



## **VIA ELECTRONIC FILING**

June 28, 2019

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

**Re: FERC Project No. 77; Pre-Application Document and Notice of Intent  
to File an Application for a New License for the Potter Valley Project**

Dear Secretary Bose:

Pursuant to 18 C.F.R. § 5.5 (2018) and the Federal Energy Regulatory Commission's (FERC or Commission) March 1, 2019 "Notice Soliciting Applications" (Notice),<sup>1</sup> Mendocino County Inland Water and Power Commission (Mendocino County IWPC), Sonoma County Water Agency (Sonoma Water), California Trout, Inc. (Cal Trout), and the County of Humboldt, California (together, NOI Parties) hereby file a Notice of Intent (NOI) to file an application for new license for the Potter Valley Project, FERC Project No. 77 (Project). As further discussed below, NOI Parties file this NOI as proxies for a new Regional Entity that will be the license applicant for the Project, as may be proposed to be modified to achieve the shared objectives described below.

### **I. BACKGROUND**

The Project is located on the Eel River and the East Branch Russian River in Mendocino and Lake Counties, California. The Project is approximately 15 miles northeast of the City of Ukiah. Project features include Lake Pillsbury, a 2,300-acre storage reservoir impounded by Scott Dam; the 106-acre Van Arsdale Reservoir, impounded by the Cape Horn Diversion Dam; and a tunnel and penstock across a natural divide to the Project's powerhouse located in the headwaters of the Russian River Basin. The Project stores winter runoff from the upper Eel River Basin and annually diverts an average of approximately 60,000 acre-feet of Eel River water into the Russian River to

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<sup>1</sup> Notice Soliciting Applications, Project No. 77-285 (issued Mar. 1, 2019) (Notice).

generate hydroelectric power. The authorized capacity of the Project under the current license is 9.9 megawatts (MW).<sup>2</sup>

The Project is licensed to Pacific Gas and Electric Company (PG&E). The license expires on April 14, 2022.<sup>3</sup> On April 6, 2017, PG&E filed a Pre-Application Document (PAD) and NOI to formally initiate the relicensing process for the Project. On January 25, 2019, PG&E withdrew its NOI and PAD and formally discontinued its efforts to relicense the Project. On January 29, 2019, PG&E filed a petition for reorganization under Chapter 11 of the U.S. Bankruptcy Code. On March 1, 2019, the Commission issued the Notice soliciting interested potential applicants other than PG&E to file an NOI and PAD and request to complete the pre-filing stages of the licensing process.

At the request of several interested entities, U.S. Representative Jared Huffman has convened stakeholders in a Potter Valley Project Ad Hoc Committee to enable dialogue among stakeholders to develop recommendations on the terms of any new license for the Project. The Ad Hoc Committee is comprised of over 25 federal and state resource agencies, licensees, local counties, tribes, and environmental organizations.<sup>4</sup> The Ad Hoc Committee has formed two technical working groups to examine fish passage alternatives at the site of Scott Dam and water supply conditions under various operations alternatives. The working groups are in the final stages of developing information and recommendations for viable solutions to these issues. Members of the Ad Hoc Committee are committed to reaching a “Two-Basin Solution” with co-equal goals of improving fish passage and habitat on the Eel River sufficient to support recovery of naturally reproducing, self-sustaining and harvestable native anadromous fish populations including migratory access upstream and downstream at current project dam locations and minimizing or avoiding adverse impacts to water supply reliability, fisheries, water quality, and recreation in the Russian River and Eel River basins.<sup>5</sup>

Prompted by the collaborative discussions and progress of Congressman Huffman’s Ad Hoc Committee, on May 14, 2019, NOI Parties entered into a planning agreement (Planning Agreement) to explore pathways to obtain a new license for the Project. The Planning Agreement was later amended.<sup>6</sup> The Planning Agreement contains a set of principles (Shared Objectives) ensuring that any new license application

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<sup>2</sup> *Pac. Gas & Elec. Co.*, 71 FERC ¶ 62,082 (1995).

<sup>3</sup> *Pac. Gas & Elec. Co.*, 25 FERC ¶ 61,010 (1983).

<sup>4</sup> Ad Hoc Committee participants include: California Department of Fish and Wildlife, Cal Trout, City of Ukiah, Congressman Jared Huffman’s Office, Coyote Valley Band of Pomo Indians, Friends of the Eel River, Humboldt County, Lake County, Mendocino County, National Marine Fisheries Service, Pacific Coast Federation of Fishermen’s Association, PG&E, Potter Valley Irrigation District, Round Valley Indian Tribes, Russian Riverkeeper, Sonoma County, Sonoma Water, California State Water Resources Control Board, Trout Unlimited, U.S. Fish and Wildlife Service, U.S. Forest Service, and the Wiyot Tribe.

<sup>5</sup> See Potter Valley Project, Overview, <http://pottervalleyproject.org/overview/> (last visited June 24, 2019).

<sup>6</sup> A copy of the amended Planning Agreement is attached as Appendix A.

for the Project will advance the mutual goals of the “Two-Basin Solution,” including: (1) minimizing or avoiding adverse impacts to water supply reliability, fisheries, water quality, and recreation in both basins; (2) improving fish passage and habitat on the Eel River sufficient to support recovery of native anadromous fish populations, including passage at existing dam locations; (3) reliance on best available science and engineering analyses to evaluate options for restoration, water delivery, and hydroelectric generation under a new license; (4) collaboration on funding; (5) active participation of tribes and other stakeholders supportive of the Shared Objectives; (6) economic welfare of both basins; (7) continued hydroelectric generation; and (8) protecting tribal cultural, economic, and other interests in both basins.

Under the Planning Agreement, the NOI Parties will work together to prepare a Feasibility Study (Feasibility Study) for the Project that will promote the Shared Objectives. The parties will complete the Feasibility Study by April 14, 2020. The Feasibility Study will evaluate options and make recommendations, including: (1) a description of the Regional Entity that will be formed and will apply for the new license; (2) a Project plan showing capital modifications, as well as operations and maintenance requirements, for the continued delivery of water and generation of hydroelectric power; (3) a fisheries restoration plan with measures to be implemented under the new license; (4) a proposed study plan detailing additional studies necessary to develop a new license application; and (5) a financial plan, including the specific sources of initial funding and subsequent revenues to fund the licensing, capital improvements, and operations and maintenance of the Project under a new license.

Further, it is important to note that the NOI Parties have entered into the Planning Agreement on the assumption that FERC will issue a new license for the Project to continue hydroelectric generation for the period of the new license. As part of the Feasibility Study, as noted above, the NOI Parties will develop plans that are focused on ensuring water supply reliability that will meet the needs of consumptive water users in both basins and will ensure the restoration of viable, anadromous fisheries in both river basins.

In sum, the NOI Parties will develop a Project plan. The parties anticipate that the plan will modernize the Project to meet the region’s needs for power generation, water supplies and environmental restoration.

