

# BOYCE HYDRO POWER LLC

A W.D. Boyce Trusts Legacy Enterprise

Lee W. Mueller & Stephen B. Hultberg, Co-Member Managers

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12 June, 2013

Catherine Sleight  
DEQ Water Resources Division  
401 Ketchum Street, Suite B  
Bay City, MI 48708  
tel: (989) 894-6200

File Number: 13-26-0014-P  
County: Gladwin  
Project Name: Boyce HydroPower, LLC  
Edenville Dam PMF Alterations  
Subject: Request for Consideration & Approval of Permit Application

Ms. Sleight: Based on our intention to construct the above-referenced project as described in our filed application we are providing this letter as a restatement of our interest in receiving the DEQ permit which is the subject of your hearing on June 15<sup>th</sup>. We filed and paid fees for the permit application as ordered by the Federal Energy Regulatory Commission (FERC) so the we may obtain DEQ approval to modify the Edenville project to pass the congressionally mandated Probable Maximum Flood event for all high hazard dams. As you know, the Probable Maximum Precipitation (PMP) for this area which leads to the Probable Maximum Flood (PMF) is defined in documents as created by the National Weather Service.

Boyce Hydro Power, LLC has made its financial inability to undertake this project under its current circumstances known in various public record statements. However, the applicant is committed to accomplishing the required PMF spillway modification project. The applicant is actively pursuing every avenue to achieve the requisite goal which will satisfy the FERC PMF criteria with the least public impact for the benefit of the citizens in the region.

To that end the referenced permit application has been filed for the project, utilizing the design approved by the FERC, for which your agency's action is required. Therefore, the DEQ is asked to give its full consideration and approval of this federally mandated project.

Sincerely yours,



Lee W. Mueller, Architect

Co-Member Manager

**Boyce Hydro Power, LLC**

LWM/wp

Cc: John Zygaj, P.E.  
W. Jay Brown  
Frank O. Christie, P.E.