

Wayne P. Allen Principal Manager Regulatory Support Services

Electronically Filed

September 22, 2021

Kimberly D. Bose, Secretary Federal Energy Regulatory Commission 888 First Street, NE Washington, DC 20426

Subject: Kern River No. 3 Hydroelectric Project, FERC Project No. 2290 Notice of Intent to File an Application for New License and Pre-Application Document

Dear Secretary Bose:

Southern California Edison Company (SCE or Licensee) is the owner and operator of the Kern River No. 3 Hydroelectric Project (Project), FERC Project No. 2290. Pursuant to Section 15(b)(1) of the Federal Power Act (16 USC § 808(b)) and Section (§) 5.5 of the rules and regulations of the Federal Energy Regulatory Commission (FERC or Commission) (18 CFR § 5.5), SCE hereby files its Notice of Intent (NOI) and Pre-Application Document (PAD) for this Project.

Notice of Intent and Pre-Application Document

As set forth in the NOI, SCE is seeking a new license for the continued operation and maintenance of the Project.

The PAD, which accompanies the NOI, presents existing environmental and operational information relevant to the Project proposal that will enable relicensing participants to identify issues and related information needs, develop study requests and study plans, and prepare relicensing documents.

The PAD comprises two volumes:

- Volume I (contains public information): includes information required by 18 CFR § 5.6(c) and § 5.6(d).
- Volume II (contains public information, confidential, and Critical Energy Infrastructure Information [CEII]): comprises the PAD appendices including:
 - Consultation Summary: details about early Stakeholder outreach SCE conducted with federal and state resource agencies, local governments, Tribes, and other members of the public interested in the Project;

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- Detailed Project Map Series;
- Supporting Project Information;
- Photo Logs;
- Draft Study Plans: ten draft study plans were developed by SCE in consultation with the Technical Working Groups to address potential issues and additional information gathering needs;
- Cultural and Tribal Resources (confidential): includes details on the location(s) of sensitive tribal or cultural resources. Disclosure of this information could be harmful to these resources. Pursuant to 18 CFR § 385.112, SCE requests confidential treatment of this information. This appendix will be electronically filed in the FERC eLibrary as Confidential and marked with the language "Contains Confidential Information - Do Not Release"; and
- Single-line Design Diagram (CEII): required by 18 CFR § 5.6(d)(2) and will be electronically filed in the FERC library as CEII.

Volume I and the public portions of Volume II were efiled with FERC's eLibrary under the "public tab."

SCE will distribute the NOI and PAD to federal and state resource agencies, local governments, Native American Tribes, and other members of the public likely to be interested in the relicensing proceeding, as set forth in the attached distribution list, pursuant to 18 CFR § 5.5(c). Members of the distribution list will receive documents electronically when possible. In addition, public portions of this filing will also be placed on SCE's Kern River No. 3 Project Relicensing website where the documents are available for download (www.sce.com/kr3).

A hard copy of the public portions of Volume I and Volume II will be available for review by appointment only during normal business hours at:

Kern River No. 3 Powerhouse 15115 Sierra Way Kernville, CA 93238

Appendices F (Confidential) and G (CEII) in Volume II will be provided separately, in an electronic format unless otherwise requested, to those entities with jurisdiction over those resources. Pursuant to 18 CFR § 388.112 and 113, SCE respectfully requests that the Commission designate these appendices non-public information, as discussed above.

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Request for Designations as Non-Federal Representative

Pursuant to 18 CFR § 5.5(e), SCE requests to be designated as the Commission's non-federal representative in relicensing the Project for purposes of consultation under: (1) Section 7 of the Endangered Species Act (ESA), 16 USC § 1536, and the joint agency ESA implementing regulations at 50 CFR Part 402; and (2) Section 106 of the National Historic Preservation Act (NHPA), 54 USC § 306108, and the NHPA implementing regulations at 36 CFR Part 800.

SCE looks forward to working with the Commission and other interested parties on the Kern River No. 3 Hydroelectric Project relicensing. Should there be any questions or concerns regarding this filing please contact Martin Ostendorf, SCE Senior Manager, by phone at (559) 893-2033 or via email at martin.ostendorf@sce.com.

Sincerely,

Southern California Edison Company

DocuSigned by: Wayne Allen Wayne Allen Principal Manager **Regulatory Support Services**

Enclosures:

- Enclosure A Notice of Intent (NOI)
- Enclosure B Pre-Application Document (PAD) for the Kern River No. 3 Hydroelectric Project (FERC Project No. 2290)

cc: Distribution List

Distribution List

FERC Project No. 2290 Official Service List (retrieved September 16, 2021):

