

Appendix A
Consultation Record
Post Draft License Application

Table of Correspondence

Date	Description
January 11, 2018	Scott's Mill Letter to FERC re Documents Needed to Initiate Licensing Proceeding.
January 11, 2018	Email to Interested Parties re Filing of NOI and PAD
January 11, 2018	FERC Receipt of Filing NOI and PAD
January 17, 2018	Email to VDHR re Conference Call on Historical Resources
January 23, 2018	FERC Letter Requesting Additional Information re Use of TLP and Notice
January 26, 2018	FERC Letter re Request to Waive Several Pre-filing Consultation Requirements
February 8 & 9, 2018	Letter and Notice to Interested Parties re FERC Filing
February 28, 2018	Discussion on Impact Minimization with VDHR
March 7, 2018	VDGIF Comments on DLA (see Appendix B for Comments and Responses)
March 12, 2018	Email to USFWS thanking USFWS for their Comments (See Comments and Responses in Appendix B)
March 7, 2018	Emails to and from City of Lynchburg re Scott's Mill DLA
March 13, 2018	FERC Letter Approving TLP
March 20, 2018	FERC Letter Dismissing Intervention Request
March 21, 2018	Email to Delaware Nation
March 13, 2018	Letter to United Keetoowah Band of Cherokee Indians
March 13, 2018	Letter to Tuscarora Indian Nation
March 13, 2018	Letter to Shawnee Tribe
March 13, 2018	Letter to Monacan Tribe
March 13, 2018	Letter to Easter Shawnee Tribe of Oklahoma
March 13, 2018	Letter to Eastern Band of Cherokee Indians
March 13, 2018	Letter to Cherokee Nation
March 13, 2018	Letter to Absentee Shawnee

April 3, 2018	Email from FERC to Scott's Mill re Tribal Consultation
April 5, 2018	Email from Scott's Mill to FERC Requesting Meeting
April 10&11, 2018	Emails to/from D. Mullen (Lynchburg Attorney)
April 16, 2018	Notice of May 8 Joint Meeting
May 6, 2018	Follow up Email re Joint Meeting
April 23, 2018	Willamette Falls Fish Passage Report Email and Transmittal
April 23, 2018	Transmittal of Agenda for Joint Meeting
April 23, 2018	Filing of Joint Meeting Agenda with FERC
May 2, 2018	Record of Telephone Conversation with VDHR
May 9, 2018	Follow up of DEQ Requesting Soils Data
October 12, 2018	Progress Update to Participants and Transmittal of Joint Meeting Minutes
November 19, 2018	Emails with Amherst County Consultant on Whitewater Study and Bathymetric Survey
January 2, 2019	Email from VDGIF re Draft Settlement Agreement
January 2, 2019	Record of Conversation with DEQ re Applicability of Coastal Zone Management
April 2, 2019	Scott's Mill Transmittal & Draft Agreement; VDGIF Response to Draft Agreement
April 29, 2019	Email from USFWS re Draft Settlement Agreement
May 4, 2019	Scott's Mill Response to USFWS Email re Agreement in Principle
May 7, 2019	Email from USFWS re Framework Document
June 12, 2019	Email from VDGIF on Agreement in Principle
June 14, 2019	Email from VDGIF re Draft Agreement in Principle
October 9, 2019	Record of Conversation w/VDGIF
Nov. 15 & 22, 2019	Transmittals of Revised Agreement in Principle
December 3, 2019	VDGIF Email Update on Agreement in Principle
January 30, 2020	VDGIF Email to Scott's Mill re Draft of Agreement in Principle
February 2020	Signed Agreement in Principle

January 11, 2018

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

**RE: SCOTT'S MILL HYDROELECTRIC PROJECT
FERC PROJECT NO. 14425
DOCUMENTS NEEDED TO INITIATE LICENSING PROCEEDING**

REFERENCE: Commission Letter Dated December 18, 2017

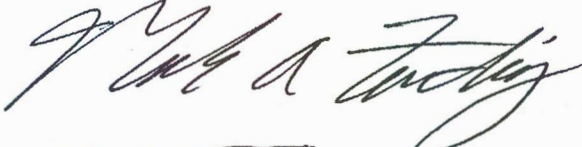
Dear Secretary Bose:

In response to the Federal Energy Regulatory Commission's (Commission) letter dated December 18, 2017, Scott's Mill Hydro, LLC (Scott's Mill) hereby transmits its Notice of Intent (NOI) and Pre-Application Document (PAD) for the 4.5 MW Scott's Mill Hydropower Project. On August 31, 2015 Liberty University (LU) filed an NOI and PAD for the project, conducted the Joint meeting on December 2, 2015, and subsequently prepared a study plan and conducted studies for the license application. On January 3, 2018 LU confirmed with the Commission that it does not intend to prepare and file a development application for the Scott's Mill site on the James River. LU approved Scott's Mill's use of their data for use in Scott's Mill moving forward with the licensing. Scott's Mill filed with the Commission and distributed a draft license application to 62 entities on December 11, 2017.

The enclosed NOI is based on information developed through consultation with interested parties for the past several years and the results of studies conducted for the project over the past two years. The PAD includes Scott's Mill's Process Plan, Schedule, and Communications Protocol. It is similar to the Process Plan, Schedule, and Communications Protocol used by licensing participants in the LU proceeding, but updated. Scott's Mill requests waiver of the requirements for including (1) Project Location, Facilities and Operations, and (2) Description of Existing Environment and Resource Impacts, (3) Preliminary issue and Studies List, and (4) Summary of Contacts. Scott's Mill's draft license application currently on file with the Commission contains a full description of the project location, facilities and operations; the existing environment, resource impacts of the proposed action and alternatives, and protection, mitigation, and enhancement measures. The draft license application includes an assessment of the issues and the results of the studies requested by resource agencies and other licensing participants. It also contains a complete consultation record.

Scott's Mill also requests that the Commission approve use of the Traditional Licensing Process (TLP). The Commission had previously approved use of this process. No participants objected to the use of the TLP process.

Sincerely,



Mark Fendig, [REDACTED] *MANAGING MEMBER*

FERC Filing of Notice of Intent and Pre-Application Document for Scott's Mill Hydropower Project

From: Luke Graham (scottsmillhydro@yahoo.com)

To: dyok@prodigy.net

Date: Thursday, January 11, 2018, 03:32 PM PST

Dear Interested Party

On December 18, 2017, the Federal Energy Regulatory Commission (FERC) requested that Liberty University (LU) state its intentions for the proposed 4.5 MW Scott's Mill Hydropower Project given that LU's preliminary permit had expired on November 30, 2017 and that Scott's Mill Hydro, LLC (Scott's Mill) had filed a draft license application on December 11, 2017. On January 3, 2018, Liberty University confirmed "that it does not intend to prepare and file a development application for this site."

Also on December 18, 2017, FERC directed Scott's Mill to file a Notice of Intent (NOI) and Pre-Application Document (PAD) for the proposed project as these documents are needed to initiate a FERC licensing proceeding. A link to the FERC transmittal letter and NOI/PAD are provided below.

[http://nebula.wsimg.com/5c51a1355d891ea97a4039dae61fe1f8?
AccessKeyId=09662DE94BB03312947D&disposition=0&alloworigin=1](http://nebula.wsimg.com/5c51a1355d891ea97a4039dae61fe1f8?AccessKeyId=09662DE94BB03312947D&disposition=0&alloworigin=1)

[http://nebula.wsimg.com/5f28b9c9de6635da13c128e13b9aabe4?
AccessKeyId=09662DE94BB03312947D&disposition=0&alloworigin=1](http://nebula.wsimg.com/5f28b9c9de6635da13c128e13b9aabe4?AccessKeyId=09662DE94BB03312947D&disposition=0&alloworigin=1)

The NOI is a complete document. However, the PAD provides only the Process Plan, Schedule and Communications Protocol. The Process Plan and Communications Protocol are essentially the same as we had been using for the LU licensing, but updated. The Schedule is current and based upon the draft application filing date of December 11, 2017. Since the Joint meeting, study plan development and study execution have already taken place for the project, the schedule assumes that the next step for participants is to provide comments on the draft application. Scott's Mill requested a waiver of the PAD requirements for describing the project, the environment and resource impacts, preliminary issues and studies list and summary of contacts because these are described in detail in the draft license application. Scott's Mill also requested continued use of the Traditional Licensing Process. (In November 2017, LU granted Scott's Mill the right to use all the data that had been collected during the FERC pre-filing process.)

We apologize for any confusion that may have caused by the change in license applicant for the project. However, Scott's Mill has all of the information developed by LU and is continuing with the licensing process. We are pleased to be moving forward with the development of this renewable energy project and the associated fishery restoration program. We look forward to receipt of your comments on the draft license application by March 12, 2018. If you have any questions, please contact Wayne Dyok at 916 719-7022 or respond to this email (scottsmillhydro@yahoo.com).

Regards,
Mark Fendig

**NOTICE OF INTENT TO FILE
APPLICATION FOR ORIGINAL LICENSE**

**SCOTT'S MILL HYDROELECTRIC PROJECT (FERC No. 14425)
SCOTT'S MILL HYDRO, LLC**

JANUARY 11, 2018

1. Potential applicant's name and address:

Scott's Mill Hydro, LLC
Attention Mark Fendig
912 Wilson Highway
Mouth-of-Wilson VA, 24363

2. Project number:

FERC No. 14425

3. License expiration date, if any:

N/A—no current license exists for FERC Project no. 14425.

