

APPENDIX G

INDIAN ORCHARD PROJECT

Recreation

The Facility is in compliance with the recreational access, accommodation (including recreational flow releases) and facilities conditions in its FERC license. In addition, the facility allows access to the reservoirs and downstream reaches without fees or charges.

The Indian Orchard Project is located in an urban and industrial area of western Massachusetts. Recreational activities at the Project include fishing, boating and walking. There are no existing formal recreational facilities at the Project, but some fishing and walking occur. Nearby resident and factory workers use a network of footpaths during the evenings or lunch breaks to reach fishing locations. Some fisherman use small boats put in at an informal boat launch located on the southerly shore of the impoundment.

Initially, the project is required to maintain a public parking facility, small boat dock, trail and picnic area as described in the draft application for Exemption from License, and allow public access to the project area for utilization of fish and resources, subject to reasonable safety and liability limitations. Such access should be prominently posted so that its availability is made known to the public. Both the Massachusetts Division of Fisheries and Wildlife and the US Fish and Wildlife Service noted these requirements in their comment letters on the Exemption from Licensing.

In its November 10, 2010 inspection report on the Project, the Commission noted that the certain facilities, which were outlined in the Exemptee's application for exemption and noted in the resource agencies comment letters, were required to be installed pursuant to Standard Article 2. A follow-up letter, dated October 19, 2010, was sent requesting that the Exemptee provide information on the use and maintenance of recreational facilities at the Project as well as any transference of Project lands without prior Commission approval.

In a letter dated March 7, 2011, NAEA acknowledged that the property in question at the Indian Orchard Project was transferred to the City of Springfield to be used by the City Park and Recreation Department. The transfer of this property was registered on August 23, [2006] in the Registry of Deeds for Hampden County Book 16139 and Page 138. This transfer predates NAEA ownership. The City of Springfield maintains the area and boat ramp access.

In a letter dated October 12, 2011, the Commission noted that the requirement for installation, operation and maintenance of an informal boat access area upstream of the dam with launching and dock facilities, and a foot path along the south shore of the impoundment with picnic tables and signs leading to the area known as Indian Leap. However, in 1999 the Commission agreed to relocate the picnic tables to the area near the boat ramp and the removal of the boat dock.