

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. E-7, SUB 1181
DOCKET NO. SP-12478, SUB 0
DOCKET NO. SP-12478, SUB 1
DOCKET NO. SP-12478, SUB 2
DOCKET NO. SP-12478, SUB 3
DOCKET NO. SP-12479, SUB 0
DOCKET NO. SP-12479, SUB 1

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of)	
Transfer of Certificates of Public)	
Convenience and Necessity and)	ORDER ISSUING CERTIFICATES
Ownership Interests in Generating)	OF PUBLIC CONVENIENCE AND
Facilities from Duke Energy Carolinas,)	NECESSITY AND ACCEPTING
LLC, to Northbrook Carolina Hydro II, LLC,)	REGISTRATION STATEMENTS
and Northbrook Tuxedo, LLC)	

BY THE COMMISSION: On July 5, 2018, Duke Energy Carolinas, LLC (DEC), Northbrook Carolina Hydro II, LLC, and Northbrook Tuxedo, LLC (Northbrook, collectively Applicants) filed a Joint Notice of Transfer, Request for Approval of Certificates of Public Convenience and Necessity (CPCNs), Request for Accounting Order, and Request for Declaratory Ruling (Petition) in the above-captioned dockets.

In summary, Applicants stated that on May 15, 2018, DEC and Northbrook entered into an agreement whereby DEC will sell five hydroelectric generating facilities having a combined capacity of 18.7 megawatts (MW) to Northbrook. Four of the facilities are located in North Carolina, and the fifth is located in South Carolina, as follows:

- (1) Bryson Hydroelectric Station, which has a nameplate capacity of 980 kilowatts (kW), is located on the Oconaluftee River in Swain County, and first commenced commercial operation in 1925.
- (2) Franklin Hydroelectric Station, which has a nameplate capacity of 1,040 kW, is located on the Little Tennessee River in Macon County, and first commenced commercial operation in 1925.
- (3) Gaston Shoals Hydroelectric Station, which has a nameplate capacity of 8.5 MW, is located on the Broad River in Cherokee County, South Carolina, and Cleveland County, North Carolina, and first commenced commercial operation in 1908.

- (4) Mission Hydroelectric Station, which has a nameplate capacity of 1,800 kW, is located on the Hiwassee River in Clay County, and first commenced commercial operation in 1924.
- (5) Tuxedo Hydroelectric Station, which has a nameplate capacity of 6.4 MW, is located on the Green River in Henderson County, and first commenced commercial operation in 1920.

On June 5, 2019, the Commission issued an Order that, among other things, approved the transfer of the hydroelectric facilities from DEC to Northbrook, and accepted Northbrook's registration statements for the plants upon completion of the transfer.

On August 19, 2019, DEC filed a letter stating that the transaction transferring the facilities from DEC to Northbrook closed on August 16, 2019.

On November 20, 2019, Northbrook filed proposed certificates of public convenience and necessity for the four hydroelectric facilities located in North Carolina.

Based on the foregoing and the record, the Commission finds good cause to issue certificates of public convenience and necessity for the four hydroelectric facilities located in North Carolina to Northbrook, to cancel the certificates issued to DEC, and to accept Northbrook's registration statements, all effective August 16, 2019. In addition, the Commission reminds Northbrook that it shall annually file the information required by Commission Rule R8-66 on or before April 1 of each year, and that it will be required to participate in the NC-RETS REC tracking system (<http://www.ncrets.org>) in order to facilitate the issuance of renewable energy certificates.

IT IS, THEREFORE, ORDERED as follows:

1. That the certificates of public convenience and necessity for the four hydroelectric facilities located in North Carolina shall be, and are hereby, transferred to Northbrook, effective August 16, 2019.
2. That Appendices A, B, C and D shall constitute the certificates of public convenience and necessity issued to Northbrook for the four hydroelectric facilities located in North Carolina.
3. That Northbrook's registration statements for the facilities are accepted, effective August 16, 2019.

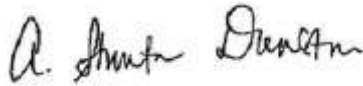
4. That Northbrook shall annually file the information required by Commission Rule R8-66 on or before April 1 of each year.

