

## ***BOYCE HYDRO POWER, LLC***

*A W.D. Boyce Trusts Legacy Enterprise*

*Lee W. Mueller & Stephen B. Hultberg, Co-Member Managers*

*Frank O. Christie, P.E., General Manager*

*6000 S. M-30 (P.O.Box 15)*

*Edenville, MI 48624*

*tel: (989) 689-3161 / fax: (989) 689-3155*

*[lwmueller@boycehydrollc.com](mailto:lwmueller@boycehydrollc.com)*

10 August, 2010

William Guey-Lee  
Chief, Engineering and Judicial Branch  
Division of Hydropower Administration and Compliance  
**Federal Energy Regulatory Commission**

888 First Street N.E.

Washington, D.C. 20426

tel: (202)502-8666

**Subject: Sanford Hydroelectric Project P-2785-078**  
Report on sufficient control over project works & operations

Dear Mr. Guey-Lee:

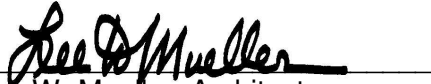
This letter is written in response to your letter dated 2 August, 2010 regarding the absence of a report by the licensee being filed within a time frame requested by FERC concerning the subject of an alleged absence of control over project works and operations on the part of Boyce Hydro Power, LLC, licensee of the above-referenced hydroelectric project.

On Thursday 29 July, 2010 a meeting including principals from Midland County Government and Boyce Hydro Power, LLC was held at the licensee's office in Edenville, MI for the purpose of discussing the current status of 17 tax parcels located in Midland County. Until 31 March, 2010, the tax parcels were owned by the three Boyce Trust Hydro Property LLCs, 2350, 3649, & 3650 ("Trusts") and were the subject of a lease to Boyce Hydro Power, LLC ("Licensee") as part of the project works enumerated in Exhibit G of the Sanford license. As of 31 March, 2010 the Trusts voluntarily relinquished ownership of the seventeen tax parcels through the mechanism of a tax forfeiture resulting in the eventual ownership of the parcels being vested in the Midland County government.

The Licensee provided background information as to why the tax parcels were relinquished by the Trusts and expressed the desire to have the Midland County government agree to a "lease" or an "easement" granted to the Licensee for the right to flow water across the submerged tax parcels that are now owned by Midland County.

The request is now under consideration by the Midland County Board of Supervisors, and it is expected that further discussions on this subject will take place within the next sixty days.

Sincerely yours,



Lee W. Mueller, Architect  
Co-Member Manager  
Boyce Hydro Power, LLC

Cc: John Clements  
Jay Brown  
Frank Christie, P.E.  
Bill Smith

Document Content(s)

P-2785 Report re Sanford Property Rights.PDF.....1-1