4. Unequivocal statement of potential applicant's intention to file an application for an original license:

Scott's Mill Hydro, LLC hereby unequivocally declares its intent to apply for an original project license for the Scott's Mill Hydroelectric Project, FERC No. 14425.

5. Type of principal project works to be licensed, if any, such as powerhouse, transmission lines, dam and reservoir:

The Scott's Mill Hydroelectric Project would be located at the existing Scott's Mill Dam on the James River downstream of the Reusens hydroelectric dam. The existing Scott's Mill Dam facilities include: 1) the dam, 2) reservoir, and 3) spillway. The dam is 15 feet high and 875 feet long. The dam impounds a 316 acre reservoir with a normal maximum water surface elevation of 516 feet msl.

The applicant proposes to construct a new powerhouse containing four generating units with a total installed capacity of 4.5 MW, a new 1,200 foot-long underground transmission line, and appurtenant facilities. The project will have an estimated annual generation of 20,700 megawatt-hours, and will either be used by U.S. Pipe and Foundry Company, LLC or sold to a local utility.

6. Location of project, as appropriate—state, county, stream, city, nearby city:

State: Virginia
County: Amherst County / Bedford County
Stream: James River
Nearby City: Lynchburg, VA
Amherst County Tax Parcel: 160-A-15A 160A1 (2.93 acres)

River Basin: Middle James River-Buffalo River (HUC 02080203)
Watershed: James River-Harris Creek (HUC 0208020303, JM-C)
Sub-Watershed: James River-Opossum Creek (HUC 020802030305, JM11)
Latitude/Longitude: 37.424466 N, -79.140858 W
Elevation: 500-550 feet msl

7. Installed plant capacity, if any:

Scott's Mill, LLC proposes to install nine generating units with a total installed capacity of 4.5 MW.

8. Names and mailing addresses of:

i) 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;

Portions of the project are located in Amherst and Bedford Counties, Virginia and the City of Lynchburg, VA.

Bedford County Administrator
122 East Main Street, Suite 202
Bedford, VA 24523

Amherst County Administrator
153 Washington Street
Amherst, VA 24521

Lynchburg City Manager
520 Taylor Street
Lynchburg, VA 24502

The project is located on the existing Scott's Mill Dam, which is owned by Luminaire Technologies, Inc.
9912 Wilson Highway
Mouth-of-Wilson VA, 24363
Attention: Mr. Mark Fendig

No federal lands are involved.

ii) Every city, town or similar political subdivision

A) In which any part of the project is or is to be located and any Federal Facility that is or is to be used by the project is located within 15 miles of the existing or proposed project dam;

Portions of the project are within the city limits of Lynchburg, Virginia.

Mr. Timothy Mitchell, PE
City of Lynchburg Utilities Administrator
520 Taylor St.
Lynchburg, VA 24505

iii) Every irrigation district, drainage district or similar special purpose political subdivision

A) In which any part of the project is or is proposed to be located and any Federal facility that is or is proposed to be used by the project is located; or

The project is located within the City of Lynchburg's water supply territory.

Mr. Timothy Mitchell, PE
City of Lynchburg Utilities Administrator
520 Taylor Street
Lynchburg, VA 24501

B) That owns, operates, maintains or uses any project facility or any Federal facility that is or is proposed to be used by the project

The project is located within the City's water supply area.
Address: End of Adams Street: Lynchburg, VA 24503
Attention: Timothy Mitchell, PE

iv) Every other political subdivision in the general area of the project or proposed project that there is reason to believe would be likely to be interested in, or affected by, the notification; and

There are no other political subdivisions in the general area of the project that are believed to be interested in, or affected by, this notification.

(v) Affected Indian Tribes.

The following Native American Tribes have been identified as having a potential interest in the Scott's Mill Hydroelectric Project based on other FERC licensing

processes on the James River and the Commission's list of contacts: 1) Cherokee Nation; 2) Eastern Band of Cherokee Indians; 3) Monacan Tribe; 4) Tuscarora Indian Nation, 5) Absentee-Shawnee, 6) Eastern Shawnee Tribe of Oklahoma, 7) Shawnee Tribe, 8) United Keetoowah Band of Cherokee Indians and 9) Delaware Nation.

Cherokee Nation
Cultural Resources Specialist
P.O. Box 948
Tahlequah, Oklahoma 74465

Eastern Band of Cherokee Indians
Cultural Resources Department
P.O. Box 455
Cherokee NC 29718

Ms. Diane Shields
Monacan Tribe
349 Ebenezer Road
Amherst, VA 24521

Tuscarora Indian Nation
Chief
5616 Walmore Road
Lewistown, NY 14092

Absentee-Shawnee
Tribal Historical Preservation Officer
2025 S. Gordon Cooper Drive
Shawnee, OK 74801

Eastern Shawnee Tribe of Oklahoma
Tribal Historical Preservation Officer
P.O. Box 350
Seneca, MO 64865

Shawnee Tribe
Tribal Historical Preservation Officer
P.O. Box 189
Miami, OK 74355

United Keetoowah Band of Cherokee Indians
Chief
P.O. Box 189
Parkhill, OK 74451

Delaware Nation
Ms. Kimberly Penrod
Director, Cultural Resources
31064 State Highway 281
PO Box 825
Anadarko, OK 73005

Request for non-federal designation

Pursuant to 18 CFR 5.5 (d), applicant requests to be designated as the Commission's non-Federal representative for purposes of consultation under section 7 of the Endangered Species Act and the joint agency regulations thereunder at 50 CFR part 402, Section 305(b) of the Magnuson-Stevens Fishery Conservation and Management Act and the implementing regulations at 50 CFR 600.920. Applicant also requests authorization to initiate consultation under Section 106 of the National Historic Preservation Act and the implementing regulations at 36 CFR 800.2(c)(4).

Request to use Traditional Licensing Process

Applicant requests authorization to use of the Traditional Licensing Process (TLP) for licensing the Scott's Mill Hydroelectric Project. The Commission previously approved the TLP for the preliminary permit that expired on November 30, 2017. No participant objected to the TLP in that proceeding and in fact, the Virginia Department of Game and Inland Fisheries preferred the TLP. Because of the limited number of issues, the TLP process will be the lowest cost licensing process since it has a lesser administrative burden. The TLP offers the best potential for timely license issuance.

PRE-APPLICATION DOCUMENT

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LIST OF ACRONYMS

APCO – Appalachian Power Company
ASMFC – Atlantic States Marine Fisheries Commission
°C – degrees Celsius
CD – compact disk
CEII – Critical Energy Infrastructure Information
CFR – Code of Federal Regulations
cfs – cubic feet per second
CPUE – Catch Per Unit Effort
CT – Chewacla-Toccoa
CWA – Clean Water Act
DA – Draft Application
DO – Dissolved Oxygen
EA – Environmental Assessment
EIS – Environmental Impact Statement
ESA – Endangered Species Act
FERC – Federal Energy Regulatory Commission
FMP – Fishery Management Plan
FPA – Federal Power Act
GPS – global positioning station
in – inch
JAI – juvenile abundance index
km - kilometer
KV - Kilovolt
KVA – kilovolt amp
KW - Kilowatt
KWH – kilowatt hour
LU – Liberty University
m - meter
mm - millimeter
msl – mean sea level
MWh – megawatt hour
NEPA – National Environmental Policy Act
NRHP – National Register of Historic Places
NMFS – National Marine Fisheries Service
NOAA Fisheries – National Oceanographic and Atmospheric Administration, National Marine Fisheries Service
NOI – Notice of Intent
NRCS – Natural Resources Conservation Service
NTU – Nephlo-turbidity Units
O&M – Operations and Maintenance
PAD – Pre-Application DoAPEA – Applicant Prepared Environmental Assessment
PCB – Polychlorinated biphenyls
PM&E – Protection, Mitigation, and Enhancement
ppb – parts per billion

RM – River mile
RKM – River kilometer
RPM – revolutions per minute
SCORP – State Comprehensive Outdoor Recreation Plan
Taf - Tallapoosa
TBD – To Be Determined
TLP – Traditional Licensing Process
UL – Urban Land
USDA – United States Department of Agriculture
USEPA – U.S. Environmental Protection Agency
USFS – U.S. Forest Service
USFWS – U.S. Fish and Wildlife Service
USGS – U.S. Geological Survey
VDEQ – Virginia Department of Environmental Quality
VDGIF – Virginia Department of Game and Inland Fish
VDHR – Virginia Department of Historic Resources
VDRC – Virginia Department of Recreation and Conservation
VMRC – Virginia Marine Resources Commission
YOY – Young of year

**PRE-APPLICATION DOCUMENT
SCOTT'S MILL DAM (P-14425)
SCOTT'S MILL HYDRO, LLC**

PRE-APPLICATION DOCUMENT

1. PROCESS PLAN, SCHEDULE, AND COMMUNICATIONS PROTOCOL

The following sections contain information concerning the licensing approach and early consultation; process plan and schedule; communications and document distribution; and development of a licensing study program.

1.1 Overview of Licensing Approach and Early Consultation

Applicant is studying and evaluating the Scott's Mill Project. Applicant proposes to use the Traditional Licensing Process (TLP) for the application development process in a collaborative and efficient manner. The Notice of Intent (NOI) and portions of the Pre-Application Document are being filed simultaneously and distributed to federal and state resource agencies, local governments, Indian tribes, members of the public and other interested parties. The TLP provides a framework for consultation, study plan development and execution, and application review and comment.

The purpose of the PAD is to provide substantial background information related to the engineering, operational, economic, and environmental aspects of the project. It also identifies and describes issues and potential study needs. Applicant intends to use the TLP to develop appropriate protection, mitigation, and enhancement (PM&E) measures to be included in the license application.

