

December 14, 2021

VIA ELECTRONIC FILING

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

**Re: Update of Management Plans to Implement Definite Decommissioning Plan;
Lower Klamath Project, FERC Project Nos. 14803-001 and 2082-063**

Dear Secretary Bose:

The Klamath River Renewal Corporation (Renewal Corporation) files fifteen Management Plans to implement the Definite Decommissioning Plan. This filing updates prior versions of the Management Plans filed on February 26, 2021¹ in support of the Amended Surrender Application.² The February 2021 plans were filed as follows:

Exhibit A: Aquatic Resources Management Plan
Exhibit B: Construction Management Plan
Exhibit C: Erosion and Sediment Control Plan
Exhibit D: Hatcheries Management and Operations Plan
Exhibit E: Health and Safety Plan
Exhibit F: Historic Properties Management Plan
Exhibit G: Interim Hydropower Operations Plan
Exhibit H: Recreation Facilities Plan
Exhibit I: Remaining Facilities Plan
Exhibit J: Reservoir Area Management Plan
Exhibit K: Reservoir Drawdown and Diversion Plan
Exhibit L: Sediment Deposit Remediation Plan

¹ FERC accession no. 20210226-5093.

² *Amended Application for Surrender of License for Major Project and Removal of Project Works and Request for Expedited Review*, FERC Nos. 14803-001, 2082-063 (Amended Surrender Application), FERC accession no. 20201117-5191.

Exhibit M: Terrestrial and Wildlife Management Plan
Exhibit N: Waste Disposal and Hazardous Materials Plan
Exhibit O: Water Quality Monitoring and Management Plan
Exhibit P: Water Supply Management Plan

The Renewal Corporation files the updated Management Plans using the same exhibit system. The Renewal Corporation will provide FERC with an updated Historic Properties Management Plan (Exhibit F as initially filed) on or before March 31, 2022.³

Each updated plan includes a summary of all material changes made to the February 2021 version. This summary is provided in Section 2.3 of each plan, at Table 2-2 (*Results of Consultation*). Each updated plan is provided in its entirety, superseding the February version. Exhibit I (Remaining Facilities Plan) and Exhibit K (Reservoir Drawdown and Diversion Plan) contain Critical Energy/Electric Infrastructure Information and, as noted below, are filed in this proceeding pursuant to 18 C.F.R. § 388.113.

The updated Management Plans provide a complete project description of the proposed means and methods to remove the dams that comprise the Lower Klamath Project, then restore lands currently occupied by dams and other facilities and reservoirs.⁴ Subject to any further requirements as may be determined by the Commission,⁵ the Management Plans are in final

³ As noted in the Renewal Corporation's November 29, 2021 *Response to Request for Additional Information on Status of Draft Historic Properties Management Plan* (FERC accession no. 20211129-5153), on December 10, 2021 the Renewal Corporation provided a Draft Historic Built Environment Technical Report to the California SHPO and to the Oregon SHPO for comment. This information, together with comments received from the SHPOs, will be included in the updated HPMP. The Renewal Corporation will file the Draft Historic Built Environment Technical Report with the updated HPMP as part of the consultation record.

⁴ On October 13, 2021, the Division of Dam Safety and Inspections (DS2I), Portland Regional Office, advised the Renewal Corporation that it would commence preliminary review of all construction-related documents upon the Renewal Corporation's submittal of a consolidated 100-percent construction package. The Renewal Corporation will submit a consolidated 100-percent construction package to DS2I and to the Lower Klamath Project Independent Board of Consultants (BOC) for concurrent review, inclusive of the information requested by the Regional Engineer. The Renewal Corporation will submit the consolidated 100-percent construction package for review in February of 2022.

⁵ Concurrent with this filing, PacifiCorp is filing revised Exhibits K and L for the Lower Klamath Project. As filed, Exhibit K shows the project boundary for existing operations of the Lower Klamath Project. Implementation of the surrender order, accompanied by dam removal and basin restoration, are "project purposes" and all lands needed for project purposes should be included within the project boundary. *Duke Energy Carolinas, LLC*, 129 FERC ¶ 61195 (2009). The Renewal Corporation will update Exhibit K, as necessary, to include all lands needed for implementation of the surrender order. The Renewal Corporation anticipates that the Commission will require this update to be filed within 60 days of issuance of the final surrender order.

form and ready for immediate implementation⁶ after final action on the Amended Surrender Application.

