

Appendix 2

Correspondence with Maine Resource Agencies

Initial Inquiries to Maine Resource Agencies

Subject: Milton Hydro, Salmon Falls River - Milton, NH - Request for LIHI review
From: Stephen Hickey <sjh@essexhydro.com>
Date: 7/30/2012 4:44 PM
To: "Wippelhauser, Gail" <Gail.Wippelhauser@maine.gov>

Gail,

I am working on a LIHI application for SFR Hydro Corporation's Milton hydroelectric project located on the Salmon Falls River in Milton, Strafford County, New Hampshire. Does this project fall under Maine DMR's review or is it completely under the jurisdiction of resource agencies within the State of New Hampshire? If it is jurisdiction is shared between the states, can you comment on the project's compliance with the terms and conditions of its FERC Exemption (Project No. 3984) issued June 30, 1981 and attached for your reference? It is my understanding that fish passage has not been requested at this project to date.

Thank you and please contact me if you need any additional information.

Steve

Stephen Hickey
Hydro Management Group
as authorized agent for SFR Hydro Corporation
55 Union Street, 4th Floor
Boston, MA 02108
tel: 617-367-0032
fax: 617-367-3796

— Attachments: —

FERC Exemption P-3984_Milton Hydro.pdf

102 KB

Subject: Milton Hydro, Salmon Falls River - Milton, NH - Request for LIHI review
From: Stephen Hickey <sjh@essexhydro.com>
Date: 7/30/2012 4:47 PM
To: amy.hudnor@maine.gov

Amy,

I am working on a LIHI application for SFR Hydro Corporation's Milton hydroelectric project located on the Salmon Falls River in Milton, Strafford County, New Hampshire. Does this project fall under Maine DMR's review or is it completely under the jurisdiction of resource agencies within the State of New Hampshire? If it is jurisdiction is shared between the states, can you comment on the project's compliance with the terms and conditions of its FERC Exemption (Project No. 3984) issued June 30, 1981 and attached for your reference? It is my understanding that fish passage has not been requested at this project to date.

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FERC Exemption P-3984_Milton Hydro.pdf

102 KB

Subject: Milton Hydro, Salmon Falls River - Milton, NH - Request for LIHI review
From: Stephen Hickey <sjh@essexhydro.com>
Date: 7/30/2012 5:00 PM
To: "Courtemanch, Dave L" <Dave.L.Courtemanch@maine.gov>, "Hallowell, Dawn" <Dawn.Hallowell@maine.gov>

Dear Mr. Courtemanche and Ms. Hallowell,

Hydro Management Group, LLC is currently working on an application to the Low Impact Hydropower Institute ("LIHI") for the low impact certification of SFR Hydro Corporation's Milton hydroelectric project located on the Salmon Falls River in Milton, Strafford County, New Hampshire. Does this project fall under Maine DEP's review or is it completely under the jurisdiction of resource agencies within the State of New Hampshire? If it is jurisdiction is shared between the states, can you comment on the project's compliance with the terms and conditions of its FERC Exemption (Project No. 3984) issued June 30, 1981 and attached for your reference? It is my understanding that fish passage has not been requested at this project to date.

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— Attachments: —

FERC Exemption P-3984_Milton Hydro.pdf

102 KB

Subject: South Milton Hydro, Salmon Falls River - Milton, NH - Request for LIHI review
From: Stephen Hickey <sjh@essexhydro.com>
Date: 8/6/2012 2:04 PM
To: Marjorie.Mooney-Seus@noaa.gov

Marjorie,

I am working on a LIHI application for SFR Hydro Corporation's South Milton hydroelectric project located on the Salmon Falls River in Milton, Strafford County, New Hampshire. Can you comment on the project's compliance with the terms and conditions of its FERC Exemption (Project No. 3984) issued June 30, 1981 and attached for your reference? It is my understanding that fish passage has not been requested at this project to date.