In preparing the PAD, Applicant researched and reviewed reasonably available, relevant information concerning the existing conditions and environment in and around the Project site. This information was obtained through the search of various public information and reference sources, and stakeholder contacts and consultations. Information from licensing and relicensing of upstream hydropower projects was especially helpful in compiling available information.

Applicant reached out to the US Fish and Wildlife Service (USFWS), Virginia Department of Game and Inland Fisheries (VDGIF), Virginia Department of Quality (VDEQ), Virginia Department of Historic Resources (SHPO), and American Rivers. These consultations helped Applicant to identify, scope and study the issues presented in the draft application.

1.2 Process Plan and Schedule

The Process Plan and Schedule outlines the specific timeframes, deadlines, and responsibilities of Applicant, FERC, and other stakeholders in the TLP. In accordance with FERC regulations (18 CFR §5.6 (d)(1)), Applicant must adhere to the plan and schedule for pre-application activities. The process plan and schedule is presented in Table 1.2. Applicant is requesting that the Commission waive the Joint meeting and comments on the PAD because Applicant is proposing to use the efforts of all parties in the previous pre-filing consultation process.

Table 1.2-1 – Scott’s Mill Proposed Process Plan and Schedule

18 CFR	Lead	Action	Date
§5.5	Applicant	File NOI	January 11, 2018
§5.6	Applicant	File PAD	January 11, 2018
§5.7	FERC	Tribal Consultation	Waiver Requested
§5.8	FERC	FERC Decision on Use of TLP	TBD
§4.38(b)(3)(i)	Applicant	Meeting Notice and Agenda	Waiver Requested
§4.38	Applicant	Joint (Scoping) Meeting & Site Visit	Waiver Requested
§4.38	Participants	Comments on PAD and Studies	Waiver Requested
§4.38(c)	Applicant	Conduct Studies	2016, 2017
§4.38(c)	Applicant	Draft License Application (DA)	December 8, 2017
§4.38(c)	Participants	Comments on DA	March 8, 2018
§4.38(c)	All	DA Meeting	<60 d after comments
§4.38(d)	Applicant	File License Application	TBD
§4.32(b)	FERC	FERC Tendering Notice (of App.)	TBD
§4.32(b)	Participants	Requests for Studies (60 d after Not.)	TBD
§4.32(d)	FERC	Notice of Acceptance	TBD
§4.34(b)	FERC	FERC Ready for Env. Analysis	TBD
§4.34(b)	Agencies	Preliminary Terms and Conditions	60 d after REA
§4.34(b)	App./Particip.	Reply Comments	105 d after REA
§380	FERC	FERC Draft EA or EIS	TBD
§380	All	Comments on FERC NEPA Doc	45 d after EA/EIS

Applicant has conducted filed studies and included the results in the draft license application distributed to participants and filed with the Commission.

1.3 Communications and Document Distribution

The Communications Protocol (Protocol) is intended to facilitate communications and cooperation among Applicant, federal and state agencies, Indian tribes, and other interested organizations and parties. This Protocol is structured to complement the requirements of the TLP for the pre-application consultation period. Applicant anticipates that the Protocol will allow meaningful input by participants without undue

burden. The Protocol is intended to provide a framework for communications among all participants and provide Applicant's plans regarding access to information regarding consultation activities related to the licensing and planning of the Project. The Protocol is not intended to apply to communications solely between participants, or to any participant's internal communications. The Protocol is intended to provide a flexible framework for dissemination of information and for document consultation among all participants involved in the licensing process.

1.3.1 Maintenance of the Public Reference File

Applicant will maintain copies of relevant written communications and other materials produced during the consultation process. The consultation record will be updated regularly and available to the public on the website. The license application will be distributed to the Lynchburg public library. To reduce the administrative burden, all documents will be made available on the project website. Copies of the letters transmitting documents will be distributed via email, and hard copies of the transmittal letters (and documents) will be made to those requesting hard copies.

This information will constitute the Formal Consultation Record covering the period from the previous preliminary permit to Applicant filing the final license application with FERC and will be available for viewing at:

1. Scott's Mill Project Licensing Website: <http://www.scottsmillhydro.com>
2. Applicant Library, 912 Wilson Highway
Mouth-of-Wilson VA, 24363

These materials will be available for public inspection during regular business hours in a form that is readily accessible, reviewable and reproducible. Copies of the materials will be available to a requester through the mail or electronically. Applicant may charge the public the reasonable cost of reproduction, and if applicable postage, for any hard copies.

Applicant will delete from any information made available in the public reference file, specific site or property locations the disclosure of which would create a risk of harm, theft, or destruction of archeological or Indian tribe cultural resources or of the site at which the resources are located or would violate any Federal law, including the Archeological Resources Protection Act of 1979, 16 U.S.C. 479w-3, and the National Historic Preservation Act of 1966, 16 U.S.C. 470hh. Certain documents may also be restricted from publication on the licensing website in accordance with FERC's regulations protecting Critical Energy Infrastructure Information (CEII) (18 CFR §388.113) or in cases where the document contains privileged information (e.g., sensitive species locations, cultural resources sites, etc.). Applicant will address requests for access to this information on a case-by-case basis, in accordance with Virginia Commonwealth and federal law as needed during the licensing process.

Consistent with the federal and state paper-reduction policies, and in accordance with the objectives of FERC Order No. 604, Applicant will transmit and receive related

communications and other written materials in electronic format when possible. Preferred formats are MS Word, Adobe, MS Excel, or ASCII text.

1.3.2 Licensing Website

Applicant will maintain a website (www.scottsmillhydro.com) as the primary mode of document distribution and access to key documents developed during the course of the licensing consultation, such as the PAD and NOI, meeting notices, meeting summaries, study plans and study reports, draft license application, and final license application.

Applicant will maintain a current calendar of upcoming and past meetings, and will post meeting materials (including agendas, handouts, and summaries) on the website to increase the availability of these materials to all participants.

Applicant will use email notifications to participants to announce important new postings, which will help maximize review and comment opportunities, where applicable. The following table summarizes the general guidelines that Applicant will follow in determining the appropriate mode of distribution for licensing documents.

Table 1.3-1 Documents Distribution Guidelines

Document Type	Distribution
Informal Communications	Email or regular mail
Formal TLP Meeting Notices and Agendas	Website with email notice
Meeting Summaries	Website with email notice
Licensing Related Documents	Website with email notice and or CD through regular mail; paper format upon request

1.3.3 TLP Meetings

Applicant anticipates that limited meetings will be needed over the course of the licensing process. These will include meetings required by the TLP and any special meetings to resolve challenging issues. To the extent possible, telephonic/Go To Meeting conference calls will be utilized. For any required meetings, Applicant will comply with the applicable regulatory requirements and in addition, Applicant will post the information on the Project website.

Applicant will schedule meetings for which it is responsible and will consult with stakeholders on meeting dates and agendas. To the extent practicable Applicant will schedule meetings at least 30 days in advance. Notification may be made via email, posting on the project website, or by telephone. If circumstances dictate Applicant may hold meetings with less than 30 days-notice.

Applicant will provide draft meeting agendas at least two weeks prior to a scheduled meeting to the extent possible. Participants may submit comments on the agenda before

the scheduled meeting. Applicant will distribute a final agenda at the meeting and with the consensus of the participants, the agenda may be modified at the beginning of the meeting.

Applicant will strive to make available documents and other information necessary to prepare for a consultation meeting at least two weeks prior to the scheduled meeting.

1.3.4 TLP Documentation

All of the documentation requirements described below apply to substantive communications regarding the licensing of the Project; communications related to procedural matters (e.g., responding to inquiries regarding meeting scheduling) will not be subject to the documentation requirements.

1.3.4.1 Meeting Summaries

Applicant will provide a written meeting summary of the matters addressed at meetings. To the extent practicable, a meeting summary will be posted to the Project website within 15 days of the meeting. Comments should be submitted within 15 days of the meeting. Applicant will modify and finalize meeting summaries within two weeks after receipt of comments.

1.3.4.2 Technical Documents

Because of the existing information available for the Project, Applicant does not anticipate developing numerous technical documents. To the extent that documents will be prepared, Applicant will communicate to participants review time frames for providing comments. Applicant will typically request 30-day review periods unless the Commission's regulations require longer periods (e.g., 90 days on the draft license application). Applicant may adjust review periods in consultation with participants.

1.3.4.3 Written Correspondence

Applicant requests that licensing-related correspondence or other materials intended or required to be part of the Formal Consultation Record contain the following reference: "Applicant, Scott's Mill Project, FERC No. 14425, Request for Inclusion in Formal Consultation Record" and to be addressed to:

Mr. Mark Fendig
912 Wilson Highway
Mouth-of-Wilson VA, 24363
M.fendig@aisva.net

1.3.5 Distribution of Licensing Documentation

Distribution of licensing documents will be accomplished by posting on Applicant's website and emailing the distribution, and on FERC's e-Library. Hard copies of

licensing documents will be made available in the Lynchburg public library and in Applicant's office.

1.3.6 Communications with FERC Staff

Communications with FERC staff that address the merits of the proceeding will be included in the public record. In order to have written communication with FERC staff made a part of the record for a project, it must be formally filed with FERC as follows:

The Secretary
Federal Energy Regulatory Commission
888 First Street, NE
Washington, DC 20426

All correspondence not filed with FERC electronically must include an original and eight copies and have the following displayed on the first page:

“Applicant, Scott's Mill Project, FERC Project No. 14425 – Application for License.”

