

June 16, 2014

#### **VIA E-FILING**

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

Kingsley Dam Hydropower Project (FERC No. 1417) Filing of Non-Capacity License Amendment

#### Dear Secretary Bose:

The Central Nebraska Public Power and Irrigation District (Central or Applicant) is the licensee for the Kingsley Dam Hydropower Project (FERC No. 1417), located on the Platte River in central Nebraska. On behalf of our client, Central, Kleinschmidt Associates (Kleinschmidt) herein electronically files with the Federal Energy Regulatory Commission (FERC or Commission) its Initial Consultation Document (ICD) for the proposed J-2 Regulating Reservoirs Project, located on the Platte River, in Gosper and Phelps Counties, Nebraska. The ICD summarizes relevant and available information regarding the facilities and operation of the proposed J-2 Regulating Reservoirs Project, to be included in the existing Kingsley Dam Project. This document is being filed pursuant to the National Environmental Policy Act (NEPA) and is being simultaneously distributed to agencies and stakeholders listed in the attached Distribution List.

We are also utilizing this cover letter to notify the Commission that Central will host a Joint Agency and Public Meeting and site visit on Tuesday, July 1, 2014, to discuss the proposed J-2 Regulating Reservoirs Project and ICD.

#### **Document Distribution**

In accordance with FERC regulations, we are transmitting this letter and the referenced attachments simultaneously to relevant and known resource agencies, Tribes, non-governmental organizations and stakeholders that we believe may have an interest in the J-2 Regulating Reservoirs Project (see attached Distribution List). All materials related to the current license as well as other materials related to this ICD are available for inspection during regular business hours at the Central office at 415 Lincoln Street, P.O. Box 740, Holdrege, NE 68949. A copy of the ICD is also available for inspection at the Gosper and Phelps County Clerks Offices, as indicated in the attached public notice.

We are providing a courtesy copy (in hardcopy and CD) of the ICD, this cover letter and the proof of electronic filing of these documents to the FERC Office of Energy Projects (Room 61-02) and the FERC Office of General Counsel - Energy Projects (Room 101-56). We are also providing a courtesy copy of these documents in hardcopy and CD to the FERC Chicago Regional Office.

#### Joint Agency Meeting

Central will host a Joint Agency and Public Meeting on Tuesday, July 1, 2014 at 10:30 am at the Headwater Corporation located at 4111 4th Avenue, Suite 6, Kearney, NE. A site visit will precede the full meeting at approximately 11:30 am. The proposed meeting agenda is:

- a) Introduction to Reservoirs Project License Amendment Team Members
- b) Reservoirs Project Description
- c) Site visit
- d) Overview of the License Amendment Process
- e) Overview of ICD
- f) Discussion of Identified Issues
- g) Comments and Questions

By copy of this letter and the attached public notice, we are notifying the resource agencies and interested parties listed in the attached Distribution List of the Joint Agency and Public Meeting, in accordance with FERC regulations.

We have also published the attached notice of this filing and the Joint Agency and Public Meeting in the Kearney Hub, a newspaper in general circulation of the J-2 Regulating Reservoirs Project to run on June 14, 2014 and June 21, 2014.

If there are any questions or comments related to the ICD, Joint Agency and Public Meeting, or any of the other information presented above, please contact me at (207) 416-1623 or by email at Kelly.Larimer@KleinschmidtGroup.com.

Sincerely,

Keirywarim

KLL:TMJ

Enclosure: Certificate of Service

KLEINSCHMIDT ASSOCIATES

Distribution List

**Initial Consultation Document** 

**Public Meeting Notice** 

cc: Distribution List

Kelly Schaeffer, Kleinschmidt Kelly Maloney, Kleinschmidt

\\kleinschmidtusa.com\Condor\Jobs\1145\016\Docs\TASK ORDER 3\Final ICD\

001-FERC Cover Letter ICD and Public Notice.docx

# ATTACHMENT A CERTIFICATE OF SERVICE

### 1.0 CERTIFICATE OF SERVICE

I, Kelly Larimer, Senior Regulatory Coordinator, Kleinschmidt Associates, hereby certify that I have this day served upon each person designated on the attached Distribution List a copy of the notification of filing of the Kingsley Dam Hydroelectric Project, FERC No. 1417, Initial Consultation Document. Dated this 16<sup>th</sup> day of June 2014.

