

BLACK BEAR LAKE HYDROELECTRIC PROJECT

NO. 10440

ATTACHMENT 'I'

G. Recreation

The original plans for recreation mitigation for this Project was to have a parking area near the powerhouse and a trail from there up to the lake, around one side of the lake to the U.S. Forest Service (USFS) cabin and a dock with float and small skiff. This was proposed by the licensee and USFS prior to issuance of the license without adequately evaluating conditions on site. After Project licensing, the USFS went out with the licensee and walked the route. The on-site review determined that the trail to the lake and around the lake would be very expensive to construct to USFS standards, particularly for the amount of use expected. Since then the USFS has proposed a couple different ideas for recreation mitigation off-site. The latest and final plan is to construct a recreation cabin on the east side of the island that will be wheelchair accessible. Enclosed with this is correspondence regarding this recreation mitigation and a copy of the cost collection agreement between the USFS and licensee. The licensee will not be required to provide any additional recreation mitigation for this license.

The Project does not prevent recreationist from going to the lake, which is primarily meant to be a fly-in recreation destination.

BLACK BEAR LAKE HYDROELECTRIC PROJECT

NO. 10440

**CORRESPONDENCE TO FERC REQUESTING
CHANGE TO LICENSE ARTICLES FOR RECREATION
MITIGATION DUE TO CHANGES COOPERATIVELY
AGREED TO BETWEEN THE USFS AND LICENSEE**



A subsidiary of Alaska Power & Telephone Company.



February 27, 2006

Magalie R. Salas
Office of Secretary
Federal Energy Regulatory Commission
888 First Street, N.E.
Washington, D.C. 20426

Re: Black Bear Lake Hydroelectric Project
FERC Project No. 10440
License Articles 107, 108, 109, & 413
Recreation Mitigation

Dear Ms. Salas:

This e-filing is to request that the Commission amend the project license for the Black Bear Lake Hydroelectric Project to reflect changes in implementation of Recreation Mitigation covered under license articles 107, 108, 109, & 413. Previous correspondence from the licensee regarding the Recreation Mitigation Plan was November 30, 2005, when the USFS preliminary cabin design was forwarded to the Commission along with a copy of a collection agreement. Attached is a letter from the USFS (February 14, 2006) suggesting that there be a new license article to replace the existing articles regarding recreation mitigation. In their letter the USFS recommends the following language be used for the new license article:

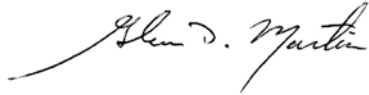
- License to provide funding for off-site recreation mitigation
- License Articles 107, 108, 109, & 413 should be removed
- The following language should be used in any new license article:
"The Licensee will enter into a Cost Collection Agreement with the Forest Service and provide to the Forest Service a one-time lump sum payment of Two Hundred Thousand dollars (\$200,000) towards the purchase and construction of a cabin approved by the Forest Service. The site of the cabin will be located outside of the Black Bear Lake Project area. This will be a one-time settlement for mitigating the impacts to recreation in the Black Bear Lake Project area. Black Bear Lake Hydroelectric will notify the Federal Energy Regulatory Commission when this license requirement has been fulfilled."

The USFS also comments in their letter that Black Bear Lake Hydro entered into a Cost Collection Agreement dated December 5, 2006, and that a lump sum of \$200,000 was

paid to the USFS and received as of January 5, 2006, and that therefore the Cost Collection Agreement and receipt of funds as required by the draft-licensing article described above has been fulfilled.

The licensee requests that the Commission amend the license removing the above license articles and either modifying Article 413 or remove same article and provide a new one that describes the above agreement with the USFS.

Respectfully Submitted,



Glen D. Martin
Compliance Manager
(360) 385-1733 x122
glen.m@aptalaska.com

Enc. (as stated)



United States
Department of
Agriculture

Forest
Service

Alaska Region
Tongass National Forest

204 Siginaka Way
Sitka, AK 99835
Phone: (907) 747-6671
Fax: (907) 747-4331

File Code: 2780

Date: February 14, 2006

Glen Martin
Compliance Manager
Alaska Power and Telephone
P.O. 3228
Port Townsend, WA 98368

Dear Mr. Martin:

The following is draft language for a new license article for Black Bear Lake Hydro. This is for replacing all of the licensing articles that pertain to recreation mitigation for the project:

Recreation License Article – Licensee to provide funding for Project Off-Site Recreation Mitigation.

License Articles No. 107, 108, and 109 are to be replaced in their entirety. FERC License Article No. 413 references License Article 109, and; therefore, FERC license Article No. 413 should be also deleted or replaced.

The following addresses how Black Bear Lake Hydroelectric will address recreation resource mitigation under the FERC license:

The Licensee will enter into a Cost Collection agreement with the Forest Service and provide to the Forest Service a one-time lump sum payment of Two Hundred Thousand dollars (\$200,000) towards the purchase and construction of a cabin approved by the Forest Service. The site of the cabin will be located outside of the Black Bear Lake Project area. This will be a one-time settlement for mitigating the impacts to recreation in the Black Bear Lake Project area. Black Bear Lake Hydroelectric will notify the Federal Energy Regulatory Commission when this license requirement has been fulfilled.

This is also to document that Black Bear Lake Hydro Incorporated entered into a Cost Collection agreement dated December 5, 2005. A lump sum payment for Two Hundred Thousand dollars (\$200,000.00) was received into Forest Service account and spending of these funds has been authorized as of January 5, 2006. Therefore, the Cost Collection Agreement and receipt of funds as required by the draft-licensing article has been fulfilled.



Glen Martin, Alaska Power and Telephone

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If you have any questions regarding this please contact Erik Spillman, Tongass FERC coordinator, 907-747-4231.

Sincerely,

A handwritten signature in cursive script, appearing to read "Forrest Cole".

