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Public Utility District No. 1 of Douglas County

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January 13, 2009

Honorable Kimberly D. Bose Secretary Federal Energy Regulatory Commission 888 First Street, NE Washington, DC 20426

Subject: Wells Hydroelectric Project No. 2149-131

Douglas PUD's Response to Stakeholder Comments on the Initial Study Report Document and Proposed Revisions to the Process Plan and Schedule

for the Wells Project ILP

Dear Secretary Bose:

In accordance with 18 C.F.R. § 5.15(c)(5)(2008), the Public Utility District No. 1 of Douglas County, Washington (Douglas PUD), licensee for the Wells Hydroelectric Project (Wells Project), hereby submits its response to stakeholder comments regarding the Initial Study Report (ISR) Document for the relicensing of the Wells Project. This letter also includes a proposal from Douglas PUD to revise the Process Plan and Schedule for the Wells Project ILP.

The following is a list of applicable filings leading up to Douglas PUD's response to stakeholder comments on the ISR Document. On October 15, 2008, Douglas PUD filed with the Federal Energy Regulatory Commission (FERC) both a public and non-public version of the ISR Document for the Wells Project. The ISR Document included results from all ten of the studies required by the FERC in the October 11, 2007 Study Plan Determination. The ISR Document also included results from two studies conducted by Douglas PUD that were not required by the FERC, but were prudent to perform in order to prepare for the 401 Water Quality Certification process. On November 24, 2008, Douglas PUD filed a letter correcting a water temperature figure within the original ISR Document. On December 2, 2008, Douglas PUD filed the final Traditional Cultural Property Study for the Wells Project, which was prepared by the Confederated Tribes of the Colville Reservation under a contract with Douglas PUD.

The deadline for stakeholder comment on the ISR Document was December 15, 2008 pursuant to the approved Process Plan and Schedule for the Wells Project. Only two sets of stakeholder comments related to the recently filed ISR Document have been received by the FERC. Comments were filed with the FERC by the City of Pateros on November 7, 2008 and by the City of Brewster on December 5, 2008.

Response to Brewster's Comments on the ISR Document for the Wells Project

On December 5, 2008 the City of Brewster filed comments with the FERC regarding the Recreational Needs Analysis. The comments filed by Brewster were informative and provide additional information that will be considered during the development of the Recreation Management Plan for the relicensing of the Wells Project.

Below is a summary of Brewster's comments (italics) followed by Douglas PUD's response.

Brewster's General Comment: There are several large developments in the planning and early implementation phases that are located adjacent to Brewster and in close proximity to the Wells Reservoir. The impact to the existing recreation facilities MUST be considered.

The Recreation Needs Analysis underestimates the growth of recreation expected to take place on the Wells Reservoir.

Douglas PUD Response: Douglas PUD appreciates the City bringing the proposed Gamble Run development to its attention. Douglas PUD agrees that if this and other planned developments are built out to their design capacity, there could be a significant effect on recreation use and recreation facility capacity within the Wells Project. In an effort to capture future changes in recreational use, demand, and the capacity of existing facilities, Douglas PUD is proposing to include provisions for periodic recreation monitoring within the Recreation Management Plan for the new license. Recreation use monitoring data will be used to inform future Recreation Management Plan updates and indicate where changes to existing facilities are needed to meet new demand and capacity requirements. The Recreation Management Plan, including Douglas PUD's proposed recreation monitoring program, will be filed with the FERC as part of the Draft License Application.

Response to Pateros's Comments on the ISR Document for the Wells Project

On November 7, 2008, the City of Pateros filed comments with the FERC regarding the Recreational Needs Analysis and the Public Access Study. Below are Douglas PUD's responses to the City's comments (italics).

Pateros Comment 1: The Recreation Needs Analysis surveyed people who are currently using the Project and failed to survey people who are precluded from using the Project due to lack of some facility.

Douglas PUD Response: The study plan for the Recreational Needs Analysis was developed by the Recreation Resources Work Group (RRWG), of which the City was a member. At no time during the development of this study plan did any member of the RRWG suggest that Douglas PUD should conduct a survey of people who do not visit the Wells Project. People choose to not visit for a multitude of reasons including proximity, lack of interest in outdoor activities, or a preference for outdoor activities that are not consistent with the attributes of the Project (mountaineering, snow skiing, rock climbing, surfing, ballooning, etc.).