## **II. NOTICE OF INTENT**

The following information is provided consistent with the requirements of 18 C.F.R. § 5.5:

### **Licensee’s Name and Address:**

As described above, the Regional Entity, which will be the licensee for the Project, has not been formed under California law. NOI Parties file this NOI as a proxy for the new Regional Entity. Contact information for these proxy entities appears below:

**For Mendocino County IWPC:**

Janet Pauli  
Chair  
Mendocino County Inland Water  
& Power Commission  
P.O. Box 1247  
Ukiah, CA 95482  
(707) 743-1173

David Aladjem  
Downey Brand LLP  
621 Capitol Mall  
18th Floor  
Sacramento, CA 95814  
(916) 520-5361

**For Sonoma Water:**

Grant Davis  
General Manager  
Sonoma County Water Agency  
404 Aviation Boulevard  
Santa Rosa, CA 95403  
(707) 547-1900

Michael A. Swiger  
Van Ness Feldman, LLP  
1050 Thomas Jefferson St., NW  
7th Floor  
Washington, DC 20007  
(202) 298-1891

**For Cal Trout:**

Curtis Knight  
Executive Director  
California Trout  
360 Pine Street, 4<sup>th</sup> Floor  
San Francisco, CA 94104  
(415) 392-8887

Erik Swenson  
Orrick, Herrington & Sutcliffe LLP  
1152 15th Street, NW  
Washington, DC 20005-1706  
(202) 339-8494

**For Humboldt County:**

Hank Seemann  
Deputy Director – Environmental Services  
Humboldt County Public Works  
Department  
1106 Second Street  
Eureka, CA 95501  
(707) 268-2680

Scott Miles  
Humboldt County Counsel  
825 5th Street  
Eureka, CA 95501-1107  
(707) 445-7236

**Project Number:**

The FERC Project Number is 77.

**License Expiration Date:**

The current Project license expires on April 14, 2022.

**Unequivocal Statement of Interest:**

NOI Parties, as proxies for the new Regional Entity they will undertake to form, represent that the Regional Entity, once formed, will have an unequivocal intent to file an application for a new license for the Project, utilizing the Commission's Integrated Licensing Process (ILP).<sup>7</sup>

**Type of Principal Project Works to Be Licensed:**

The Project consists of: (a) the Potter Valley Powerhouse and a series of tunnels, conduits, and penstocks; (b) Scott Dam and the storage reservoir it impounds, Lake Pillsbury; and (c) Cape Horn Dam and the reservoir it impounds, Van Arsdale Reservoir. The NOI Parties anticipate that the new license application will propose modifying the Project (including works and operations) as appropriate to achieve the Shared Objectives. Through the Feasibility Study, NOI Parties will evaluate a wide range of options for Project facilities, including additions, modifications, and/or removal to achieve fish passage as appropriate for restoration of native anadromous fisheries in the Eel River Basin.

**Location of the Project:**

The Project is located on the Eel River and the East Branch Russian River in Mendocino and Lake Counties in California. The Project is located approximately 15 miles northeast of the City of Ukiah. The majority of the Project is located on lands currently owned by PG&E and on National Forest System Lands administered by the United States Forest Service, Mendocino National Forest. The uppermost portion of the Project includes Scott Dam and the storage reservoir it impounds (Lake Pillsbury) on the Eel River. Below Scott Dam, the Eel River flows approximately 12 miles to Van Arsdale Reservoir created by Cape Horn Dam. Cape Horn Dam has fish passage facilities enabling salmon, steelhead, and lamprey to access the Eel River and tributary streams between Cape Horn and Scott Dams. There are no fish passage facilities at Scott Dam. At Van Arsdale Reservoir, the water that is diverted to the Potter Valley Powerhouse is conveyed south by a series of tunnels, conduits, and penstocks while water remaining in the Eel River is released from—or spills over—the Cape Horn Dam where it flows northwest approximately 150 miles to the Pacific Ocean. Releases made at the Scott and

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<sup>7</sup> Because this notice does not constitute an "application," it is not a conditional application proscribed by 18 C.F.R. § 4.32(j).

Cape Horn Dams support salmon and steelhead populations in the Upper Eel River Watershed.

The Potter Valley Powerhouse is located in the Upper Russian River Watershed, and releases from the Powerhouse are a significant source of water in the East Branch Russian River. The East Branch Russian River flows south from the Potter Valley Powerhouse (approximately 11 miles and is impounded by the U.S. Army Corps of Engineers' (USACE) Coyote Dam to form Lake Mendocino. Lake Mendocino is operated and managed by the USACE for the purposes of flood control and water supply in coordination with Sonoma Water and the Mendocino County Russian River Flood Control and Water Conservation Improvement District. Water exiting Lake Mendocino is used in Mendocino and Sonoma Counties for irrigation, municipal and domestic water supply, recreation, and support of salmon and steelhead populations in the Russian River. Water leaving Lake Mendocino joins with the mainstem Russian River and flows approximately 96 miles to the Pacific Ocean near the town of Jenner.

**Installed Plant Capacity:**

The Project has an installed capacity of 9.9 MW.<sup>8</sup> Under a new license application, the Project is expected to utilize the existing installed capacity.

**Names and Mailing Address of Entities Listed in 18 C.F.R. § 5.5(b)(8):**

**A. Every county in which any part of the project is located, and in which any Federal facility that is used or to be used by the project is located:**

The Project is located in Mendocino and Lake Counties, California. No Federal facility is used or is proposed to be used by the Project.

Mendocino County  
501 Low Gap Road  
Ukiah, CA 95482

Lake County  
255 North Forbes Street  
Lakeport, CA 95453

**B. Every city, town, or similar political subdivision in which any part of the project is located and in which any Federal facility that is used by the project or is to be used by the project is located:**

None.

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<sup>8</sup> *Pac. Gas & Elec. Co.*, 71 FERC ¶ 62,082.

- C. Every city, town, or similar political subdivision that has a population of 5,000 or more people and is located within 15 miles of the existing or proposed project dams:**

City of Ukiah  
300 Seminary Avenue  
Ukiah, CA 95482

- D. Every irrigation district, drainage district, or similar special purpose political subdivision in which any part of the project is located, and any federal facility that is used or to be used by the project is located:**

A portion of the Potter Valley Powerhouse Discharge Canal is located within the Potter Valley Irrigation District boundary. No federal facility is used or is proposed to be used by the Project.

Potter Valley Irrigation District  
P.O. Box 186  
Potter Valley, CA 95469

- E. Every irrigation district, drainage district, or similar special purpose political subdivision that owns, operates, maintains, or uses any project facility or any federal facility that is or is proposed to be used by the project:**

None.

- F. Every other political subdivision in the general area of the project that there is reason to believe would likely be interested in, or affected by, this notification:**

City of Cloverdale  
124 N. Cloverdale Blvd.  
Cloverdale, CA 95425

City of Eureka  
531 K St  
Eureka, CA 95501

City of Ferndale  
PO Box 1095  
Ferndale CA, 95536

City of Fortuna  
621 11th St  
Fortuna, CA 95540

City of Healdsburg  
401 Grove Street  
Healdsburg, CA 95448

City of Petaluma  
11 English Street  
Petaluma, CA 94952

City of Rio Dell  
675 Wildwood Avenue  
Rio Dell, CA 95562

City of Rohnert Park  
130 Avram Avenue  
Rohnert Park, CA 94928-1180

City of Santa Rosa  
100 Santa Rosa Avenue  
Santa Rosa, CA 95404

City of Santa Rosa Water  
69 Stony Circle  
Santa Rosa, CA 95401

City of Sonoma  
No. 1 The Plaza  
Sonoma, CA 95476

City of Ukiah  
300 Seminary Avenue  
Ukiah, CA 95482

Geyserville Water Works  
P.O. Box 65  
Geyserville, CA 95441

Humboldt Bay Harbor District  
P.O. Box 1030  
Eureka, CA 95502-1030

Lake County Administrative Officer  
255 North Forbes St.  
Lakeport, CA 95453

Mendocino County Board of Supervisors  
501 Low Gap Road, Room 1090  
Ukiah, CA 95482