FORREST COLE
Forest Supervisor

cc: Roger Birk, Greg Killinger

BLACK BEAR LAKE HYDROELECTRIC PROJECT

NO. 10440

**CORRESPONDENCE TO FERC REGARDING
RECREATION MITIGATION, INCLUDING CABIN
DESIGN DRAWINGS AND COLLECTION
AGREEMENT BETWEEN USFS AND LICENSEE**



A subsidiary of Alaska Power & Telephone Company.



November 30, 2005

Magalie R. Salas
Office of Secretary
Federal Energy Regulatory Commission
888 First Street, N.E.
Washington, D.C. 20426

Re: Black Bear Lake Hydroelectric Project
FERC Project No. 10440
License Articles 108, 109, & 413 – Recreation Plan

Dear Ms. Salas:

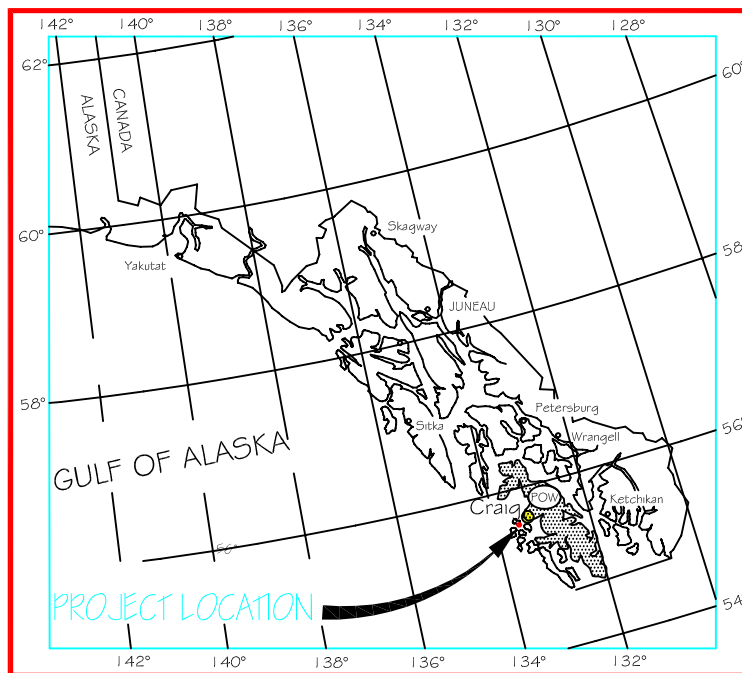
This e-filing is in regards to the Black Bear Lake Hydro Project's, No. 10440, Recreation Plan, per Articles 108, 109, and 413. Enclosed is a cabin design that the U.S. Forest Service (FS) is considering for the Black Bear Lake Hydro Recreation Plan. Currently, the FS is planning on starting construction during the summer of 2006. Final design drawings are expected by the end of February 2006. At that time they will be submitted to the Commission for review.

Also enclosed is a copy of a collection agreement between the USFS and the licensee to fund this project.

Respectfully Submitted,

Glen D. Martin
Compliance Manager

Enc. (as stated)

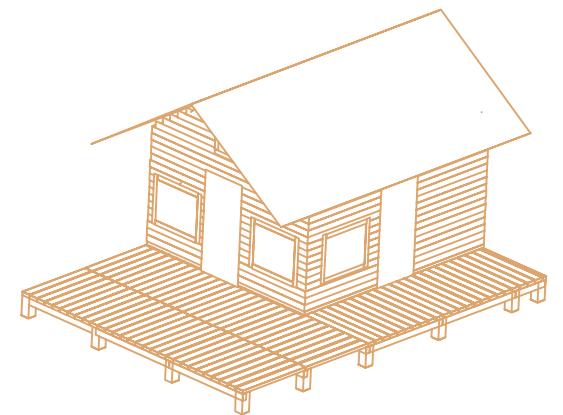


Point Amargura Cabin

Replacement

Craig Ranger District

Proposed Amargura Cabin & Deck Concept Illustration



Prepared by:

Paul Valcarce, POW Landscape Architect

DATE _____

Dale Fife, Engineering Staff Officer / Thorne Bay

DATE _____

Reviewed by:

6/17/2004

Dom Monaco, Forest Landscape Architect

DATE _____

6/17/2004

Eleanor Oman, Forest Structural Engineer

DATE _____

Recommended by:

District Ranger, Craig

DATE _____

Forst Structural Engineer

DATE _____

Forest Landscape Architect

DATE _____

Forest Recreation Staff Officer

DATE _____

Forest Engineering Staff Officer

DATE _____

Approved by:

Forrest Cole, Forest Supervisor

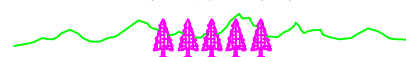
DATE _____

INDEX TO SHEETS

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VICINITY MAP

TONGASS



ENGINEERING & RECREATION

DESIGNED: P.Valcarce

DATE: 5/22/04

DATE:

REVISION:

BY:



Point Amargura Cabin Replacement

USDA FOREST SERVICE - TONGASS NATIONAL FOREST
R-10 - CRAIG RANGER DISTRICT

Cover Sheet

SH.1 of 12

DRAWING LEGEND



New Cabin and Deck Footprint



Existing Cabin and Deck Footprint



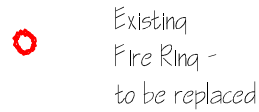
New Gravel Trail over existing trail alignment - as shown