The recreational resources of the Wells Project provide for a diverse, primarily water-based outdoor experience consistent with applicable FERC policy contained within 18 C.F.R. § 2.7 (2008). However, FERC policy does not require a licensee to provide all forms of recreation or to construct all forms of recreational facilities for all potential users. It is not Douglas PUD's responsibility to identify and survey people who do not use the Project because it lacks their favorite form of recreation.

Pateros Comment 2: The Visitor Center located at the dam downstream from Wells Dam receives over 100,000 visitors a year and because Wells Dam Visitor Center is closed, they receive none.

Douglas PUD Response: Prior to heightened security concerns related to the terrorist attacks on September 11, 2001, the Wells Dam Visitor Center was open to the public without escort or security screening. For the years 1997 – 2001, the Wells Dam Visitor Center received an average of 1,016 visitors per year. The City makes reference to the number of visitors to the Rocky Reach Visitor Center. The major difference in visitor numbers between the Rocky Reach Visitor Center and the Wells Dam Visitor Center is due to the close proximity of Rocky Reach Dam to the Wenatchee-East Wenatchee urban area and the fact that Rocky Reach is on the same highway route as Lake Chelan, a major recreation and convention destination for tourists originating in the Seattle-Tacoma-Everett urban area.

Following the September 11, 2001 attacks, the Wells Dam Visitor Center has been open to the public by appointment in order to ensure that visitors can be escorted while touring the internal workings of the Wells Hydrocombine. For the years 2002 – 2007, the Visitor Center received an average of 116 visitors per year.

Pateros Comment 3: The Recreation Visitor Use Assessment (DTA 2005) is inadequate in several ways ... Hispanics were not surveyed in numbers that they appear in Washington Department of Fish and Wildlife surveys done over the years.

Douglas PUD Response: The 2005 Recreation Visitor Use Assessment accurately represented the recreational use within the Wells Project. Specifically, the 2005 study included surveys of all recreation users, including Hispanic users, at rates comparable to their level of participation in activities within the Wells Project.

In an effort to ensure adequate investigation of Hispanic recreation needs, Douglas PUD expanded the scope of the Recreational Needs Analysis study plan to include interviews with Hispanic community leaders and conducting a literature review of Hispanic recreation use patterns and preferences. These efforts were added to the study plan in order to ensure that the needs of the Hispanic community were represented in the recreation planning process.

During the implementation of the 2008 Recreational Needs Analysis, Douglas PUD hosted an RRWG study update meeting on February 29, 2008. During this meeting, representatives from the cities of Brewster and Bridgeport expressed concern that the previously agreed to task of interviewing Hispanic community leaders was singling out the Hispanic community within their

larger communities. RRWG members expressed a desire to not focus the Recreational Needs Analysis on any one demographic but on the community at large. As a result, the RRWG agreed that the Recreational Needs Analysis should be modified to include a survey of the Parent Advisory Committees in Brewster and Pateros and, at Bridgeport's request, to conduct surveys at the Bridgeport Community Fair on April 26, 2008 (Appendix A, February 29, 2008 RRWG meeting minutes).

The results of the 2005 Recreation Use Assessment survey questionnaires, the 2008 Hispanic recreational use literature review and the 2008 community surveys were included in the 2008 Recreational Needs Analysis Report filed with the FERC as part of the ISR Document.

Pateros Comment 4: The Recreation Visitor Use Assessment (DTA 2005) is inadequate because ... the Methow River was surveyed for fishermen during the time it was closed to fishing.

Douglas PUD Response: The 2005 study focused on surveying all forms of recreation within the Project including fishing that was legally open during the study including the opening of steelhead in late 2005. The lifting of the prohibition on steelhead fishing took place in late 2005 and was implemented following an emergency rule change resulting from an unexpected overabundance of hatchery steelhead returning from the Pacific Ocean that fall. The 2005 recreation report also includes information collected from the Washington Department of Fish and Wildlife (WDFW) fishermen survey, Washington fishing license sales, local fishing guide activity reports, and recreation equipment sales for that time period.