Consultation Process

As noted in our February 2021 filing, the Renewal Corporation developed the Management Plans through extensive consultation with tribal nations, federal and state agencies, local governments, and other stakeholders. The commitment to ongoing consultation is embedded in the Management Plans and is a cornerstone of plan development and implementation.

The Management Plans cover 16 topical areas of actions that the Renewal Corporation will take to implement the Definite Decommissioning Plan. Many of the plans include subplans specific to a given resource (e.g., species), function (e.g., adaptive management) or compliance objective (e.g., monitoring). There is also an interdependence among plans, such that any given interest may implicate more than one plan. The consultation process was designed to provide the consulted parties with access to information across the entire spectrum of the Definite Decommissioning Plan, but also to encourage the parties to focus their expertise and regulatory perspective on specific subject matters.

Since February 2021, the Renewal Corporation consulted with tribal nations, federal and state agencies, local governments, and other stakeholders, to update the Management Plans. Consulted parties are: the Yurok Tribe (Yurok), the Karuk Tribe (Karuk), the Klamath Tribes (Klamath), the Hoopa Valley Tribe (Hoopa Valley), the Resighini Rancheria (Resighini Rancheria), the Cher-Ae Heights Indian Community of Trinidad Rancheria (Cher-Ae Heights), Quartz Valley Indian Community of the Quartz Valley Reservation of California (Quartz Valley), the Confederated Tribes of Siletz Indians of Oregon (Siletz), the Shasta Nation, the Shasta Indian Nation, the Modoc Nation (née, Modoc Tribe of Oklahoma (Modoc Nation), U.S. Department of the Interior, Bureau of Land Management (BLM), U.S. Department of the Interior, U.S. Fish and Wildlife Service (USFWS), U.S. Department of Commerce, NOAA Fisheries (NMFS), U.S. Department of Agriculture, U.S. Forest Service (USFS), U.S. Bureau of Reclamation (BOR), U.S. Army Corps of Engineers (USACE), Advisory Council on Historic Preservation (ACHP), California State Water Resources Control Board (SWB), California North Coast Regional Water Quality Control Board (RWQCB), California Department of Fish and Wildlife (CDFW), California Department of Water Resources (DWR), California Office of Historic Preservation (CA SHPO), Oregon Department of Environmental Quality (ODEQ), Oregon Department of Fish and Wildlife (ODFW), Oregon State Office of Historic Preservation (OR SHPO), Klamath County Oregon (Klamath County), Siskiyou County California (Siskiyou County), City of Yreka, California (Yreka), CalFire Siskiyou Unit (CFSU), Oregon Department

⁶ While the Commission typically requires development of such plans within six months of license surrender orders, the Renewal Corporation has completed this work, including extensive consultations, earlier in the process to aid the Commission's review, help maintain the project schedule, and expedite project implementation.

Kimberly D. Bose
December 14, 2021
Page 4

of Forestry (ODF), Klamath Lake and Southwest Oregon Districts (Oregon Fire Districts) and Copco Fire Protection District (Copco Fire District).

Attachment 1 provides a summary of participants providing written comments on Management Plans and the dates on which such comments were solicited by and provided to the Renewal Corporation. A complete consultation record is provided, specific to each Management Plan, as an appendix to each plan.

The Renewal Corporation extends our gratitude for the hard work of the consulted parties and acknowledges their dedication to fulfilling responsibilities owed to their respective authorities.

Critical Energy/Electric Infrastructure Information

Exhibit I (Remaining Facilities Plan) and Exhibit K (Reservoir Drawdown and Diversion Plan) contain sensitive dam safety and construction information that qualifies as Critical Energy/Electric Infrastructure Information (CEII) under the Commission's rules. The Renewal Corporation asks that Exhibit I and Exhibit K be afforded CEII treatment. Exhibit I and Exhibit K are being separately filed in this proceeding pursuant to 18 C.F.R. § 388.113. Public versions of Exhibit I and Exhibit K are appended to this letter for purposes of this filing. A proposed form of protective agreement was filed in FERC Nos. P-14803-001 and P-2082-063 on December 1, 2017 (FERC accession no. 20171201-5385) and is referenced here for purposes of 18 C.F.R. § 388.113(d)(1)(iii).

Conclusion

The Renewal Corporation provides updated Management Plans to further inform the Commission's review of the Amended Surrender Application. We appreciate the Commission staff's attention to this application and look forward to reviewing the Commission's Draft Environmental Impact Statement in February 2022. If there is anything more that the Renewal Corporation can do to support this effort, please let us know.

