthophoto outlining the proposed study corridor. The proposed project will be approximately 5.5 miles in length. The study corridor includes 400 feet on either side of the corridor centerline.

Please provide any information regarding the presence of important or significant wildlife habitat along these study corridors. Please note that we are simultaneously contacting the Allegany Sub-Regional Office for similar information, as well as the New York Natural Heritage Program for information regarding state-listed rare or endangered species of plants and animals and /or unique natural communities in the vicinity of the study area.

Additionally please provide any information regarding state-designated natural resource areas including stream classifications within this study area.

Should you have any questions I can be reached at 978-461-6250 or at the address above.



October 11, 2006

Robert Englert
New York State Office of Parks, Recreation and Historic Preservation
Peebles Island
PO Box 189
Waterford, NY 12188-0189

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Subject: Preliminary Meeting, Noble Article VII Application, Wethersfield and Orangeville, NY

Dear Mr. Englert:

Thank you for meeting with me on Friday, September 22 to review the proposed scope of the Article VII survey of architectural resources for the Noble 230kV Transmission Line proposed in Wethersfield and Orangeville. Your early input on the scope of the Phase 1A Survey is appreciated.

As we discussed, Epsilon is preparing the Article VII Application for the Noble 230kV Transmission Line in Wethersfield and Orangeville, NY. The proposed transmission line is associated with a future wind park which we anticipate will also be subject to review by the State Historic Preservation Office under state regulations as well as Section 106 of the National Historic Preservation Act. Given this association with a wind park and understanding your agency's requirements of a survey of historic properties within a 5-mile radius of wind park developments, Epsilon has directed its sub-consultant, John Milner Associates, to expand the required 3-mile radius survey for Article VII to a 5-mile radius for the Phase 1A Survey. You indicated this approach was acceptable given the transmission line's association with a wind park.

Epsilon understands your agency will review the information included in the Article VII application and the Phase 1A Survey, but will review the overall project (transmission line and wind park) for its potential to effect historic and archaeological resources to avoid project segmentation. As we discussed, John Milner Associates will provide Pan American, who we anticipate will be undertaking the Phase 1A Survey for the wind park component of the overall

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Robert Englert
New York State Office of Parks, Recreation and Historic Preservation
October 11, 2006

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project, with the results of the Phase 1A Survey for the transmission line to avoid duplication of efforts and to provide a comprehensive survey for your agency's continued review of the overall project.

Thank you again for your preliminary input on the scope of the Phase 1A Survey for the Article VII application. If you have any questions, please feel free to contact me at 978-461-6245. I look forward to working with you on this project.

Sincerely,

EPSILON ASSOCIATES, INC.



Taya Dixon
Senior Planner

cc: Joel Klein, John Milner Associates
Chip Readling, Noble Environmental Power
Glenn Sampson, Noble Environmental Power
Pat McCarthy, Noble Environmental Power
Christina Presnell, Noble Environmental Power
Michael Cinquino, Pan American
Mike Guski, Epsilon Associates