The Commission encourages participants to file their comments electronically via the Internet instead of submitting comments by mail. Instructions for e-Filing are provided at www.ferc.gov under the e-Library link. Additional information on this program can be found in the regulations at 18 CFR 385.2001(a)(1)(iii). Filing comments electronically with FERC also eliminates the need for filing an original and eight copies.

1.4 Licensing Studies

Licensing studies were conducted based on study plans developed in conjunction with licensing participants. The information was included in the draft license application. The draft license application will be updated and filed as a final license application after licensing participants provide comments and after a Joint meeting is held, if the comments on the draft application indicate there are unresolved issues.

FERC Receipt of Filing in New Docket

From: efiling@ferc.gov

To: dyok@prodigy.net; efilingacceptance@ferc.gov

Date: Thursday, January 11, 2018, 9:20 AM AKST

Confirmation of Receipt

This is to confirm receipt by the FERC Office of the Secretary of the following electronic submission:

- Submission ID: 840096
- Docket(s) No.: New Docket
- Filed By: Scott's Mill Hydro, LLC
- Signed By: wayne dyok
- Filing Desc: Notice of Intent / Pre-Application Document of Scott's Mill Hydro, LLC under New Docket.
- Submission Date/Time: 1/11/2018 1:18:56 PM
- Projected Filed Date/Time: 1/11/2018 1:18:56 PM (Subject to Change based on OPM/FERC Closure)

Additional detail about your filing is available via the following link:

<https://ferconline.ferc.gov/SubmissionStatus.aspx?hashcode=9XRhB2ysSetLdMHDof2Flw>

Thank you for participating in the FERC Electronic Filing System. If you have any questions, or if you detect errors in your submission or the FERC-generated PDF, please contact FERC at:

E-Mail: ferconlinesupport@ferc.gov <mailto:ferconlinesupport@ferc.gov> (do not send filings to this address)
Voice Mail: 866-208-3676.

Scott's Mill Hydropower Project

From: Wayne Dyok (dyok@prodigy.net)

To: roger.kirchen@dhr.virginia.gov; marc.holma@dhr.virginia.gov

Cc: bli@handp.com; rml@handp.com; mfindig@aisva.net

Date: Wednesday, January 17, 2018, 01:57 PM PST

Good afternoon Roger and Marc. Do you have time for a conference call on Monday or Tuesday of next week? If so let us know the time. Randy, Mark and I are available any time on those days. Once we establish a date and time, Randy will send out an invite to the call-in number.

Hopefully by now you have had time to review the draft license application and the historical resources report prepared by Hurt and Proffitt.

We would like to talk about the following four items.

1. Update on FERC licensing process.
2. Action plan to address construction effects on Water Works Canal and Dam.
3. Archeological effort needed for license application.
4. Historical Properties Management Plan

Regards,
Wayne

Document Service in P-14867-000

From: eService@ferc.gov (eservice@ferc.gov)

To: dyok@prodigy.net

Date: Tuesday, January 23, 2018, 07:15 AM PST

This notification is served on you in accordance with the requirements set forth in Section 385.2010 of the Commission's rules.

On 1/23/2018, the Federal Energy Regulatory Commission (FERC), Washington D.C., published the following issuance:

Docket(s): P-14867-000

Description: Letter order requesting Scott's Mill Hydro, LLC to use the Traditional Licensing Process for preparing a development application for the Scott's Mill Hydroelectric Project under P-14867.

You can view the issuance at: http://elibrary.FERC.gov/idmws/file_list.asp?accession_num=20180123-3005

You may also eSubscribe to the docket number(s) in the issuance by clicking on the following link to login to FERC Online.

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Comments and Suggestions can be sent to this email address: <mailto:FERCOnlineSupport@Ferc.gov>

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426
January 23, 2018

OFFICE OF ENERGY PROJECTS

Project No. 14867-000 – Virginia
Scott's Mill Hydroelectric Project
Scott's Mill Hydro, LLC

Scott's Mill Hydro, LLC
Attn: Mark Fendig
P.O. Box 13
Coleman Falls, VA 24536

Re: Information Needed to Process TLP Request

Dear Mr. Fendig:

On January 11, 2018, you filed a Notice of Intent (NOI), Pre-Application Document (PAD), and request to use the Traditional Licensing Process (TLP) for preparing a development application for the proposed Scott's Mill Hydroelectric Project. Pursuant to section 5.3(d)(2) of the Commission's regulations, a potential applicant must publish a notice of its filing of the NOI, PAD, and TLP request in a daily or weekly newspaper of general circulation in each county in which the project would be located. Based on your NOI and PAD, it appears no such newspaper notice has been published. Therefore, you must publish a newspaper notice that complies with the requirements of section 5.3(d)(2)(i-vi) of the Commission's regulations. The notice must indicate that stakeholder comments on your request to use the TLP are to be filed with the Commission within 30 days of the notice; you should also promptly file proof of publication of the newspaper notice with the Commission.

In addition to the requirements described above, your notice should also state that if the TLP is approved by the Commission, that you intend to use the pre-filing information (e.g., study results) gathered by Liberty University during its prior license proceeding for this project (Project No. 14425). In addition, your newspaper notice should also indicate that the deadline for comments on your Draft License Application (filed on December 11, 2017) remains unchanged and is still March 11, 2018. Also, it is not clear if you provided a copy of your NOI, PAD, and TLP request to project stakeholders, which is required under sections 5.3(d)(1) and 5.5(c) of the Commission's regulations. Therefore, if you have not done so, please provide all affected resource agencies, Indian tribes, and members of the public likely to be interested in the proceeding with a copy of your NOI, PAD, and TLP request. Lastly, please note, and

notify all stakeholders, that all future filings for this license proceeding should be made under the newly assigned docket number for this project, P-14867.

If you have any questions, you may contact Jody Callihan at (202) 502-8278 or jody.callihan@ferc.gov.

Sincerely,



John B. Smith, Chief
Mid-Atlantic Branch
Division of Hydropower Licensing

cc: Mark Fendig
Luminaire Technologies, Inc.
9932 Wilson Highway
Mouth-of-Wilson, VA 24363

Wayne Dyok
H₂O EcoPower
9641 Vanguard Dr.
Anchorage, AK 99507

Document Service in P-14867-000

From: eService@ferc.gov (eservice@ferc.gov)

To: dyok@prodigy.net

Date: Friday, January 26, 2018, 10:25 AM PST

This notification is served on you in accordance with the requirements set forth in Section 385.2010 of the Commission's rules.

On 1/26/2018, the Federal Energy Regulatory Commission (FERC), Washington D.C., published the following issuance:

Docket(s): P-14867-000

Description: Letter to Scott's Mill Hydro LLC re the 01/11/2018 request to waiver several; pre-filing consultation requirements within 15 days for the Scott's Mill Hydroelectric Project under P-14867.

You can view the issuance at: http://elibrary.FERC.gov/idmws/file_list.asp?accession_num=20180126-3024

You may also eSubscribe to the docket number(s) in the issuance by clicking on the following link to login to FERC Online.

<https://ferconline.ferc.gov/eSubscription.aspx>

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or for phone support, call 866-208-3676.

Comments and Suggestions can be sent to this email address: <mailto:FERCOnlineSupport@Ferc.gov>

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426
January 26, 2018

OFFICE OF ENERGY PROJECTS

Project No. 14867-000 – Virginia
Scott's Mill Hydroelectric Project
Scott's Mill Hydro, LLC

Scott's Mill Hydro, LLC
Attn: Mark Fendig
P.O. Box 13
Coleman Falls, VA 24536

Re: Information Needed to Process Requested Consultation Waivers

Dear Mr. Fendig:

In your Notice of Intent and Pre-Application Document (PAD) filed on January 11, 2018, you requested waivers of several pre-filing consultation requirements including: (1) the initial joint agency meeting and site visit, (2) comments on the PAD, and (3) tribal consultation. However, the only pre-filing information in the public record for this proceeding (Scott's Mill Hydroelectric Project, FERC No. 14867) is the NOI, PAD, and request to use the Traditional Licensing Process. Therefore, within 15 days of this letter, please file under docket P-14867 any information and documents you believe are necessary for the Commission to process your specific waiver requests described above as well as any other information necessary to fulfill the pre-filing consultation requirements found in section 4.38 of the Commission's regulations. At a minimum, please file the following items under docket P-14867: (1) an audio recording or written (verbatim) transcripts¹ of the joint agency meeting, (2) documents pertaining to study plan development (e.g., draft study plans and comments thereon), and (3) a copy of your Draft License Application that was previously filed on December 11, 2017 under the old docket number (P-14425) for the prior proceeding for this project.

¹ For a complete list of acceptable file formats, including those for audio recordings, see <http://www.ferc.gov/docs-filing/elibrary/accept-file-formats.asp>.

If you have any questions, you may contact Jody Callihan at (202) 502-8278 or jody.callihan@ferc.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "John B. Smith". The signature is written in a cursive style with some capital letters.

John B. Smith, Chief
Mid-Atlantic Branch
Division of Hydropower Licensing

cc: Mark Fendig
Luminaire Technologies, Inc.
9932 Wilson Highway
Mouth-of-Wilson, VA 24363

Wayne Dyok
H₂O EcoPower
9641 Vanguard Dr.
Anchorage, AK 99507

Scott's Mill Hydro Docket No. 14425

From: Luke Graham (scottsmillhydro@yahoo.com)

To: scottsmillhydro@yahoo.com

Date: Friday, February 9, 2018, 1:35 PM AKST

Dear Interested Party,

On January 26, 2018, the Federal Energy Regulatory Commission (FERC) transmitted a letter to Scott's Mill Hydro, LLC (Scott's Mill) directing Scott's Mill to file the following documents under the new FERC docket for the project (FERC NO. P-14867):

the audio recording of the Joint Meeting held on December 2, 2015:

documents pertaining to study plan development;

the draft license application; and,

any other relevant documents that were filed under Docket No. 14425.

