

Stephen G Heinz, Cumberland Foreside, ME.
PLEASE EXPAND WINDOW HORIZONTALLY TO VIEW

Royal River Alliance
c/o First Parish Congregational Church
116 Main Street
Yarmouth ME 04096

February 22, 2017

Nathaniel J. Tupper
Yarmouth Town Manager
200 Main Street
Yarmouth ME 04096

RE: (1) 1 FERC - 75 FERC, 31 FERC ¶62,239, Thomas L. Yale and P. Andre LeMaistre, Project No. 8417-001, Federal Energy Regulatory Commission (May 24, 1985)

(2) U.S. Department of the Interior FR 85/445, FERC No. 8417 (May 3, 1985)

(3) U.S. Department of the Interior (Concord NH Office) dated November 7, 1984

Dear Nat,

Yarmouth residents who fish in and use the Royal River for recreation and who are committed to the restoration of the river, joined with interested environmental groups to form the Royal River Alliance in 2016. We are particularly concerned with the condition of the Bridge Street Dam, which is owned by the Town, and the nonfunctional fishway that is apparently owned by the State. As you know, the hydro facility has been granted an exemption by FERC that requires that the fishway be operational, but many of the exemption requirements are not being met - see attached charts.

It has come to our attention that there are negotiations in progress between the current exemptee Mr. Allen Jagger and Mr. Chris Swartley of Progression Energy regarding future operation of the hydro facility at Old Sparhawk Mill, and believe it prudent to call attention to the fact that for a license or exemption to be transferred, FERC requires that: "(8) The transferor certifies that it has fully complied with the terms and conditions of its license, as amended, and that it has fully satisfied and discharged all of its liabilities and obligations thereunder to the date hereof, and obligates itself to pay all annual charges accrued under the license to the date of transfer;"

The requirements in the FERC Exemption for Old Sparhawk Mill are as listed in the attached sheets. FERC has raised issues of compliance with Mr. Jagger, but no action has been taken to our knowledge.

For the Royal River Alliance:

/s/ William Gregory

/s/ Arthur Bell

Some or all of the generating units inoperable
Apparently unresolved
Repairs to the concrete spillway overlay are needed
Apparently unresolved
Leakage along the penstock, intake, interface, retaining wall should be documented and monitored
Apparently unresolved
Penstock joint leakage should be repaired
Apparently unresolved
"Danger - Keep Off the Dam" sign needed
Apparently unresolved
Section of intake trash rack damaged and needs repair
Apparently unresolved
Vegetation present at abutment, fish ladder, penstock footings & stone wall should be removed and future growth prevented Apparently unresolved

Document Content(s)

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