Mendocino County Russian River Flood  
Control and Water Conservation  
Improvement District  
151 Laws Avenue, Suite D  
Ukiah, CA 95482

Mendocino County Water Agency  
501 Low Gap Road, Room 1090  
Ukiah, CA 95482

Redwood Valley County Water District  
151 Laws Ave  
Ukiah, CA 95482

Scotia Community Services District  
400 Church Street  
Scotia CA, 95565

Sonoma County  
575 Administration Drive  
Suite 104A  
Santa Rosa, CA 95403

Town of Scotia  
P.O. Box 245  
Scotia, CA 95565

Town of Windsor  
9291 Old Redwood Highway  
Windsor, CA 95492

Valley of the Moon Water District  
19039 Bay Street  
Sonoma, CA 95476

**G. Affected Indian Tribes:**

The following tribal contacts are believed to potentially have an interest in the Project:

Bear River Band of the Rohnerville Rancheria 266 Keisner Road Loleta, CA 95551	Big Valley Rancheria of Pomo Indians 2726 Mission Rancheria Lakeport, CA 95445
Blue Lake Rancheria P.O. Box 428 Blue Lake, CA 95525	Cahto Tribe 300 Cahto Drive Laytonville, CA 95454

Cloverdale Rancheria of Pomo Indians 555 South Cloverdale Boulevard, Suite A Cloverdale, CA 95425	Coyote Valley Band of Pomo Indians P.O. Box 39 Redwood Valley, CA 95470-0039
Dry Creek Rancheria Band of Pomo Indians P.O. Box 607 Geyserville, CA 95441	Elem Indian Colony of Pomo Indians P.O. Box 757 Lower lake, CA 95457
Federated Indians of Graton Rancheria 6400 Redwood Drive, Suite 300 Rohnert Park, CA 94928	Guidiville Band of Pomo Indians P.O. Box 339 Talmage, CA 95481
Habematolel Pomo of Upper Lake P.O. Box 516 Upper Lake, CA 95485	Hopland Band of Pomo Indians 3000 Shanel Rd. Hopland, CA 95449
Inter-Tribal Sinkyone Wilderness Council P.O. Box 1523 Ukiah, CA 95482	Kashia Band of Pomo Indians of the Stewart's Point Rancheria 420 Guerneville Road – Suite 1 Santa Rose, CA 95403
Laytonville Rancheria P.O. Box 1239 Laytonville, CA 95454	Lower Lake Rancheria P.O. Box 3162 Santa Rosa, CA 95402
Lytton Rancheria P.O. Box 1289 Windsor, CA 95492	Manchester-Point Arena Rancheria P.O. Box 623 Point Arena, CA 95468
Middletown Rancheria P.O. Box 1035 Middletown, CA 95461	Mishewal-Wappo of Alexander Valley P.O. Box 1086 Santa Rosa, CA 95402
Noyo River Indian Community P.O. Box 91 Fort Bragg, CA 95437	Pinoleville Pomo Nation 500 B Pinoleville Drive Ukiah, CA 95482
Potter Valley Tribe 2251 South State Street Ukiah, CA 95482	Redwood Valley Rancheria of Pomo Indians P.O. Box 969 Ukiah, CA 95482
Robinson Rancheria of Pomo Indians S/B P.O. Box 428 Nice, CA 95464	Round Valley Indian Tribes 77826 Covelo Road Covelo, CA 95428

Scotts Valley Band of Pomo 1005 Parallel Drive Lakeport, CA 95453	Shebelna Band of Mendocino Coast Pomo Indians 19101 Olsen Lane Fort Bragg, CA 95437
Sherwood Valley Rancheria Band of Pomo Indians 190 Sherwood Hill Drive Willits, CA 95490	Wailaki Tribe P.O. Box 684 Laytonville, CA 95454
Wiyot Tribe 1000 Wiyot Drive Loleta, CA 95525	Yokayo Tribe 1227 Yokayo Tribe Ranch Rd Talmage, CA 95481
Yuki/Wailaki Tribe P.O. Box 684 Laytonville, CA 95454	

### **III. PRE-APPLICATION DOCUMENT AND INTEGRATED LICENSING PROCESS**

Given the short period of time for potential applicants to file an NOI and PAD under the Commission's March 1, 2019 Notice Soliciting Applications, NOI Parties hereby incorporate by reference the public version of the PAD filed by PG&E in this docket on April 6, 2017.<sup>9</sup> All of the general information on the Project contained in PG&E's PAD remains the same. In addition, participants in Congressman Huffman's Ad Hoc Committee have conducted several studies relevant to the Project that supplement PG&E's April 2017 PAD. Information about these studies is available on the Ad Hoc Committee's website.<sup>10</sup>

Consistent with the Commission's March 1 Notice, NOI Parties propose to use the ILP. The NOI Parties are in discussion with PG&E regarding access to PG&E's study data. PG&E has provided a spreadsheet demonstrating the status of each of the studies, which is attached as Appendix B. However, NOI Parties intend to explore physical and operational modifications to the Project that likely will require additional studies in support of a license application. A preliminary list of potential studies would include:

- Collection and analytical analysis of sediment samples collected from Lake Pillsbury and Van Arsdale Reservoir ("California State Coastal Conservancy Eel River Sediment Studies and Evaluation");

<sup>9</sup> See Notice of Intent to File Application for New License and Pre-Application Document, Project No. 77-285 (filed Apr. 6, 2017) (public and privileged versions filed).

<sup>10</sup> See Potter Valley Project, Meetings, <http://pottervalleyproject.org/meetings/> (last visited June 24, 2019).

- Evaluation of the manner in which such sediment could be managed in place or disposed; and
- Development of a sediment transport model of the Eel River from Lake Pillsbury to the confluence with the Middle Fork at Dos Rios.

NOI Parties also provide a revised process plan and schedule in Appendix C hereto. The last major milestone in PG&E's relicensing process was the issuance of a Study Plan Determination.<sup>11</sup> NOI Parties do not propose to duplicate steps in the pre-filing process already completed, specifically: filing of a new PAD and comments on the PAD, public environmental scoping, development of a proposed and revised study plan, or Commission study plan determination. Thus, these steps are not included in the revised process plan and schedule.

Under the revised process plan and schedule, after the NOI Parties complete the Feasibility Study in April 2020, they will file a report within 30 days describing the proposed Project to be studied. The NOI Parties have included in the schedule an opportunity for public comment on any modifications to PG&E's approved Study Plan, including additional studies, participants believe are necessary to assess the impacts of the new proposed Project. This would also be an opportunity for FERC, if it so desires, to offer study recommendations and to issue a Scoping Document 3, as appropriate. The NOI Parties will consider these comments in developing proposed revisions to PG&E's approved Study Plan. The NOI Parties will then file an Initial Study Report in September 2020 that will describe any study modifications or additional studies the NOI Parties deem necessary to develop a license application. After the Commission resolves any disagreements with the Initial Study Report, the NOI Parties will conduct studies beginning in January 2021, and file an Updated Study Report in September 2021. The Regional Entity will file a license application on or before April 14, 2022. Commencing with the filing of the license application, the post-filing process will be implemented in the normal course with opportunities for stakeholders to participate and comment on the Project proposal.