The above referenced documents needed to be transferred to the new docket. Yesterday, the documents were refiled with FERC under the new docket number. They can also be found on the Scotts Mill website at Scottsmillhydro.com.

On January 23, 2018, FERC also requested that Scott's Mill publish a Notification of Intent regarding the January 11, 2018 update of the Notice of Intent and Pre-Application Document. That document was published in local newspapers on January 27, 2018. The proof of publication will be filed with the Commission once it has been received.

If you have any questions, please respond to this email or contact Wayne Dyok at (916) 719-7022.

Scott's Mill Hydro, LLC



Scotts Mill FERC Files Trans Letter 2018-02-06.docx

190.8kB

February 8, 2018

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

**RE: SCOTT'S MILL HYDROELECTRIC PROJECT
FERC PROJECT NO. 14867
INFORMATION NEEDED TO PROCESS REQUESTED CONSULTATION
WAIVERS**

REFERENCE: Commission Letter Dated January 26, 2018

Dear Secretary Bose:

In response to the Federal Energy Regulatory Commission's (Commission) letter dated January 26, 2018, Scott's Mill Hydro, LLC (Scott's Mill) hereby transmits the following information:

- (1) Audio recording of the of the December 2, 2015 joint agency meeting (10 files) and joint meeting summary (1 file);
- (2) Draft Study Plans (2 files), Comments on the Draft Study Plans (USFWS, VDCR¹, VDEQ, VDGIF, City of Lynchburg, James River Association, and VDEQ meeting notes; 7 files) and Final Study Plans (1 file);
- (3) Draft License Application (2 files); and
- (4) Updated Distribution List (1 file).

A complete list of the agency comments on the draft study plan can be found in Appendix A of the draft license application. If you have any questions, feel free to contact me at (540) 320-6762 or Wayne Dyok at (916) 719-7022.

Sincerely,

 for

Mark Fendig, Managing Member

¹ Note – VDHR stated they supported the cultural resources study plan in a March 17, 2016 email which is included in the draft license application.

Re: Scott's Mill Hydropower Project

From: Wayne Dyok (dyok@prodigy.net)
To: Roger.Kirchen@dhr.virginia.gov; Marc.Holma@dhr.virginia.gov
Cc: rml@handp.com; mfendig@aisva.net
Date: Wednesday, February 28, 2018, 06:59 PM PST

Hi Roger. I am checking in on whether you and Marc have had an opportunity to review the Scott's Mill draft license application and the Scott's Mill architecture report authored by Sarah Clarke. Assuming yes, would it be possible to follow up with you sometime next week to discuss any thoughts you have for minimizing impacts to the arch section of the dam and the waterworks canal? I am available pretty much all of next week.

Regards,
Wayne

On Tuesday, January 30, 2018 9:29 AM, "Kirchen, Roger (DHR)" <Roger.Kirchen@dhr.virginia.gov> wrote:

Marc confirms that Friday at 2pm works for him. Thanks for your flexibility.

*Roger W. Kirchen, Director
Review and Compliance Division
Department of Historic Resources
2801 Kensington Avenue
Richmond, VA 23221
phone: 804-482-6091
fax: 804-367-2391
roger.kirchen@dhr.virginia.gov*

From: Wayne Dyok [mailto:dyok@prodigy.net]
Sent: Tuesday, January 30, 2018 11:08 AM
To: Kirchen, Roger (DHR); Holma, Marc (DHR)
Cc: Ben Leatherland; Randy Lichtenberger; Mark Fendig
Subject: Re: Scott's Mill Hydropower Project

Roger - no problem. That works for me. Let us know.

Wayne

On Tuesday, January 30, 2018 8:04 AM, "Kirchen, Roger (DHR)" <Roger.Kirchen@dhr.virginia.gov> wrote:

I hate to do this, but I misread an earlier email from Marc and we are not available Friday morning. We will need to reschedule. I could do Friday at 2pm, but would need to confirm with Marc. Again, apologies for my mistake.

Scotts Mill DLA comments

From: Smith, Scott (DGIF) (scott.smith@dgif.virginia.gov)

To: dyok@prodigy.net; lukegraham_5@yahoo.com

Date: Wednesday, March 7, 2018, 12:11 PM AKST

Wayne and Luke,

Attached are our comments on the Scotts Mill DLA. I couldn't figure out how to file these with FERC online, so figured I'd just send them to y'all. Perhaps you could send them to FERC? At any rate, thanks, and let me know if you've got any questions.

Best,

Scott

Scott M. Smith
Region 2 Fisheries Manager
Virginia Dept. of Game and Inland Fisheries
1132 Thomas Jefferson Rd.
Forest, VA 24551
434/525-7522 (ext. 106)
scott.smith@dgif.virginia.gov



Scotts Mill Draft License comments 3-7-18.pdf

52kB

Re: FERC Receipt of Filing in P-14867-000

From: Wayne Dyok (dyok@prodigy.net)

To: david_sutherland@fws.gov

Cc: cindy_schulz@fws.gov; jessica_pica@fws.gov; scott.smith@dgif.virginia.gov; alan.weaver@dgif.virginia.gov; m fendig@aisva.net; scottsmillhydro@yahoo.com

Date: Monday, March 12, 2018, 8:41 AM AKDT

David et al. Thanks for providing timely comments on the draft license application for Scott's Mill. Mark and I would like to provide a draft response and then discuss with you and VDGIF. There are many points of agreement and a couple of areas where we might not see things the same way. Our goal is to resolve as many issues as possible prior to filing the final application. Hopefully, we can resolve all issues.

At the request of the City of Lynchburg, we are giving an additional month for commenters on the draft application. However, that will not prevent us from trying to resolve issues.

We look forward to following up with you and thanks again for being on time with your comments, especially given the awkwardness of the change in preliminary permittees.

Regards,
Wayne

On Thursday, March 8, 2018 10:59 AM, "Sutherland, David" <david_sutherland@fws.gov> wrote:

The attached was filed with the Federal Energy Regulatory Commission on March 8, 2018. Electronic service is being provided to you in accordance with Rule 2010 of the Commission's Rules of Practice and Procedure (18 C.F.R. § 385.2010).

Thank you,
David W. Sutherland
Fish and Wildlife Biologist
U.S. Fish and Wildlife Service
Chesapeake Bay Field Office
177 Admiral Cochrane Drive
Annapolis, MD 21401
410-573-4535 Office

Document Service in P-14867-000

From: eService@ferc.gov (eservice@ferc.gov)

To: dyok@prodigy.net

Date: Thursday, March 8, 2018, 11:25 AM AKST

This notification is served on you in accordance with the requirements set forth in Section 385.2010 of the Commission's rules.

On 3/8/2018, the Federal Energy Regulatory Commission (FERC), Washington D.C., published the following issuance:

Docket(s): P-14867-000

Description: Letter to Scott's Mill Hydro, LLC re Staff Comments on Draft License Application for the Scott's Mill Hydroelectric Project under P-14867.

You can view the issuance at: http://elibrary.FERC.gov/idmws/file_list.asp?accession_num=20180308-3056

You may also eSubscribe to the docket number(s) in the issuance by clicking on the following link to login to FERC Online.

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Comments and Suggestions can be sent to this email address: <mailto:FERCOnlineSupport@Ferc.gov>

Sent from my iPhone

On Mar 7, 2018, at 10:48 AM, Mullen, Dale G. <DMullen@mcguirewoods.com> wrote:

Wayne: Please send me the letter we discussed with an extended comment period for us to meet and make comments about the Scott's Mill Hydro, LLC, project. I recommend a period of time for comment (perhaps 60 days) - long enough for us to meet so we can approach the best alternatives.

In the interim, please consider this our general comment that at this point in time, the City of Lynchburg still has substantial concerns about any hydropower project located on or in the area of the Scott's Mill Dam in Lynchburg and emphasizes its significant interests at stake. As noted above, the dam site impacts the James River and historic Kanawha Canal areas in the City of Lynchburg, and Lynchburg operates its wastewater treatment plant downstream of the Scott's Mill Dam site. Most importantly, a hydropower project at the Scott's Mill site has the potential for direct impacts to water rights and water supply for the Lynchburg area. There are also the potential impacts to certain recreational, historical, cultural and other resources in Lynchburg and surrounding areas to be considered. Lynchburg is especially concerned that any project at the dam site could negatively impact or compromise the City of Lynchburg's water rights and water supply. The City of Lynchburg looks forward to monitoring the Project as the Commission's process moves forward, and registering its concerns and objections as appropriate.

Any specific information you have that could address these concerns would be appreciated. We should plan an early opportunity to meet (probably in Lynchburg) on a date convenient for all.

Dale G. Mullen

Partner

McGuireWoods LLP

Gateway Plaza

800 East Canal Street

Richmond, VA 23219-3916

T: +1 804 775 4710

M: +1 804 887 0778

F: +1 804 698 2098

dmullen@mcguirewoods.com

[Bio](#) | [VCard](#) | [LinkedIn](#) | www.mcguirewoods.com

Visit our blog: [The Energy & Environment Investor](#)



This e-mail from McGuireWoods may contain confidential or privileged information. If

you are not the intended recipient, please advise by return e-mail and delete immediately without reading or forwarding to others.