Since 2005, the steelhead season on the Methow River has opened sporadically and only in years when adequate numbers of fish warrant the removal of excess hatchery fish. During these periods, neither Douglas PUD nor WDFW staff have observed capacity issues related to the recreation facilities on the lower Methow River.

Pateros Comment 5: The recreation Visitor Use Assessment (DTA 2005) is inadequate because ... there seems to be an attempt to limit the purpose of the parks to just access to the reservoir.

Douglas PUD Response: Douglas PUD disagrees with the City's assertion about the 2005 surveys. The 2005 Recreation Visitor Use Assessment (DTA 2005) surveyed recreation use on land and on the water. Respondents to the survey not only included recreation users who were accessing the reservoir for fishing or boating, but also those participating in land-based activities within the parks, wildlife areas and Project shoreline including activities such as picnicking, horseback riding, relaxing, camping, hiking/walking, bicycling, and wildlife viewing (See Table 5.1-12 on pages 24-25 in DTA 2005).

Pateros Comment 6: Douglas County PUD's Land Use Policy decision to discontinue allowing new docks outside the city limits will have a great impact and effectively stop a key recreational component of the area.

Douglas PUD Response: A major goal of Douglas PUD's Land Use Policy is to protect Endangered Species Act (ESA) listed fish and important shoreline wildlife habitat. Douglas PUD does not agree that restricting the construction of new private-use docks on public shoreline would have a negative effect on recreation visitor use at the Wells Project. In fact, public access to public land is the key to enhancing pubic recreation within the Wells Project. Restricting public access through the placement of private facilities (docks and launches) on public shoreline has the opposite effect by effectively eliminating public access to public land. The fact that most new boat docks on the Wells Reservoir are being constructed with no trespassing signs is a testament to the limitation imposed on public access to public land through the placement of these structures.

Douglas PUD is committed to monitoring recreation use and facility capacity during the term of the next license for the Wells Project. The Recreation Management Plan, to be filed as part of the Draft License Application, will contain detailed proposals for monitoring and updating public boat launches and public boat docks when and if they approach their rated capacity. Adding new or expanding existing public boating facilities would have a much smaller environmental impact than allowing each landowner to install its own private facilities on public land.

Pateros Comment 7: The ability of recreationalists to store boats overnight at a slip or marina should be viewed as something that is significantly needed in this area.

The Recreational Needs Analysis examined recreational needs throughout the Wells Project and did not find a significant unmet demand for overnight boat slips and/or marina. In fact, during interviews in 2005 and again during community interviews in 2008, nobody other than City of Pateros civic leaders indicated a need for a marina or overnight slip facility. If a significant demand for such a public facility were to exist, then it would be a lucrative business opportunity for a local organization or individual to pursue. Should the City believe that building a <u>public</u> boat storage facility would be a good business venture, then Douglas PUD would work with the City of Pateros to identify and grant an easement across Douglas PUD lands, within the city limits of Pateros, to facilitate the City's construction of a city owned, managed and operated boat marina or overnight slip facility.

Pateros Comment 8: The city has asked Douglas PUD to consider providing additional heavy use recreational facilities inside the city. These additional recreational facilities were not looked at in the study.

Douglas PUD Response: The purpose of the 2008 Recreational Needs Analysis was not to identify ways to attract recreation users to the City of Pateros in order to enhance the local economy. Rather, the study was designed to specifically address the effects of the Wells Project on recreation. As such, the goal of the study was to "<u>research, describe, and quantify recreation</u> use information and identify current and future recreation needs at the Wells Project to be

<u>addressed over the term of the next license.</u>" There is nothing precluding the City of Pateros or other developers from building heavy use recreation facilities unrelated to the Project in an attempt to attract more tourist dollars to the area.

Pateros Comment 9: No effort was expended to look at camping, hiking, biking, and other types of recreation. At this time they don't occur much here because of lack of facilities. These are major recreational items on the Columbia River downstream from the city of Pateros and the city feels they would enhance our area as well.

Douglas PUD Response: See response to Comment 5 above.

Pateros Comment 10: Nothing in the report addresses that no major regional waterfront park has been developed on the Wells Project.