Respectfully submitted,

s/ Markham A. Quehrn

Markham A. Quehrn
Perkins Coie LLP
Attorneys for Klamath River Renewal Corporation

s/ Richard Roos-Collins

Richard Roos-Collins
General Counsel, Klamath River Renewal Corporation

cc: Service List (FERC Nos. P-14803-001 and P-2082-063)
Lower Klamath Project Independent Board of Consultants

Attachment 1
Consulted Parties for Each Management Plan

Plan/Subplan	Consulted Party	KRRC Submittal	Consulted Party Comment	KRRC Submittal	Consulted Party Comment
Aquatic Resources Management Plan: Spawning Habitat Availability Report and Plan	Yurok	1/22/21	None	8/13/21	None
	Karuk	"	None	"	None
	Klamath	N/A	N/A	"	None
	USFWS	1/22/21	2/5/2021	"	8/28/21, 9/8/21
	NMFS	"	None	"	9/1/21
	CDFW	"	2/3/21, 4/15/21	"	8/30/21, 9/8/21
	SWB	"	4/23/21	"	9/3/21; 9/8/21
	DWR	"	None	"	None
	ODEQ	"	None	"	8/26/21
	ODFW	"	2/6/21	"	8/30/21; 9/8/21
Aquatic Resources Management Plan: CA Adaptive Management Plan (Suckers)⁷	USFWS	1/22/21	2/5/21	8/13/21	None
	CDFW	"	2/5/21, 4/15/21	"	8/30/21
	SWB	"	4/23/21	"	8/30/21
	RWQCB	"	None	"	None
	DWR	"	None	"	None
Aquatic Resources Management Plan: CA Fish Presence Monitoring Plan	Yurok	1/22/21	None	8/13/21	None
	Karuk	"	None	"	None
	Klamath	"	None	"	None
	USFWS	"	2/5/21	"	8/28/21
	NMFS	"	2/11/21	"	8/25/21; 9/1/21
	BLM	2/12/21	4/15/21	"	None
	CDFW	1/22/21	2/5/21, 4/15/21	"	8/30/21; 9/8/21
	SWB	"	4/23/21	"	8/30/21; 9/2/21
	RWQCB	"	2/8/21	"	None
DWR	"	None	"	None	
Aquatic Resources Management Plan: CA Tributary-Mainstem Connectivity Plan	Yurok	1/22/21	None	8/13/21	None
	Karuk	"	None	"	None
	Klamath	N/A	N/A	"	None
	USFWS	"	2/5/21	"	8/28/21
	NMFS	"	2/4/21	"	9/1/21
	BLM	2/12/21	4/15/21	"	None
	CDFW	1/22/21	2/5/21, 4/15/21	"	8/30/21; 9/8/21
	SWB	"	4/28/21	"	8/30/21; 9/2/21
	RWQCB	"	2/8/21	"	None
	DWR	"	None	"	None
ODEQ	"	2/4/21	"	8/26/21	

⁷ The California and Oregon Adaptive Management Plans (Suckers) were developed through § 7 consultation with the USFW Service, including CDFW, ODFW, and the Klamath through a series of informal meetings and the development of the 2021 Biological Assessment from January through March 2021. Further consultation records for these documents can be found in the Biological Assessment. FERC accession no. 20210322-5335.