<Scotts Mill Record of Telecon Lynchburg 2018-03-07.docx>

Document Service in P-14867-000

From: eservice@ferc.gov

To: dyok@prodigy.net

Date: Tuesday, March 13, 2018, 10:25 AM AKDT

This notification is served on you in accordance with the requirements set forth in Section 385.2010 of the Commission's rules.

On 3/13/2018, the Federal Energy Regulatory Commission (FERC), Washington D.C., published the following issuance:

Docket(s): P-14867-000

Description: Letter order granting Scott's Mill Hydro LLC's 1/11/2018 request to use the Traditional Licensing Process for the Scotts Mill Hydroelectric Project under P-14687.

You can view the issuance at: http://elibrary.FERC.gov/idmws/file_list.asp?accession_num=20180313-3055

You may also eSubscribe to the docket number(s) in the issuance by clicking on the following link to login to FERC Online.

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or for phone support, call 866-208-3676.

Comments and Suggestions can be sent to this email address: <mailto:FERCOnlineSupport@Ferc.gov>

Document Service in P-14867-000

From: eservice@ferc.gov

To: dyok@prodigy.net

Date: Tuesday, March 13, 2018, 10:26 AM AKDT

This notification is served on you in accordance with the requirements set forth in Section 385.2010 of the Commission's rules.

On 3/13/2018, the Federal Energy Regulatory Commission (FERC), Washington D.C., published the following issuance:

Docket(s): P-14867-000

Description: Notice of Intent to file license application filing of pre-application document approving use of the Traditional Licensing Process re Scott's Mill HYdrp LLC under P-14867.

You can view the issuance at: http://elibrary.FERC.gov/idmws/file_list.asp?accession_num=20180313-3060

You may also eSubscribe to the docket number(s) in the issuance by clicking on the following link to login to FERC Online.

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Comments and Suggestions can be sent to this email address: <mailto:FERCOnlineSupport@Ferc.gov>

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426
March 13, 2018

OFFICE OF ENERGY PROJECTS

Project No. 14867-000 – Virginia
Scott's Mill Hydroelectric Project
Scott's Mill Hydro, LLC

Scott's Mill Hydro, LLC
Attn: Mark Fendig
P.O. Box 13
Coleman Falls, VA 24536

Re: Authorization to Use the Traditional Licensing Process and Granting the Requested Pre-Filing Consultation Waivers

Dear Mr. Fendig:

On January 11, 2018, you requested approval to use the Traditional Licensing Process (TLP) to prepare a license application for the proposed 4.5-megawatt Scott's Mill Hydroelectric Project, which would be located at the existing Scott's Mill Dam on the James River in Amherst and Bedford Counties, Virginia. On the same date, you filed a notice of intent and pre-application document (PAD) for the proposed project. You also requested a waiver of several pre-filing consultation requirements including: (1) the initial joint agency meeting and site visit, (2) comments on the PAD and associated study requests, and (3) tribal consultation.

On February 12, 2018, you filed documentation with the Commission showing that you published a notice of the request to use the TLP in the January 27, 2018 edition of *The News and Advance*. Your notice contained the information required in section 5.3(d)(2) of the Commission's regulations, including a statement that comments on the request to use the TLP be filed with the Commission by February 26, 2018. No comments have been filed with the Commission.

Based on the information you have provided that indicates the complexity of the resource issues is believed to be low, the level of anticipated controversy is expected to be minimal, and there is a reasonable amount of available information regarding resources associated with the project, I am granting your request to use the TLP.

Regarding your waiver requests, the elements of pre-filing consultation that you requested to be waived were conducted as part of the prior license proceeding for this project (Project No. 14425), but under a different potential applicant, Liberty University

Project 14867-000

-2-

Inc.¹ Specifically, a joint agency meeting and site visit were held at the proposed project site on December 2, 2015; study plans were developed through stakeholder consultation and subsequently completed in 2016 and 2017—the results of these studies were provided in the draft license application (DLA) you filed on February 8, 2018. Furthermore, we have received no comments from stakeholders regarding your waiver requests. Therefore, I am granting your requested waivers of the joint agency meeting and site visit as well as comments on the PAD and associated study requests. Please note, that if comments on your DLA indicate that any resource agency or Indian tribe has substantive disagreements with your conclusions regarding resource impacts or your proposed protection, mitigation, or enhancement measures, that a meeting to resolve such disputes may be necessary pursuant to section 4.38(c)(6) of the Commission's regulations. Lastly, you are not required to re-initiate tribal consultation because it was initiated under the prior proceeding for the project. However, we do ask that you please inform all tribes, including the Pamunkey Tribe and Delaware Tribe of Indians (neither of which were on your distribution list), that the docket number of the project has changed to P-14867.

If you have any questions, please contact Jody Callihan at (202) 502-8278 or by email at jody.callihan@ferc.gov.

Sincerely,



Vince Yearick
Director
Division of Hydropower Licensing

¹ In a letter filed January 3, 2018, Liberty University Inc. confirmed that it did not intend to prepare and file a development application for this site.

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Scott's Mill Hydro, LLC

Project No. 14867-000

NOTICE OF INTENT TO FILE LICENSE APPLICATION, FILING OF PRE-APPLICATION DOCUMENT, APPROVING USE OF THE TRADITIONAL LICENSING PROCESS

(March 13, 2018)

- a. Type of Filing: Notice of Intent to File License Application and Request to Use the Traditional Licensing Process.
- b. Project No.: 14867-000
- c. Date Filed: January 11, 2018
- d. Submitted By: Scott's Mill Hydro, LLC
- e. Name of Project: Scott's Mill Hydroelectric Project
- f. Location: On the James River, in Amherst and Bedford Counties, Virginia. No federal lands are occupied by the project works or located within the project boundary.
- g. Filed Pursuant to: 18 C.F.R. §5.3 of the Commission's regulations
- h. Potential Applicant Contact: Mark Fendig, Scott's Mill Hydro, LLC., P.O. Box 13, Coleman Falls, VA 24536; (540) 320-6762; e-mail – mfendig@aisva.net.
- i. FERC Contact: Jody Callihan at (202) 502-8278; or e-mail at jody.callihan@ferc.gov.
- j. Scott's Mill Hydro, LLC filed its request to use the Traditional Licensing Process on January 11, 2018. Scott's Mill Hydro, LLC provided public notice of its request on January 27, 2018. In a letter dated March 13, 2018, the Director of the Division of Hydropower Licensing approved Scott's Mill Hydro, LLC's request to use the Traditional Licensing Process.
- k. With this notice, we are initiating informal consultation with the U.S. Fish and Wildlife Service and/or NOAA Fisheries under section 7 of the

Endangered Species Act and the joint agency regulations thereunder at 50 C.F.R., Part 402; NOAA Fisheries under section 305(b) of the Magnuson-Stevens Fishery Conservation and Management Act and implementing regulations at 50 C.F.R. 600.920. We are also initiating consultation with the Virginia State Historic Preservation Officer, as required by section 106 of the National Historic Preservation Act and the implementing regulations at 36 C.F.R. 800.2.

- l. With this notice, we are designating Scott's Mill Hydro, LLC as the Commission's non-federal representative for carrying out informal consultation pursuant to section 7 of the Endangered Species Act and section 305(b) of the Magnuson-Stevens Fishery Conservation and Management Act; and consultation pursuant to section 106 of the National Historic Preservation Act.
- m. Scott's Mill Hydro, LLC filed a Pre-Application Document (PAD; including a proposed process plan and schedule) with the Commission, pursuant to 18 C.F.R. §5.6 of the Commission's regulations.
- n. A copy of the PAD is available for review at the Commission in the Public Reference Room or may be viewed on the Commission's website (<http://www.ferc.gov>), using the "eLibrary" link. Enter the docket number, excluding the last three digits in the docket number field to access the document. For assistance, contact FERC Online Support at FERCONlineSupport@ferc.gov, (866) 208-3676 (toll free), or (202) 502-8659 (TTY). Copies are also available for inspection and reproduction at 912 Wilson Highway, Mouth-of-Wilson, VA 24363.
- o. Register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via e-mail of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

Kimberly D. Bose,
Secretary.

Document Service in P-14867-000

From: eservice@ferc.gov

To: dyok@prodigy.net

Date: Tuesday, March 20, 2018, 9:35 AM AKDT

This notification is served on you in accordance with the requirements set forth in Section 385.2010 of the Commission's rules.

On 3/20/2018, the Federal Energy Regulatory Commission (FERC), Washington D.C., published the following issuance:

Docket(s): P-14867-000

Description: Notice Dismissing Motion to Intervene re Scott's Mill Hydro, LLC under P-14867.

You can view the issuance at: http://elibrary.FERC.gov/idmws/file_list.asp?accession_num=20180320-3042

You may also eSubscribe to the docket number(s) in the issuance by clicking on the following link to login to FERC Online.

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or for phone support, call 866-208-3676.

Comments and Suggestions can be sent to this email address: <mailto:FERCOnlineSupport@Ferc.gov>

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Scott's Mill Hydro, LLC

Project No. 14867-000

NOTICE DISMISSING MOTION TO INTERVENE

(March 20, 2018)

On January 11, 2018, Scott's Mill Hydro, LLC (Scott's Mill) filed a notice of intent (NOI) to apply for a new license, a request for authorization to use the traditional licensing process (TLP), and a *pre*-application document (PAD)¹ for the Scott's Mill Hydropower Project No. 14867-000.² On March 8, 2018, the City of Lynchburg, Virginia filed a motion to intervene in this proceeding.

