Tom Karier Chair Washington

Frank L. Cassidy Jr. "Larry" Washington Jim Kempton

Idaho

Judi Danielson Idaho



Joan M. Dukes Vice-Chair Oregon

Melinda S. Eden Oregon

Bruce A. Measure Montana

Rhonda Whiting Montana

January 9, 2007

DISCUSSION MEMORANDUM

To: Council Members

From: Doug Marker, Director Fish and Wildlife Division

Subject: Briefing on Agreement Regarding 2007 FCRPS Fish Operations

In December, Bonneville confirmed agreement with five Columbia River tribes and the Columbia River Inter-Tribal Fish Commission for 2007 hydropower operations and funding for tribal fish mitigation projects. Greg Delwiche, Bonneville's Vice President for Environment, Fish and Wildlife, will brief the Council and answer questions on the details of that agreement.

The letters confirming the agreement are attached.

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Bonneville Power Administration P.O. Box 3621 Portland, Oregon 97208-3621

ENVIRONMENT, FISH AND WILDLIFE

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December 15, 2006

In reply refer to: KE-4

Rebecca Miles, Chair Nez Perce Tribe PO Box 305 Lapwai Idaho 83540

RE: Agreement on 2007 Federal Columbia River Power System Fish Operations and Transition Funding

Dear Chair Miles:

On behalf of the Bonneville Power Administration, I would like to thank you for the constructive discussions we have had regarding 2007 hydropower operations and bridge funding for tribal fish mitigation projects. I am pleased to confirm that we have reached agreement in both of these areas. In support of the Agreement regarding 2007 FCRPS fish operations, we are agreeing to extend/provide the contracts and budget amounts for the remainder of FY07 as noted below:

Project #	Project Title	Funding Level	
2002-054-00	Protect & Restore Asotin Creek Watershed	\$129,000	4
1997-038-00	Listed Stock Gamete Preservation		
2007-xxx-xx	Conservation Enforcement	\$228,000	
	Conservation Enforcement	\$285,000	

In addition, BPA and the Tribe will work together to initiate the work necessary to allow for construction of the Northeast Oregon Hatchery consistent with meeting the summer instream work window which begins on July 1, 2007. This includes reevaluation of cost estimates (e.g. cost escalation due to postponement of the project), and development of a bid package and final design. In addition, the Tribe will prepare a short management plan for the hatchery linked to ESA recovery goals. It is also agreed that the Tribe and BPA will continue to promote the benefits of NEOH in recovering ESA listed species in an effort to gain NOAA concurrence.

As we have discussed, this interim agreement covers fiscal year 2007 funding and calendar year 2007 operations only. It does not provide a precedent for any future proceedings or endorsement

of these operations or projects for the longer term. We look forward to negotiation of a long term agreement with the Nez Perce Tribe to improve our partnership in fish recovery and to meet our mutual interests in the resources of the Columbia Basin.

Sincerely,

GK Delwind

Gregory K. Delwiche Vice President, Environment, Fish & Wildlife

cc:

Mr. Dave Johnson, Nez Perce Tribe Dr. Tom Karier, Northwest Power & Conservation Council Mr. Doug Marker, Northwest Power & Conservation Council Mr. Brian Lipscomb, Columbia Basin Fish & Wildlife Authority

> a tehalf of the Bonneville Power Administration. I would illie to thank your enustions we have had togarding Ud07 hydrograwst operations and bridge in shufic ruleo projects. I himpitaled to confirm that we have reached aground ose stress. In support of the Agroenced regresting 2007 FCRPS for operation.

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Bonneville Power Administration P.O. Box 3621 Portland, Oregon 97208-3621

ENVIRONMENT, FISH AND WILDLIFE

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December 15, 2006

In reply refer to: KE-4

Antone Minthorn, Chairman Confederated Tribes of the Umatilla Indian Reservation P.O. Box 638 Pendleton, OR 97801

RE: Agreement on 2007 Federal Columbia River Power System Fish Operations and Transition Funding

Dear Chairman Minthorn:

On behalf of the Bonneville Power Administration, I would like to thank you for the constructive discussions we have had regarding 2007 hydropower operations and bridge funding for tribal fish mitigation projects. I am pleased to confirm that we have reached agreement in both of these areas. In support of the Agreement regarding 2007 FCRPS fish operations, we are agreeing to extend/provide the contracts and budget amounts for the remainder of FY07 as noted below:

Project #	Project Title	Funding level
2000-038-00	Walla Walla Hatchery, 3-Step Process	\$30,000 ¹
2000-031-00	John Day Fish Habitat Enhancement	\$249,000 ²
2002-030-00	Progeny Marker Steelhead Supplementation	\$297,000
1994-026-00	Lamprey Research and Restoration	\$296,000 ³
2002-037-00	Freshwater Mussel Research & Restoration	\$233,000
1990-005-01	Umatilla Natural Prod. Temperature M&E	\$25,000
2007-252-00	Assessment of Hyporheic Flow	\$77,000
*2007-xxx-xx	Conservation Enforcement	\$100,000 ⁴
Total		\$100,000

* This is a new project that is planned for inclusion in BPA's fish and wildlife project funding decision letter to the Council for Fiscal Year 2007.

As we have discussed, this interim agreement covers fiscal year 2007 funding and calendar year 2007 operations only. It does not provide a precedent for any future proceedings or endorsement of

¹ This is the initial CTUIR share. It is understood that upon completion and acceptance by BPA of the master plan, BPA commits to future funding in the amount of \$255,000 to non-CTUIR parties (contractors) necessary to complete the project at a total FY 07 budget amount of \$285,000.

² This represents the total FY 07 project cost. The Northwest Power and Conservation Council has authorized/allocated \$200,000 for this project.

³ This is the budget for FY 07 (through September).

⁴ This budgeted amount covers the period through June, 2007, not the entire FY 07.

these operations or projects for the longer term. We look forward to negotiation of a long term agreement with the Umatilla Tribe to improve our partnership in fish recovery and to meet our mutual interests in the resources of the Columbia Basin.

Sincerely,

Delwich

Gregory K. Delwiche Vice President, Environment, Fish & Wildlife

cc:

Mr. Gary James, Confederated Tribes of the Umatilla Indian Reservation Dr. Tom Karier, Northwest Power & Conservation Council Mr. Doug Marker, Northwest Power & Conservation Council Mr. Brian Lipscomb, Columbia Basin Fish & Wildlife Authority

¹⁴ Investigation project that y guardit for inclusion MRA'S field and wild the project busing mean to the Crustic for Elever Veter 2007

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ENVIRONMENT, FISH AND WILDLIFE

December 15, 2006

In reply refer to: KE-4

Michael Marchand, Chair Confederated Tribes of the Colville Reservation P.O. Box 150 Nespelem, WA 99155

RE: Agreement on 2007 Federal Columbia River Power System Fish Operations and Transition Funding

Dear Chairman Marchand:

On behalf of the Bonneville Power Administration, I would like to thank you for the constructive discussions we have had regarding 2007 hydropower operations and bridge funding for tribal fish mitigation projects. I am pleased to confirm that we have reached agreement in both of these areas. In support of the Agreement regarding 2007 FCRPS fish operations, we are agreeing to extend/provide the contracts and budget amounts for the remainder of FY07 as noted below:

Project #	Project Title	Funding Level
*2000-001-00	Omak Creek Culvert & Land Acquisition	\$271,000
1996-042-00	Salmon Creek	
2007-212-00		\$300,000
	Locally Adapted STT Broodstock -Step 1	\$100,000
2003-022-00	Okanogan Basin M&E	\$125,000

*Final land acquisition cost will be based upon a BPA land appraisal that will occur in FY 07

Note: These projects are also planned for inclusion in BPA's new habitat UPA as well as in BPA's fish and wildlife project funding letter to the Council for Fiscal Year 2007.

As we have discussed, this interim agreement covers fiscal year 2007 funding and calendar year 2007 operations only. It does not provide a precedent for any future proceedings or endorsement of these operations or projects for the longer term. We look forward to negotiation of a long term agreement with the Colville Tribe to improve our partnership in fish recovery and to meet our mutual interests in the resources of the Columbia Basin.