Existing Wood Shelter



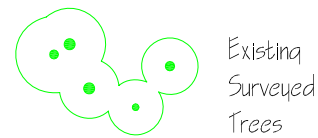
Existing Picnic Table - to be replaced



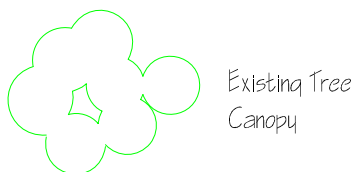
Existing Fire Ring - to be replaced



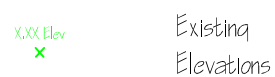
Existing Toilet



Existing Surveyed Trees



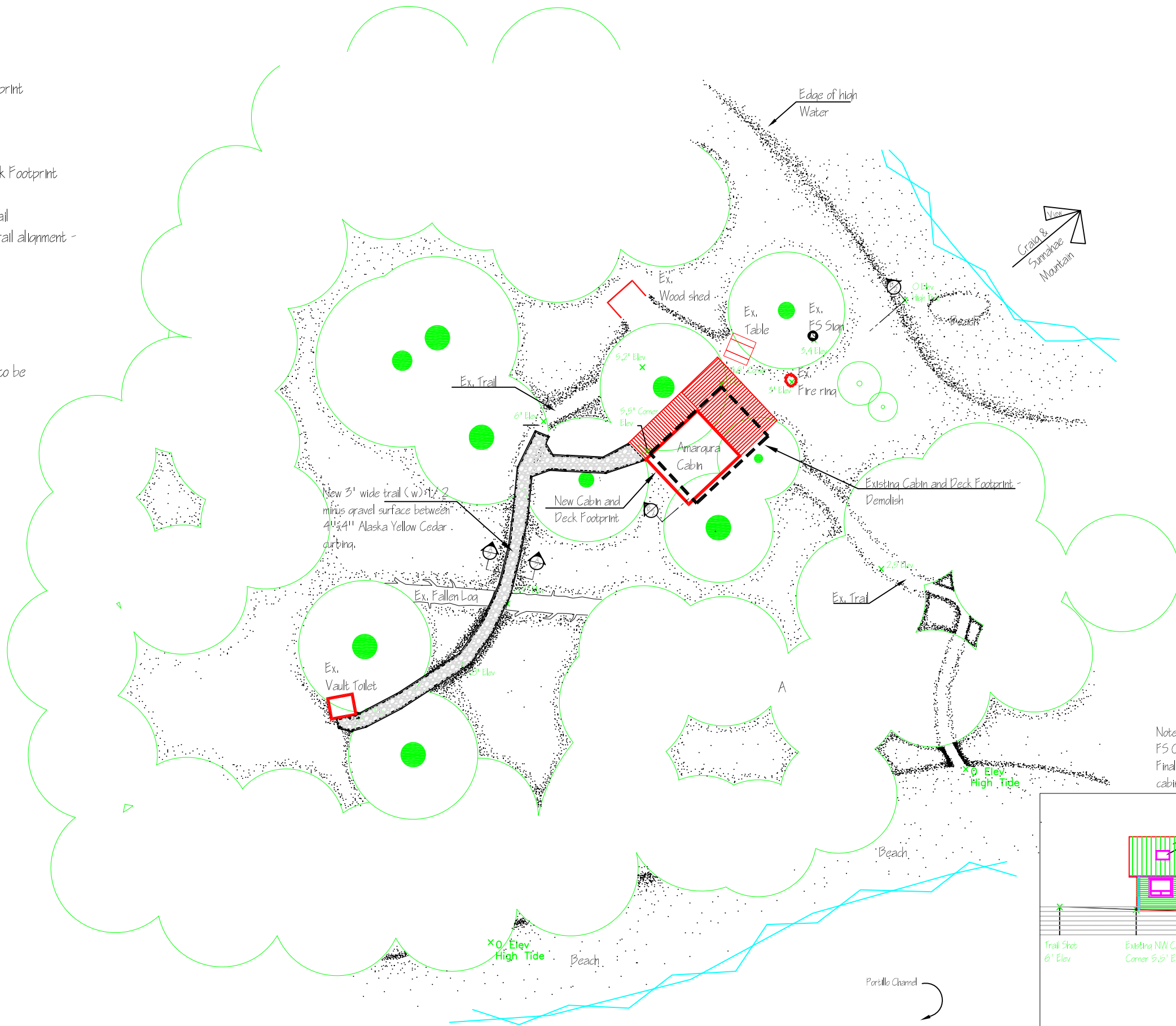
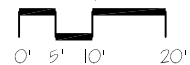
Existing Tree Canopy



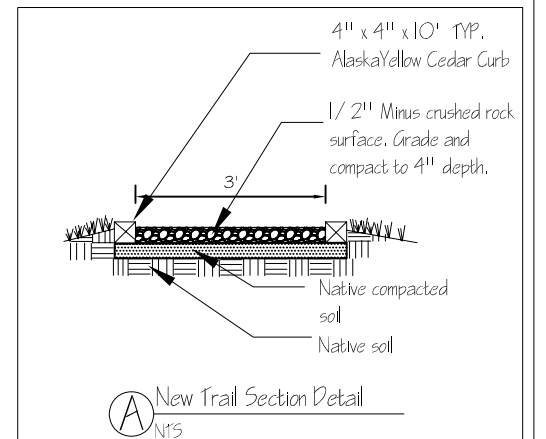
Existing Elevations



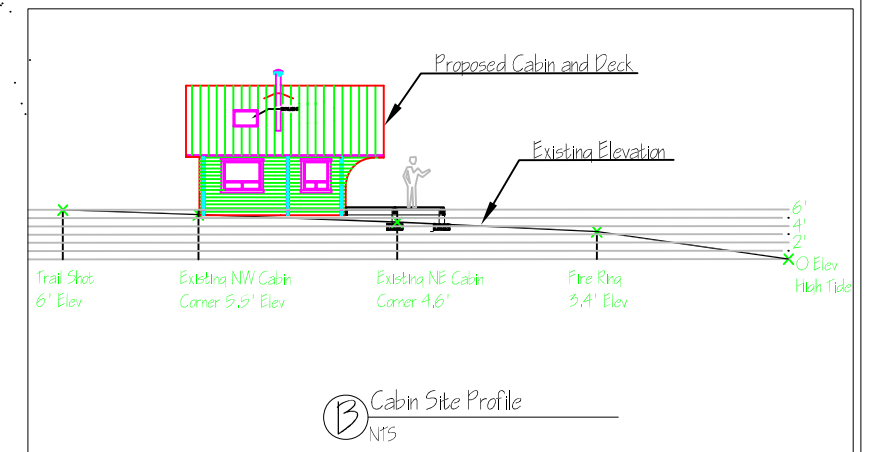
Drawing Scale



Note:
Contractor is to protect existing woodshed, picnic table, fire ring, sign and vault toilet.