Pursuant to Rule 214(a)(3) of the Commission's Rules of Practice and Procedure, any person may seek to intervene and become a party in a proceeding by filing a motion to intervene that complies with the content requirements of Rule 214(b).³ However, a motion to intervene at the *pre*-application stage, as here, is not appropriate. Because Scott's Mill has not yet filed an application for a new license, there is no proceeding in which to intervene, and the motion to intervene in Project No. 14867-000 is dismissed as premature.⁴ Should Scott's Mill file an application for a new license for the project, the

¹ See 18 CFR 5.6 (2017) (requiring filing of a *pre*-application document).

² Liberty University filed an NOI and PAD for the Scott's Mill Hydropower Project on August 31, 2015. The Project was originally docketed as Project No. 14425-000. The docket was changed to Project No. 14867-000 after Liberty University stated in a letter filed January 3, 2018 that it no longer intends to prepare and file a development application, and Scott's Mill subsequently filed its NOI and PAD for the project.

³ 18 CFR 385.214(b) (2017).

⁴ Any additional motions to intervene filed in this proceeding before an application has been filed will be automatically dismissed.

Project No. 14867

- 2 -

Commission will publish notice of the application and provide an opportunity at that time for interested entities, including the movant, to intervene and present views concerning the project as proposed in the license application.⁵

This notice constitutes final agency action. Requests for rehearing by the Commission of this notice must be filed within 30 days of the date of issuance of this notice, pursuant to section 313(a) of the Federal Power Act, 16 USC 8251 (2012), and Rule 713 of the Commission's Rules of Practice and Procedure, 18 CFR 385.713 (2017).

Kimberly D. Bose,
Secretary.

⁵ 18 CFR 4.34 (2017). To the extent that the movant seeks to be kept informed of any new activity in the docket, it may register and eSubscribe at <http://www.ferc.gov/docs-filing/esubscription.asp>.

Scott's Mill Hydropower Project (FERC No. 14867)

From: Luke Graham (scottsmillhydro@yahoo.com)

To: kpenrod@delawarenation.com

Cc: dyok@prodigy.net; mfendig@aisva.net

Date: Wednesday, March 21, 2018, 08:30 AM PDT

Dear Ms. Penrod:

On March 13, 2018, the Federal Energy Regulatory Commission (FERC) approved Scott's Mill Hydro, LLC (Scott's Mill) request to use the Traditional Licensing Process and Granting the Requested Pre-filing Consultation Waivers for the Scott's Mill FERC licensing. FERC also requested that we notify you that the docket number of the project has changed to P-14867. Please be aware that all correspondence to FERC and Scott's Mill should include reference to the new project number. For your convenience, we have included the FERC March 13th letter as an attachment to this email.

On January 11, 2018 we sent you an email notifying you that Scott's Mill had filed a Notice of Intent and Pre-Application Document. We also requested comments on the draft license application by March 12, 2018. Because of the confusion that resulted from the change in project numbers and the timing of the filing of the draft application relative to the NOI and PAD, we are extending the comment deadline for the draft license application. We ask that if you plan to file comments, could you let us know when you anticipate filing the comments. If you do not plan to file comments, could you respond to this email. To access the draft application please go to the Scott's Mill website at scottsmillhydro.com. Thank you.

Regards,
Wayne Dyok
On behalf of Scott's Mill



FERC Letter re TLP and Waivers 2018-03-13.pdf
22.3kB



March 13, 2018

United Keetoowah Band of Cherokee Indians
Chief
P.O. Box 189
Parkhill, Oklahoma 74451

**RE: SCOTT'S MILL HYDROELECTRIC PROJECT
FERC PROJECT NO. 14867
REQUEST FOR COMMENTS ON DRAFT LICENSE APPLICATION**

Dear Sir/Madam:

On December 8, 2017, Scott's Mill LLC (Scott's Mill) transmitted a Federal Regulatory Commission (FERC) draft license application for the Scott's Mill Hydropower Project to Indian tribes, resource agencies and other interested parties. Scott's Mill requested comments on the draft application by March 12, 2018. In reviewing our records, you may not have received the notification. Accordingly, we are transmitting this letter to you requesting comments. The draft license application can be accessed at scottsmillhydro.com. If you prefer that we send you a CD with the draft license application, please email me at scottsmillhydro@yahoo.com. Should you wish to provide comments, we will extend the comment deadline to accommodate your schedule. We request that you return the enclosed self-addressed letter to me at your earliest convenience. If you elect to remain on the distribution list, we would also appreciate a contact person and their email address to facilitate future communications.

If you no longer wish to receive notices, please check the appropriate box and we will remove you from our mailing list. Thank you for your attention to this matter.

If you have any questions, feel free to contact me at (916) 719-7022.

Sincerely,

Wayne M. Dyok, Consultant for Scott's Mill LLC



March 13, 2018

Tuscarora Indian Nation
Chief
5616 Walmore Road
Lewiston, NY 14092

**RE: SCOTT'S MILL HYDROELECTRIC PROJECT
FERC PROJECT NO. 14867
REQUEST FOR COMMENTS ON DRAFT LICENSE APPLICATION**

Dear Sir/Madam:

On December 8, 2017, Scott's Mill LLC (Scott's Mill) transmitted a Federal Regulatory Commission (FERC) draft license application for the Scott's Mill Hydropower Project to Indian tribes, resource agencies and other interested parties. Scott's Mill requested comments on the draft application by March 12, 2018. In reviewing our records, you may not have received the notification. Accordingly, we are transmitting this letter to you requesting comments. The draft license application can be accessed at scottsmillhydro.com. If you prefer that we send you a CD with the draft license application, please email me at scottsmillhydro@yahoo.com. Should you wish to provide comments, we will extend the comment deadline to accommodate your schedule. We request that you return the enclosed self-addressed letter to me at your earliest convenience. If you elect to remain on the distribution list, we would also appreciate a contact person and their email address to facilitate future communications.

If you no longer wish to receive notices, please check the appropriate box and we will remove you from our mailing list. Thank you for your attention to this matter.

If you have any questions, feel free to contact me at (916) 719-7022.

Sincerely,

Wayne M. Dyok, Consultant for Scott's Mill LLC



March 13, 2018

Shawnee Tribe
Ms. Kim Jumper
Tribal Historical Preservation Officer
P.O. Box 189
Miami, Oklahoma 74355

**RE: SCOTT'S MILL HYDROELECTRIC PROJECT
FERC PROJECT NO. 14867
REQUEST FOR COMMENTS ON DRAFT LICENSE APPLICATION**

Dear Ms. Jumper:

On December 8, 2017, Scott's Mill LLC (Scott's Mill) transmitted a Federal Regulatory Commission (FERC) draft license application for the Scott's Mill Hydropower Project to Indian tribes, resource agencies and other interested parties via an email link. Scott's Mill requested comments on the draft application by March 12, 2018. Our records indicate that you received the email but we have not received comments from the Shawnee Tribe. Due to some confusion related to the change in FERC project numbers, we are extending the comment deadline by a month to April 12, 2018. The draft license application can be accessed at scottsmillhydro.com. If you prefer that we send you a CD with the draft license application, please email me at scottsmillhydro@yahoo.com.

We request that you return the enclosed self-addressed letter to me at your earliest convenience. If you no longer wish to receive notices, please check the appropriate box and we will remove you from our mailing list. Thank you for your attention to this matter.

If you have any questions, feel free to contact me at (916) 719-7022.

Sincerely,

A handwritten signature in black ink that reads "Wayne M. Dyok". The signature is written in a cursive style with a horizontal line underneath the name.

Wayne M. Dyok, Consultant for Scott's Mill LLC



March 13, 2018

Ms. Diane Shields
MonacanTribe
349 Ebenezer Road
Amherst, Virginia 24521

**RE: SCOTT'S MILL HYDROELECTRIC PROJECT
FERC PROJECT NO. 14867
REQUEST FOR COMMENTS ON DRAFT LICENSE APPLICATION**

Dear Ms. Shields:

On December 8, 2017, Scott's Mill LLC (Scott's Mill) transmitted a Federal Regulatory Commission (FERC) draft license application for the Scott's Mill Hydropower Project to Indian tribes, resource agencies and other interested parties. Scott's Mill requested comments on the draft application by March 12, 2018. In reviewing our records, you may not have received the notification. Accordingly, we are transmitting this letter to you requesting comments. The draft license application can be accessed at scottsmillhydro.com. If you prefer that we send you a CD with the draft license application, please email me at scottsmillhydro@yahoo.com. Should you wish to provide comments, we will extend the comment deadline to accommodate your schedule. We request that you return the enclosed self-addressed letter to me at your earliest convenience. If you elect to remain on the distribution list, we would also appreciate an updated email address to facilitate future communications.

If you no longer wish to receive notices, please check the appropriate box and we will remove you from our mailing list. Thank you for your attention to this matter.

If you have any questions, feel free to contact me at (916) 719-7022.

Sincerely,

Wayne M. Dyok, Consultant for Scott's Mill LLC



March 13, 2018

Eastern Shawnee Tribe of Oklahoma
Attn: R. Dushane
Tribal Historical Preservation Officer
P.O. Box 350
Seneca, MO 64865

**RE: SCOTT'S MILL HYDROELECTRIC PROJECT
FERC PROJECT NO. 14867
REQUEST FOR COMMENTS ON DRAFT LICENSE APPLICATION**

Dear Mr. Dushane:

On December 8, 2017, Scott's Mill LLC (Scott's Mill) transmitted a Federal Regulatory Commission (FERC) draft license application for the Scott's Mill Hydropower Project to Indian tribes, resource agencies and other interested parties via an email link. Scott's Mill requested comments on the draft application by March 12, 2018. Our records indicate that you received the email but we have not received comments from the Eastern Shawnee Tribe of Oklahoma. Due to some confusion related to the change in FERC project numbers, we are extending the comment deadline by a month to April 12, 2018. The draft license application can be accessed at scottsmillhydro.com. If you prefer that we send you a CD with the draft license application, please email me at scottsmillhydro@yahoo.com.

