

BEFORE THE STATE OF WASHINGTON
ENERGY FACILITY SITE EVALUATION COUNCIL

In the Matter of
Application No. 2009-01

of

WHISTLING RIDGE ENERGY PROJECT LLC
for

WHISTLING RIDGE ENERGY PROJECT

POSTHEARING ORDER NO. 19

COUNCIL ORDER NO. 864

Post hearing order
on procedural matters

Several procedural matters remain for resolution prior to parties' final briefing. This order addresses the final exhibit list, the process and approximate timing of the site and KVA views, incorporation by reference in parties' briefs, and responds to apparent requests for oral argument.

Exhibits

A final, updated exhibit list is attached, bearing the service date of this order. It is marked as Exhibit No. 110, dated March 4, 2011, and governs the status of exhibits from this point forward.

The treatment of certain wind portrayal exhibits sponsored by Mr. Till, and portions of the application and three exhibits sponsored by or offered through Mr. Spadaro, were the subject of post-hearing process. The Council asked that the underlying data be provided for examination with reference to the exhibits, and asked that the parties coordinate their presentations (to ensure that the appropriate raw data would be provided). The parties did not coordinate their presentations. They did both present underlying data. However, they also presented additional and newly-created material, and proposed evidence, including information from persons whose prefiled testimony on the topic was withdrawn or rejected. The parties disputed each other's submissions in further submissions. We find the unrequested material to be unhelpful. The Council declines to consider any post-record offers of additional evidence and argument from any party and will not consider the raw underlying data that was provided.

The Council receives the challenged portions of the Application sponsored by Mr. Spadaro, the three exhibits offered on cross of Mr. Spadaro, and the two challenged exhibits from Mr. Till. The qualifications of the two witnesses are clear in the record and are available for consideration in the evaluation of the evidence.

Format and content of briefs.

Detailed formatting instructions for briefs were provided to parties at the post-hearing conference on January 20. No allowance was made for incorporation by reference, and no party requested the opportunity to make such incorporations. In their opening land use briefs, both Friends of the Columbia Gorge (“Friends”) and Save Our Scenic Area (“SOSA”) purported, merely by reference, to incorporate other lengthy documents into the text of their briefs for all the points raised in the incorporated documents. Each party purported to incorporate the brief of the other, and both to incorporate various materials that the Council received into the record at the land use hearing. Allowing the incorporation would result in virtual briefs that are much longer than allowed, less focused on the relevant issues and evidence, and much less helpful than a brief written to address specific issues in the allotted space while appropriately citing matters of record.¹ The attempted incorporations by reference are rejected.

Requests for Oral Argument.

SOSA and Friends both added a line “Oral argument requested” to the title of the briefs they submitted. Neither party offered any reason why their written briefs might not suffice for Council consideration of the issues raised. If Council members have questions and request oral argument to assist them in reaching a decision, we will schedule argument in consultation with the parties.

Site and KVA views.

Parties were offered the opportunity to comment on the timing and process for viewing the proposed site and viewing the proposed site from key viewing areas, or “KVA’s.” Applicant suggested that the Council proceed to perform the view without the presence of the parties, and that it visits all identified KVAs. Friends responded that the view should be open to others and that some KVAs would provide unnecessary duplication of others; it offered specific view suggestions. The Council believes it cannot properly prohibit any party from accompanying the Council as it views the relevant sites, nor exclude members of the public from observing.² The Council Staff will proceed with arrangements and will make efforts to accommodate parties’ schedule requests. Participants other than the Council will be responsible for their own transportation³ and no communication will be allowed between Council members and parties or other observers during the process.

¹ Friends’ brief acknowledged at page 4 that its purported incorporation is a conscious effort to avoid the briefing space limitations established for all parties.

²See, RCW 34.05.449(5).

³The site is on forested terrain with primitive roads, and the Council may have a large number of KVA sites to view. Observers will be responsible for their own transportation and for maintaining the pace needed to complete the views.

The Applicant has offered to the Council, and the Council may accept, the use of vehicles capable of off-road travel, and drivers familiar with the terrain, in order to view the proposed site.