Douglas PUD Response: See response to Comment 8 above. Additionally, there is no requirement that a "major regional waterfront park" be developed as part of a new license for a hydroelectric project. Douglas PUD has helped fund and develop four waterfront parks and one waterfront trail located on the Wells Reservoir, including Memorial and Peninsula parks in Pateros, Columbia Cove Park and waterfront trail in Brewster and Marina Park in Bridgeport.

Furthermore, the Recreational Needs Analysis results do not indicate a need for an additional "major regional waterfront park" when considering the amount of use currently taking place within the Wells Project. It is also important to point out that there are already three destination, overnight parks within close proximity to the Wells Project. Destination state parks located within 25 miles of the Wells Project include (1) Alta Lake State Park (1 mile from the Project), (2) Bridgeport State Park (about 2 miles from the Project), and (3) Beebe Bridge State Park (about 11 miles from the Project). Douglas PUD does not believe that a "build it and they will come" philosophy is appropriate for the Wells Project.

Pateros Comment 11: There was some discussion about having six-year updates to the plan to address our changing needs...Perhaps having a committee of city, county, state and Douglas PUD representatives, who would have authority to make decisions, obligate projects and funding would be better...

Douglas PUD Response: Future decisions regarding Wells Project recreation facilities will continue to be based on recreation monitoring data and input from stakeholders. Douglas PUD will continue to balance recreational needs with the need for natural resource protection and power generation. The FERC will continue to provide final approval of recreation plan updates.

Pateros Comment 12: We would like to see a redesign of the docks to provide ADA accessibility for boating, boat moorage, and fishing.

Douglas PUD Response: Douglas PUD will include provisions for addressing ADA accessibility in the Recreation Management Plan to be filed with the Draft License Application.

Pateros Comment 13: The plan incorrectly addresses which entities operate and maintain the recreation facilities... While in the current license the city of Pateros had agreed to fund watering, mowing and other maintenance activities, no agreement has been reached for this coming license cycle.

Douglas PUD Response: Facilities labeled as "City of Pateros" in the study report were not intended to assign management responsibility. The label was intended to provide the reader with the geographic location of each facility. Proposed operations and maintenance activities for all of the recreation facilities located within the Wells Project will be defined in the Recreation Management Plan.

Pateros Comment 14: In regard to the Public Access Study, the city of Pateros is concerned that deposition of sediment may result in closing the Methow Boat Launch, and the inability to engineer the Winter Boat Launch correctly may result in severe limitations.

Douglas PUD Response: The 2008 Public Access Study evaluated these specific issues at both the Methow Boat Launch and the Winter Boat Launch. Potential solutions were also identified within the report in Section 6.1.2.3 (page 27) and Section 6.1.2.9 (page 30). These issues are currently being addressed through the 2007 Recreation Action Plan Update as part of the current Wells Project license. If these issues remain unresolved, the Recreation Management Plan will include recommended measures for both of these facilities.

Pateros Comment 15: A major concern of the city of Pateros has been the inability to use the swimming area in Peninsula Park, and the Public Access Study, while pointing out several of the problems (i.e., sediment, aquatic weed growth), failed to quantify how they would address these problems.

Douglas PUD Response: The 2008 Public Access Study identified potential options for addressing issues at the Peninsula Park swimming area in Section 6.1.2.10 (page 31). In addition, potential options for controlling aquatic plant growth are included in Section 6.3.2 (pages 41-43). As stated above, specific measures to address these issues will be proposed in the Recreation Management Plan.

Proposal to Revise the Process Plan and Schedule for the Wells ILP

In addition to responding to stakeholder comments on the ISR Document, Douglas PUD is proposing to revise the Process Plan and Schedule for the Wells ILP. No requests for a second season of study were filed with the FERC by federal, state or tribal entities prior to the December 15, 2008 deadline per the approved Process Plan and Schedule for the Wells ILP. The only comments on the ISR Document received were from the cities of Pateros and Brewster and these comments focus on the types of measures to be included in the Recreation Management Plan and not on the need for additional studies.