By:

Kelly Larimer

Senior Regulator Coordinator Kleinschmidt Associates

# ATTACHMENT B

**DISTRIBUTION LIST** 

#### **ICD Distribution List**

June 2014

American Rivers Senior Director John Seebach

1101 14th Street NW, ste 1400 Washington, DC 20005

#### CENTRAL PLATTE NATURAL RES. DIST.

Manager Lyndon Vogt 215 Kaufman Ave

Grand Island, Nebraska 68803-4915

Federal Energy Regulatory Comm, CRO

Regional Engineer

John Zygaj

CHICAGO REGIONAL OFFICE -Office of Energy

Projects

230 S Dearborn St Ste 3130 Chicago, Illinois 60604-1695

Federal Energy Regulatory Commission

Attorney/Advisor Keith M Brooks 888 First Street, NE Room 101-56

Washington, DC 20426

#### GOSPER, COUNTY OF

Clerk

Cynthia Evans P.O. Box 136

Elwood, Nebraska 68937

Office of the Governor

Governor Dave Heineman 1445 K. St.

Lincoln, Nebraska 68509

National Audubon Society

Director Bill Taddicken

Iain Nicholson Audubon Center at Rowe Sanctuary

44450 Elm Island Road Gibbon, Nebraska 68840

National Wildlife Federation

President and CEO Collin O'Mara

11100 Wildlife Center Drive Reston, Virginia 20190

#### NEBRASKA DEPARTMENT OF AGRICULTURE

Director Greg Ibach

301 Centennial Mall S P.O. Box 94947

Lincoln, Nebraska 68509

Nebraska Department of Natural Resources

Director

Brian Dunnigan, P.E. 301 Centennial Mall S Lincoln, Nebraska 68509

#### NEBRASKA DEPT. OF ENVIRONMENTAL

QUALITY DIRECTOR Mike Linder 1200 N St., Suite 400

Lincoln, Nebraska 68509

Nebraska Game and Parks Commission

Administration Tausha Armbruster 2200 N 33rd St

Lincoln, Nebraska 68503-1417

#### NEBRASKA OFFICE OF THE ATTORNEY GEN.

ATTY.GENERAL Jon Bruning 2115 State Capitol

LINCOLN, Nebraska 68509

Nebraska Public Power District

Water Resource Advisor John Shadle

John Shadle 1414 15th Street P.O. Box 499

Columbus, Nebraska 68602

#### NEBRASKA STATE HISTORICAL SOCIETY -

State Historic Preservation Office Historic Preservation Archaeologist

Terry Steinacher Fort Robinson Museum P.O. Box 304

Crawford, Nebraska 69339

#### NEBRASKA STATE HISTORICAL SOCIETY -

State Historic Preservation Office

Jill Dolberg P.O. Box 82554 1500 R Street

Lincoln, Nebraska 68501-2554

#### **ICD Distribution List**

June 2014

NEBRASKA WATER USERS, INC.

PRESIDENT Linda L. Schwarz 311 Medina Ave.

Bertrand, Nebraska 68927

NOAA National Marine Fisheries Service

Dr. Kathryn Sullivan 1315 East West Highway Silver Spring, Maryland 20910

PHELPS, COUNTY OF

Clerk Sally Fox P.O. Box 404

Holdrege, Nebraska 68949

The Crane Trust, Inc.
President and CEO
Charles Cooper
6611 W Whooping Crane Dr
Wood River, Nebraska 68883-9554

Sierra Club - Nebraska Chapter

Chapter ExCom Chair

Candy Bless P.O. Box 4664

Omaha, Nebraska 68104-0664

TRI-BASIN NATURAL RESOURCES DISTRICT

Land Resources Manager

John Thorburn 1723 Burlington St.

Holdrege, Nebraska 68949

TWIN PLATTE NATURAL RESOURCES

DISTRICT General Manager KENT O MILLER, P.E. 111 South Dewey St.

North Platte, Nebraska 69101

U.S. Army Corps of Engineers

Commander John S. Kern MISSOURI RIVER DIVISION 1616 Capitol Ave, Ste 9000 Omaha, Nebraska 68102-4926