We request that you return the enclosed self-addressed letter to me at your earliest convenience. If you no longer wish to receive notices, please check the appropriate box and we will remove you from our mailing list. Thank you for your attention to this matter.

If you have any questions, feel free to contact me at (916) 719-7022.

Sincerely,

Wayne M. Dyok, Consultant for Scott's Mill LLC



March 13, 2018

Eastern Band of Cherokee Indians
Cultural Resources Department
P.O. Box 455
Cherokee NC 29718

**RE: SCOTT'S MILL HYDROELECTRIC PROJECT
FERC PROJECT NO. 14867
REQUEST FOR COMMENTS ON DRAFT LICENSE APPLICATION**

Dear Sir/Madam:

On December 8, 2017, Scott's Mill LLC (Scott's Mill) transmitted a Federal Regulatory Commission (FERC) draft license application for the Scott's Mill Hydropower Project to Indian tribes, resource agencies and other interested parties. Scott's Mill requested comments on the draft application by March 12, 2018. In reviewing our records, you may not have received the notification. Accordingly, we are transmitting this letter to you requesting comments. The draft license application can be accessed at scottsmillhydro.com. If you prefer that we send you a CD with the draft license application, please email me at scottsmillhydro@yahoo.com. Should you wish to provide comments, we will extend the comment deadline to accommodate your schedule. We request that you return the enclosed self-addressed letter to me at your earliest convenience. If you elect to remain on the distribution list, we would also appreciate a contact person and their email address to facilitate future communications.

If you no longer wish to receive notices, please check the appropriate box and we will remove you from our mailing list. Thank you for your attention to this matter.

If you have any questions, feel free to contact me at (916) 719-7022.

Sincerely,

Wayne M. Dyok, Consultant for Scott's Mill LLC



March 13, 2018

Cherokee Nation
Catherine Gray, Cultural Resources Specialist
P.O. Box 948
Tahlequah, Oklahoma 74465

**RE: SCOTT'S MILL HYDROELECTRIC PROJECT
FERC PROJECT NO. 14867
REQUEST FOR COMMENTS ON DRAFT LICENSE APPLICATION**

Dear Ms. Gray:

On December 8, 2017, Scott's Mill LLC sent you an email with a link to the Federal Regulatory Commission (FERC) draft license application for the Scott's Mill Hydropower Project. The comment due date was March 12, 2018. We understand that there may be some confusion regarding the comment due date because FERC issued a new project number. Although we have received a number of comments on the draft application, we are extending the comment due date an additional month for those entities wishing to comment. The draft license application can be accessed at scottsmillhydro.com. If you prefer that we send you a CD with the draft license application, please email me at scottsmillhydro@yahoo.com.

We propose to keep you on our email distribution and mailing list. However, if you no longer wish to receive notices, please return the enclosed self-addressed letter and check the box that you wish to be removed from the mailing list.

If you have any questions, feel free to contact me at (916) 719-7022.

Sincerely,

Wayne M. Dyok, Consultant for Scott's Mill LLC



March 13, 2018

Absentee Shawnee
Tribal Historical Preservation Officer
2025 S. Gordon Cooper Drive
Shawnee, Oklahoma 74801

RE: *SCOTT'S MILL HYDROELECTRIC PROJECT*
FERC PROJECT NO. 14867
REQUEST FOR COMMENTS ON DRAFT LICENSE APPLICATION

Dear Sir/Madam:

On December 8, 2017, Scott's Mill LLC (Scott's Mill) transmitted a Federal Regulatory Commission (FERC) draft license application for the Scott's Mill Hydropower Project to Indian tribes, resource agencies and other interested parties. Scott's Mill requested comments on the draft application by March 12, 2018. In reviewing our records, you may not have received the notification. Accordingly, we are transmitting this letter to you requesting comments. The draft license application can be accessed at scottsmillhydro.com. If you prefer that we send you a CD with the draft license application, please email me at scottsmillhydro@yahoo.com. Should you wish to provide comments, we will extend the comment deadline to accommodate your schedule. We request that you return the enclosed self-addressed letter to me at your earliest convenience. If you elect to remain on the distribution list, we would also appreciate a contact person and their email address to facilitate future communications.

If you no longer wish to receive notices, please check the appropriate box and we will remove you from our mailing list. Thank you for your attention to this matter.

If you have any questions, feel free to contact me at (916) 719-7022.

Sincerely,

Wayne M. Dyok, Consultant for Scott's Mill LLC

RE: Scott's Mill Hydropower Project

From: Chelsea Hudock (chelsea.hudock@ferc.gov)
To: scottsmillhydro@yahoo.com; dyok@prodigy.net
Cc: jody.callihan@ferc.gov
Date: Tuesday, April 3, 2018, 4:43 AM AKDT

Good morning,

Jody forwarded your email to me, and I just wanted to thank you for continuing to reach out to Tribes which may be interested in the project. Also, please be sure to save all email and letter correspondence for submission as an appendix to your application. Feel free to reach out if you have any further questions.

Thank you,

Chelsea

From: Luke Graham [<mailto:scottsmillhydro@yahoo.com>]
Sent: Thursday, March 29, 2018 2:38 PM
To: bprintup@hetf.org
Cc: Jody Callihan <Jody.Callihan@ferc.gov>; Wayne Dyok <dyok@prodigy.net>
Subject: Scott's Mill Hydropower Project

Mr. Bryan Printup
Tuscarora Indian Nation
5226 Walmore
Lewiston, NY 14092

Dear Mr. Printup,

On March 13th we sent the attached letter to the Chief of the Tuscarora Indian Nation via United States Postal Service with a return receipt. The letter was returned to us as non-deliverable. Later on March 13th, we received a letter from FERC requiring us to notify all tribes on our distribution list that the FERC docket number for the project has been changed to P-14867 (also attached). Scott's Mill Hydro, LLC is interested in receiving any comments you may have on our draft FERC license application. Please let us know if you will be providing comments at this time or within the next month.

Rather than send correspondence via the Postal Service, we propose to send all future correspondence to this email address. Please let us know if this is acceptable. Can you also let us know what the preferred address is for USPS correspondence (2006 Mt. Hope Road or 5226 Walmore Road)? If you have any questions feel free to respond to this email address or call Wayne Dyok at (916) 719-7022.

Regards,

Luke Graham

Re: Scott's Mill Project (FERC No P-14876)

From: Wayne Dyok (dyok@prodigy.net)
To: jody.callihan@ferc.gov
Cc: mfendig@aisva.net
Date: Thursday, April 5, 2018, 9:51 PM AKDT

Thanks Jody. At this point it will likely be just me that meets with you. Mark might call in. There is also a possibility that I might have our design engineer with me.

As far as the questions on the DLA go, I will provide my questions in advance. Let's shoot for next Wednesday.

Wayne

On Thursday, April 5, 2018 11:09 AM, Jody Callihan <Jody.Callihan@ferc.gov> wrote:

Hi Wayne,

Let's go with 9 am on May 3rd on the 6th Floor (room number to be determined). I'll have to pre-register you so that you can gain access to the building, so please let me know a few days in advance, who all will attend (just yourself or both you and Mark) so that I can get everyone registered.

Also, do any of your questions on the draft license application pertain to any resource areas other than aquatics (i.e., Terrestrial, Recreation, Land Use/Aesthetics, Cultural). Please let me know. That way, I'll know which resource specialists to have on hand for the call about your questions on the DLA comments.

What day works for you next week for a call?

-Jody

From: Wayne Dyok [mailto:dyok@prodigy.net]
Sent: Thursday, April 05, 2018 12:34 PM
To: Jody Callihan <Jody.Callihan@ferc.gov>
Cc: mfendig@aisva.net
Subject: Re: Scott's Mill Project (FERC No P-14876)

Hi Jody. Let's plan on Thursday, May 3rd. The earlier the better for me, but I'll let you pick the time.

Also can I chat with you next week about a few of the questions that you provided on the draft application?

Regards,
Wayne

On Wednesday, April 4, 2018 11:48 AM, Jody Callihan <Jody.Callihan@ferc.gov> wrote:

I take that back. Either Tuesday May 1 or Thursday May 3 would work, but not the 2nd (Wednesday) or 4th (Friday). Thursday May 3 would be preferable for us over Tuesday. Sorry for the confusion.

-----Original Message-----

From: Wayne Dyok [mailto:dyok@prodigy.net]
Sent: Wednesday, April 04, 2018 1:11 PM
To: Jody Callihan <Jody.Callihan@ferc.gov>
Cc: mfendig@aisva.net
Subject: Scott's Mill Project (FERC No P-14876)

Hi Jody. Any chance I could meet with you and Dam Safety during the NHA annual conference to discuss the engineering aspects of our project and the level of detail needed for engineering for the license application? If so please let me know your schedule. Right after the conference would be best for me.

Secondly, we have reviewed FERC's comments on the draft application. Thank you for providing them. Can you tell me if they were prepared in house or by a consultant? We are currently preparing responses. Some comments are worth discussing further.

Regards,
Wayne

Sent from my iPhone