Plan/Subplan	Consulted Party	KRRC Submittal	Consulted Party Comment	KRRC Submittal	Consulted Party Comment
Aquatic Resources Management Plan: CA Juvenile Salmonids and Pacific Lamprey Rescue and Relocation Plan	Yurok	1/22/21 (all parties except Klamath)	None	8/13/21 (all parties)	None
	Karuk		None		None
	Klamath		N/A		None
	USFWS		2/5/21		8/28/21
	NMFS		2/4/21		9/1/21
	CDFW		2/5/21; 4/15/21		8/30/21; 9/8/21
	SWB		4/23/21		8/30/21; 9/8/21
	RWQCB		None		None
DWR	None	None			
Aquatic Resources Management Plan: OR Adaptive Management Plan (Suckers)	Klamath	N/A	N/A	8/13/21	None
	USFWS	1/22/21	2/5/21	"	None
	BLM	2/12/21	4/15/21	"	None
	ODEQ	1/22/21	None	"	None
	ODFW	"	2/6/21	"	None
Construction Management Plan	Klamath County	<i>See</i> Klamath County MOU for planned activities to address traffic management. FERC accession no. 20201117-5191. The OR Traffic Management Plan was resubmitted to Klamath County on 2/3/21 and comments were received 2/23/21.			
	Siskiyou County BLM	<i>See</i> Siskiyou County MOU for planned activities to address impacts on roads and bridges and associated right of ways in Siskiyou County. FERC accession no. 20210521-5051. A Use and Occupancy Plan was provided to BLM on November 21, 2021; comments were received from BLM on December 8, 2021.			
Erosion and Sediment Control Plan	ODEQ	1/26/21	None	8/9/21	9/7/21
	ODFW	"	None	9/2/21	None
	CDFW	"	4/16/21	N/A	N/A
	BLM	"	4/15/21	8/9/21	None
Hatcheries Management and Operations Plan	NMFS	12/17/20	1/11/21	8/2/2021	8/2/21; 9/1/21
	CDFW	"	1/11/21	"	8/16/21
	SWB	"	1/13/21	"	9/10/21
	RWQCB	"	None	"	None
Historic Properties Management Plan	ACHP, CA SHPO, OR SHPO, USFS, BLM, , BOR, USACE, Yurok, Karuk, Klamath, Hoopa Valley, Resighini Rancheria, Cher-Ae Heights, Quartz Valley, Siletz, Shasta Nation, Shasta Indian Nation, Modoc Nation, Klamath County, Siskiyou County, Yreka.		The Renewal Corporation will provide FERC with an updated Historic Properties Management Plan and consultation record on or before March 31, 2022.		
Interim Hydropower Operations Plan	SWB	1/18/21	4/30/21	8/3/21	9/3/21
	DWR	N/A	N/A	"	None

Plan/Subplan	Consulted Party	KRRC Submittal	Consulted Party Comment	KRRC Submittal	Consulted Party Comment
Reservoir Area Management Plan	Yurok	1/25/2021	None	8/10/21	None
	Karuk	"	None	"	None
	Klamath	"	None	"	None
	USFWS	"	2/8/21	"	8/23/21; 9/9/21
	NMFS	"	2/8/21	"	8/11/21
	BLM	2/12/21	4/15/21	"	8/31/21
	CDFW	1/25/21	2/8/21; 4/16/21	"	8/23/21; 9/7/21
	SWB	"	4/30/21	"	8/23/21; 8/30/21
	RWQCB	"	None	"	8/20/21
	DWR	"	None	"	None
	ODEQ	"	None	"	8/30/21
	ODFW	"	4/16/21	"	9/9/21
Recreation Facilities Plan	BLM	1/26/21	2/8/21	8/4/21	9/2/21
	CDFW	"	2/8/21; 4/15/21	"	8/18/21
	SWB	"	4/28/21	"	9/3/21
	RWQCB	"	None	"	8/20/21
	DWR	"	None	"	None
	ODEQ	"	None	"	9/2/21; 9/6/21
	ODFW	"	None	"	9/7/21
Remaining Facilities Plan CA	CDFW	1/14/21	1/28/21	8/5/21	8/18/21
	SWB	"	4/30/21	8/4/21	9/3/21
	DWR	N/A	N/A	"	None
	ODFW	N/A	N/A	"	None
Remaining Facilities Plan OR	ODEQ	1/14/21	2/3/21	8/5/21	9/8/21
	ODFW	"	2/3/21; 2/5/21	8/9/21	9/8/21
	BLM	1/15/21	None	8/5/21	None
Reservoir Drawdown and Diversion Plan: OR Reservoir Drawdown and Diversion Plan	ODEQ	1/20/21	2/5/21	8/11/21	8/31/21
	ODFW	"	2/6/21	"	9/1/21
	BLM	"	4/15/21	"	None
Reservoir Drawdown and Diversion Plan: OR Slope Stability Monitoring Plan	ODEQ	1/20/21	4/16/21	8/11/21	8/31/21
	ODFW	"	None	"	None
	BLM	"	None	"	None
Reservoir Drawdown and Diversion Plan: CA Reservoir Drawdown and Diversion Plan	CDFW	1/20/21	4/16/21	8/11/21	8/25/21
	SWB	"	2/5/21	"	8/25/21
	DWR	N/A	N/A	"	9/9/21
Plan/Subplan	Consulted Party	KRRC Submittal	Consulted Party Comment	KRRC Submittal	Consulted Party Comment