5. That the certificates of public convenience and necessity for the four hydroelectric facilities located in North Carolina previously issued to DEC, or its predecessors, shall be, and are hereby, cancelled, effective August 16, 2019.

ISSUED BY ORDER OF THE COMMISSION.

This the 22nd day of November, 2019.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in cursive script, appearing to read "A. Shonta Dunston".

A. Shonta Dunston, Deputy Clerk

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. SP-12478, Sub 0

Northbrook Carolina Hydro II, LLC
33 South Sixth Street, Suite 4646
Minneapolis, MN 55402

is hereby issued this

**CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
PURSUANT TO N.C.G.S. § 62-110.1**

for a 980-kW hydroelectric electric generating facility known as the
Bryson Hydroelectric Facility

located at

Ela Dam Road, Bryson City, Swain County, North Carolina,

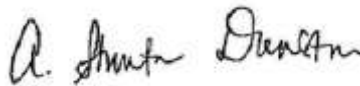
subject to all orders, rules, regulations and conditions
as are now or may hereafter be lawfully made
by the North Carolina Utilities Commission.

The effective date of this certificate is August 16, 2019.

ISSUED BY ORDER OF THE COMMISSION.

This the 22nd day of November, 2019.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in dark ink, appearing to read "A. Shonta Dunston".

A. Shonta Dunston, Deputy Clerk

APPENDIX B

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. SP-12478, Sub 0

Northbrook Carolina Hydro II, LLC
33 South Sixth Street, Suite 4646
Minneapolis, MN 55402

is hereby issued this

**CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
PURSUANT TO N.C.G.S. § 62-110.1**

for a 1,800-kW hydroelectric electric generating facility known as the Mission
Hydroelectric Facility

located at

Mission Dam Road, Hayesville, Clay County, North Carolina,

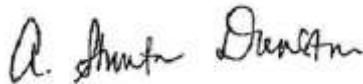
subject to all orders, rules, regulations and conditions
as are now or may hereafter be lawfully made
by the North Carolina Utilities Commission.

The effective date of this certificate is August 16, 2019.

ISSUED BY ORDER OF THE COMMISSION.

This the 22nd day of November, 2019.

NORTH CAROLINA UTILITIES COMMISSION

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A. Shonta Dunston, Deputy Clerk

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. SP-12478 Sub 0

Northbrook Carolina Hydro II, LLC
33 South Sixth Street, Ste 4646
Minneapolis, MN 55402

is hereby issued this

**CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
PURSUANT TO N.C.G.S. § 62-110.1**

for a 1,040-kW hydroelectric electric generating facility known as the Franklin
Hydroelectric Facility

located at

564 Clyde Downs Road, Franklin, North Carolina,


subject to all orders, rules, regulations and conditions
as are now or may hereafter be lawfully made
by the North Carolina Utilities Commission.

The effective date of this certificate is August 16, 2019.

ISSUED BY ORDER OF THE COMMISSION.

This the 22nd day of November, 2019.

NORTH CAROLINA UTILITIES COMMISSION

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A. Shonta Dunston, Deputy Clerk

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. SP-12479, Sub 0

Northbrook Tuxedo, LLC
33 South Sixth Street, Suite 4646
Minneapolis, MN 55402

is hereby issued this

**CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
PURSUANT TO N.C.G.S. § 62-110.1**

for a 6.4-MW hydroelectric electric generating facility known as the Tuxedo
Hydroelectric Facility

located at

Pot Shoals Road, Flat Rock, Henderson County, North Carolina,

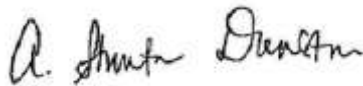
subject to all orders, rules, regulations and conditions
as are now or may hereafter be lawfully made
by the North Carolina Utilities Commission.

The effective date of this certificate is August 16, 2019.

ISSUED BY ORDER OF THE COMMISSION.

This the 22nd day of November, 2019.

NORTH CAROLINA UTILITIES COMMISSION

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A. Shonta Dunston, Deputy Clerk