



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

JUN 03 2013

To: FERC Service List P-2867

REQUEST TO EXTEND THE TEMPORARY SUSPENSION OF FLUSHING FLOWS, PIT 1 HYDROELECTRIC PROJECT, FEDERAL ENERGY REGULATORY COMMISSION PROJECT NO. 2687

On March 28, 2013, Pacific Gas and Electric Company (PG&E) submitted a letter requesting an extension of the suspension of flushing flows for one additional year for the Pit 1 Hydroelectric Project (Project) to allow for the completion of the California Environmental Quality Act (CEQA) analysis. If approved, this request would continue the suspension of flushing flows in the Pit 1 Bypass Reach for a limited amount of time while the CEQA analysis is completed.

On June 24, 2009, PG&E submitted a request to the State Water Resources Control Board (State Water Board) to amend the water quality certification to remove Conditions 13 (flushing flows) and 14 (flushing flow effectiveness monitoring). Condition 13 of the water quality certification requires PG&E to release flushing flows during three weekends in May or June, July, and August. The flows are designed to reduce nuisance vegetation and control mosquito populations in the Fall River Pond. By letter dated August 28, 2009, State Water Board staff notified PG&E that before an amendment of the water quality certification can be considered, the State Water Board must comply with CEQA. In a letter dated December 17, 2009, United States Fish and Wildlife Service (USFWS) staff stated that flushing flows are likely resulting in take and are facilitating the decline of the endangered Shasta crayfish in the Pit 1 Bypass Reach.

On April 15, 2010, the State Water Board received a request from the Federal Energy Regulatory Commission (Commission or FERC) to temporarily suspend the flushing flow requirements in the Project's (FERC Project No. 2687) water quality certification, issued on December 4, 2001. The water quality certification conditions are incorporated into the license issued by the Commission on March 19, 2003. On July 6, 2010, the State Water Board issued Order WQ 2010-0009-EXEC, which temporarily amended the water quality certification to suspend flushing flows for two years (i.e., for 2010 and 2011) in order to allow PG&E to complete the required CEQA documentation.

On March 22, 2012, PG&E submitted a letter requesting an extension of the suspension of flushing flows for one additional year for the Project to allow for implementation of the Shasta crayfish study plan and completion of the CEQA analysis. On June 14, 2012, the State Water Board issued Order WQ 2012-0008-EXEC approving the temporary suspension of flushing flow requirements through 2012. The Shasta crayfish study plan was completed and the final report issued on January 31, 2013. The year extension has expired and the CEQA analysis is underway, but has not yet been completed. The State Water Board released a Notice of Preparation for the Project on May 17, 2013.

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

1001 I Street, Sacramento, CA 95814 | Mailing Address: P.O. Box 100, Sacramento, Ca 95812-0100 | www.waterboards.ca.gov

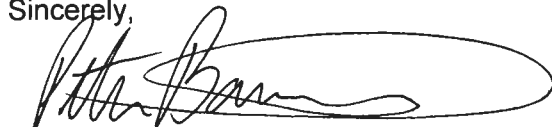
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California Code of Regulations, title 23, section 3838 authorizes the Executive Director for the State Water Board to take all actions associated with applications for water quality certification. This letter serves as notice that pursuant to the California Code of Regulations, title 23, section 3858, the State Water Board intends to take action on the request to extend the temporary suspension of the flushing flow requirements.

If you have questions regarding this letter, please contact me at (916) 445-9989 or by email at: pbarnes@waterboards.ca.gov. Written correspondence can be directed as follows:

State Water Resources Control Board
Division of Water Rights
Water Quality Certification Program
Attn: Peter Barnes
P.O. Box 2000
Sacramento, CA 95812-2000

Sincerely,



Peter Barnes
Engineering Geologist
Water Quality Certification Program

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

Mr. Charles White
Pacific Gas and Electric Company
P.O. Box 770000, Mail Code N11C
San Francisco, CA 94177

Ms. Kim Squires
U.S. Fish and Wildlife Service
2800 Cottage Way
Sacramento, CA 95825-1846

Mr. Matt Myers
California Department of Fish and Game
601 Locust Street
Sacramento, CA 96001

Mr. Dave Steindorf
American Whitewater
4 Baroni Drive
Chico, CA 95928

**Pit 1 (FERC No. 2687)
Interested Parties Mailing List**

Kevin Lewis, Director
Shasta Paddlers
6069 Hornbeck Lane
Anderson, CA 96007-4864

Craig A. Engle
California Department of Parks and
Recreation
P.O. Box 2430
Shasta, CA 96087-2430

