

Electronically filed March 28, 2022

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

**Subject: Cutler Hydroelectric Project (FERC Project No. 2420-054)
Filing of Final License Application**

Dear Secretary Bose:

Pursuant to 18 CFR § 5.17(a), PacifiCorp hereby submits this Final License Application (FLA) for the Cutler Hydroelectric Project (Project) to the Federal Energy Regulatory Commission (FERC). This FLA is being submitted consistent with FERC's requirements that the FLA must be filed no later than 24 months prior to the expiration date of the current license of March 31, 2024. On December 8, 2021, FERC extended a blanket waiver of document notarization requirements through and including March 31, 2022 due to the ongoing global pandemic caused by the coronavirus disease (COVID-19). For this reason, PacifiCorp will not be notarizing or filing hard copies of this FLA, as normally required by 18 CFR § 5.17(d)(1). Pursuant to 18 CFR § 5.17(d)(2), PacifiCorp plans on publishing a notice of the filing of this application in both the Ogden Standard Examiner (Box Elder County) and the Logan Herald Journal (Cache County). PacifiCorp will file those notices with FERC within the next week.

This FLA is submitted in accordance with the Integrated Licensing Process (ILP) pursuant to the application content requirements of 18 CFR § 4.51 (Application for License for Major Project – Existing Dam), and consists of final technical exhibits (Exhibits A, B, C, D, F, G, and H), and a final environmental report (Exhibit E, including the Historic Properties Management Plan [HPMP] as detailed below). Please note that the final Exhibit F (Design Drawings), one-line diagram, and Supporting Technical Information Document contain Critical Energy Infrastructure Information (CEII).

As outlined in 18 CFR § 5.18, the FLA details PacifiCorp's proposal for continued operation and maintenance of the Project. Exhibit E includes the results and analysis of studies undertaken in support of Project relicensing. Between October 29, 2021 and January 31, 2022, stakeholders provided comments on the Draft License Application (DLA). Issues raised during this comment period are discussed in Exhibits A, B, C, E, F, and G, and specific responses to those comments are included in Attachment A to Exhibit E.

In order to facilitate FERC and other stakeholders' reviews of the FLA, redline documents which note all changes made to the Draft License document versions will be posted to the Project's website: <https://www.pacificorp.com/energy/hydro/cutler.html>. As part of the comment response, considerations were made on how the information and data collected during the studies addresses issues raised by stakeholders, and how the information collected addresses PacifiCorp's proposed

CUI//CEII

Kimberly D. Bose, FERC
Cutler Hydroelectric Project (FERC Project No. 2420-054)
Filing of Final License Application
March 28, 2022
Page 2

Project operations. In support of PacifiCorp's proposal, Exhibit E evaluates the potential impacts to environmental and social resources that may occur as a result of the proposed Project operations under a new license. As appropriate, Exhibit E includes PacifiCorp's proposals for protection and mitigation measures to address Project effects (ongoing and proposed) on environmental and social resources.

The FLA includes two Volumes that contain the following exhibits describing Project resources:

Exhibit A	Project Description
Exhibit B	Project Operation
Exhibit C	Construction History
Exhibit D	Statement of Costs and Financing
Exhibit E	Environmental Report, including the HPMP
Exhibit F	Design Drawings (CUI//CEII), including one-line drawing and Supporting Technical Information Document
Exhibit G	Project Boundary Maps
Exhibit H	Project Management and Need for Power

There are no portions of Exhibit E which reveal privileged, confidential cultural resources information, or rare, threatened, and endangered (RTE) species. Following submittal of the Initial Study Report in February 2021, PacifiCorp submitted sensitive and privileged cultural resource reports under separate cover. These reports contained privileged Controlled Unclassified Information (CUI) regarding cultural resources and were additionally provided to the State of Utah Historic Preservation Officer (SHPO). This information was not presented to Native American Tribes as no prehistoric-era cultural or Tribal resources were documented in the APE. Additionally, PacifiCorp developed an HPMP that was circulated to the SHPO, representatives of area Tribes, and FERC during the DLA review period between December 13, 2021, and January 12, 2022; the final HPMP is included with this FLA as Appendix HPMP to Exhibit E.

In accordance with FERC Order No. 630 (Volume 68 Federal Register 9857), Exhibit F contains information classified as CEII. Exhibit F contains sensitive and detailed engineering information that, if used incorrectly, may compromise the safety of the Project and those responsible for its proper operation. Members of the public requesting CEII information for the Project must comply with FERC's procedures for obtaining access to CEII as required under 18 CFR § 388.113. All public requests for CEII access should be made to FERC's CEII Coordinator.

In accordance with 18 CFR § 5.19(a)(1)-(8), FERC will issue a public notice of the tendering of the FLA and a schedule within 14 days of the filing of this FLA. As stated in 18 CFR § 5.19(b), the tendering notice will also include any known modifications to the schedules developed pursuant to § 5.8 for completion of consultation under section 7 of the Endangered Species Act and water quality certification under section 401 of the Clean Water Act. Consistent with 18 CFR § 5.19(c) (1) and (2), the method of notice will be given by publishing in the Federal Register and notifying appropriate federal, state, and interstate resource agencies; the state water quality

CUI//CEII

Kimberly D. Bose, FERC
Cutler Hydroelectric Project (FERC Project No. 2420-054)
Filing of Final License Application
March 28, 2022
Page 3

certification agency; Native American Tribes; and non-governmental organizations. Finally, conforming to 18 CFR § 5.19(d), within 30 days of the filing date of the application, the Director of the Office of Energy Projects will issue an order resolving any requests for additional information-gathering or studies made in comments on the DLA.

This letter and its enclosures have been filed electronically along with PacifiCorp’s Confidential Information Notice. The security classification of each component in this packet is shown in the enclosure table below. Additionally, all noted public documents will be available on PacifiCorp’s Cutler Relicensing website: <https://www.pacificorp.com/energy/hydro/cutler.html>. If you have any questions concerning these documents, please contact Eve Davies, Cutler Relicensing Project Manager, at 801-220-2245.

Sincerely,

Mark Sturtevant

Mark Sturtevant (Mar 25, 2022 14:42 PDT)

Mark A. Sturtevant
Vice President, Renewable Resources

MAS: EFD: BB

eFile:	Kimberly D. Bose, Secretary Via eLibrary at www.ferc.gov	eMail:	Service List and Distribution List with e-mail addresses <i>Transmittal Letter Only</i>
Hard copy:	Service List and Distribution List without e-mail addresses <i>Transmittal Letter Only</i>		

Encl:	Confidential Information Notice – Public
	Letter – Public
	FLA Volume I: Initial Statement; Exhibits A, B, C, D, E, F (Public), G, and H, with Appendix A – Public
	FLA Volume II: Exhibit F – CUI//CEII

CUTLER HYDROELECTRIC PROJECT (FERC PROJECT NO. 2420)
FINAL LICENSE APPLICATION
DISTRIBUTION LIST

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