	,
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Kern River Boaters	Chuck Richards
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kernville@mac.com	
)	
American Whitewater	Kernville Chamber of Commerce
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National Park Service Stephen Bowes 333 Bush Street San Francisco, CA 94104 stephen_bowes@nps.gov	US Forest Service - Sequoia National Forest 11380 Kernville Rd Kernville, CA 93238-9795
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California Department of Fish and Wildlife Brian Beal 1130 East Shaw Avenue Fresno, CA 93710 brian.beal@wildlife.ca.gov	California State Water Resource Control Board Andrea Sellers P.O. Box 100 1001 I Street Sacramento, CA 95814 Andrea.Sellers@Waterboards.ca.gov
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California Department of Fish and Wildlife Eric Jones 1130 East Shaw Avenue Fresno, CA 93710	California State Water Resources Control Board Ann Marie Ore PO Box 100 1001 I Street Sacramento, CA 95814 wr401program@waterboards.ca.gov
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Native American Tribes:

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Tubatulabal Tribe Darrel Garcia-Vice Chair P.O. 226 Lake Isabella, CA 93240 dgarcia@tubatulabal.org Wuksache Indian Tribe/Eshom Valley Band Kenneth Woodrow – Chairperson 1179 Rock Haven Court Salinas, CA 93906 kwood8934@aol.com

Local Government/Public Agency:

Kern County, CA Admin and Courts Building 1415 Truxtin Bakersfield, CA 93301-5215	North Kern Water Storage District Charles H William, Engineer P.O. Box 81435 Bakersfield CA 93380
Kernville Chamber of Commerce Bryan Batdorf 119 Spruce Ave (box 1558) Kernville, CA 93238 bryanbatdorf@hotmail.com	Tulare County, CA Board of Supervisors 2800 W. Burrel Ave. Visalia, CA 93291
Kernville Chamber of Commerce Lenny Borthick, President 119 Spruce Ave (box 1558) Kernville, CA 93238	Water Association of Kern County-Kern River Watermaster Dana Munn, Kern River Master PO Box 1168 Wasco, CA 93280-8068
Kernville Chamber of Commerce Rick Dancing, Coordinator 119 Spruce Ave (box 1558) Kernville, CA 93238	

Other Local Organizations, Businesses, and Public Interest:

California Sport Fishing Protection Alliance Bill Jennings 3536 Rainier Avenue Stockton, CA 95204 bjennings@calsport.org	Kern River Fly Fishers James Aherns P. O. BOX 686 Bakersfield, CA 93302 jimahrensmt@gmail.com Kern River Outfitters
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Notice of Intent

UNITED STATES OF AMERICA FEDERAL ENERGY REGULATORY COMMISSION

Southern California Edison Company

Project No. 2290 Kern River No. 3

NOTICE OF INTENT TO FILE APPLICATION FOR NEW LICENSE

Pursuant to 18 CFR § 5.5, Southern California Edison Company (SCE) notifies the Federal Energy Regulatory Commission (FERC) of its intention to file an Application for a New License for the Kern River No. 3 Hydroelectric Project, FERC Project No. 2290 (Project).

The following information is provided consistent with the requirements of 18 CFR § 5.5(b).

(1) Potential applicant or existing licensee's name and address:

Applicant's name:	Southern California Edison
Address:	P.O. Box 800 Rosemead, CA 91770
Contact:	Martin Ostendorf Kern River No. 3 Relicensing Senior Manager Southern California Edison Company 1515 Walnut Grove Avenue Rosemead, CA 91770 Phone: 559-893-2033 Email: <u>martin.ostendorf@sce.com</u> Wayne P. Allen Principal Manager, Regulatory Support Services Southern California Edison Company 1515 Walnut Grove Avenue Rosemead, CA 91770 Phone: 626-302-9741 Email: <u>wayne.allen@sce.com</u>
(2) Project number:	FERC Project No. 2290
(3) License expiration date:	November 30, 2026

(4) Unequivocal statement of intent:

SCE intends to file an application for a new license for the Kern River No. 3 Hydroelectric Project (Project) located on the North Fork Kern River (NFKR) and on Salmon and Corral Creeks near the town of Kernville in Kern County in California utilizing FERC's Integrated Licensing Process (ILP).

(5) Type of principal Project works licensed:

The run-of-river Project diverts water from the NFKR and seasonally from Salmon and Corral Creeks. Diverted water is transported through a water conveyance system connected to the powerhouse and is returned to the NFKR through the powerhouse tailrace. Principal Project works under FERC's jurisdiction include three diversion dams, above and below-ground water conveyance system, forebay, penstocks, powerhouse, communication lines, access roads, and ancillary support facilities. A complete outline of all Project works is available in Section 4.0 of the Pre-Application Document.

(6) The location of the Project by state, county, and stream, and, when appropriate, by city or nearby city:

State or Territory:	California
County:	Kern and Tulare
Stream:	North Fork Kern River, Salmon Creek, Corral Creek
Township or nearby town:	Kernville

(7) The installed plant capacity: 40.2 megawatts

(8) Names and mailing addresses of:

(i) Every county in which any part of the Project is located, and in which any federal facility that is used or to be used by the Project is located:

Tulare County	Kern County
2800 W. Burrel Ave.	1415 Truxtin Ave.
Visalia, CA 93291	Bakersfield, CA 93301

There are no federal facilities used by the Project.

(ii) Every city, town, or similar political subdivision.

(A) In which any part of the Project is or is to be located and any federal facility that is or is to be used by the Project is located:

The Project is not located within the city limits or boundary of any incorporated community. No federal facility is used or is proposed to be used by the Project.

