



Control Number: 23850



Item Number: 4

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CARROLL & GROSS, L.L.P.

ATTORNEYS AT LAW
A REGISTERED LIMITED LIABILITY PARTNERSHIP
AUSTIN CENTRE, SUITE 310
701 BRAZOS
AUSTIN, TEXAS 78701
(512) 320-5951
FAX (512) 320-5920
WRITER'S DIRECT DIAL NUMBER IS (512) 320-5953
e-mail address: mc Carroll@texas.net

August 12, 2002

Ann Bowen
Filing Clerk
Public Utility Commission of Texas
1701 N. Congress Ave.
Austin, Texas 78701

Re: Project No. 23850, *Registration of NWP Indian Mesa Wind Farm, L.P. as a Power Generation Company ("PGC")*

Dear Ms. Bowen:

Please accept for filing the attached application of NWP Indian Mesa Wind Farm, L.P. for registration as a PGC.

This application amends NWP Indian Mesa Wind Farm's current registration information by reflecting the purchase of the registrant by new owners as of June 28, 2002.

Please do not hesitate to contact me if you have any questions regarding the above.

Very truly yours,



Marianne Carroll

REGISTRATION FORM *for*
POWER GENERATION COMPANIES AND SELF-GENERATORS

Please check definitions and otherwise review the *Instructions to Registration Form for Power Generation Companies and Self-Generators* before completing this registration form.

Power Generation Companies (PGCs) must complete Parts A, C, and D of this Form.
Self-Generators must complete Parts A, B, and D of this Form.

Registration form may be obtained from the Commission's Central Records Division or downloaded from Commission website at <http://www.puc.state.tx.us>. Information may be inserted electronically to expand the reply spaces as necessary. The completed registration form must be filed with the Public Utility Commission of Texas, Attention: Ann Bowen, Filing Clerk, Public Utility Commission of Texas, 1701 N. Congress Avenue, P.O. Box 13326, Austin, Texas, 78711-3326. Submit 7 copies, including the original.

PART A – APPLICABLE TO ALL REGISTERING PARTIES

Provide the information requested in Attachment A for each generating facility. If more room is needed to list all generating facilities, attach additional copies of Attachment A or lengthen the table electronically.

PART B – APPLICABLE TO REGISTRATION OF SELF-GENERATORS

1. Legal name of the Registering Party.

N.A. _____

2. Registering Party's Texas business address and principal place of business.

N.A. _____

3. Name, title, address, telephone number, facsimile transmission number, and e-mail address of the person to whom communications relating to the self-generator should be addressed.

N.A. _____

***PART C – APPLICABLE TO REGISTRATION OF
POWER GENERATION COMPANIES***

1. Legal name of the Registering Party.

NWP Indian Mesa Wind Farm, L.P. _____

2. Trade or commercial name(s) under which the Registering Party intends to operate.

Same as #1, above. _____

3. Registering Party's Texas business address and principal place of business.

701 Brazos, Suite 500 _____
Austin, Texas 78701 _____
Attn: Beth Garza _____

4. Name, title, address, telephone number, facsimile transmission number, and e-mail address of the person to whom communications should be addressed.

Elizabeth A. Garza, Director, Market Affairs (beth_garza@fpl.com) _____
701 Brazos, Suite 500, Austin, TX 78701 _____
512/320-9171 (512/320-5821 Fax) _____

5. The names and types of business of the registering party's corporate parent companies, along with percentages of ownership.

FPL Energy Indian Mesa GP LLC, a Delaware limited liability company – 1% interest _____

FPL Energy Indian Mesa LP LLC, a Delaware limited liability company – 99% interest _____

Both companies are wholly owned subsidiaries of ESI Energy, LLC., which is an indirect wholly-owned subsidiary of FPL Group, Inc., a Florida corporation _____

6. A description of the types of services provided by the registering party that pertain to the generation of electricity.

The registrant will operate and sell the output from the plant. _____

7. The name and corporate relationship of each affiliate that buys and sells electricity at wholesale in Texas, sells electricity at retail in Texas, or is an electric or municipally owned utility in Texas.