**NOI Parties request the Commission to approve the attached revised process plan and schedule within 30 days of this filing, in its Notice of Commencement of Proceeding.**

#### **IV. REQUEST FOR WAIVERS**

NOI Parties file this NOI as proxies for the new Regional Entity that will be the license applicant for the Project. It is likely that state legislation will be necessary to form the Regional Entity. Thus, the Regional Entity cannot be formed in time to file this NOI. As a result of negotiations in Congressman Huffman's Ad Hoc Committee and elsewhere, and because stakeholders envision a Two-Basin Solution that preserves

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<sup>11</sup> Study Plan Determination for the Potter Valley Project, Project No. 77-285 (issued Feb. 15, 2018).

hydroelectric generation at the Project, rather than decommissioning, NOI Parties agreed to file this NOI on behalf of the new Regional Entity that will file the license application.

The NOI Parties believe that current circumstances are analogous to an orphaned project scenario, except that PG&E has merely withdrawn its NOI and expressly indicated its intention not to timely file an application for new license for the Project, rather than actually missing the application deadline. In light of these facts, the NOI Parties request the Commission to employ a process that aligns as far as practicable with the process envisioned by Section 16.25 of the Commission's regulations<sup>12</sup> and to grant such waivers as are needed to facilitate this process as further described in this NOI.

The Commission's regulations provide that an entity that files an NOI may file an application for a license within a prescribed time period.<sup>13</sup> To the extent necessary, **NOI Parties hereby request the Commission to grant a waiver of its regulations to allow the Regional Entity, rather than NOI Parties, to file the license application.** NOI Parties need assurance from the Commission that they can move forward under this construct before they spend the substantial time and resources to undertake the Feasibility Study.

**Due to the condensed schedule, NOI Parties also request a waiver of the requirement to file a preliminary licensing proposal or draft license application.** Omission of the draft license application is a preliminary proposal based on the need to meet a compressed schedule, but could be revisited at a later time if the schedule allows. The NOI Parties expect to continue collaborative discussions with the larger stakeholder group which will shape the final Project plan. Eliminating the requirement for a preliminary licensing proposal or draft license application will save substantial time in the schedule. Moreover, the report on the Feasibility Study, which will be filed with the Commission by May 14, 2020 under the proposed schedule, serves the function of a draft license application, as it will propose a Project plan, including modifications and operations and maintenance requirements, to be carried out under a new license.

**NOI Parties further request any other waivers of the Commission's regulations to the extent necessary to implement the process envisioned in this NOI.**

## **V. REQUEST FOR EXTENSION OF TIME**

The Commission's March 1 Notice indicates that potential applicants must file a license application by April 14, 2020, which is two years prior to the expiration of PG&E's existing license.<sup>14</sup> However, the Commission's orphaned project regulations are not triggered until the current licensee fails to file a license application by the statutory deadline, i.e., by April 14, 2020.<sup>15</sup> Moreover, the statutory deadline for PG&E to file an

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<sup>12</sup> 18 C.F.R. § 16.25.

<sup>13</sup> *Id.* § 16.25(b)(1).

<sup>14</sup> Notice at 2.

<sup>15</sup> 18 C.F.R. § 16.25(a).

application does not apply to a party who wishes to file a license application for an orphaned project.

In this case, the Commission appears to have triggered the orphaned project procedures early by soliciting potential applicants prior to PG&E's statutory deadline. Under the Commission's orphaned project regulations, if the current licensee fails to file a license application by its statutory deadline, the Commission will issue a "notice soliciting applications from potential applicants other than the existing licensee"<sup>16</sup> within 90 days.<sup>17</sup> An applicant who files a timely NOI may file a license application with the Commission "within 18 months of the date on which it files its [NOI]."<sup>18</sup> Since under the regular orphaned project process a potential applicant would have approximately two years after the statutory application deadline to file a license application, **NOI Parties request an extension of time to file a license application until April 14, 2022.** This will provide the needed time to complete the Feasibility Study, form the Regional Entity that will be the licensee, complete the remaining relicensing studies, and develop a license application for the Project.

## **VI. REQUEST FOR ASSIGNMENT OF DESIGNATIONS**

The Commission previously designated PG&E as the Commission's non-federal representative for carrying out informal consultation pursuant to section 7 of the Endangered Species Act, section 305(b)(2) of the Magnuson-Stevens Fisheries Conservation and Management Act; and section 106 of the National Historic Preservation Act.<sup>19</sup> **NOI Parties request the Commission to assign these authorizations to them so they can continue these informal consultation efforts on behalf of the Regional Entity.** Upon formation of the Regional Entity, NOI Parties would transfer the delegations to the Regional Entity.

## **VII. CONCLUSION**

In conclusion, the NOI Parties respectfully request, within 60 days of this filing, that the Commission: (1) accept this NOI; (2) approve the revised process plan and schedule; (3) grant a waiver of its regulations to allow the Regional Entity, rather than the NOI Parties, to file a license application; (4) grant an extension of time to file the license application until April 14, 2022; (5) assign the Commission's non-federal representative designations to the NOI Parties; (6) grant a waiver of the requirement to file a preliminary licensing proposal or draft license application; and (7) grant any other waivers of the Commission's regulations to the extent necessary.

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<sup>16</sup> *Id.*

<sup>17</sup> *Id.* § 16.25(b).

<sup>18</sup> *Id.* § 16.25(b)(1).

<sup>19</sup> Notice of Intent to file License Application, Filing of Pre-Application Document (PAD), Commencement of Pre-Filing Process, Prepare an Environmental Impact Statement, and Scoping; Request for Comments on the PAD and Scoping Document, and Identification of Issues and Associated Study Requests, Project No. 77-285 (issued June 1, 2017).

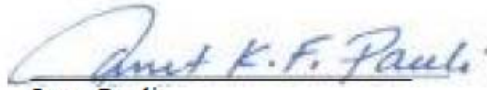
As required by 18 C.F.R. § 5.5(c), the NOI Parties are providing a copy of this NOI to appropriate federal and state resource agencies, Indian tribes, local governments, and members of the public likely to be interested in the proceeding, as set forth in the distribution list attached as Appendix D.

The NOI Parties look forward to working with the Commission, agencies, Indian tribes, local governments, and members of the public to timely develop a license application with proposed terms that will materially benefit both basins. If you have any questions regarding the above, please do not hesitate to contact the undersigned. Thank you for your assistance in this matter.

Respectfully submitted,



Grant Davis  
General Manager  
Sonoma County Water Agency  
404 Aviation Boulevard  
Santa Rosa, CA 95403  
(707) 547-1900



Janet Pauli  
Chair  
Mendocino County Inland Water and  
Power Commission  
P.O. Box 1247  
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(707) 743-1173



Curtis Knight  
Executive Director  
California Trout  
360 Pine Street, 4<sup>th</sup> Floor  
San Francisco, CA 94104  
(415) 392-8887



Hank Seemann  
Deputy Director – Environmental Services  
Humboldt County Public Works  
Department  
1106 Second Street  
Eureka, CA 95501  
(707) 268-2680

Enclosures

cc: Vince Yearick, FERC  
John Katz, FERC  
Alan Mitchnick, FERC

## **Appendix A**

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### **Amended Planning Agreement**



**AMENDED PLANNING AGREEMENT TO UNDERTAKE FEASIBILITY STUDY OF A  
POTENTIAL LICENSING PROPOSAL FOR THE POTTER VALLEY PROJECT**

The "Planning Agreement to Undertake Feasibility Study of a Potential Licensing Proposal for the Potter Valley Project" (Planning Agreement) was entered into and effective on May 17, 2019 by and among California Trout, Inc., Mendocino County Inland Water and Power Commission, and Sonoma County Water Agency. This Amended Planning Agreement is entered into and effective on June 18, 2019 by and among California Trout, Inc., Mendocino County Inland Water and Power Commission, Sonoma County Water Agency, and County of Humboldt (collectively, Parties and singularly, Party).