Council staff anticipates that the view will not occur before the latter part of April, for optimal weather. Parties will be notified of the anticipated schedule when the schedule is confirmed.

WASHINGTON STATE ENERGY FACILITY SITE EVALUATION COUNCIL

Dated at Olympia, Washington, this fourth day of March, 2011

/s/

C. Robert Wallis, Administrative Law Judge

**WHISTLING RIDGE APPLICATION
EXHIBIT LIST, March 4, 2011**

Party/Witness	Exhibit#	Offered /notes	Action ¹	Description ²
Applicant				
<i>Jason Spadaro</i> ³	1.00		A 1:69	<i>Testimony of Jason Spadaro</i>
	1.01r		A 1:69	Rebuttal testimony of Jason Spadaro (14pp)
	1.02r		A 1:69	WDFW letter to EFSEC from T Nelson 9/17/10 re mortality study and mitigation
	1.03r		A 1:69	7/14/10 letter from J. Spadaro to T. Nelson re study methodology and mitigation; Memo on WEST letterhead May 24, 2010, summary of bird and squirrel studies
	1.04r		A 1:69	Letter from WDFW over sig. of T. Nelson to J. Spadaro, Nov. 24, 2010
	1.05r		A 1:69	11/9/2010 letter from Klickitat county over sig. of commissioners stating intent to enter discussions toward conservation easement
	1.06r		Withdrawn	2/4/2010 letter from Yakama Nation withdrawing cultural survey results
	1.07c		A 10:1491	BPA ex. 29.04, BPA system impact study (Saddleback)
	1.08c		Admitted ⁴	WA wind speed at 50 meters (App. 2.5.2)
	1.09c		"	WA wind power at 50 meters (App. 2.5.2)
	1.10c		"	WA wind power at 50 meters (zoomed) (App. 2.5.2)
	1.11c ⁵		A 1:63	Map of hypothetical 50 Turbine towers from DEIS
	1.12c		A 1:63	WDFW email exchange #1 ⁶
	1.13c		A 1:63	WDFW Email exchange #2
	1.14c		A 1:63	Davenport Email
	1.15c		A 1:63	Skamania County Ordinance 2010-10
	1.16c		A 1:63	DNR Comment
	1.17c ⁷		A 1:63	Skamania Cty Hearing Examiner findings & conclusions
	1.18c		A 1:63	GE Wind Power Brochure 2.5
1.19c		A 1:63	GE Wind Power Brochure 1.5	
1.20r		A 10:1492	Dept.-level documents in rebuttal to 1.12c	
<i>Katy Chaney</i>	2.00		A 2:195	<i>Testimony of Katy Chaney</i>
	2.01		A 2:195	Resume of Katy Chaney
	2.02		A 2:195	Certificate of land use consistency 2009-22
	2.03		A 2:195	Certificate of land use consistency 2009-54
	2.04c		A 2:195 ⁸	Skamania County 1977 Comprehensive Plan "A" ⁹

¹ The transcript volume:page are shown where relevant. A=admitted; R=rejected and W=withdrawn

² PLEASE NOTE: These descriptions, for identification only, have absolutely no substantive meaning or implication.

³ The Application was first sponsored, in part, through Mr. Spadaro. Other parts were sponsored by other witnesses. For ease in reference, we have numbered the application as Ex. 20 and receive it formally through Ms. Chaney, its principal sponsor.

⁴ Council Order 864, p. 1.

⁵ Ex. 111c through 1.19c were admitted, subject to possible motions to strike for limited reasons, at TR 63. Further discussion occurred on January 4, but no action was taken to grant a motion to strike.

⁶ Exhibits 112c and 113c were also offered at 6:973; ruling at that point was unnecessary.

⁷ Ex. 117c was also offered as Ex. 29.02 at 9:1341. Ms. Drummond provided a clean copy to the record.