The following entities are affiliates of the registrant who currently sell or will sell electricity at wholesale in Texas:

- a) FPL Energy Upton Wind I LP
- b) FPL Energy Upton Wind II LP
- c) FPL Energy Upton Wind III LP
- d) FPL Energy Upton Wind IV LP
- e) West Texas Wind Energy Partners, LLC
- f) FPL Energy Pecos Wind I, LP
- g) FPL Energy Pecos Wind II, LP
- h) FPL Energy Power Marketing, Inc.
- i) FPL Energy Bastrop, L.P.
- j) Lamar Power Partners, L.P.
- k) FPLE Forney, L.P.
- l) Delaware Mountain Wind Farm, L.P.

8. If applicable, attach to this form any Supplemental Information, as described in the *Instructions*, and label it "Attachment B."

PART D - APPLICABLE TO ALL REGISTERING PARTIES

AFFIDAVIT

(Must be notarized by a public notary in and for the State of Texas)

FLORIDA
STATE OF TEXAS §
COUNTY OF PALM BEACH §

BEFORE ME, the undersigned authority, on this day personally appeared the undersigned, who, after being duly sworn, stated on their oath that they are entitled to make this Affidavit, and that the statements contained below and in the foregoing are true and correct.

Check one of the following boxes:

- ☐ I am an authorized representative of the registering party, which is a **self-generator**.
- ☒ I am an authorized representative of the registering party, which is a **power generation company**, and swear that the company:
- (A) Generates electricity that is intended to be sold at wholesale;
 - (B) Does not own a transmission or distribution facility in this state other than an essential interconnecting facility, a facility not dedicated to public use, or a facility otherwise excluded from the definition of "electric utility" under §25.5 of this title; and
 - (C) Does not have a certificated service area.

I swear or affirm that I have personal knowledge of the facts stated in the attached registration, that I am competent to testify to them, and that I have the authority to submit this registration form on behalf of the registering party. I further swear or affirm that all statements made in the registration form are true, correct and complete and that any substantial changes in such information will be provided to the Public Utility Commission of Texas in a timely manner. I swear or affirm that the registering party understands and will comply with all requirements of the applicable law and rules.

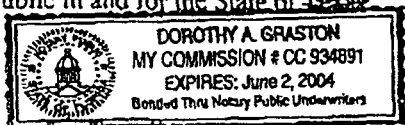
Silvia Iglesias
Signature of Authorized Representative

SILVIA IGLESIAS
Printed Name

NWP Indian Mesa Wind Farm L.P.
Name of Registering Party

Sworn and subscribed before me this 6th day of August, 2002
Month Year

Notary Public in and for the State of FLORIDA



Dorothy A. Graston
DOROTHY A. GRASTON

FORM FOR REGISTRATION OF PGCs AND SELF GENERATORS, Pursuant to PUC SUBSTANTIVE RULE § 25.109

\\\\main\\clients\\fpl energy\\application for pgc registration - indian mesa.rtf

ATTACHMENT A - Applicable to Power Generation Companies and Self-Generators¹

[illegible]

¹ If more room is needed to list all generating facilities, attach additional copies Attachment A or lengthen the form electronically.

² Total capacity of a generating facility consists of the sum of the capacity of the individual generating units located at the generating facility.

Attachment B

SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

FILED
OFFICE OF THE SECRETARY
1440 NEW YORK AVENUE, N.W.
WASHINGTON, D.C. 20005-2111

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FEDERAL ENERGY
REGULATORY COMMISSION

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<http://www.skadden.com>

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July 31, 2002

Honorable Magalie Roman Salas
Secretary
Federal Energy Regulatory Commission
888 First Street, N.E.
Washington, D.C. 20429

RE: Notice of Change in Material Facts
Docket No. EG01-166-000

Dear Secretary Salas:

Pursuant to 18 C.F.R. §365.8, FPL Group, Inc., a Florida corporation ("FPL"), hereby notifies the Commission of a change in material facts regarding the application for determination of exempt wholesale generator ("EWG") status filed on March 30, 2001 in Docket No. EG01-166-000.

