

FEDERAL ENERGY REGULATORY COMMISSION
Washington, D. C. 20426

OFFICE OF ENERGY PROJECTS

Project No. 2785-016--Michigan
Sanford Water Power Project

Project No. 10808-007--Michigan
Edenville Project

Project No. 10809-006--Michigan
Secord Project

Project No. 10810-008--Michigan
Smallwood Project

Boyce Hydro Power, Inc.

January 14, 2013

Frank O. Christie, P.E.
General Manager
Boyce Hydro Power, LLC
6000 South M-30 (P.O. Box 15)
Edenville, MI 48624

Subject: 2012 Eurasian Water Milfoil and Purple Loosestrife Survey Report
Extension of Time

Dear Mr. Christie:

On December 17, 2012, you filed a letter requesting an extension of time until February 1, 2013, to file the survey reports for Eurasian watermilfoil and purple loosestrife at the Sanford Project No. 2785, Edenville Project No. 10808, Secord Project No. 10809, and Smallwood Project No. 10810, pursuant to license articles 409, 408, 407, and 407, respectively.¹ The respective license articles required you to file, for Federal Energy Regulatory Commission (Commission) approval, a plan to monitor purple

¹ Order on Rehearing and Amending License Order (61 FERC ¶ 61,066); Order Issuing Original License (85 FERC ¶ 61,063); Order Issuing Minor License (85 FERC ¶ 61,064); and Order Issuing Minor License (85 FERC ¶ 61,065); respectively, all issued October 16, 1998.

loosestrife and Eurasian watermilfoil in project waters. Your plans were approved on May 10, 1999, for all four projects.²

The May 10 approval order requires you to survey, on a five-year basis, the entire project lakes to determine the extent and concentration of purple loosestrife and Eurasian watermilfoil. The data collected from the surveys are to be plotted on U.S. Geological Survey (USGS) maps, showing three levels of concentration for each plant. Each concentration should be identified by a different color and the criteria for the various densities of infestation should be included on the maps.

In addition to the maps, a written report is required that includes: (1) an estimate, in acres, of the infestation of Eurasian watermilfoil and purple loosestrife; (2) a summary and copies of lake management studies done by various organizations; (3) a list of Michigan Department of Environmental Quality (MDNR) permits for chemical treatments in each lake; (4) a description of weed treatments, including the method and extent of treatment; (5) a summary of community activities that address the nutrient loading problems in each lake, such as sewer feasibility studies; and (6) a description of your participation in and a summary of the Michigan State University Purple Loosestrife Program as it relates to your projects. The maps and written report should be filed with the Commission and MDNR by October 31, of the year in which the five-year survey for purple loosestrife and Eurasian watermilfoil was conducted.

By Commission letter dated November 8, 2012, you were granted an extension of time until December 1, 2012, to file the written report along with the accompanying maps. Your request for an additional extension of time, submitted on December 17, 2012, was filed beyond the deadline of December 1, 2012. However, the December 17, 2012 extension of time letter notes that your consultant requires the additional time to complete the map portion of the report. Your request for an extension of time until February 1, 2013, is hereby granted. Please note that your Eurasian watermilfoil and purple loosestrife survey report is past due and that the Commission will not grant any further extensions of time.

Please also note that in order to stay on the original five-year monitoring schedule, you are required to conduct the field reconnaissance for Eurasian watermilfoil and purple loosestrife in 2014, and to file that monitoring report by October 31, 2014. Implementation of your 2012 and 2014 Eurasian watermilfoil and purple loosestrife surveys and timely filing your monitoring reports should bring you into compliance with the respective license article requirements, and return you to the five-year surveying and reporting cycle. Please add these dates to your project tracking calendars.

² Order Approving and Amending Purple Loosestrife and Eurasian Milfoil Monitoring Plans (87 FERC ¶ 62,171).

Lastly, please file an original and eight copies of your complete 2012 survey report, for the four projects, for Eurasian watermilfoil and purple loosestrife by February 1, 2013, with:

Kimberly D. Bose, Secretary
Federal Energy Regulatory Commission
888 First Street, NE
Washington, DC 20426

The Commission encourages electronic filing. In lieu of filing an original and eight copies of your report, you may file the required information electronically via the Internet. See the instructions on the Commission's website (<http://ferc.gov/docs-filing/efiling.asp>). Please put the docket numbers, P-2785-016, P-10808-007, P-10809-006, and P-10810-008, on the first page of your response.

Thank you for your cooperation. If you have any questions regarding this matter, please contact John Mark at (212) 273-5940 or by email at john.mark@ferc.gov.

Sincerely,

Thomas J. LoVullo
Chief, Aquatic Resources Branch
Division of Hydropower Administration
and Compliance

cc: Mr. Lee W. Mueller
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