**RECITALS**

A. Pacific Gas and Electric Company (PG&E) is the licensee for the Potter Valley Project (Project). The current license for the Project (No. 77), as issued by the Federal Energy Regulatory Commission (FERC) under the Federal Power Act, expires on April 14, 2022.

B. The Project diverts water from the Eel River Basin into the Russian River Basin. The Project, including its operations and facilities, affects environmental quality, ecosystem services, native anadromous fisheries, and beneficial uses of water in both basins.

C. On April 6, 2017, PG&E filed a Pre-Application Document and Notice of Intent to file a new license application for the Project, due by April 14, 2020.

D. On January 25, 2019, PG&E filed a notice withdrawing its Notice of Intent and Pre-Application Document, stating that it will not seek or hold a new license for the Project. On January 29, PG&E filed a petition for reorganization under Chapter 11 of the U.S. Bankruptcy Code.

E. On March 1, 2019, FERC issued a Notice Soliciting Applications from any entity interested in filing a new license application for the Project. This notice directs that any such entity must file the following package within 120 days, or by July 1, 2019: its own notice of intent to file a new license application; a pre-application document; and a proposal to complete the pre-filing stages of the licensing proceeding as required by FERC's rules, including the study plan. The notice further directs that any entity must file an application for license by April 14, 2020.

F. The Parties are participating, or intended to participate, in the licensing proceeding for the Project. They are also participating in a collaborative process convened by U.S. Representative Jared Huffman (Huffman Ad Hoc Committee) to develop recommendations on the terms of any new license for the Project.

G. On May 20, 2019, following execution of the Planning Agreement, Congressman Huffman convened an Ad Hoc Committee meeting at which Congressman Huffman and Ad Hoc Committee members requested that the Planning Agreement reference and attach the Huffman

Ad Hoc Committee's Proposed Goals and Principles for a Two-Basin Solution (attached hereto as Attachment A).

H. In the interest of continuing the collaborative efforts toward a Two-Basin Solution that protects fisheries and water supply in both the Eel and Russian River watersheds, the Parties enter into this Amended Planning Agreement.

I. The Parties support exploration of terms for a new license that will materially benefit both basins by advancing the following objectives ("Shared Objectives"). The Parties recognize that such a new license will advance, but will not by itself achieve, Objectives (1), (2), (6), and (8). Further, the order in which the Objectives are stated is not indicative of weighted value to the Parties.

(1). Minimize or avoid adverse impacts to water supply reliability, fisheries, water quality and recreation in the Russian River and Eel River basins;

(2). Improve fish passage and habitat on the Eel River sufficient to support recovery of naturally reproducing, self-sustaining and harvestable native anadromous fish populations including migratory access upstream and downstream at current project dam locations;

(3). Reliance on best available science and engineering analyses as the basis for evaluating options for restoration, water delivery, and hydroelectric generation pursuant to a new license;

(4). Collaboration on funding;

(5). Active participation of tribes and other stakeholders who are willing to support the other Shared Objectives;

(6). Economic welfare of both basins;

(7). Continued hydroelectric generation; and

(8). Protecting tribal cultural, economic, and other interests in both the Eel and Russian River basins.

### **AGREEMENTS**

The Parties agree as follows.

1. **Feasibility Study.** The Parties will work together to prepare a Feasibility Study of a potential licensing proposal for the Project that will advance all of the Shared Objectives. By April 14, 2020, they will complete this study, which will evaluate options and make recommendations for a preferred option to satisfy the following elements:



- a. **Regional Entity** that will apply for a new license and propose to assume the new license if issued. The Parties will evaluate various potential structures for the new entity.
  - b. **Project Plan**, showing capital modifications as well as operations and maintenance requirements, for the delivery of water and hydroelectric power to advance the Shared Objectives;
  - c. **Fisheries Restoration Plan**, showing measures the Regional Entity will implement to advance the Shared Objectives;
  - d. **Application Study Plan**, showing those further studies necessary to develop a new license application, including associated consultation procedures and schedule; and
  - e. **Financial Plan**, including the specific sources of initial funding and subsequent revenues, to cover the costs associated with:
    - (1). Completing the pre-filing phases of the licensing proceeding; developing, submitting, and pursuing a new license application; and obtaining the other regulatory approvals that are necessary for a new license;
    - (2). Capital improvements, and operations and maintenance of the Project, under a new license; and
    - (3). Liabilities associated with Project ownership under a new license.
2. **Cooperation in the Conduct of the Feasibility Study.** The Parties will cooperate in the undertaking of the Feasibility Study.
- a. **Funding Commitments by the Parties.** Recognizing that resources will be required to prepare the Feasibility Study, the initial Parties have agreed to fund the effort in an amount of at least \$400,000, with initial contributions of \$100,000 each. Such funds will be used to engage joint consultants and will be collected and managed pursuant to protocols that the Parties establish. The Parties will further agree to fund, or seek to obtain funding for, proportional shares of further costs associated with the Feasibility Study, which shares will be determined after July 1, 2019. The Parties further agree that they will each fund their own consultants and/or counsel that may be necessary as part of this effort.
  - b. **Responsibilities for Selection and Oversight of Consultants.** Each Party will designate one representative to a Steering Committee, which will make decisions regarding the selection, retention and oversight of the consultants and the conduct of the Feasibility Study. Decisions of the Steering Committee shall be made by

consensus, with each Party making best efforts to reach consensus on the understanding that the Feasibility Study must be timely concluded.

- c. **Additional Stakeholders.** The Parties agree that their joint efforts will be enhanced by increasing the number and diversity of stakeholders participating in the relicensing/new licensing process. A Party may nominate any stakeholder that wishes to join in this effort, is willing to commit to seek solutions that meet the Shared Objectives, and is willing to make a substantial contribution of resources, recognizing the funding commitment by the initial Parties. Any such nominated entity may become a Party by signing an amendment approved by the then-existing Parties pursuant to paragraph 7. The Parties pre-approve the participation of Round Valley Indian Tribe (RVIT) as an additional stakeholder subject to the above and RVIT's willingness to execute this Agreement. The Parties intend to seek other Tribal participants as well.
- d. **Dispute Resolution.** The Parties will resolve their disputes informally and may choose to engage a facilitator.
- e. **Work Product.** The work products produced pursuant to this Planning Agreement will be joint work products. (i) The sharing or use of such work products by any Party (including a Party that has otherwise withdrawn from this agreement) shall be subject to the prior written agreement of all the other Parties. (ii) Any Party may use the information derived from such work products in a form that is not attributable to any other Party that has not so consented.

3. **July 1, 2019 Filing with FERC**

- a. On or before July 1, 2019, the Parties will undertake to file with FERC a package consisting of the following documents:
  - (1). Notice of Intent that will be conditioned upon the completion of the Feasibility Study, including the creation of a Regional Entity, which will be the license applicant;
  - (2). Pre-Application Document incorporating applicable portions of PG&E's Pre-Application Document (dated April 2017) and adding appropriate supplementary materials; and
  - (3). Proposed schedule for completing the pre-filing phases of the licensing proceeding, and a proposed deadline for submittal of a new license application, consistent with the completion of the Feasibility Study described in Section 1 above. As of the effective date of this Planning Agreement, the Parties anticipate proposing a deadline of April 14, 2022, for submittal of a new license application. Implementation of this Planning Agreement will be contingent on FERC's approval of a schedule



that permits completion of the Feasibility Study. The Parties agree to work together to extend the deadline of April 14, 2020, for the submittal of a new license application and, if appropriate, to seek to require the issuances of annual licenses for a reasonable period of time.