On June 28, 2002, FPL Energy Indian Mesa GP, LLC, a Delaware limited liability company ("Indian Mesa GP"), acquired a 1% general partnership interest and FPL Energy Indian Mesa LP, LLC, a Delaware limited liability company ("Indian Mesa LP"), acquired a 99% limited partnership interest in NWP Indian Mesa Wind Farm, L.P., a Delaware limited partnership, from NWP Indian Mesa Delaware L.L.C., a Delaware limited liability company. On May 11, 2001, the Commission determined in Docket No. EG01-166-000 that NWP Indian Mesa Wind Farm, L.P. is an EWG. Both Indian Mesa GP and Indian Mesa LP are direct wholly-owned subsidiaries of ESI Energy, LLC, a Delaware limited liability company and an indirect wholly-owned subsidiary of FPL. The sole associate electric utility company of NWP Indian Mesa Wind Farm, L.P. is Florida Power & Light Company, a Florida corporation and an indirect wholly-owned subsidiary of FPL.

NWP Indian Mesa Wind Farm, L.P. remains directly and exclusively engaged in the business of owning eligible facilities used solely and exclusively for the generation of electric energy at wholesale as described in Docket No. EG01-166-000.

Margalie Roman Salas

July 31, 2002

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Accordingly, the material change in facts described herein does not affect the status of NWP Indian Mesa Wind Farm, L.P. as an EWG.

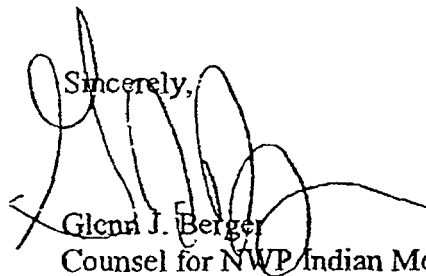
All communications regarding this notification of a change in facts in this docket should be provided to:

Edward F. Tancer, Esq.
General Counsel
FPL Energy, LLC
700 Universe Boulevard
Juno Beach, FL 33408-2683
(561) 691-7087

Glenn J. Berger
Skadden, Arps, Slate,
Meagher & Flom LLP
1440 New York Avenue, NW
Washington, DC 20005-2111
(202) 371-7920

Please do not hesitate to contact me if you have any questions regarding this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Glenn J. Berger", with a long horizontal flourish extending to the right.

Glenn J. Berger
Counsel for NWP Indian Mesa Wind Farm, L.P.

95 FERC 12,115

CLPMDL
DTB
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FEDERAL ENERGY REGULATORY COMMISSION

WASHINGTON, D. C. 20426

May 11, 2001

OFFICE OF THE GENERAL COUNSEL

Mr. Tim Unger
Andrews & Kurth L.L.P.
600 Travis
Suite 4200
Houston, TX 77002

Re: Docket No. EG01-166-000

Dear Mr. Unger:

On March 30, 2001, you filed an application for determination of exempt wholesale generator status on behalf of NWP Indian Mesa Wind Farm L.P pursuant to section 32 of the Public Utility Holding Company Act of 1935 (PUHCA). Notice of the application was published in the Federal Register, 66 Fed. Reg. 18,761 (2001), with interventions or comments due on or before April 25, 2001. None was filed.

Authority to act on this matter is delegated to the General Counsel. 18 C.F.R. 375.309(g). The General Counsel has further delegated that authority to the Lead Counsel, Markets, Tariffs, and Rates Section. Based on the information set forth in the application, I find that NWP Indian Mesa Wind Farm L.P. is an exempt wholesale generator as defined in section 32 of PUHCA.

A copy of this letter will be sent to the Securities and Exchange Commission.

Sincerely,

Michael A. Bardee

Michael A. Bardee
Lead Counsel,
Markets, Tariffs, and Rates Section