(B) That has a population of 5,000 or more people and is located within 15 miles of the existing or proposed Project dam:

The Project boundaries or facilities are located near the small communities of Fairview, Riverkern, Camp Owens, and Kernville. There are no communities within 15 miles of the Project with a population of more than 5,000 residents.

(iii) Every irrigation district, drainage district, or similar special purpose political subdivision:

(A) In which any part of the Project is or is proposed to be located and any federal facility that is or is proposed to be used by the Project is located;

There are no irrigation districts, drainage districts, or other special purpose political subdivisions in the immediate vicinity of the Project. No federal facility is used or is proposed to be used by the Project.

(B) That owns, operates, maintains, or uses any Project facility or any federal facility that is or is proposed to be used by the Project:

No Project features are owned, operated, maintained, or used by any irrigation district, drainage districts, or other special purpose political subdivisions. No federal facility is used or is proposed to be used by the Project.

(iv) Every other political subdivision in the general area of the Project or proposed Project that there is reason to believe would be likely to be interested in, or affected by, the notification:

There are no other political subdivisions in the area of the Project that we believe would be interested in, or affected by this notification. However, the Project facilities are primarily located on federal lands (225.20 acres between Kern and Tulare Counties) on the Sequoia National Forest (SNF). The address for the SNF is as follows:

Sequoia National Forest 11380 Kernville Rd Kernville, CA 93238-9795

(v) Affected Indian Tribes

The following Native American Tribes are potentially interested in the Project. There are no tribal lands located within or adjacent to the FERC Project Boundary.

Big Pine Paiute Tribe of Owens Valley James Rambeau – Chairperson P.O. Box 700 Big Pine, CA 93513 j.rambeau@bigpinepaiute.org	Kawaiisu Tribe David Laughing Horse Robinson - Chairman P.O. Box 1547 Kernville, CA 93238
Big Pine Paiute Tribe of Owens Valley Jacqueline "Danelle" Gutierrez – THPO P.O. Box 700 Big Pine, CA 93513 d.gutierrez@bigpinepaiute.org	Kern Valley Indian Community Julie Tunner – Secretary P.O. Box 1010 Lake Isabella, CA 93240
Big Pine Paiute Tribe of Owens Valley Sally Manning - Environmental Director P.O. Box 700 Big Pine, CA 93513 s.manning@bigpinepaiute.org	Kern Valley Indian Community Brandy Kendricks 30741 Foxridge court Tehachapi, CA 93561 krazykendricks@hotmail.com
Chumash Council of Bakersfield Julio Quair - Chairperson 729 Texas Street Bakersfield, CA 93307	Kitanemuk and Yowlumne Tejon Indians Delia Dominguez – Chairperson 115 Radio Street Bakersfield, CA 93305 2deedominguez@gmail.com
Fort Independence Community of Paiute Indians Carl Dahlberg – Chairman P.O. Box 67 Independence, CA 93526	Lone Pine Paiute-Shoshone Tribe Richard Button – Chairperson P.O. Box 747 Lone Pine, CA 93545 chair@lppsr.org
Fort Independence Community of Paiute Indians Sean Scruggs – THPO P.O. Box 67 Independence, CA 93526 thpo@fortindependence.com falconkeeper22@gmail.com	Lone Pine Paiute-Shoshone Tribe Kathy Bancroft – THPO P.O. Box 40 Lone Pine, CA 93545 kathybancroft@gmail.com
Kern Valley Indian Community Robert Robinson P.O. Box 1010 Lake Isabella, CA 93240 bbutterbredt@gmail.com	Santa Rosa Rancheria Tachi Yokut Cultural Department 16998 Kent Ave Leemore, CA 93245
Kawaiisu Band of Kern Valley Indians Cathy Day P.O. Box 1210 Weldon, CA 93283	Tejon Indian Tribe Colin Rambo - Cultural Resources Tech P.O. Box 640 Arvin, CA 93203 colin.rambo@tejonindiantribe-nsn.gov

Tejon Indian Tribe	Tule River Indian Tribe
Octavio Escobedo – Chairperson	Kerri Vera - Environmental Coordinator
P.O. Box 640	P.O. Box 589
Arvin, CA 93203	Porterville, CA 93258
oescobedo@tejonindiantribe-nsn.gov	tuleriverenv@yahoo.com
Tubatulaba Tribe of Kern Valley	Tule River Indian Tribe
Robert Gomez - Chairman	Neil Peyron – Chairman
P.O. Box 226	P.O. Box 589
Lake Isabella, CA 93240	Porterville, CA 93258
rgomez@tubatulabal.org	neil.peyron@tulerivertribe-nsn.gov
Tubatulabal Tribe	Wuksache Indian Tribe/Eshom Valley Band
Darrel Garcia-Vice Chair	Kenneth Woodrow – Chairperson
P.O. 226	1179 Rock Haven Court
Lake Isabella, CA 93240	Salinas, CA 93906
dgarcia@tubatulabal.org	kwood8934@aol.com