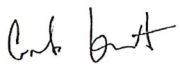
4. **Licensing Proposal.** By April 14, 2020, each Party will undertake to decide whether to participate in, or support, the Regional Entity to pursue a potential licensing proposal based on the Feasibility Study; and if so, on what terms. The Parties will promptly update the July 1, 2019, filing as appropriate. The Parties anticipate entering into a subsequent agreement concurrent with the formation of a Regional Entity, for the purpose of all subsequent activities.

### **GENERAL TERMS**

5. **Effective and Termination Dates.** This amendment to the Planning Agreement is effective upon execution by the Parties. It will terminate upon the formation of a Regional Entity, withdrawal of Parties pursuant to paragraph 6, or April 14, 2022, whichever is earliest.
6. **Withdrawal.** Any Party may withdraw from this Planning Agreement at any time and for any reason, upon providing Notice. The Planning Agreement will continue in effect as between remaining Parties, as long as at least two Parties remain. Section 2(e) should survive withdrawal.
7. **Amendment.** This Planning Agreement may be amended only by a written amendment executed by all Parties.
8. **Notice.** Any notice under this Planning Agreement will be made by electronic mail or personal delivery.
9. **Remedies.** This Planning Agreement does not establish any remedies related to a Party's performance hereunder.
10. **Third Party Beneficiaries.** This Planning Agreement does not create any third party beneficiaries.
11. **Reservation of Rights.** Each Party reserves all of its rights and authorities with respect to its participation in the Planning Agreement; the preparation, content, and use of the Feasibility Study; and the subsequent decision whether to pursue a licensing proposal. By entering into this Planning Agreement, each Party commits not to undertake any action subject to the California Environmental Quality Act relating to the Project.

12. **Entire Agreement.** This Planning Agreement constitutes the entire agreement of the Parties and supersedes all prior agreements and understandings, written or oral.
13. **Successors and Assigns.** The rights and duties of the Parties may not be assigned or delegated without the advance written consent of all Parties and any attempt to assign or delegate such rights or duties in contravention of this paragraph will be null and void.
14. **Severability.** If one or more terms of this Planning Agreement are held to be unlawful or invalid, the Parties agree that the remainder of the Planning Agreement will not be affected thereby. Such terms will be deemed reformed so as to be lawful and valid to the maximum extent possible.
15. **No Admissions.** Nothing in this Planning Agreement shall be construed as an admission by any Party regarding any subject matter of this Planning Agreement.
16. **Counterparts.** This Planning Agreement may be executed in separate counterparts, each of which when so executed and delivered will be an original. All such counterparts will together constitute but one and the same instrument.

CALIFORNIA TROUT, INC.

By:   
\_\_\_\_\_  
Curtis Knight  
Executive Director

MENDOCINO COUNTY INLAND WATER & POWER COMMISSION

By: \_\_\_\_\_  
Janet K. F. Pauli  
Chair, Board of Commissioners

SONOMA COUNTY WATER AGENCY

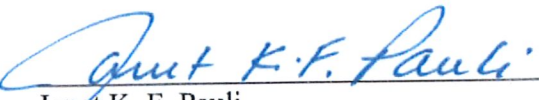
By:   
\_\_\_\_\_  
David Rabbitt,  
Chair, Board of Directors

12. **Entire Agreement.** This Planning Agreement constitutes the entire agreement of the Parties and supersedes all prior agreements and understandings, written or oral.
13. **Successors and Assigns.** The rights and duties of the Parties may not be assigned or delegated without the advance written consent of all Parties and any attempt to assign or delegate such rights or duties in contravention of this paragraph will be null and void.
14. **Severability.** If one or more terms of this Planning Agreement are held to be unlawful or invalid, the Parties agree that the remainder of the Planning Agreement will not be affected thereby. Such terms will be deemed reformed so as to be lawful and valid to the maximum extent possible.
15. **No Admissions.** Nothing in this Planning Agreement shall be construed as an admission by any Party regarding any subject matter of this Planning Agreement.
16. **Counterparts.** This Planning Agreement may be executed in separate counterparts, each of which when so executed and delivered will be an original. All such counterparts will together constitute but one and the same instrument.

CALIFORNIA TROUT, INC.

By: \_\_\_\_\_  
Curtis Knight  
Executive Director

MENDOCINO COUNTY INLAND WATER & POWER COMMISSION

By:   
Janet K. F. Pauli  
Chair, Board of Commissioners

SONOMA COUNTY WATER AGENCY

By: \_\_\_\_\_  
David Rabbitt,  
Chair, Board of Directors

*Amended Planning Agreement- Potential Licensing Proposal  
Potter Valley Project*

COUNTY OF HUMBOLDT

By:

  
\_\_\_\_\_  
Rex Bohn  
Chairperson, Board of Supervisors



Attachment A



**Congressman Jared Huffman**  
**Potter Valley Project Ad Hoc**  
**Committee 08.01.2018**

**Proposed Goals and Principles for a Two-Basin Solution**

We as interested parties in the Potter Valley Project Ad Hoc Committee are committed to joint problem solving and working toward an outcome of the PVP relicensing process that reflects the following goals and principles:

- Co-equal goals:
  - Improve fish passage and habitat on the Eel River sufficient to support recovery of naturally reproducing, self-sustaining and harvestable native anadromous fish populations including migratory access upstream and downstream at current project dam locations; and
  - Minimize or avoid adverse impacts to water supply reliability, fisheries, water quality and recreation in the Russian River and Eel River basins
- Other goals:
  - Respect tribal rights and their traditional connections to aquatic life, water and cultural resources in both basins
  - Minimize and mitigate adverse impacts to Lake County, including Lake Pillsbury businesses and residents
  - Ensure accountable governance and financially viable operations, including addressing potential liabilities

- Jointly pursue public funding based on environmental and water supply benefits
- Ensure that implementation of fish passage improvements in the Eel River basin happens in parallel and ideally simultaneously with water supply solutions in the Russian River basin

## **Appendix B**

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### **Status of PG&E Technical Studies**

Potter Valley Project Relicensing  
Technical Study Plan (TSP) Implementation Status

Technical Study Plan	Historical Data Compilation	Key Decision w/ Stakeholders re: Study Element(s)	Field Surveys/Data Collection	Data Analysis/Synthesis	Model Development	Draft Report
AQ 1 - Hydrology and Project Operations Modeling	X	X	X	IP	IP	O
AQ 2 - Water Temperature	IP	X	IP	IP	IP	O
AQ 3 - Water Quality		X	X	IP		O
AQ 4 - Fluvial Processes and Geomorphology	X	X	X	IP		O
AQ 5 - Instream Flow	X	X	X	IP	IP	O
AQ 6 - Lake Pillsbury Fish Habitat		X	X	O		O
AQ 7 - Fish Passage	IP	X	IP	IP		O
AQ 8 - Fish Entrainment	IP	X	X	IP		O
AQ 9 - Fish Populations	X	IP	X	IP		O
AQ 10 - Special Status Amphibians and Aquatic Reptiles	X	X	X	IP		O
AQ 11 - Special Status and Invasive Aquatic Mollusks		X	X	X		IP
CUL 1 – Cultural Resources	X	X	IP	O		O
CUL 2 – Tribal Resources	X	X	X	O		O
LAND 1 – Roads and Trails Assessment	IP	X	X	IP		IP
LAND 2 – Visual Resource Assessment	X	X	O	O		O
LAND 3 – Hazardous Fuels Assessment	X	O	O	O		O
REC 1 – Recreation Facility Assessment	IP	IP	O	O		O
REC 2 – Reservoir Recreation Opportunities		IP	O	O		O
REC 3 – Whitewater Boating	X	X	X	X		O
TERR 1 – Botanical Resources	X	X	X	IP		O
TERR 2 – Wildlife Resources	X	X	X	IP		IP

