

APPENDIX C-2

Email to New Hampshire Department of Fish & Game requesting comments
dated March 3, 2011

Subject: Franklin Falls Hydro (Winnepesaukee River), Franklin, New Hampshire potential LIHI hydroelectric site for your review

From: Stephen Hickey <sjh@essexhydro.com>

Date: Thu, 03 Mar 2011 09:38:12 -0500

To: Carol.Henderson@wildlife.nh.gov, "Tarpey@massgravity.com" <Tarpey@massgravity.com>

Dear Ms. Henderson,

Essex Power Services, Inc. (EPSI) has been hired by Mr. Alan Larter of Hydro Realty, the owner, operator and exemptee of the Franklin Falls Hydroelectric Project (the Project) located on the Winnepesaukee River in the City of Franklin, County of Merrimack, NH to write an application to the Low Impact Hydropower Institute ("LIHI") for the low impact certification of the Project. As a requirement of the LIHI application, applicants are required to seek comment from the relevant hydroelectric agencies regarding the Project's compliance with the requirements of its FERC license or exemption. As such, EPSI, would appreciate any comments you have regarding the Project's compliance with the upstream and downstream fish passage requirements of its exemption (FERC Project No.6950). At the time the exemption was issued in January of 1983, the U.S. Fish and Wildlife Service (USFWS) and the New Hampshire Fish and Game Department certified that there was not a significant existing population of migratory fish at the project dam. However, USFWS did prescribe migratory fish restoration measures as a condition of the exemption, in the event that migratory fish are ever restored to the subject area of the Winnepesaukee River in the near future. No state or federal agency has recommended fish passage be installed at the Project to date.

I have attached a copy of the project's FERC exemption for your review.

Thank you in advance for your comments.

Sincerely,

Stephen Hickey
Essex Power Services, Inc.
on behalf of Hydro Realty
55 Union Street, 4th Floor
Boston, MA 02108
tel: 617-367-0032
fax: 617-367-3796

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Subject: Franklin Falls Hydro, Winnepesaukee River, Franklin, New Hampshire potential LIHI hydroelectric site for your review

From: Stephen Hickey <sjh@essexhydro.com>

Date: Wed, 09 Mar 2011 15:52:56 -0500

To: John_Warner@fws.gov

CC: "Tarpey@massgravity.com" <Tarpey@massgravity.com>

Dear John,

Essex Power Services, Inc. (EPSI) has been hired by Mr. Alan Larter of Hydro Realty, the owner, operator and exemptee of the Franklin Falls Hydroelectric Project (the Project) located on the Winnepesaukee River in the City of Franklin, County of Merrimack, NH to write an application to the Low Impact Hydropower Institute ("LIHI") for the low impact certification of the Project. As a requirement of the LIHI application, applicants are required to seek comment from the relevant hydroelectric agencies regarding the Project's compliance with the requirements of its FERC license or exemption. As such, EPSI, would appreciate any comments you have regarding the Project's compliance with the upstream and downstream fish passage requirements of its exemption (FERC Project No.6950). At the time the exemption was issued in January of 1983, the U.S. Fish and Wildlife Service (USFWS)certified that there was not a significant existing population of migratory fish at the project dam. However, USFWS did prescribe migratory fish restoration measures as a condition of the exemption, in the event that migratory fish are ever restored to the subject area of the Winnepesaukee River in the near future. No state or federal agency has recommended fish passage be installed at the Project to date.

I have attached a copy of the Franklin Falls exemption for your reference. Included with the notice of exemption are comments from the U.S. Fish and Wildlife Service.

Thank you in advance for your comments.

Sincerely,

Stephen Hickey
Essex Power Services, Inc.
on behalf of Hydro Realty
55 Union Street, 4th Floor
Boston, MA 02108
tel: 617-367-0032
fax: 617-367-3796

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