



BILL SCHUETTE
ATTORNEY GENERAL
STATE OF MICHIGAN

September 24, 2018

Ms. Kimberly D. Bose, Secretary
Federal Energy Regulatory Commission
888 First Street, N.E.
Washington, D.C. 20426

Re: Emergency Motion to Stay Order Revoking License for the Edenville
Dam, Project No. 10808

Dear Secretary Bose:

I am writing to support the Sanford Lake Preservation Association, the Wixom Lake Association, and the Gladwin County Board of District Commissioners' Emergency Motion to Stay Order Revoking License. The motion asks the Commission to stay its September 10, 2018 order revoking Boyce Hydro Power, LLC's license for the Edenville Dam, Project No. 10808. That order will be effective September 25, 2018, and will require that power generation equipment at the dam be permanently disabled.

There is no disputing the regulatory challenges associated with the Edenville Dam. And the Commission is understandably frustrated by the failure of the past two licensees of the dam to comply with their regulatory obligations. But the Edenville Dam and related dams (Projects No. 10809, 10810 and 2785) support an interconnected lake system that is an important natural resource in Gladwin and Midland Counties, providing lakefront property for 6,000 Michigan residents, and recreational opportunities for thousands of in- and out-of-state visitors each year. Their interests will be implicated by the Commission's decisions.

The Associations and County's motion details their efforts, and the tangible steps they have taken toward providing a permanent solution to the problems that have plagued the Edenville Dam. That solution would involve the local community acquiring the Edenville and related dams, a solution that would potentially allow for the continued generation of hydro-electric power in compliance with the Commission's regulations, while also providing long-term stability for the thousands of people that benefit from the lake system supported by the dams.

In their motion, the Associations and County also identify why an immediate revocation of the Edenville Dam license may jeopardize these efforts to forge a

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permanent solution - by foreclosing the opportunity to benefit from future energy production, and associated income, from operation of the Edenville Dam. Further, the Associations and County point out that immediate revocation, with the abrupt transfer of regulatory authority to the Michigan Department of Environmental Quality, could also create unnecessary confusion and delay.

I respectfully request that you carefully consider the Associations and County's motion, and consider staying your order revoking the Edenville dam license.

Sincerely,

A handwritten signature in cursive script that reads "Bill Schuette". The signature is written in black ink and is positioned above the printed name and title.

Bill Schuette
Attorney General

WDS/spm

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