

December 18, 2012

VIA U.S. MAIL AND EMAIL

Mr. Thomas Howard
Executive Director
State Water Resources Control Board
1001 I Street, 15th Floor
Sacramento, CA 95814

Subject: Withdrawal and Resubmittal of Section 401 Water Quality Certification for PacifiCorp Energy's Klamath Hydroelectric Project (FERC No. 2082), Siskiyou County

Dear Mr. Howard:

In February 2004, PacifiCorp (now PacifiCorp Energy) applied to the Federal Energy Regulatory Commission for a new major license for its Klamath Hydroelectric Project (Project) on the Klamath River in California and Oregon. In conjunction with that application, PacifiCorp Energy on March 29, 2006, requested that the State Water Resources Control Board (SWRCB) certify the California portions of the Project pursuant to section 401 of the federal Clean Water Act (33 USC § 1341, California Water Code § 13160, and 23 C.C.R. Chpt. 28). This request was withdrawn and simultaneously resubmitted to the SWRCB on February 28, 2007, and again on February 22, 2008. More recently, on July 11, 2008, PacifiCorp withdrew its application to facilitate settlement negotiations for a long-term settlement of the project. By letters dated August 22, 2008 and September 22, 2008, the SWRCB requested that PacifiCorp resubmit its application for water quality certification so that the certification process could continue. The application was resubmitted to the SWRCB on September 26, 2008.

Subsequently, the application was withdrawn and simultaneously resubmitted to the SWRCB on September 10, 2009, August 25, 2010, August 3, 2011, and July 17, 2012. In a response letter dated August 16, 2012, the SWRCB recognized that the letter initiated a one-year time clock from the date received for the SWRCB to act on the request for water quality certification. The SWRCB adopted a resolution on July 17, 2012 to hold in abeyance PacifiCorp's application, and the resolution requires PacifiCorp to withdraw and resubmit an application at least two weeks before the one-year anniversary of a prior year's submittal in order to continue the abeyance.

On the date of this letter, PacifiCorp is withdrawing and resubmitting its request for 401 certification of the Oregon portions of the Project by letter via email to the Oregon Department of Environmental Quality. PacifiCorp previously withdrew and resubmitted its application for 401 certification with the Oregon Department of Environmental

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Quality on January 3, 2012, which makes withdrawal and resubmittal at this time necessary.

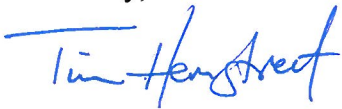
PacifiCorp wishes to coordinate the application process for both the California and Oregon portions of the Project such that the submittal dates of the applications are consistent. Accordingly, PacifiCorp Energy hereby withdraws and resubmits, as of the date of this letter, its request for certification of the California portions of the Project pursuant to section 401. The resubmitted application is identical to the application that was resubmitted on September 26, 2008.

Please acknowledge receipt of this letter and confirm acceptance of the application.

Pursuant to applicable statutes and regulations, PacifiCorp Energy is providing notice of the resubmitted application to the Executive Officer of the North Coast Regional Water Quality Control Board, via copy of this letter.

If you have any questions on the application, please feel free to contact me at (503) 813-6170.

Sincerely,

A handwritten signature in blue ink that reads "Tim Hemstreet". The signature is written in a cursive style with a horizontal line above the first name.

Tim Hemstreet, P.E.
Project Manager

cc: Mr. Matt St. John, NCRWQCB
Ms. Jennifer Watts, SWRCB
Ms. Marianna Aue, SWRCB
Mr. Robert Donlan, Ellison, Schneider & Harris