

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D. C. 20426
January 10, 2006

OFFICE OF ENERGY PROJECTS

Project No. 2194-020 - Maine
Bar Mills Hydroelectric Project
FPL Energy Maine Hydro, LLC

George D. LaPointe
Commissioner
Maine Department of Marine Resources
21 State House Station
Augusta, ME 04333-0021

Patricia A. Kurkul
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National Marine Fisheries Service
One Blackburn Drive
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70 Commercial Street
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Steve Timpano
Maine Department of Inland Fisheries and Wildlife
41 SHS, 284 State Street
Augusta, ME 04333

Reference: Notification of 10(j) Meeting

To the Parties Addressed:

On September 12, 2005, we issued an Environmental Assessment for the Bar Mills Hydroelectric Project (FERC No. 2194). By letters dated September 9, 2005, we informed the U.S. Fish and Wildlife Service, National Marine Fisheries Service, Maine Department of Inland Fisheries and Wildlife, and Maine Department of Marine Resources of our determination that some of the agencies' recommended fish and wildlife measures, made

pursuant to section 10(j) of the Federal Power Act (FPA), may be inconsistent with the public interest and comprehensive development standard of sections 4(e) and 10(j) of the FPA.

I believe that a meeting may help to resolve the remaining issues associated with the Bar Mills Project relicensing. Section 4.34(e)(4) of the Commission's regulations require that any meeting take place within 90 days of the date the Commission issues a preliminary determination of inconsistency. Because circumstances require that this meeting occur outside the 90-day timeframe, I am waiving section 4.34(e)(4) of the Commission's regulations in this instance.

Consequently, we will hold a section 10(j) meeting on January 25, 2006. The meeting will be held at the Maine Department of Marine Resources office, in the third floor meeting room, located at 2 Beech Street, Hallowell, Maine, and is scheduled from 1:30 p.m. to 4:00 p.m.

The agenda for the meeting will follow the format outlined in our September 9, 2005, letters. For your convenience, the agenda is also attached to this letter.

If you have any questions, please contact John Smith at (202) 502-8972 or by E-mail at john.smith@ferc.gov.

Sincerely,

Ann F. Miles, Director
Division of Hydropower Licensing

Enclosure: Agenda for 10(j) Meeting

cc: Service List
Public Files

F. Allen Wiley
Vice President
FPL Energy Maine Hydro LLC
160 Capitol Street
Augusta, ME 04333

Bar Mills Hydroelectric Project
Project No. 2194-020

10(j) MEETING AGENDA

A. Introduction

1. Introduction of Participants
2. Meeting Procedures and Objectives
3. Chronology of 10(j) Process

B. Discussion of 10(j) Issues

1. Run-of-river operation (Interior, NOAA Fisheries)
2. Minimum flows in the bypassed reach (Interior, NOAA Fisheries, Maine Department of Inland Fisheries and Wildlife, Maine Department of Marine Resources)
3. Upstream fish passage (Maine Department of Marine Resources)

C. Other Issues

D. Summary of Meeting

1. Issue Resolution
2. Follow-up Actions