U.S. Bureau of Indian Affairs - Great Plains Regional

Office

Acting Regional Director Timothy L. LaPointe 115 4th Ave SE Suite 400

Aberdeen, South Dakota 57401-4310

U.S. Department of Interior

Director Brian Salerno

Bureau of Safety and Environmental Enforcement

1849 C St NW # ROOM2353 Washington, DC 20240

U.S. Department of Interior

Regional Environmental Officer

Robert F Stewart

Office of Environmental Policy and Compliance -

Denver Region

Denver, Colorado 80225

U.S. Department of Interior

Senior Attorney Office of the Solicitor 755 Parfet St Ste 151

Denver, Colorado 80215-5599

U.S. Environmental Protection Agency

Region 7 Director Karl Brooks 11201 Renner Blvd. Lenexa, Kansas 66219

U.S. Fish & Wildlife Service

Fish and Wildlife Biologist

Jeff Rungee

FEDERAL BUILDING, 2nd Floor

203 W 2nd St

Grand Island, Nebraska 68801-5907

U.S. Geological Survey

Director

Robert Swanson

Nebraska Water Science Center

5231 South 19th St.

Lincoln, Nebraska 68512-1271

U.S. National Park Service - Midwest Region

Acting Regional Director

Patty Trap

601 Riverfront Drive Omaha, Nebraska 68128

U.S. Senate

Senator Michael Johanns 404 Russell Senate Office Bldg Washington, DC 20510

U.S. Senate

Honorable Deb Fischer

383 Russell Senate Office Building

Washington, DC 20510

#### ICD Distribution List June 2014

U.S. Environmental Protection Agency MARTHA STEINCAMP 901 N 5th St Kansas City, Kansas 66101-2907

Platte River Recovery and Implementation Program Director of Technical Support Services Jason Farnsworth 4111 4th Avenue Suite 6 Kearney, Nebraska 68845

Oregon-California Trails Association Preservation Officer Jere L. Krakow 524 S. Osage St. Independence, MO 64050

Nebraska Third Congressional District Congressman Adrian Smith 1811 West Second Street Suite 275 Grand Island, Nebraska 68803

Nebraska Prairie Museum Executive Director Dan Christensen P.O. Box 164 N. Highway 183 Holdrege, Nebraska 68949

The Nature Conservancy Platte River Project Office John Heaston P.O. Box 144 Cozad, Nebraska 69130

Nebraska Wildlife Federation Executive Director Duane Hovorka P.O. Box 81437 Lincoln, Nebraska 68501

National Pony Express Association Nebraska Division President Lyle Gronewold 41168 Rd 770 Gothenburg, Nebraska 69138

Pawnee Nation Tribal Historic Preservation Officer Kellie Poolaw 657 Harrison Street P.O. Box 470 Pawnee, OK 74058 Ponca Tribe of Nebraska Tribal Council Administrative Assistant Jan Colwelll P.O. Box 288 Niobrara, Nebraska 68760

Omaha Tribe of Nebraska Tribal Council Chairman Clifford Wolfe, Jr. P.O. Box 368 Macy, Nebraska 68039

Winnebago Tribe of Nebraska Tribal Council Chairman John Blackhawk P.O. Box 687 Winnebago, Nebraska 68071

Santee Sioux Nation Tribal Council Chairman Roger Trudell 425 Frazier Ave Suite 2 Niobrara, Nebraska 68760

Phelps County Historical Society P.O. Box 164 Holdrege, Nebraska 68949

Dawson County Historical Society P.O. Box 369 Lexington, Nebraska 68850

Historical Society of Furnas-Gosper County 401 Nebraska Avenue Arapahoe, Nebraska 68922

DAVID L & SUSAN L YOUNG 10226 748 ROAD BERTRAND, Nebraska 68927

SHAWN W & CHRISTOPHER L YOUNG 511 MEDINA BERTRAND, Nebraska 68927

Paul Peterson 309 Stable Drive BERTRAND, Nebraska 68927

Matthew & Rocky Peterson 10160 743 Road BERTRAND, Nebraska 68927

Burgeson, John P.O. Box 542016 Omaha, Nebraska 68154

#### ICD Distribution List June 2014

Pearson, Delbert C & Ruth P 2218 Spalding Dr Holdrege, Nebraska 68949

NS Ventures, LLC 10241 743 Road BERTRAND, Nebraska 68927

Thomas J. Abramson, Kent & John Pearson 2221 AVENUE I, GOTHENBURG, Nebraska 68138

Richard and Annette Renken 74809 Road 438 BERTRAND, Nebraska 68927

Directly Affected Landowners Jeffrey and Bertina Carlson 10310 Westside Road Overton, NEBRASKA 68863

ET AL Life Estate Helen Rogene Anderson 3455 21st Avenue Columbus, NEBRASKA 68601

Jay and Brenda Wilson 74841 A Road Bertrand, NEBRASKA 68927

Sampson Trusts C John Guenzel Trustee P.O. Box 81667 Lincoln, NEBRASKA 38501

Daniel and Sarah Neben 10052 749 Road Bertrand, NEBRASKA 68927

Kathryn Rittgarn 10052 749 Road Bertrand, NEBRASKA 68927

John Wightman and John Wightman, Jr. 115 West Sixth Street Lexington, NEBRASKA 68850