Sincerely,

GKDelwin (

Gregory K. Delwiche Vice President, Environment, Fish & Wildlife



Bonneville Power Administration P.O. Box 3621 Portland, Oregon 97208-3621

ENVIRONMENT, FISH AND WILDLIFE

December 15, 2006

In reply refer to: KE-4

Ron Suppah, Chairman Confederated Tribes of the Warm Springs Reservation PO Box 1299 Warm Springs OR 97761

RE: Agreement on 2007 Federal Columbia River Power System Fish Operations and Transition Funding

Dear Chairman Suppah:

On behalf of the Bonneville Power Administration, I would like to thank you for the constructive discussions we have had regarding 2007 hydropower operations and bridge funding for tribal fish mitigation projects. I am pleased to confirm that we have reached agreement in both of these areas. In support of the Agreement regarding 2007 FCRPS fish operations, we are agreeing to extend/provide the contracts and budget amounts for the remainder of FY07 as noted below:

Project #	Project Title	Funding Level
2002-016-00	Evaluation of Lamprey Status	\$108,000
*2007-157-00	Bull Trout Status and Abundance	\$115,000

* This is a new project that will be included within BPA's funding decision letter to the Council for FY07

As we have discussed, this interim agreement covers fiscal year 2007 funding and calendar year 2007 operations only. It does not provide a precedent for any future proceedings or endorsement of these operations or projects for the longer term. We look forward to negotiation of a long term agreement with the Warm Springs Tribe to improve our partnership in fish recovery and to meet our mutual interests in the resources of the Columbia Basin.

Sincerely;

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Gregory K. Delwiche Vice President, Environment, Fish & Wildlife



Bonneville Power Administration P.O. Box 3621 Portland, Oregon 97208-3621

ENVIRONMENT, FISH AND WILDLIFE

December 15, 2006

In reply refer to: KE-4

Lavina Washines, Chair Yakama Indian Nation P.O. Box 151 Toppenish, WA 98948-0151

RE: Agreement on 2007 Federal Columbia River Power System Fish Operations and Transition Funding

Dear Chair Washines:

On behalf of the Bonneville Power Administration, I would like to thank you for the constructive discussions we have had regarding 2007 hydropower operations and bridge funding for tribal fish mitigation projects. I am pleased to confirm that we have reached agreement in both of these areas. In support of the Agreement regarding 2007 FCRPS fish operations, we are agreeing to extend/provide the contracts and budget amounts for the remainder of FY07 as noted below:

Project #	Project Title	Funding Level
1992-062-00	*Riparian Wetlands Restoration	\$25,000
1996-035-01	Yakama Reservation Watershed Project	\$650,000
1996-040-00	Mid-Columbia Coho	
1988-120-25	YKFP Management, Data, Habitat	\$600,000
1997-056-00	Klickitat Watershed Enhancement	\$454,000
	American watershed Enhancement	\$261,000

*Note: This project has an O&M component that will continue to receive funding from the fish & wildlife program

As we have discussed, this interim agreement covers fiscal year 2007 funding and calendar year 2007 operations only. It does not provide a precedent for any future proceedings or endorsement of these operations or projects for the longer term. We look forward to negotiation of a long term agreement with the Yakama Tribe to improve our partnership in fish recovery and to meet our mutual interests in the resources of the Columbia Basin.

Sincerely,

SK Delwich

Gregory K. Delwiche Vice President, Environment, Fish & Wildlife



Bonneville Power Administration P.O. Box 3621 Portland, Oregon 97208-3621

ENVIRONMENT, FISH AND WILDLIFE

December 15, 2006

In reply refer to: KE-4

Olney Patt Jr. Executive Director Columbia River InterTribal Fish Commission 729 NE Oregon St., Suite 200 Portland, OR 97232

RE: Agreement on 2007 Federal Columbia River Power System Fish Operations and Transition Funding

Dear Mr. Patt:

On behalf of the Bonneville Power Administration, I would like to thank you for the constructive discussions we have had regarding 2007 hydropower operations and bridge funding for tribal fish mitigation projects. I am pleased to confirm that we have reached agreement in both of these areas. In support of the Agreement regarding 2007 FCRPS fish operations, we are agreeing to provide the contract and budget amount for the remainder of FY07 as noted below:

Project #	Project Title	Funding Level
*2007-xxx-xx	Conservation Enforcement	\$225,000

* This is a new project that will be included within BPA's funding decision letter to the Council for FY07

As we have discussed, this interim agreement covers fiscal year 2007 funding and calendar year 2007 operations only. It does not provide a precedent for any future proceedings or endorsement of these operations or projects for the longer term. We look forward to negotiation of a long term agreement with the Columbia River InterTribal Fish Commission to improve our partnership in fish recovery and to meet our mutual interests in the resources of the Columbia Basin.

Sincerely,

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Gregory K. Delwiche Vice President, Environment, Fish & Wildlife