

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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Department of Energy

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

ENVIRONMENT, FISH AND WILDLIFE

December 15, 2006

In reply refer to: KE-4

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

2007001002

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:

<u>Project #</u>	<u>Project Title</u>	<u>Funding Level</u>
2002-054-00	Protect & Restore Asotin Creek Watershed	\$129,000
1997-038-00	Listed Stock Gamete Preservation	\$228,000
2007-xxx-xx	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

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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,



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



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ENVIRONMENT, FISH AND WILDLIFE

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:

<u>Project #</u>	<u>Project Title</u>	<u>Funding level</u>
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		\$1,307,000

* 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,



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



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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:

<u>Project #</u>	<u>Project Title</u>	<u>Funding Level</u>
*2000-001-00	Omak Creek Culvert & Land Acquisition	\$271,000
1996-042-00	Salmon Creek	\$300,000
2007-212-00	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,

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



Department of Energy

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:

<u>Project #</u>	<u>Project Title</u>	<u>Funding Level</u>
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;

A handwritten signature in cursive script, reading "G K Delwiche", is located below the "Sincerely;" text.

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



Department of Energy

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:

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

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



Department of Energy

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:

<u>Project #</u>	<u>Project Title</u>	<u>Funding Level</u>
*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,

A handwritten signature in cursive script, reading "GK Delwiche", is located below the "Sincerely," text.

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