Because a second season of study is no longer called for, Douglas PUD would like to take this opportunity to update the Process Plan and Schedule for the Wells ILP. Douglas PUD's proposed revisions to the Process Plan and Schedule include eliminating the Second Season of

Study requirement and a proposal to move forward the deadlines associated with the Updated Study Report (USR). Specifically, Douglas PUD is proposing to move forward all of the USR related deadlines including the deadline for the USR Document, USR Meeting, USR Meeting Summary, USR Meeting Summary Disagreements, Response to USR Meeting Summary Disagreements, and the Resolution of USR Disagreements deadline. Rather than using the USR Document and Meeting to present the results of the second season of study, Douglas PUD would like to use the USR Document and Meeting to present the final results of the three interim study reports filed within the ISR Document.

This proposed change in the Process Plan and Schedule will provide stakeholders with final environmental reports from the first season of studies earlier in the process and will allow all of the study reports for the Wells ILP to be reviewed and any disagreements resolved prior to the filing of the Draft License Application in December 2009. All of the other filing deadlines associated with the Process Plan and Schedule remain unchanged. Douglas PUD's proposed revisions to the Process Plan and Schedule can be found in Appendix B.

Copies of Douglas PUD's response to stakeholder comments on the ISR Document and Douglas PUD's proposed revisions to the Process Plan and Schedule are concurrently being distributed to all entities listed on the attached Relicensing Distribution List in accordance with the Communication Protocol set forth in Section 2.3 of the Pre-Application Document for the Wells Project.

If you have any questions or require further information, please feel free to contact me at (509) 881-2208 or sbickford@dcpud.org.

Sincerely,

Shane Bickford

Supervisor of Relicensing

Cc: Relicensing Distribution List

See Enclosures:

Appendix A: Recreation Resource Work Group – Meeting Summary – February 29, 2008

Appendix B: Revised Process Plan and Schedule

APPENDIX A: RECREATION RESOURCE WORK GROUP MEETING SUMMARY – FEBRUARY 29, 2008

Final Meeting Notes

Recreation Resource Work Group

Wells Hydroelectric Project Relicensing Douglas County PUD February 29, 2008

Meeting Coordinator: Scott Kreiter (509) 881-2327

Meeting Objective: To provide an update on the Recreation Needs Evaluation and

the Recreation Access Study.

Wells ILP Update

Douglas PUD provided an update on the upcoming ILP schedule. Douglas PUD is in the study phase of the ILP. Data collected during the two-year study phase will be used in developing the Draft License Application (DLA) which is due on December 31, 2009.

Recreation Needs Analysis Study Update

Kelly Bricker from Devine Tarbell & Assoc., provided a progress report on the Recreation Needs Analysis (see Attachment A below).

The RWG identified additional literature that may be relevant to the Needs Analysis Study. The RWG also discussed methods for addressing Section 6.1, Step 2 of the Study Plan (*Collect unmet Project Area recreation demand information from visitor surveys, community leaders, and current research*). The primary focus of this step is to address potential use that may not have been collected in the Recreation Use Assessment.

Actions include:

- Reviewing relevant literature;
- Interviewing community leaders identified by each of the Cities;
- Providing questionnaires at the Bridgeport Community Fair on April 26;
- Collect input at a Pateros Parent Advisory Committee (PAC) meeting;
- Collect input at a Brewster PAC meeting.

Recreation Access Study Update

Douglas PUD provided a progress report on the Recreation Access Study (see Attachment B below). Bathymetry collection at each of the boat launches is complete. The backwater analysis, which will be used to evaluate how reservoir operations impact boat launch access, is nearly complete. Next steps include analysis of aquatic plant growth at public access sites, and

development of maps showing water depths in the reservoir. The RWG discussed potential options for water depth maps that could be used to improve boater experience on the reservoir.

Action Items:

Action: Douglas PUD will schedule an RWG meeting in June or July to provide another study update prior to the October 30 study report meeting.

Action: Douglas PUD will provide the Water Trail contact information to Kelly Bricker.

Action: Jim Eychaner and Jim Harris will provide the relevant documents to Kelly Bricker for use in the Recreation Needs Assessment.

Action: Kelly Bricker will send the questionnaire to Jean Hardie and Patti Leppert.

Action: Lee Webster will provide the Brewster Recreation Study results to Kelly Bricker.