James and Cheryl Stubbendieck 7651 Kennelley Drive Lincoln, NEBRASKA 68516

Edward A. Cook, Trustee 1628 Battle Creek Drive Fisco, TEXAS 75034 Mary Lou Abramson 502 Arthur Holdrege, NEBRASKA 68949

Kent A. Person P.O. Box 466 Holdrege, NEBRASKA 68949

Rocky and Deanne M Peterson 74799 438 Road Bertrand, NEBRASKA 68927

Robb Ranch, Inc. Joe Jeffereys 43646 Road 749 Lexington, NEBRASKA 68850

\\kleinschmidtusa.com\Condor\Jobs\1145\016\Docs\\Agency Consultation\Distribution LIST.docx

# ATTACHMENT C

# INITIAL CONSULTATION DOCUMENT FOR THE KINGSLEY DAM HYDROPOWER PROJECT (FERC No. 1417)

FILED SEPARATELY

# ATTACHMENT D

PUBLIC NOTICE OF FILING OF THE INITIAL CONSULTATION DOCUMENT AND JOINT AGENCY AND PUBLIC MEETING

### NOTICE OF FILING WITH THE FEDERAL ENERGY REGULATORY COMMISSION THE CENTRAL NEBRASKA PUBLIC POWER AND IRRIGATION DISTRICT KINGSLEY DAM PROJECT FERC No. 1417

The Central Nebraska Public Power and Irrigation District (Central or Applicant) pursuant to the National Environmental Policy Act (NEPA) hereby gives notice of its intent to seek a non-capacity license amendment for the Kingsley Dam Project, FERC No. 1417, to include the proposed J-2 Regulating Reservoirs (Reservoirs Project). The Kingsley Dam Project is a hydroelectric generating facility, located on the North Platte River in Keith County, Nebraska. The proposed Reservoirs Project will be located south of the Platte River, in Gosper and Phelps Counties, Nebraska. The Applicant's address is 415 Lincoln Street, P.O. Box 740, Holdrege, NE 68949; phone number is 308-995-8601.

On June 13, 2014, Central filed with the FERC its Initial Consultation Document (ICD). The ICD summarizes relevant and available information regarding the proposed facilities and operation of the Reservoirs Project along with discussions of the potential operational effects on environmental and cultural resources. The ICD is available for inspection and reproduction online at <a href="http://www.ferc.gov/docs-filings/elibrary.asp">http://www.ferc.gov/docs-filings/elibrary.asp</a>. It is also available for inspection during regular business hours at the Central office at 415 Lincoln Street, P.O. Box 740, Holdrege, NE 68949. A copy of the ICD is also available for inspection at the Gosper County Clerk's Office at 507 Smith Ave, Elwood, NE 68937.

Central will host a Joint Agency and Public Meeting and site visit on Tuesday, July 1, 2014, to discuss the ICD. The purpose of the meeting is to: 1) provide information about the Reservoirs Project and the license amendment process; and 2) obtain agency and stakeholder opinions regarding the Reservoirs Project and its potential effect on existing resources.

The meeting will begin at 10:30 am at Headwater Corporation located at 4111 4th Avenue, Suite 6, Kearney, NE. This meeting is open to the public, but is primarily focused on issues and concerns of the state and federal resource agencies. The visit to the site of the proposed Reservoirs Project will occur in the late morning beginning at approximately 11:30 am, followed by the meeting in the afternoon.

The proposed meeting agenda is:

- a) Introduction to Reservoirs Project License Amendment Team Members
- b) Reservoirs Project Description
- c) Site visit
- d) Overview of the License Amendment Process
- e) Overview of ICD
- f) Discussion of Identified Issues
- g) Comments and Questions

Central invites resource agencies, Indian tribes, and members of the public likely to be interested in the proceedings to participate in the license amendment process and to comment on this notice and related matters. Comments on the ICD and study requests are due to the Commission no later than 60 days following the meeting or not later than August 30, 2014. All responses must reference the Kingsley Dam FERC project number (FERC No. 1917). Commenters must submit an electronic filing via FERC's website (<a href="http://www.ferc.gov/docs-filing/ferconline.asp">http://www.ferc.gov/docs-filing/ferconline.asp</a>) pursuant to 18 CFR§ 385.2003(c) or an original and eight copies of their comments to the Office of the Secretary, Federal Energy Regulatory Commission, 888 First Street NE, Washington, DC 20426.

For additional information, questions regarding this meeting, or inquiries related to the Kingsley Dam license amendment process, please contact:

Kelly Larimer 207-416-1623 Kelly.Larimer@KleinschmidtGroup.com