Reservoir Drawdown and Diversion Plan: CA Slope Stability Monitoring Plan	CDFW	1/20/21	None	8/11/21	8/25/21
	SWB	"	2/5/21	"	8/25/21
	DWR	N/A	N/A	"	9/9/21
Sediment Deposition Remediation Plan: Del Norte County	Del Norte County	<i>See Del Norte County MOU for planned activities to monitor and remediate sediment. FERC accession no. 20210304-5117.</i>			
Sediment Deposition Remediation Plan: CA Sediment Deposition Remediation Plan	CDFW	1/18/21	4/15/21	8/3/21	8/17/21
	SWB	"	4/30/21	"	9/7/21
	BLM	"	4/15/21	"	None
	DWR	N/A	N/A	"	None
Terrestrial and Wildlife Management Plan: CA Terrestrial and Wildlife Management Plan	USFWS	1/8/21	1/26/21	8/2/21	8/13/21; 8/24/21
	CDFW	"	1/22/21	"	8/16/21; 8/19/21
	SWB	"	None	"	8/24/21
	DWR	N/A	N/A	"	None
	BLM	N/A	N/A	"	None
	ODEQ	N/A	N/A	"	None
	ODFW	N/A	N/A	"	None
Terrestrial and Wildlife Management Plan: OR Terrestrial and Wildlife Management Plan	ODEQ	1/8/21	1/26/21	8/2/21	8/24/21
	ODFW	"	1/26/21	"	8/24/21
	BLM	"	4/15/21	"	None
	USFWS	N/A	N/A	"	8/13/21; 8/24/21
	CDFW	N/A	N/A	"	8/16/21
	SWB	N/A	N/A	"	None
Waste Disposal and Hazardous Materials Management Plan: CA Waste Disposal Plan	CDFW	1/26/21	2/9/21	8/2/21	8/16/21
	SWB	"	2/11/21	"	9/7/21
	RWQCB	"	None	"	8/20/21
	DWR	"	None	"	None
Waste Disposal and Hazardous Materials Management Plan: CA Hazardous Materials Management Plan	CDFW	1/26/21	2/9/21	8/2/21	8/16/21
	SWB	"	2/11/21	"	9/7/21
	DWR	"	None	"	None

Plan/Subplan	Consulted Party	KRRC Submittal	Consulted Party Comment	KRRC Submittal	Consulted Party Comment
Waste Disposal and Hazardous Materials Management Plan: OR Waste Disposal and Hazardous Materials Management Plan	ODEQ	1/26/21	2/10/21	8/2/21	8/16/21; 9/7/21
	ODFW	"	None	"	None
	BLM	2/12/21	4/15/21	"	None
Waste Disposal and Hazardous Materials Management Plan: OR Spill Prevention, Control, and Countermeasure Plan	ODEQ ODFW	1/26/21 "	None None	N/A	N/A
Water Quality Monitoring and Management Plan: CA Water Quality Monitoring Plan	CDFW	1/25/21	2/11/21	8/4/21	None
	SWB	"	2/2/21	"	9/1/21
	RWQCB	"	None	"	8/20/21
	DWR	"	None	"	None
	ODEQ	"	None	"	9/7/21
Water Quality Monitoring and Management Plan: OR Water Quality Management Plan	ODEQ	1/25/21	2/11/21; 4/16/21	8/4/21	9/3/21
	ODFW	"	None	"	None
	BLM	2/12/21	4/15/21	"	None
Water Supply Management Plan: OR Groundwater Well Management Plan	ODEQ	1/18/2021	2/3/2021	8/4/2021	9/7/2021
Water Supply Management Plan: CA Public Drinking Water Management Plan	SWB	1/18/2021	None	8/3/2021	9/7/2021
	CDFW	"	None	"	None
	DWR	N/A	N/A	"	None
Water Supply Management Plan: CA Water Supply Management Plan	SWB	1/18/2021	4/30/21	8/4/2021	9/7/2021
	CDFW	1/18/2021	None	8/4/2021	None
	DWR	N/A	N/A	8/4/2021	None
Water Supply Management Plan: Fire Management Plan	CFSU, ODF, Oregon Fire Districts, Copco Fire District	<i>See consultation record at Section 8 of Fire Management Plan (FMP). The Renewal Corporation developed the FMP in consultation with CFSU, ODF and the Oregon Fire Districts. The Copco Fire District did not respond to the Renewal Corporation's request for consultation. The Renewal Corporation engaged REAX Engineering, Inc. to evaluate the effectiveness of the FMP and REAX's work was peer reviewed by Spatial Informatics Group.</i>			