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— Attachments: —

Milton Hydro FERC Exemption dtd June 30 1981.pdf

122 KB

Responses from Maine Resource Agencies to Initial Inquiry

Subject: RE: Milton Hydro, Salmon Falls River - Milton, NH - Request for LIHI review
From: "Wippelhauser, Gail" <Gail.Wippelhauser@maine.gov>
Date: 8/10/2012 9:22 AM
To: 'Stephen Hickey' <sjh@essexhydro.com>

Steve:

I do not know if this project falls completely under NH jurisdiction or whether jurisdiction is shared. Regardless, it appears to be upstream of several other dams that do not have fish passage, and to my knowledge the Maine Department of Marine Resources has not requested fish passage at this project to date.

Gail Wippelhauser, Ph. D.
Marine Resources Scientist
Maine Department of Marine Resources
#172 State House Station
Augusta, ME 04333
Phone: 207-624-6349 Fax: 207-624-6501
email: gail.wippelhauser@maine.gov

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

From: Stephen Hickey [mailto:sjh@essexhydro.com]
Sent: Monday, July 30, 2012 4:45 PM
To: Wippelhauser, Gail
Subject: Milton Hydro, Salmon Falls River - Milton, NH - Request for LIHI review

Gail,

I am working on a LIHI application for SFR Hydro Corporation's Milton hydroelectric project located on the Salmon Falls River in Milton, Strafford County, New Hampshire. Does this project fall under Maine DMR's review or is it completely under the jurisdiction of resource agencies within the State of New Hampshire? If it is jurisdiction is shared between the states, can you comment on the project's compliance with the terms and conditions of its FERC Exemption (Project No. 3984) issued June 30, 1981 and attached for your reference? It is my understanding that fish passage has not been requested at this project to date.

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fax: 617-367-3796

Subject: Re: FW: Milton Hydro, Salmon Falls River - Milton, NH - Request for LIHI review
From: Stephen Hickey <sjh@essexhydro.com>
Date: 8/6/2012 10:09 AM
To: "Hallowell, Dawn" <Dawn.Hallowell@maine.gov>
CC: "Glasgow, Jim S" <Jim.S.Glasgow@maine.gov>

Thank you Dawn. Jim, please feel free to contact me with any questions.

Steve

Stephen Hickey
Hydro Management Group
as authorized agent for SFR Hydro Corporation
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Boston, MA 02108
tel: 617-367-0032
fax: 617-367-3796

On 8/3/2012 1:31 PM, Hallowell, Dawn wrote:

Jim,

This dam is in Sanford.

My instinct is that we would need to license the portion in Maine but could coordinate with NHDES. I have not looked into Steve's last question about compliance with FERC's Exemption.

Thanks,

Dawn Hallowell
Licensing & Compliance Manager, Central Maine Region
Department of Environmental Protection
17 State House Station | Augusta ME 04333
(207) 557-2624 | Dawn.Hallowell@maine.gov

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

From: Stephen Hickey [<mailto:sjh@essexhydro.com>]
Sent: Monday, July 30, 2012 5:01 PM
To: Courtemanch, Dave L; Hallowell, Dawn
Subject: Milton Hydro, Salmon Falls River - Milton, NH - Request for LIHI review

Dear Mr. Courtemanche and Ms. Hallowell,

Hydro Management Group, LLC is currently working on an application to the Low Impact Hydropower Institute ("LIHI") for the low impact certification of SFR Hydro Corporation's Milton hydroelectric project located on the Salmon Falls River in Milton, Strafford County, New Hampshire. Does this project fall under Maine DEP's review or is it completely under the jurisdiction of resource agencies within the State of New Hampshire? If it is jurisdiction is shared between the states, can you comment on the project's compliance with the terms and conditions of its FERC Exemption (Project No. 3984) issued June 30, 1981 and attached for your reference? It is my understanding that fish passage has not been requested at this project to date.

Thank you and please contact me if you need any additional information.

Steve

Second Inquiry to Maine Resource Agencies

Subject: Re: South Milton Hydro, Salmon Falls River - Milton, NH - Request for LIHI review
From: Stephen Hickey <sjh@essexhydro.com>
Date: 8/16/2012 11:54 AM
To: Marjorie.Mooney-Seus@noaa.gov

Marjorie,

I wanted to follow up with you to see if you know when you will be able to respond to my below request?

