

our mailing list, please return the Information Request (Appendix 3). If you do not return the Information Request, you will be taken off the mailing list.

### Becoming an Intervenor

In addition to involvement in the EIS scoping process, you may want to become an official party to the proceeding known as an "intervenor". Intervenor play a more formal role in the process. Among other things, intervenors have the right to receive copies of case-related Commission documents and filings by other intervenors. Likewise, each intervenor must provide 14 copies of its filings to the Secretary of the Commission and must send a copy of its filings to all other parties on the Commission's service list for this proceeding. If you want to become an intervenor you must file a motion to intervene according to Rule 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.214) (see Appendix 2)<sup>3</sup>. Only intervenors have the right to seek rehearing of the Commission's decision.

Affected landowners and parties with environmental concerns may be granted intervenor status upon showing good cause by stating that they have a clear and direct interest in this proceeding which would not be adequately represented by any other parties. You do not need intervenor status to have your environmental comments considered.

### Environmental Mailing List

This notice is being sent to individuals, organizations, and government entities interested in and/or potentially affected by the proposed project. It is also being sent to all identified potential ROW grantors.

### Additional Information

Additional information about the project is available from the Commission's Office of External Affairs, at 1-866-208-FERC, or on the FERC Internet Web site (<http://www.ferc.gov>) using the FERRIS link. Click on the FERRIS link, enter the docket number excluding the last three digits in the Docket Number field. Be sure you have selected an appropriate date range. For assistance with FERRIS, the FERRIS helpline can be reached at 1-866-208-3676, TTY (202) 502-8659, or at [FERCOnLineSupport@ferc.gov](mailto:FERCOnLineSupport@ferc.gov). The FERRIS link on the FERC Internet Web site also provides access to the texts of formal documents issued by the

Commission, such as orders, notices, and rulemakings.

**Magalie R. Salas,**  
Secretary.

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Offer of Settlement, Application for Surrender of License, and Soliciting Comments, Motions To Intervene, and Protests

June 26, 2003.

Take notice that the following offer of settlement and application for surrender of license has been filed with the Commission and is available for public inspection:

- a. *Application Type*: Offer of Settlement and Surrender of License<sup>1</sup>.
  - b. *Project No.*: P-2659-011 and -016.
  - c. *Date Filed*: June 16, 2003.
  - d. *Applicant*: PacifiCorp.
  - e. *Name of Project*: Powerdale Hydroelectric Project.
  - f. *Location*: On the Hood River, near the town of Hood River, in Hood River County, Oregon. The project boundary does not occupy any federal lands of the United States.
  - g. *Filed Pursuant to*: Rule 602 of the Commission's Rules of Practice and Procedure, 18 CFR 385.602 and Federal Power Act, 16 U.S.C. 791(a)-825(r).
  - h. *Applicant Contact*: David Leonhardt, Project Manager, PacifiCorp 825 NE Multnomah, Suite 1500, Portland, Oregon, 97232 (503) 813-6658.
  - i. *FERC Contact*: Bob Easton (202) 502-6045, e-mail at [robert.easton@ferc.gov](mailto:robert.easton@ferc.gov).
  - j. *Cooperating agencies*: We are asking federal, state, local, and tribal agencies with jurisdiction and/or special expertise with respect to environmental issues to cooperate with us in the preparation of the environmental document. Agencies who would like to request cooperating status should follow the instructions for filing documents described in item k below.
  - k. *Deadlines*: Comments, motions to intervene, and protests are due 30 days from the issuance date of this notice. Reply comments are due 40 days from the issuance date of this notice.
- All documents (original and eight copies) should be filed with: Magalie R. Salas, Secretary, Federal Energy Regulatory Commission, 888 First

Street, NE., Washington, DC 20426. Comments, motions to intervene, protests, and requests for cooperating agency status may be filed electronically via the Internet in lieu of paper. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site (<http://www.ferc.gov>) under the "e-Filing" link.

The Commission's Rules of Practice and Procedure require all intervenors filing documents with the Commission to serve a copy of that document on each person whose name appears on the official service list for the project. Further, if an intervenor files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

l. PacifiCorp filed an offer of settlement and an application to surrender its major license for the Powerdale Hydroelectric Project. PacifiCorp filed the settlement on behalf of itself and the American Rivers, Confederated Tribes of the Warm Springs Reservation of Oregon, Hood River Watershed Group, National Marine Fisheries Service, Oregon Department of Environmental Quality, Oregon Department of Fish and Wildlife, Oregon Water Resources Department, and United States Fish and Wildlife Service. Under the terms of the settlement and as proposed in the surrender application, PacifiCorp would continue operation of the project through April 2010, at which time they would begin decommissioning the project, with completion by February 2012. Operations during the interim period (*i.e.*, prior to decommissioning) would include: (1) Implementing ramping rates; (2) maintaining increased minimum flows; (3) monitoring stream temperatures; (4) reducing diversions to approximately 25 cubic feet per second from April 15 to June 30 each year; (5) restricting the times when the sand settling basin would be flushed; and, (6) various other reporting, maintenance, or facility upgrade commitments. Decommissioning the project would involve: (1) removal of the diversion dam and associated structures; (2) removal of sections of the water conveyance system; (3) removal of the fish ladder and the sorting and collection facility; and, (4) securing the project powerhouse which would be left in place.

m. A copy of the application is on file with the Commission and is available for public inspection. This filing may also be viewed on the Web at <http://www.ferc.gov> using the "FERRIS" link—

<sup>3</sup> Interventions may also be filed electronically via the Internet in lieu of paper. See the previous discussion on filing comments electronically.

<sup>1</sup> See PacifiCorp, 97 FERC ¶ 61,348 (2001).