Note:
FS COR will field stake final cabin location after existing is removed. Final FF elevation will be provided and field staked by COR prior to cabin construction.



TONGASS

ENGINEERING & RECREATION

DESIGNED: P. Valcarve

DATE: 5/26/04

DATE:

REVISION:

BY:

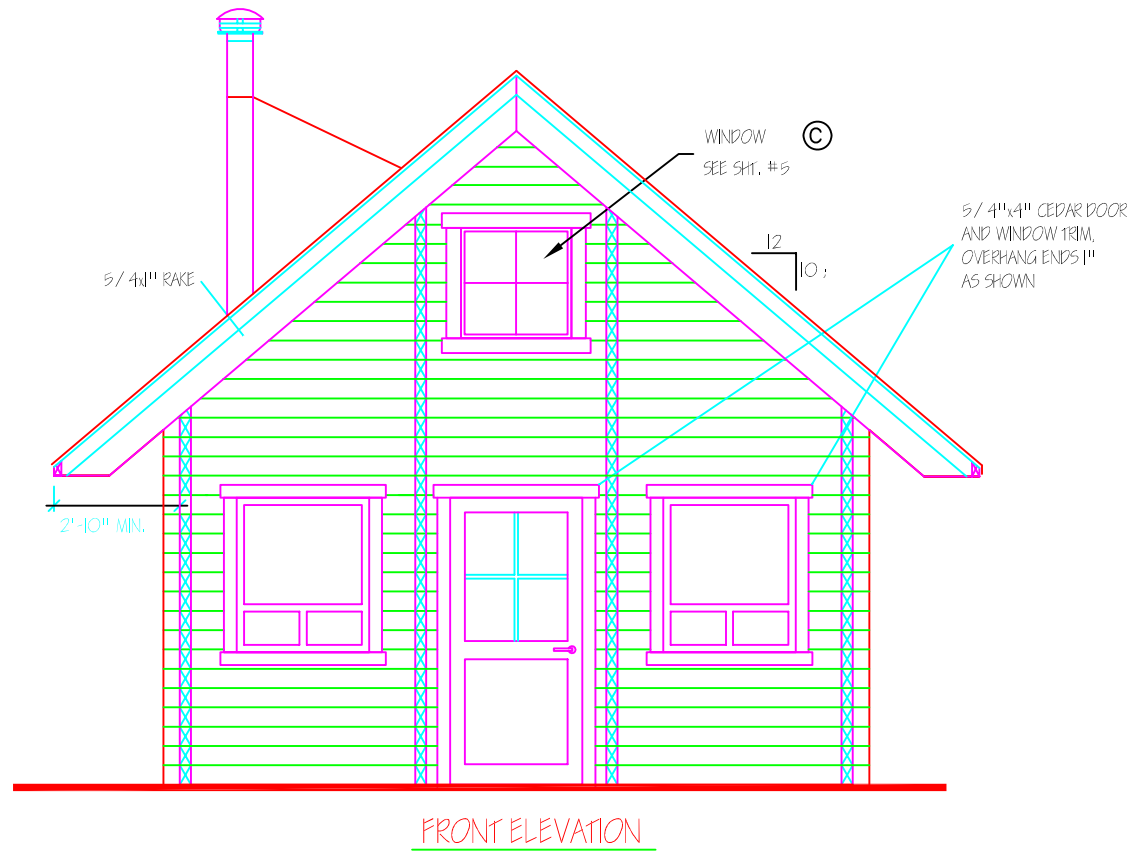
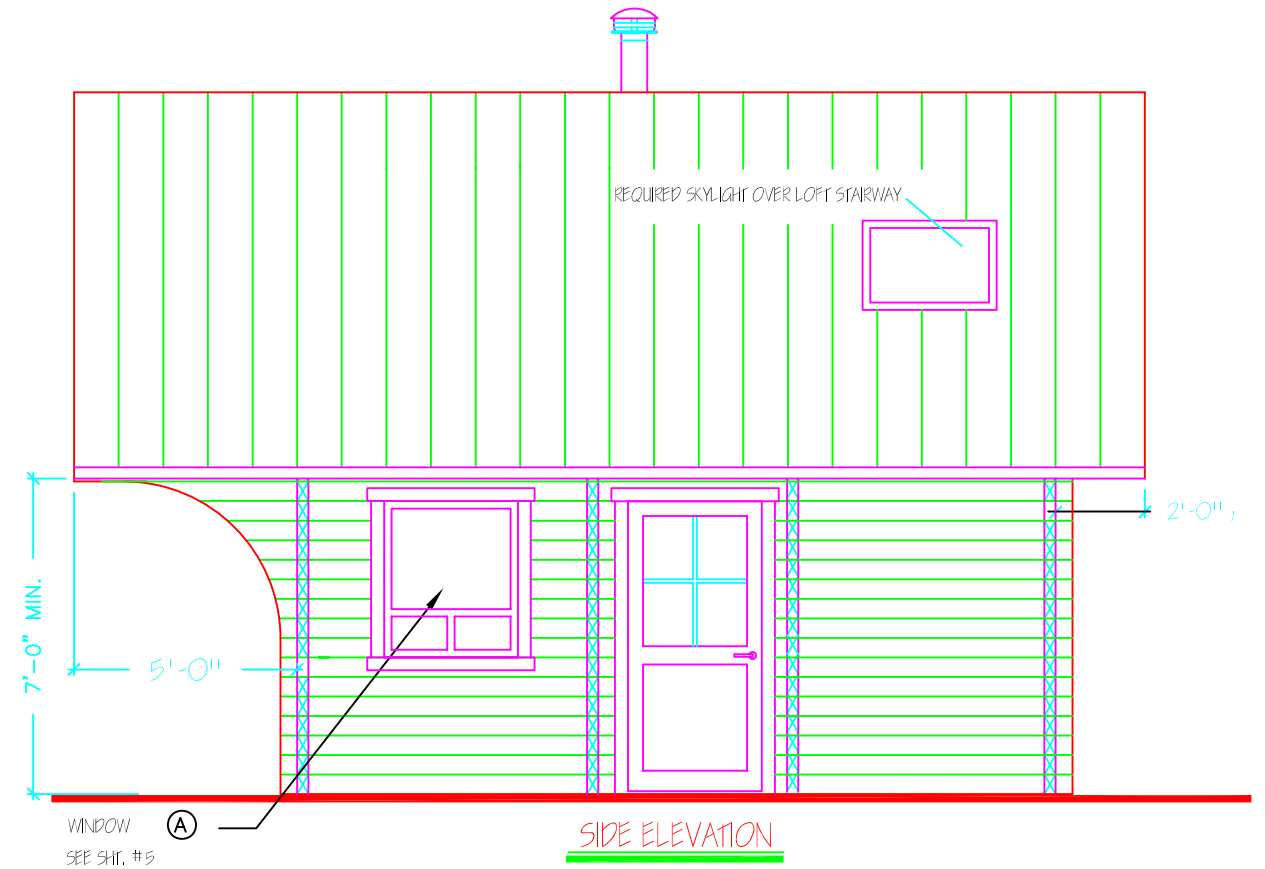
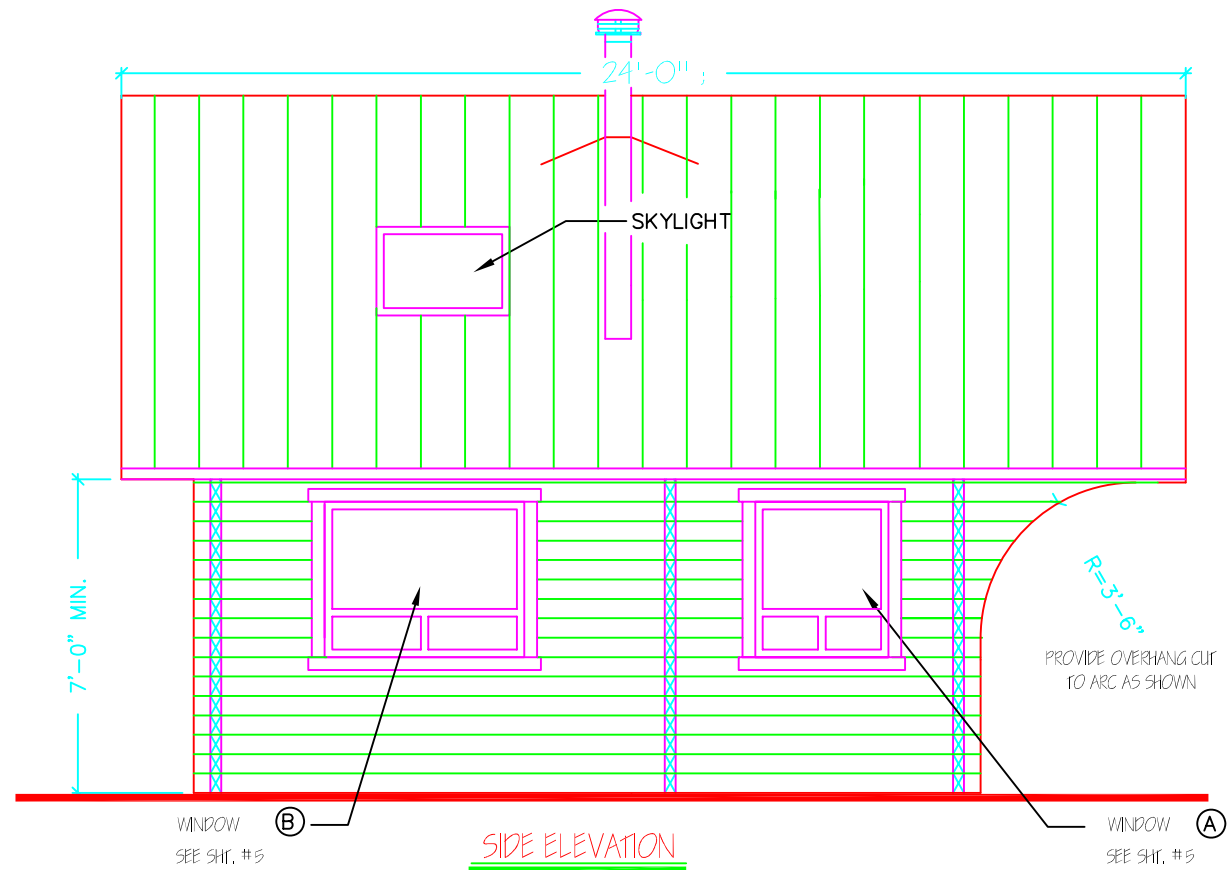