**Key**

blank - not applicable

X - Study Element/Activity Complete

IP - Study Element/Activity In Progress

O - Study Element/Activity Outstanding

## **Appendix C**

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### **Proposed Process Plan and Schedule**

### Proposed Pre-Filing Process Plan and Schedule

18 CFR §	Licensing Activity	Responsible Party	Time Frame	Deadline
<b>Initiation of Licensing Process</b>				
5.5, 5.6	Filing of Notification of Intent and Pre-Application Document	NOI Parties	Within 90 days of FERC's "Notice Soliciting Applications"	7/1/2019
5.8, 5.8(a)	Notice of Commencement of Proceeding and FERC approval of revised schedule and process	FERC	Within 30 days of filing NOI/PAD	7/31/2019
N/A	Commence Feasibility Study activity	NOI Parties	Upon FERC issuance of Notice of Commencement of Proceeding	8/1/2019
N/A	Complete Feasibility Study	NOI Parties		4/14/2020
N/A	File Report on Feasibility Study, including description of proposed project to be studied	NOI Parties	Within 30 days of completion of Feasibility Study	5/14/2020
N/A	Comments on modifications to FERC-approved Study Plan needed to reflect proposed project and requests for additional studies	FERC and Participants	Within 45 days of filing Report on Feasibility Study	6/29/2020
N/A	Scoping Document 3, if necessary	FERC	Within 45 days of filing Report on Feasibility Study	6/29/2020
<b>Conduct Studies</b>				
5.11 5.15(b) 5.15(c)(1)	File progress report and Initial Study Report with proposed modifications to project and new study requests	NOI Parties	N/A	9/14/2020
5.15(c)(2)	Conduct Initial Study Results meeting	NOI Parties	Within 15 days of filing the Initial Study Report	9/29/2020
5.15(c)(3)	File Initial Study Results meeting summary, including any study modifications or new studies	NOI Parties	Within 15 days of Study Results meeting	10/14/2020
5.15(c)(4)	File disagreement with Initial Study Results meeting summary	FERC and Participants	Within 30 days of filing Initial Study Results meeting summary	11/13/2020
5.15(c)(7)	If no disagreements are filed, approve Initial Study Results meeting summary and any proposed study plan amendments	FERC	Deemed approved 30 days following filing of Initial Study Results meeting summary	11/13/2020

<b>18 CFR §</b>	<b>Licensing Activity</b>	<b>Responsible Party</b>	<b>Time Frame</b>	<b>Deadline</b>
5.15(c)(5)	If disagreements are filed, file responses to disagreement with Initial Study Results meeting summary	FERC, NOI Parties, or Participants	Within 30 days of the filing of a disagreement with the Initial Study Results meeting summary	12/14/2020 <sup>1</sup>
5.15(c)(6)	Resolve disagreement and amend approved study plan	FERC Director of OEP	Within 30 days following due date for responses to disagreement	1/13/2021
5.15(a)	Conduct Studies	NOI Parties	January-December 2021	
5.15(f)	File Updated Study Report	NOI Parties	Pursuant to the FERC-approved schedule or no later than two years after FERC approval of the schedule	9/14/2021
5.15(c)(2)	Conduct Updated Study Results meeting	NOI Parties	Within 15 days of filing the Updated Study Report	9/29/2021
5.15(c)(3)	File Updated Study Results meeting summary, including any study modifications or new studies	NOI Parties	Within 15 days of Study Results meeting	10/14/2021
5.15(c)(4)	File disagreement with Updated Study Results meeting summary	FERC and Participants	Within 30 days of filing Updated Study Results meeting summary	11/15/2021
5.15(c)(7)	If no disagreements are filed, approve Updated Study Results meeting summary and any proposed study plan amendments	FERC	Deemed approved 30 days following filing of Updated Study Results meeting summary	11/15/2021
5.15(c)(5)	If disagreements are filed, file responses to disagreement with Updated Study Results meeting summary	FERC, NOI Parties, or Participants	Within 30 days of the filing of a disagreement with the Updated Study Results meeting summary	12/15/2021
5.15(c)(6)	Resolve disagreement and amend approved study plan	FERC Director of OEP	Within 30 days following due date for responses to disagreement	1/14/2022
<b>Filing of License Application</b>				
5.17(a)	File License Application	New Regional Entity		4/14/2022
5.19 et seq.	Remainder of steps in FERC licensing proceeding	Various	As determined by FERC	

<sup>1</sup> Where a deadline falls on a weekend or holiday, the NOI Parties have adjusted the deadline to the next business day pursuant to the Commission's rules at 18 C.F.R. § 385.2007(a)(2).

## **Appendix D**

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### **Distribution List**



## DISTRIBUTION LIST

Organization	Name	Street Address	City, State, Zip	Email
American Whitewater	John Simpkin	5020 La Mesa Road	Placerville, CA 95667	johnmsimpkin3@gmail.com
American Whitewater	Dave Steindorf	4 Baroni Drive	Chico, CA 95928	dave@americanwhitewater.org
Big Valley Rancheria of Pomo Indians	Anthony Jack	2726 Mission Rancheria	Lakeport, CA 95445	
Big Valley Rancheria of Pomo Indians	Balsuwin Brown	2726 Mission Rancheria	Lakeport, CA 95445	
Cahto Tribe	Sonny Elliot			environmental@cahto.org
California Department of Fish and Wildlife	Allan Renger			allan.renger@wildlife.ca.gov
California Department of Fish and Wildlife	Curtis Milliron			curtis.milliron@wildlife.ca.gov
California Department of Fish and Wildlife	Dave Kajtaniak			david.kajtaniak@wildlife.ca.gov
California Department of Fish and Wildlife	Scott Bauer			scott.bauer@wildlife.ca.gov
California Department of Fish and Wildlife	Scott Harris			scott.harris@wildlife.ca.gov
California Department of Fish and Wildlife	Matt Myers	601 Locust Street	Redding, CA 96001	matt.myers@wildlife.ca.gov
California Department of Fish and Wildlife	Scott Monday			scott.monday@wildlife.ca.gov
California Department of Fish and Wildlife	Eric Larson			Eric.Larson@wildlife.ca.gov
California Department of Fish and Wildlife-Retired	Scott Downie			sdownie@suddenlink.net
California Department of Fish and Wildlife-Retired	Larry Week			leweek1@aol.com
California Department of Fish and Wildlife-Retired	Alan Grass	17850 Van Arsdale Road	Potter Valley, CA 95469	al_grass@hotmail.com
California Land Stewardship Institute	Laurel Marcus	550 Gateway Drive #108	Napa, CA 94558	laurelm@fishfriendlyfarming.org
California Sportfishing Protection Alliance	Chris Shutes			blancapaloma@msn.com
California State Assembly	Tom Weseloh			tom.weseloh@sen.ca.gov
California State Coastal Conservancy	Michael Bowen			mbowen@scc.ca.gov
California State Parks	Jay Harris			jharris@parks.ca.gov
California State Parks	Patrick Vaughan			pvaug@parks.ca.gov
California Trout	Darren Mierau			dmierau@caltrout.org
California Trout	Mary Burke			mburke@caltrout.org
California Trout	Natalie Arroyo			caltrout.northcoast@gmail.com
Center for Ecosystem Management and Restoration	Gordon Becker			becker@cemar.org
City of Cloverdale*	Paul Gayler			PCayler@ci.cloverdale.ca.us
City of Healdsburg*	David Mickaelian			mcuriel@ci.healdsburg.ca.us; dmickaelian@ci.healdsburg.ca.us
City of Petaluma*	John Brown			citymgr@ci.petaluma.ca.us