Action: Douglas PUD will be sure to address non-motorized boat use in the Recreation Access study.

Action: The recreation season used for the Recreation Access Study will be May - November

Next Meeting

The next meeting will be scheduled for late June or early July.

APPENDIX B: REVISED PROCESS PLAN AND SCHEDULE

Wells Project No 2149-131

Revised Process Plan and Schedule

Activity	Responsible	Time Frame	Deadline ¹
File Notice of Intent (NOI) and Pre- Application Document (PAD) (18 CFR § 5.5(d))	Parties Douglas PUD	As early as five and one half but no later than five years prior to license expiration	December 1, 2006
Initial Tribal Consultation Meeting (18 CFR § 5.7)	FERC	No later than 30 days after filing NOI and PAD	January 2, 2007
Issue notice of NOI/PAD and Scoping Document 1 (SD1) (18 CFR § 5.8(a))	FERC	Within 60 days of filing NOI/PAD	January 30, 2007
Conduct Scoping meetings and site visit (18 CFR § 5.8(b) (viii)	FERC	Within 30 days of NOI/PAD notice and SD1 issuance	March 1, 2007
Comments on PAD, SD1, and Study Requests (18 CFR § 5.9(a))	Stakeholders	Within 60 days of NOI/PAD notice and issuance of SD1	April 2, 2007
File Proposed Study Plan (PSP) (18 CFR § 5.11	Douglas PUD	Within 45 days of deadline for filing comments on PAD	May 17, 2007

Process Plan and Schedule (cont.)

Activity	Responsible Parties	Time Frame	Deadline
Issuance of Scoping Document 2, if necessary (18 CFR § 5.10)	FERC	Within 45 days of deadline for filing comments on SD1	May 17, 2007
Study Plan Meetings (18 CFR 5.11(e)	Douglas PUD	First meeting to be held within 30 days of filing PSP	June 18, 2007
Comments on PSP (18 CFR § 5.12)	Stakeholders	Within 90 days after PSP is filed	August 15, 2007
File Revised Study Plan (RSP) (18 CFR § 5.13(a))	Douglas PUD	Within 30 days of deadline for comments on PSP	September 14, 2007
Comments on RSP (18 CFR § 5.13(b))	Stakeholders	Within 15 days following RSP	October 1, 2007
Issuance of Study Plan Determination (18 CFR § 5.13(c)) ²	FERC Director	Within 30 days of RSP	October 15, 2007
Formal Study Dispute Resolution Process if requested ³ (18 CFR § 5.14(a))	Agencies and Tribes with mandatory conditioning authority	Within 20 days of study plan determination	November 5, 2007
Dispute Resolution Panel Convenes (18 CFR § 5.14(d))	Dispute Resolution Panel	Within 20 days of a notice of study dispute	November 26, 2007
Comments on Study Plan Disputes (18 CFR § 5.14(i))	Douglas PUD	Within 25 days of notice of study dispute	November 30, 2007
Third Panel Member Selection Due (18 CFR § 5.14(d)(3)	Dispute Resolution Panel	Within 15 days of when Dispute Resolution Panel convenes	December 11, 2007

Process Plan and Schedule (cont.)			
Activity	Responsible Parties	Time Frame	Deadline
Dispute Resolution Panel Technical Conference (18 CFR § 5.14(j))	Dispute Resolution Panel, Douglas PUD, Stakeholders	Prior to engaging in deliberative meetings	NA
Dispute Resolution Panel Findings and Recommendations (18 CFR § 5.14(k))	Dispute Resolution Panel	No later than 50 days after notice of dispute	December 26, 2007
Study Dispute Determination (18 CFR § 5.14(l) ⁴	FERC Director	No later than 70 days after notice of dispute	January 14, 2008
Conduct First Season of Studies (18 CFR § 5.15)	Douglas PUD	January, 2008 – December, 2008	
Study Progress Reports (18 CFR 5.15(b))	Douglas PUD	Douglas PUD will provide summary updates every three months	
Initial Study Report (18 CFR § 5.15(c))	Douglas PUD	Pursuant to the Commission approved study plan and schedule provided in § 5.13 or no later than 1 year after Commission approval of the study plan	October 15, 2008
Initial Study Report Meeting (18 CFR § 5.15(c)(2))	Douglas PUD and Stakeholders	Within 15 days of filing the Initial Study Report	October 30, 2008
File Initial Study Report Meeting Summary (18 CFR § 5.15(c)(3))	Douglas PUD	Within 15 days of study results meeting	November 14, 2008

Process Plan and Schedule (cont.)