Thank you,
Steve

Stephen Hickey
Hydro Management Group
as authorized agent for SFR Hydro Corporation
55 Union Street, 4th Floor
Boston, MA 02108
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fax: 617-367-3796

On 8/6/2012 2:04 PM, Stephen Hickey wrote:

Marjorie,

I am working on a LIHI application for SFR Hydro Corporation's South Milton hydroelectric project located on the Salmon Falls River in Milton, Strafford County, New Hampshire. Can you comment on the project's compliance with the terms and conditions of its FERC Exemption (Project No. 3984) issued June 30, 1981 and attached for your reference? It is my understanding that fish passage has not been requested at this project to date.

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Subject: Re: FW: Milton Hydro, Salmon Falls River - Milton, NH - Request for LIHI review
From: Stephen Hickey <sjh@essexhydro.com>
Date: 8/16/2012 11:56 AM
To: "Hallowell, Dawn" <Dawn.Hallowell@maine.gov>
CC: "Glasgow, Jim S" <Jim.S.Glasgow@maine.gov>

Jim,

I wanted to follow up with you to see if you know when you will be able to respond to my below request regarding SFR Hydro Corporation's application to the Low Impact Hydropower Institute for certification as a low impact hydroelectric facility?

Thank you,
Steve

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My instinct is that we would need to license the portion in Maine but could coordinate with NHDES. I have not looked into Steve's last question about compliance with FERC's Exemption.

Thanks,

Dawn Hallowell
Licensing & Compliance Manager, Central Maine Region
Department of Environmental Protection
17 State House Station | Augusta ME 04333
(207) 557-2624 | Dawn.Hallowell@maine.gov

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From: Stephen Hickey [<mailto:sjh@essexhydro.com>]

Sent: Monday, July 30, 2012 5:01 PM

To: Courtemanch, Dave L; Hallowell, Dawn

Subject: Milton Hydro, Salmon Falls River - Milton, NH - Request for LIHI review

Dear Mr. Courtemanche and Ms. Hallowell,

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fax: 617-367-3796

Subject: Fwd: Milton Hydro, Salmon Falls River - Milton, NH - Request for LIHI review
From: Stephen Hickey <sjh@essexhydro.com>
Date: 8/16/2012 11:58 AM
To: amy.hudnor@maine.gov

Amy,

I wanted to follow up with you to see if you know when you will be able to respond to my below request regarding SFR Hydro Corporation's application to the Low Impact Hydropower Institute for certification as a low impact hydroelectric facility?

Thank you,
Steve

Stephen Hickey
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Boston, MA 02108
tel: 617-367-0032
fax: 617-367-3796

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

Subject: Milton Hydro, Salmon Falls River - Milton, NH - Request for LIHI review
Date: Mon, 30 Jul 2012 16:50:36 -0400
From: Stephen Hickey <sjh@essexhydro.com>
To: amy.hudnor@maine.gov

Dear Ms. Hudnor,

I am working on a LIHI application for SFR Hydro Corporation's Milton hydroelectric project located on the Salmon Falls River in Milton, Strafford County, New Hampshire. Does this project fall under Maine DMR's review or is it completely under the jurisdiction of resource agencies within the State of New Hampshire? If it is jurisdiction is shared between the states, can you comment on the project's compliance with the terms and conditions of its FERC Exemption (Project No. 3984) issued June 30, 1981 and attached for your reference? It is my understanding that fish passage has not been requested at this project to date.

Thank you and please contact me if you need any additional information.

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Hydro Management Group
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55 Union Street, 4th Floor
Boston, MA 02108

Responses from Maine Resource Agencies to Second Inquiry

Subject: Re: South Milton Hydro, Salmon Falls River - Milton, NH - Request for LIHI review
From: Marjorie Mooney-Seus <marjorie.mooney-seus@noaa.gov>
Date: 8/16/2012 3:38 PM
To: Stephen Hickey <sjh@essexhydro.com>

Stephen:

Appologies I am on travel, but forwarded your email to our Head of Habitat Conservation and Protected Resources Divisions for review. They were supposed to get back to you. I will check on status of this.

