



## United States Department of the Interior

### FISH AND WILDLIFE SERVICE

3761 Georgetown Road  
Frankfort, Kentucky 40601

December 7, 2005

Mr. David Brown Kinloch  
President  
Soft Energy Associates  
414 South Wenzel Street  
Louisville, Kentucky 40204

Subject: FWS #06-0229; Letter of Support for Low Impact Hydro Certification of the Mother Ann Lee Hydroelectric Station (Formerly Kentucky River at Lock 7) by the Low Impact Hydro Institute, Mercer County, Kentucky

Dear Mr. Kinloch:

This responds to your November 8, 2005, letter requesting our support of an application to the Low Impact Hydro Institute (LIHI) to certify the Mother Ann Lee Hydroelectric Station (Formerly Kentucky River at Lock 7) as a Low Impact Hydro Facility.

We were pleased to hear that you have remedied the Federal Energy Regulatory Commission's (FERC) oversight during the issuance of the hydropower license for this facility in 1992 and recently been issued a revised 401 Water Quality Certification by the Kentucky Division of Water that includes specific dissolved oxygen requirements. As a result, it is our opinion that the Mother Ann Lee Hydroelectric Station's operation is acceptable with regard to current environmental requirements as long as the Station is operated in accordance with existing articles in the FERC license and the newly revised 401 certificate.

We appreciate the opportunity to provide input on this project. If you have any questions, please contact Mike Armstrong of my staff at 502-695-0468.

Sincerely,

Virgil Lee Andrews, Jr.  
Field Supervisor