Process Plan and Schedule (cont.)				
Activity	Responsible Parties	Time Frame	Deadline	
File Meeting Summary Disagreements (18 CFR § 5.15(c)(4))	Stakeholders	Within 30 days of study results meeting summary	December 15, 2008	
File Responses to Meeting Summary Disagreements (18 CFR § 5.15(c)(5))	Douglas PUD	Within 30 days of filing meeting summary disagreements	January 14, 2009	
Resolution of Disagreements (18 CFR § 5.15(c)(6)) ⁵	FERC Director	Within 30 days of filing responses to disagreements	February 13, 2009	
Conduct Second Season of Studies	Douglas PUD	January, 2009 December, 2009		
File Updated Study Report (18 CFR § 5.15(f))	Douglas PUD	Pursuant to the Commission approved study plan and schedule provided in § 5.13 or no later than 2 years after Commission approval of the study plan	October 15, 2009 April 15, 2009	
Updated Study Report Meeting (18 CFR § 5.15(f))	Douglas PUD and Stakeholders	Within 15 days of updated study report	October 30, 2009 April 30, 2009	
File Updated Study Report Meeting Summary (18 CFR § 5.15(f))	Douglas PUD	Within 15 days of study report meeting	November 16, 2009 May 15, 2009	
File Meeting Summary Disagreements (18 CFR § 5.15(f))	Stakeholders	Within 30 days of study results meeting summary	December 16, 2009 June 15, 2009	

Process Plan and Schedule (cont.)

Activity	Responsible Parties	Time Frame	Deadline
File Preliminary Licensing Proposal or Draft License Application (18 CFR § 5.16(a))	Douglas PUD	No later than 150 days prior to the deadline for filing a new or subsequent license application	December 31, 2009
File Responses to Meeting Summary Disagreements (18 CFR § 5.15(f))	Douglas PUD	Within 30 days of filing meeting summary disagreements	January 15, 2010 July 15, 2009
Resolution of Disagreements (18 CFR § 5.15(f)) ⁶	FERC	Within 30 days of filing responses to disagreements	February 15, 2010 August 14, 2009
File Preliminary Licensing Proposal or Draft License Application (18 CFR § 5.16(a))	Douglas PUD	No later than 150 days prior to the deadline for filing a new or subsequent license application	December 31, 2009
Comments on Preliminary Licensing Proposal Due (18 CFR § 5.16(e))	Stakeholders	Within 90 days of filing Preliminary License Proposal or Draft License Application	March 31, 2010
License Application Filed (18 CFR § 5.17)	Douglas PUD	By May 31, 2010 – No later than 24 months before the existing license expires	May 31, 2010

¹If the due date falls on a weekend or holiday, the deadline is the following business day.

² Director's determination is subject to request for rehearing to the Commission pursuant to 18 CFR § 375.301(a) and 385.713. Any request for rehearing must be filed within 30 days of determination.

³Shaded actions are not necessary if there are no study disputes.

⁴Director's determination is subject to request for rehearing to the Commission pursuant to 18 CFR § 375.301(a) and 385.713. Any request for rehearing must be filed within 30 days of determination.

⁵Director's determination is subject to request for rehearing to the Commission pursuant to 18 CFR § 375.301(a) and 385.713. Any request for rehearing must be filed within 30 days of determination.

⁶Director's determination is subject to request for rehearing to the Commission pursuant to 18 CFR § 375.301(a) and 385.713. Any request for rehearing must be filed within 30 days of determination.

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American Rivers, Inc. Brett Swift, Deputy Regional Director 320 SW Stark Street, Suite 412 Portland, OR 97204 American Whitewater Kevin Colburn, National Stewardship Director 1035 Van Buren Street Missoula, MT 59802

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Brewster City Council Bob Fateley, City Councilman P.O. Box 340 Brewster, WA 98812

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