## DISTRIBUTION LIST

Organization	Name	Street Address	City, State, Zip	Email
City of Rohnert Park*	Darrin Jenkins			admin@rpcity.org; dajenkins@rpcity.org
City of Santa Rosa*	Sean McGlynn			CMOffice@srcity.org; smcglynn@srcity.org
City of Santa Rosa Water*	Linda Reed	69 Stony Circle	Santa Rosa, CA 95401	lreed@srcity.org
City of Santa Rosa Water*	Bennett Horenstein			bhorenstein@srcity.org
City of Santa Rosa*	Jennifer Burke			jburke@srcity.org
City of Sonoma*	Carol Giovanatto			cgiovanatto@sonomacity.org; carolg@sonomacity.org
City of Ukiah*	Sage Sangiacomo			ssangiacomo@cityofukiah.com
Congressional Representative Office	Heather Gurewitz	P.O. Box 2208	Fort Bragg, CA 95437	heather.gurewitz@mail.house.gov
Congressional Representative Office	Jenny Callaway	999 Fifth Avenue, Suite 290	San Rafael, CA 94901	jenny.callaway@mail.house.gov
Congressional Representative Office	John Driscoll	317 Third St., Suite 1	Eureka, CA 95501	john.driscoll@mail.house.gov
Constellation Brands	Thomas Gore	910 Lytton Station Road	Geyserville, CA 95441	tom.gore@cbrands.com
Coyote Valley Band of Pomo Indians	Michael Hunter	P.O. Box 39	Redwood Valley, CA 95470-0039	tribalgovernment@coyotevalley-nsn.gov
District Representative Senator Mike McGuire	Danielle Bradley			danielle.bradley@sen.ca.gov
Dunnewood Vineyards	George Phelan	P.O. Box 268	Ukiah, CA 95482	george.phelan@cbrands.com
Eel River Recovery Project	Barbara Domanchuk			bad@humboldt1.com
Eel River Recovery Project	Pat Higgins			phiggins@humboldt1.com
Eel River Recovery Project	David Sopjes			ferndalescience@yahoo.com
Eel River Recovery Project	Diane Higgins			4joy@suddenlink.net
Eel River Recovery Project	Dottie & Graham Russell			grussell@cheetah.com
Eel River Watershed Improvement Group	Ruth Goodfield			info@erwig.org
Elem Indian Colony of Pomo Indians	Agustin Garcia	P.O. Box 757	Lower Lake, CA 95457	
Elem Indian Colony of Pomo Indians	Thomas Brown	P.O. Box 757	Lower Lake, CA 95457	
Environmental Protection Agency	Will Duncan			duncan.will@epa.gov
Federal Energy Regulatory Commission	John Aedo			john.aedo@ferc.gov
Federal Energy Regulatory Commission	John Mudre			john.mudre@ferc.gov
Federal Energy Regulatory Commission	Timothy Konnert			timothy.konnert@ferc.gov

## DISTRIBUTION LIST

Organization	Name	Street Address	City, State, Zip	Email
Friends of the Eel River	David Keller	1327 1 Street	Petaluma, CA 94952	dkeller@eelriver.org
Friends of the Eel River	Scott Greacen	P.O. Box 4945	Arcata, CA 95518	scott@eelriver.org
Friends of the Eel River	Tryphena Lewis			tryphena@asis.com
Friends of the Eel River	Melvin Kreb			floodplain@asis.com
Friends of the Eel River	Ellison Folk	396 Hayes Street	San Francisco, CA 94102	folk@smwlaw.com
Friends of the Eel River/Native Fish Society	Samantha Kannry			skannry@gmail.com
Friends of the River	Ronald Stork	1418 20 <sup>th</sup> Street	Sacramento, CA 95811	rstork@friendsoftheriver.org
Friends of Van Duzen River	Sal Steinberg			steinberg.sal@gmail.com
GANDA	David Menasian			dmenasian@garciaandassociates.com
GANDA/California Department of Fish & Wildlife	Beb Ware	11500 Oat Gap Road	Potter Valley, CA 95469	bebandlinda@wildblue.net
GANDA/Local Resident	Rick Todd			ricktodd@wildblue.net
Garcia and Associates	Jen Riddell			jriddell@garciaandassociates.com
Garcia and Associates	Elizabeth Harreschou			elizabeth.harreschou@gmail.com
Geyserville Water Works*	Harry Bosworth	P.O. Box 65	Geyserville, CA 95441	harry@bosworthandson.com
Guidiville Band of Pomo Indians	Merline Sanchez	P.O. Box 339	Talmage, CA 95481	
Habematotel Pomo of Upper Lake	Sherry Trella	P.O. Box 516	Upper Lake, CA 95485	executive_secretary@upperlakepom o.com
Humboldt County Administrative Office	Amy Nilsen			cao@co.humboldt.ca.us
Humboldt County Board of Supervisors	Estelle Fennell			efennell@co.humboldt.ca.us
Humboldt County Public Works*	Hank Seemann	1106 Second Street	Eureka, CA 95501	hseemann@co.humboldt.ca.us
Humboldt County Resource Conservation District	Jill Demers			jillhcrd@yahoo.com
Humboldt County Resource Conservation District	Donna Chambers			donnaehcrd@yahoo.com
Humboldt County Resource Conservation District	Doreen Hansen			dhhcrd@gmail.com
Humboldt State University	Terry Roelofs			Terry.Roelofs@humboldt.edu
Humboldt State University	Emily Cooper			ejc485@humboldt.edu
Humboldt State University River Institute	Dr. Alison O'Dowd	1 Harpst Street	Arcata, CA 95521	Alison.ODowd@humboldt.edu

## DISTRIBUTION LIST

Organization	Name	Street Address	City, State, Zip	Email
Humboldt State University River Institute	Bill Trush			William.Trush@humboldt.edu
Humboldt University	Richard Gienger			rgrocks@humboldt.net
InterTribal Sinkyone Wilderness Council	Hawk Rosales	P.O. Box 1523	Ukiah, CA 95482	
Lake County* Administrative Officer	Carol Huchingson			Carol.Huchingson@lakecountycalifornia.gov
Lake County Board of Supervisors	Jim Steele			Jim.Steele@lakecountycalifornia.gov
Lake Pillsbury Homesite Association	Frank Lynch	26831 Madrone Drive	Cloverdale, CA 95425	lake6lynch@yahoo.com
Lake Pillsbury Homesite Association (LPHA)	Susan Berger	17 Lone Oak Court	Petaluma, CA 94952	sue.berger@comcast.net
Lake Pillsbury Homesite Association (LPHA)	Kris Patalano	317 Alden Court	Windsor, CA 95492	patalak@comcast.net
Lake Pillsbury Ranch	Carolyn Winn			Caretakers@wildblue.net
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