On Thu, Aug 16, 2012 at 11:54 AM, Stephen Hickey <sjh@essexhydro.com> wrote:
Marjorie,

I wanted to follow up with you to see if you know when you will be able to respond to my below request?

Thank you,
Steve

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--

Maggie Mooney-Seus
Communications Officer
NOAA Fisheries Service
Northeast Region
55 Great Republic Drive
Gloucester, MA 01930
978-281-9175
774-392-4865 (c)
Marjorie.Mooney-Seus@noaa.gov

Subject: RE: FW: Milton Hydro, Salmon Falls River - Milton, NH - Request for LIHI review
From: "Glasgow, Jim S" <Jim.S.Glasgow@maine.gov>
Date: 8/16/2012 1:28 PM
To: 'Stephen Hickey' <sjh@essexhydro.com>

Steve,

I need to consult with our legal people in order to deal with your jurisdiction question. I am now waiting for a call back from them.

Regard,

Jim

James S Glasgow
Regional License & Compliance Manager
Division of Land Resource Regulation
Southern Maine Regional Office
Maine Department of Environmental Protection
Portland, Maine 04103
(207) 822-6358 jim.s.glasgow@maine.gov

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

From: Stephen Hickey [<mailto:sjh@essexhydro.com>]
Sent: Thursday, August 16, 2012 11:56 AM
To: Hallowell, Dawn
Cc: Glasgow, Jim S
Subject: Re: FW: Milton Hydro, Salmon Falls River - Milton, NH - Request for LIHI review

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On 8/3/2012 1:31 PM, Hallowell, Dawn wrote:

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Thanks,

Dawn Hallowell
Licensing & Compliance Manager, Central Maine Region Department of
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17 State House Station | Augusta ME 04333
(207) 557-2624 | Dawn.Hallowell@maine.gov

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To: Courtemanche, Dave L; Hallowell, Dawn
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Third Inquiry to Maine Resource Agencies

Subject: Re: FW: Milton Hydro, Salmon Falls River - Milton, NH - Request for LIHI review
From: Stephen Hickey <sjh@essexhydro.com>
Date: 9/4/2012 4:57 PM
To: "Glasgow, Jim S" <Jim.S.Glasgow@maine.gov>

Jim,

I was just curious if you had any further updates regarding my below request?

Thank you,
Steve

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(207) 822-6358 jim.s.glasgow@maine.gov

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To: Hallowell, Dawn

Cc: Glasgow, Jim S

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On 8/16/2012 3:38 PM, Marjorie Mooney-Seus wrote:

Stephen:

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Maggie Mooney-Seus
Communications Officer
NOAA Fisheries Service
Northeast Region
55 Great Republic Drive
Gloucester, MA 01930
978-281-9175
774-392-4865 (c)
Marjorie.Mooney-Seus@noaa.gov

Responses from Maine Resource Agencies to Third Inquiry

Subject: Fwd: South Milton Hydro, Salmon Falls River - Milton, NH - Request for LIHI review
From: Lou Chiarella <lou.chiarella@noaa.gov>
Date: 9/4/2012 5:33 PM
To: sjh@essexhydro.com
CC: Marjorie Mooney-Seus <Marjorie.Mooney-Seus@noaa.gov>, "Kimberly.Damon-Randall" <Kimberly.Damon-Randall@noaa.gov>

Mr. Hickey,

I am responding to your request for comments under the LIHI certification program. NOAA's National Marine Fisheries Service does not participate in this program and therefore we have no comments to provide regarding your facility.

Lou Chiarella
Acting Assistant Regional Administrator
for Habitat Conservation
NOAA/National Marine Fisheries Service
55 Great Republic Drive
Gloucester, MA 01930
978-281-9277

----- Forwarded message -----

From: **Stephen Hickey** <sjh@essexhydro.com>
Date: Tue, Sep 4, 2012 at 4:57 PM
Subject: Re: South Milton Hydro, Salmon Falls River - Milton, NH - Request for LIHI review
To: Marjorie Mooney-Seus <marjorie.mooney-seus@noaa.gov>

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