Point Amargura Cabin Replacement

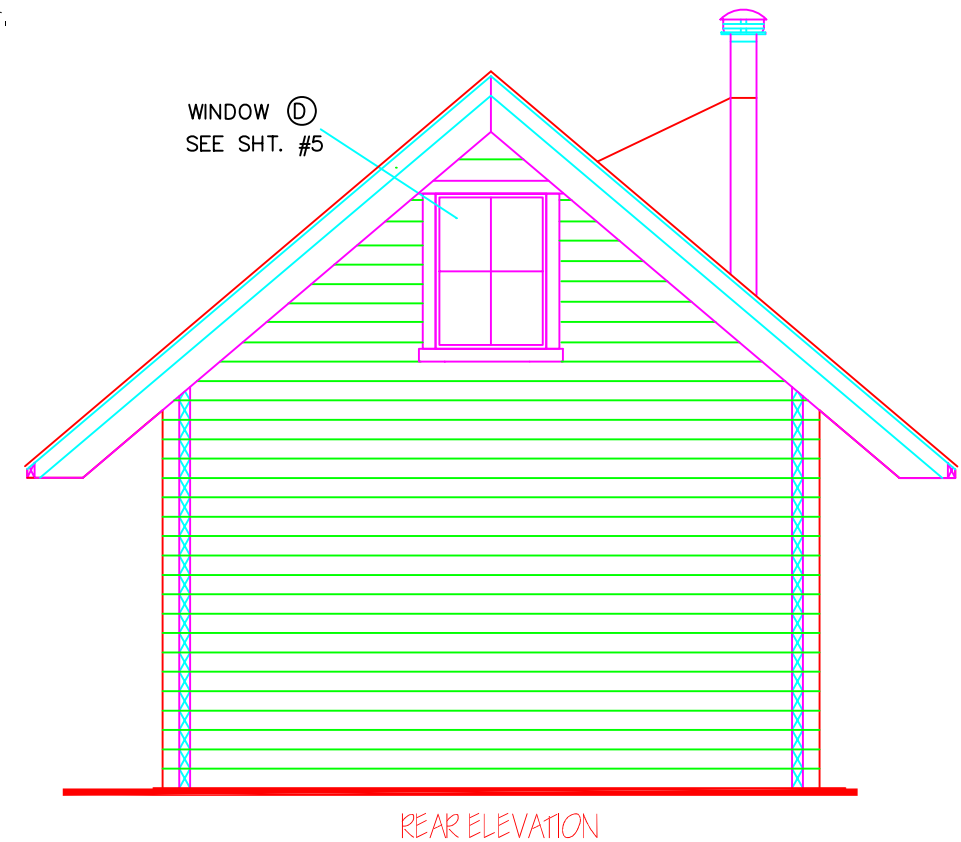
USDA FOREST SERVICE - TONGASS NATIONAL FOREST
R-10 - CRAIG RANGER DISTRICT

