

APPENDIX 1-1  
FERC ORDER APPROVING TRANSFER OF LICENSE (PROJECT NO. 2392)  
DTD OCTOBER 30, 2008

UNITED STATES OF AMERICA 125 FERC ¶ 62,104  
FEDERAL ENERGY REGULATORY COMMISSION

Dalton Hydro, LLC  
Ampersand Gilman Hydro LP

Project No. 2392-024

ORDER APPROVING TRANSFER OF LICENSE

(Issued October 30, 2008)

By application filed July 25, 2008 and supplemented on July 31, 2008, Dalton Hydro, LLC (Dalton or transferor) and Ampersand Gilman Hydro LP (AGH or Transferee) seek Commission approval to transfer the license for the 4.85-megawatt Gilman Project No. 2392<sup>1</sup> from Dalton to AGH (transferee). The project is located on the Connecticut River in Essex County, Vermont and Coos County, New Hampshire.

Public notice of the application was issued on September 3, 2008, setting September 30, 2008, as the deadline for filing comments, protests, and motions to intervene. No motions to intervene or comments were filed.<sup>2</sup>

Transferee has agreed to accept all of the terms and conditions of the license and to be bound by the license as if it were the original licensee.

Transferor has generally complied with the terms and conditions of the license and agrees to pay annual charges that have accrued to the date of the transfer. Transferee will be required to comply with the requirements of the license as though it were the original licensee. Transfer of the license for this project is consistent with the Commission's regulations and is in the public interest.

The Director orders:

(A) Transfer of the license for the Gilman Project No. 2392 from Dalton Hydro, LLC to Ampersand Gilman Hydro LP is approved.

(B) Dalton Hydro, LLC shall pay all annual charges that accrue up to the effective date of the transfer.

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<sup>1</sup> 67 FERC ¶ 62,038 (1994).

<sup>2</sup> The Connecticut River Watershed Council, Inc. filed on August 28, 2008, a motion to intervene, which it withdrew on October 15, 2008.

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(C) Approval of the transfer is contingent upon: (1) transfer of title of the properties under license and delivery of all license instruments to Ampersand Gilman Hydro LP, which shall be subject to the terms and conditions of the license as though it were the original licensee; and (2) Ampersand Gilman Hydro LP acknowledging acceptance of this order and its terms and conditions by signing and returning the attached acceptance sheet. Within 60 days from the date of this order, the transferee shall submit certified copies of all instruments of conveyance and the signed acceptance sheet.

(D) This order constitutes final agency action. Requests for rehearing by the Commission may be filed within 30 days of the date of issuance of this order, pursuant to 18 CFR §385.713.

William Guey-Lee  
Chief, Engineering & Jurisdiction Branch  
Division of Hydropower  
Administration and Compliance

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IN TESTIMONY of its acknowledgment of acceptance of all of the terms and conditions of this order, \_\_\_\_\_ this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, has caused its corporate name to be signed hereto by \_\_\_\_\_, its President, and its corporate seal to be affixed hereto and attested by \_\_\_\_\_ its Secretary, pursuant to a resolution of its Board of Directors duly adopted on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, a certified copy of the record of which is attached hereto.

By \_\_\_\_\_

Attest:

\_\_\_\_\_  
Secretary  
(Executed in quadruplicate)