Fall River and Big Valley Cattleman's
Assoc.
P.O. Box 445
McArthur, CA 96056-0445

Jennifer Carville
Friends of the River
1418 20th Street, Suite A
Sacramento, CA 95811-5206

John Sandhofner
PG&E
Shasta Hydro
20818 Black Ranch Road
Burney, CA 96013-9639

Martin Bauer
U.S. Department of the Interior
Bureau of Reclamation
3310 El Camino Ave., Suite 300
Sacramento, CA 95821-6377

Regional Environmental Officer
U.S. Department of the Interior
333 Bush Street, Suite 515
San Francisco, CA 94104

Regional Director
U.S. Department of the Interior
2800 Cottage Way, W-2606
Sacramento, CA 95825-1846

Jim Crenshaw
California Sportfishing Protection Alliance
1248 E. Oak Avenue, Suite D
Woodland, CA 95776-4104

Andrew Barnsdale
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102-3214

Mike Fitzwater
Fall River Wild Trout Foundation
16862 Pasquale Road
Nevada City, CA 95959-9575

Tamara C. Falor, Esq.
County of Humboldt
825 5th Street
Eureka, CA 95501-1153

Randal S. Livingston
Lead Director
PG&E
77 Beale Street
San Francisco, CA 94177-0001

Stephan Volker
Law Offices of Stephan C. Volker
436 14th Street
Oakland, CA 94612

Margaret J. Kim
California Resources Agency
1416 9th Street, Suite 1311
Sacramento, CA 95814-5509

R. Winston Bell, Jr.
Vice President
Foothill Conservancy
P.O. Box 1255
Pine Grove, CA 95665

Les Nicholson
Hydro Manager
Nevada Irrigation District
28311 Secret Town Road
Colfax, CA 95713-9473

Lynn Cox
U.S. Department of the Interior
2800 Cottage Way, Suite E1712
Sacramento, CA 95825-1863

Field Supervisor
U.S. Department of the Interior
2800 Cottage Way, W2605
Sacramento, CA 95825

Erica Niebauer
Office of Regional Solicitor
U.S. Department of the Interior
2800 Cottage Way, W2605
Sacramento, CA 95825

Email List:

Joshua Horowitz
Bartkiewicz, Kronick & Shanahan
jmh@bkslawfirm.com

Steve Rothert
American Rivers
srothert@americanrivers.org

Kevin Richard Colburn
American Whitewater
kevin@amwhitewater.org

Dave Steindorf
American Whitewater
dave@amwhitewater.org

Dan Smith
Association of California Water Agencies
dans@acwanet.com

Richard Roos-Collins
Natural Heritage Institute
rrcollins@waterpowerlaw.com

Nate Rangel
California Outdoors
nate@raftcalifornia.com

Arocles Aguilar, Esq.
California Public Utilities Commission
aro@cpuc.ca.gov

Peter Allen
California Public Utilities Commission
pva@cpuc.ca.gov

Kerry O'Hara
Office of Regional Solicitor
U.S. Department of the Interior
2800 Cottage Way, W2605
Sacramento, CA 95825

Kelly Marie Sohn
5815 Amaya Drive
La Mesa, CA 91942

Regional Environmental Officer
U.S. Department of the Interior
333 Bush Street, Suite 515
San Francisco, CA 94104

Traci Bone
California Public Utilities Commission
tbo@cpuc.ca.gov

Jeffrey Meith
Meith, Soares & Sexton, LLP
jmeith@minasianlaw.com

Michael Glaze
Oroville-Wyandotte Irrigation District
glaze@southfeather.com

Angela Risdon
PG&E
acr1@pge.com

Annette Faraglia
PG&E
arf3@pge.com

PG&E Law Dept FERC Cases
lawferccases@pge.com

Michael W. Neville
Deputy Attorney General
Michael.neville@doj.ca.gov

John Sohn
Winston & Strawn LLP
jwhittaker@winston.com

Lon W. House
Regional Council of Rural Counties
jwhouse@innercite.com

Gary Taylor
US Fish & Wildlife Service
gary_taylor@fws.gov

John Bezdek
US Dept. of Interior
John_bezdek@ios.doi.gov
Legal Department
US. Dept. of Interior
Gloria-smith@ios.doi.gov

Stephen M. Bowes
US Dept. of Interior
Stephen_bowes@nps.gov

Denis O'Halloran
US Dept. of Interior
dhall@usgs.gov

Chris Watson
US Dept. of Interior
Chriswatson.sol@gmail.com

Curt Aikens
Yuba County Water Agency
caikens@ycwa.com

Katy Cotter
kcotter@friendsoftheriver.org