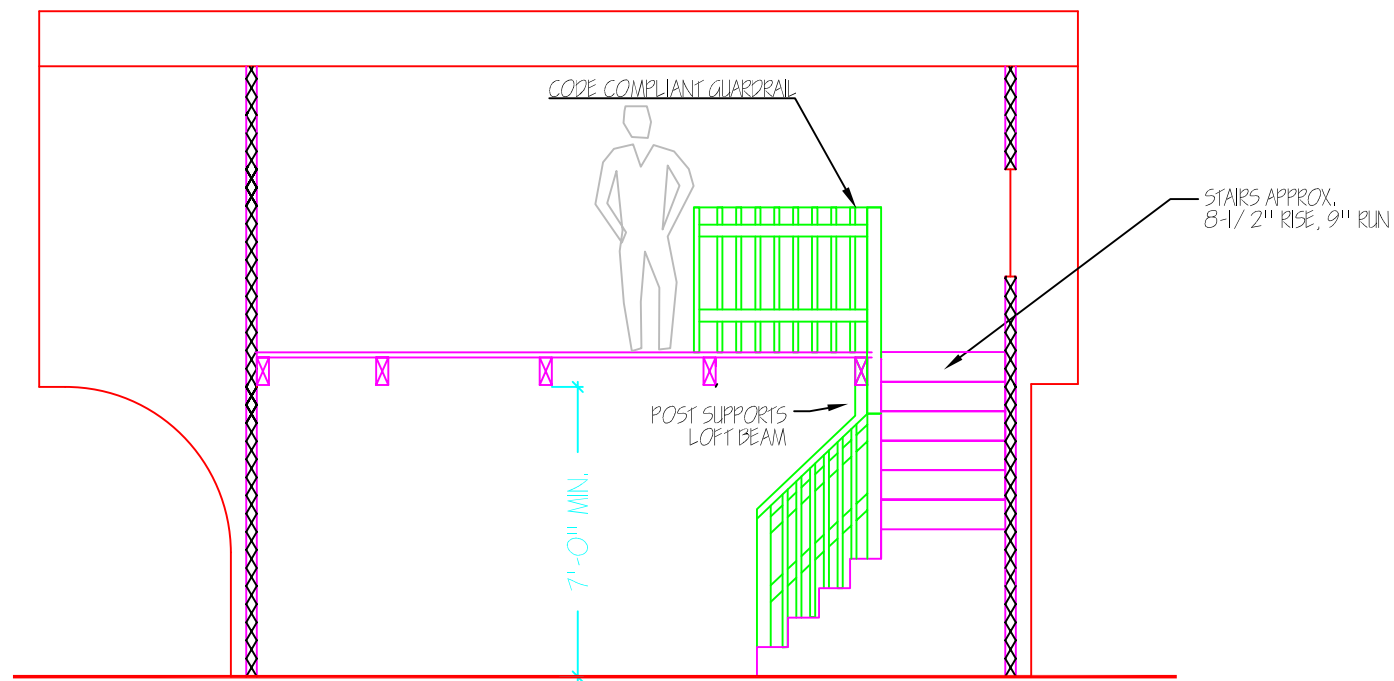
Site Plan

SH. 2 of 12

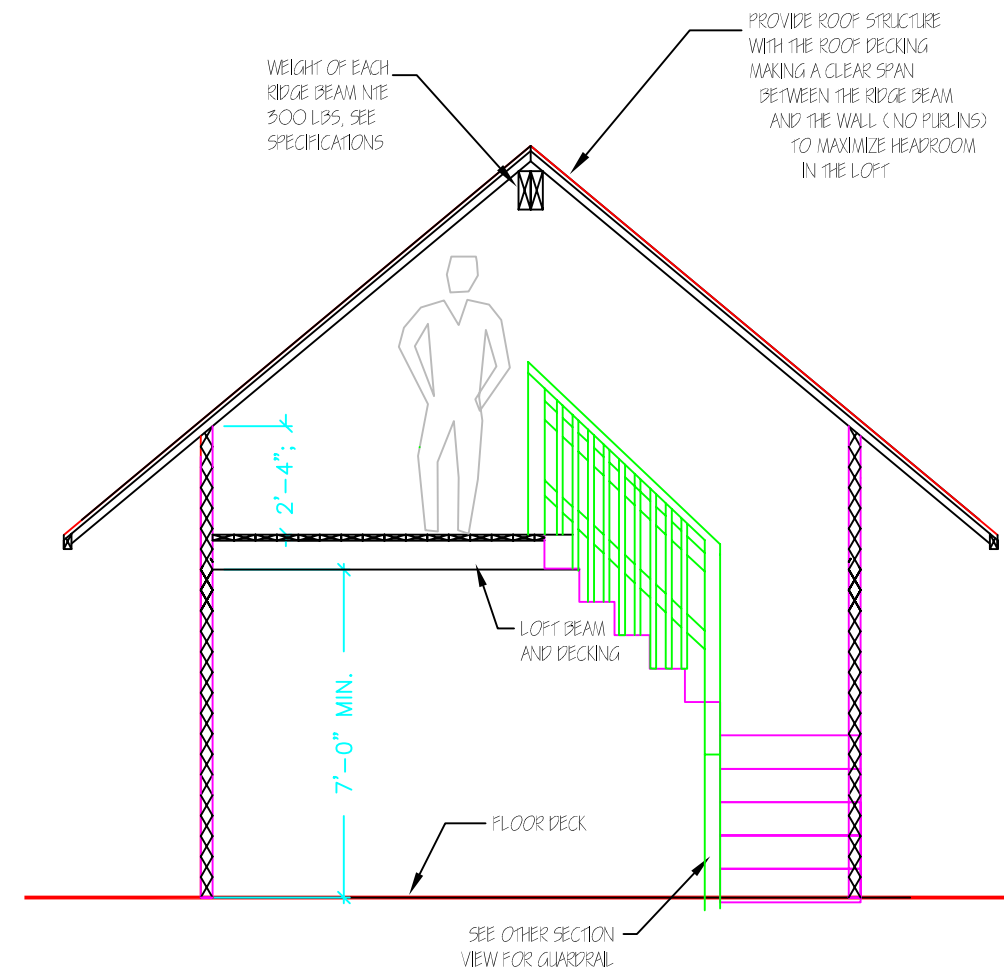


Note: Provide clear coat film finish as recommended to cabin exterior.

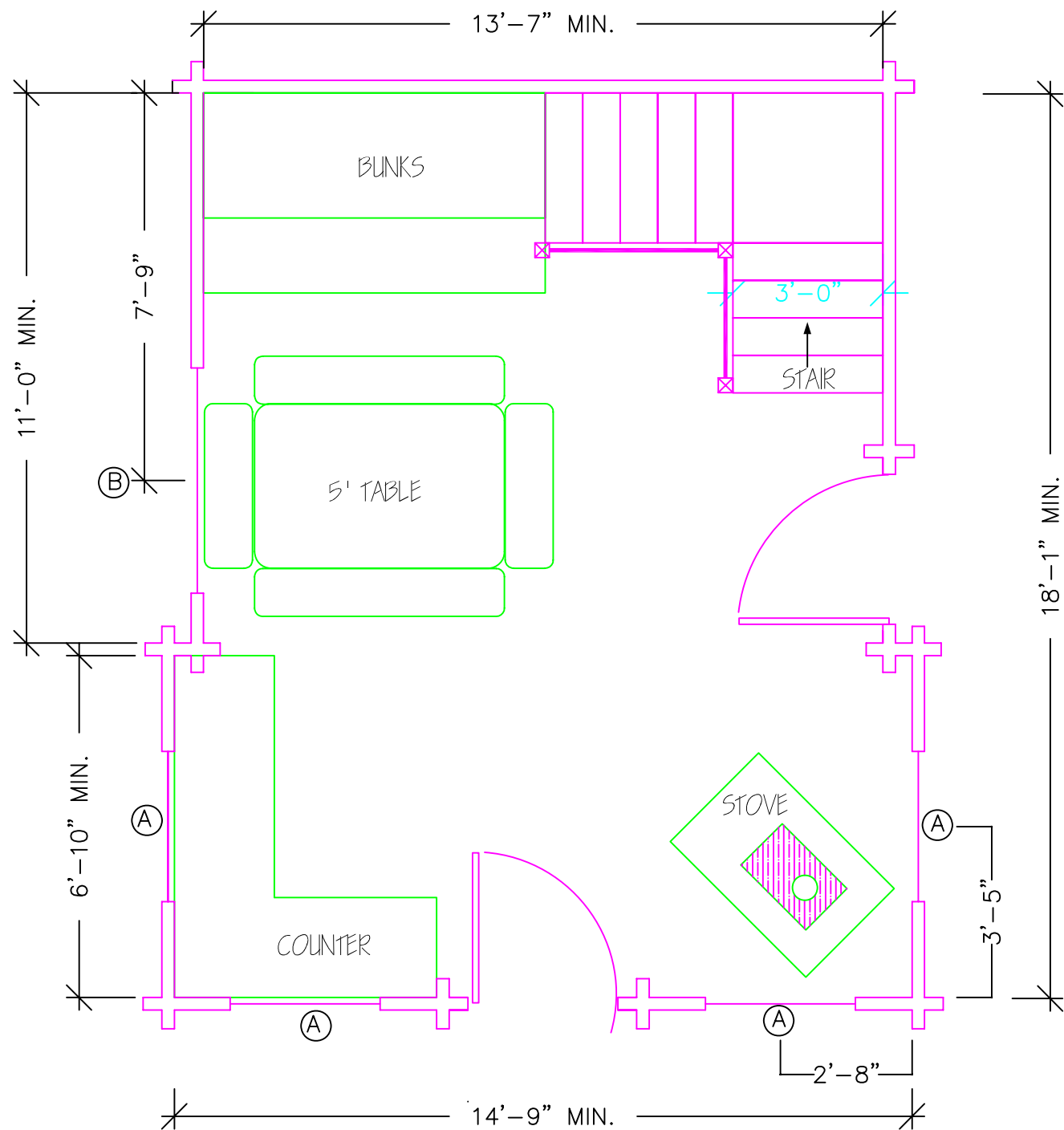




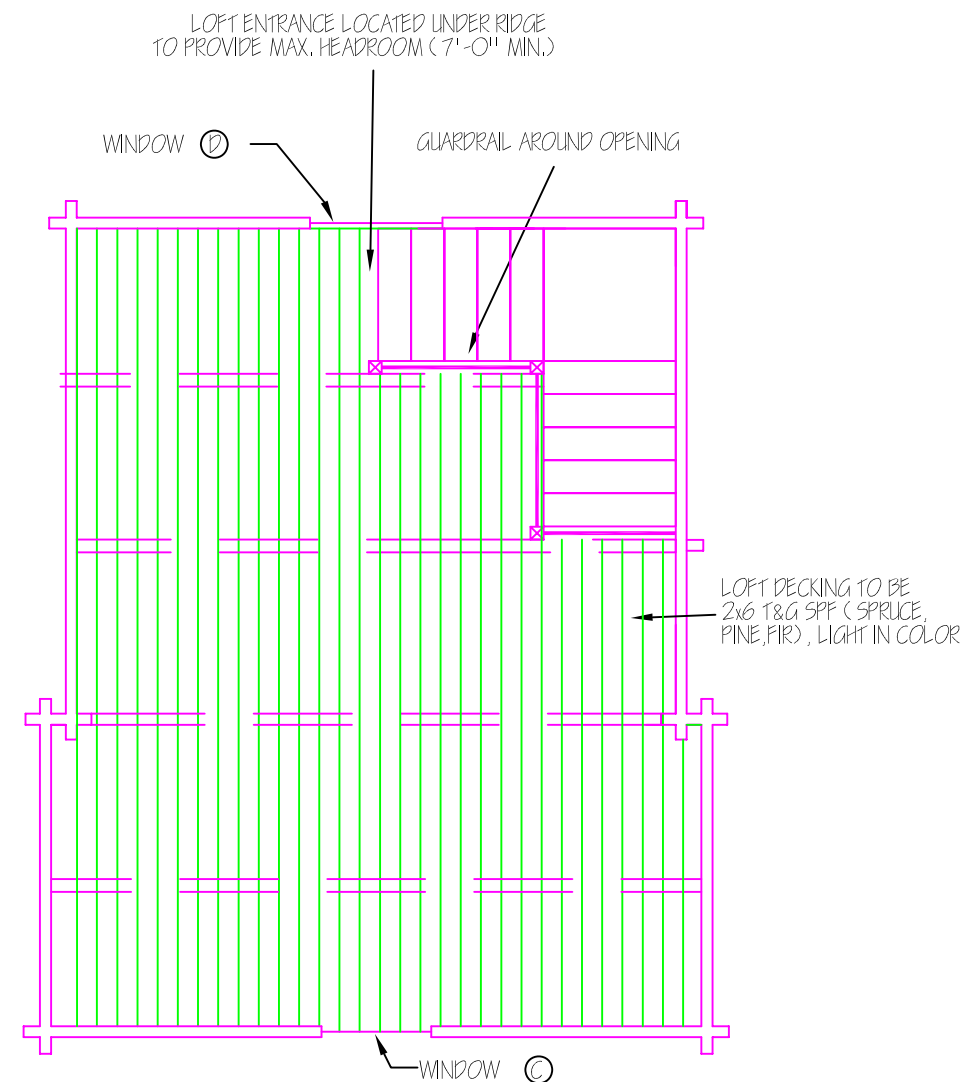
LOFT CROSS-SECTIONS



LOFT CROSS-SECTIONS



FLOOR PLAN



Loft Floor Plan

NOTES:

- INTERIOR WALL AND STAIR DIMENSIONS ARE MINIMUM AND MAY BE INCREASED SLIGHTLY TO ACCOMMODATE KIT REQUIREMENTS.
- CENTER EACH WINDOW HORIZONTALLY ALONG IT'S WALL SEGMENT UNLESS A DIMENSION IS SHOWN.
- BOTTOM OF WINDOW R.O. TO BE 36" MIN., 42" MAX. ABOVE FINISHED FLOOR.

WINDOW SCHEDULE

SYMBOL	WIDTH	HGT.	WINDOW NOTES:
(A)	3'-0"	3'-6"	(A)&(B) WINDOWS TO BE PICTURE UNIT ABOVE, 12" HIGH SLIDER UNIT BELOW, MAX. SASH WIDTH = 2 3/4"
(B)	4'-6"	3'-6"	
(C)	2'-6"	2'-6"	AWNING UNIT W/ GRILLES OR MUNTINS -- FRONT LOFT WINDOW, SEE SHT. #3
(D)	2'-6"	SEE NOTE	AWNING UNIT W/ GRILLES OR MUNTINS -- EGRESS WINDOW (5.7 SF MIN. NET CLEAR OPENING, EGRESS HDWE.)-- REAR LOFT WINDOW, SEE SHT. #3