<i>Dan Meier</i>	3.00		A: 3:507	Testimony of <i>Dan Meier</i> sponsoring App. Sections 2.12, 2.1.3.1, 2.1.5, 3.1 and 3.3
	3.01		A: 3:507	Resume of Dan Meier
<i>Jeff Walker</i>	4.00		A 10:1495	Testimony of <i>Jeff Walker</i> , sponsoring App. Secs 3.3.1, 3.4.1, 3.5, and appx B-1, B-2 & C
	4.01		A 10:1495	Resume of Jeff Walker
	4.02		A 10:1495	Declaration of Jeff Walker
<i>Jeff Reams</i>	5.00		A 5:754	Testimony of <i>Jeff Reams</i> , sponsoring App. Secs 2.17 & 3.43, Appx B-3 and B-4
	5.01		A 5:754	Resume of Jeff Reams
	5.02		A 5:754	Owl history at activity centers
	5.03		A 5:754	Map with barred owl response locations
	5.04		A 5:754	Letter on US Dept of Interior (USFWS) letterhead to Andrew Montano re WR project
	5.05		A 5:754	Map designated Goshawk survey & potential habitat areas
	5.06		A 5:754	Table, Goshawk Survey Results Summary
	5.07		A 10:1495	Information protected and excluded by law from public records.
<i>Greg Johnson</i>	6.00		A 5:618	<i>Testimony of Gregory D. Johnson</i>
	6.01		A 5:618	Resume of Gregory D. Johnson
	6.02		A 5:618	Raptor comparison bar chart
	6.03		A 5:618	All birds comparison bar chart
	6.04r		A 5:618	Rebuttal testimony of Greg Johnson (53pp)
	6.05c		A 5:669	National Wind Coordinating Committee Conference Onshore Wildlife Interactions with Wind Developments
	6.06c		Withdrawn, see 10:1496	Excerpts Baseline Avian Studies Windy Flats Klickitat County
	6.07c		A 5:669	Excerpts from Post-Construction Avian and Bat Fatality Monitoring study, Tuolomne Wind Project, Klickitat Co., WA
	6.08c		A 5:734	WDFW Email Exchange #3 [duplicate of Ex. 1.14c]
	6.09c		A 5:813	WDFW Wind Power Guidelines, WDFW 2009
	6.10c	Superseded	A 10:1497	WDFW Letter 9/17/10 (Admitted as 1.20r)
	6.11c		A 10:1497	2003 WDFW guidelines
	6.12c		A 10:1497	WDFW recommendations to Interior Dept.
<i>Mark Storm</i>	7.00		A 3-380	<i>Testimony of Mark Storm</i> sponsor Sec. 4.1.1, noise
	7.01		A 3-380	Resume of Mark Storm
	7.02c		A 10:1428	Table C:\L ARDAVIS\MULTIL/S, 3pp., 3d page is graph
	7.03c		A 10:1428	Table "TotalBB-1" bottom of page
	7.04c		A 10:1428	Table "loggedBB-20" at bottom of page
	7.05c		A 10:1441	Photo, 8 ST1-SW
	7.06c		A 10:1442	Photo, 11 ST1-NE
	7.07c		A 10:1444	Photo, 10 ST1-N
	7.08c		A 10:1445	Photo, 12 ST2-W
	7.09c		A 10:1445	Photo, 12 ST2-S

⁸ Also received at 9:1338

⁹ The original submission was marked on; Ms. Drummond provided a clean copy for the record.

	7.10c		A 10:1446	Photo, 13 ST2-E
	7.11c		A 10:1457	Typed Field Noise Data forms LTI cor. Ausplund/Kollock.
	7.12c		A 10:1459	Handwritten) Field Noise Data LT1, ST2, LT2
	7.13c		A 10:1461	Cover letter 2 pages, URS memo
Chris & Tom Watson	8.00		A 2:220	<i>Testimony of Chris & Tom Watson</i> App. Sec. 4.2.3, visual
	8.01		A 2:220	Resume of Chris Watson
	8.02		A 2:222	Resume of Tom Watson
	8.03r		A 2:223	Rebuttal testimony of Tom Watson (28pp)
	8.04r		A 2:223	Map, Turbine visibility from Columbia River
	8.05r		A 2:223	Map, Turbine visibility from I-84
	8.06r		A 2:223	Map, Turbine visibility from Historic Col R. Hy. (HCRH)
	8.07r		A 2:223	Graph, Apparent turbine height
	8.08r		A 2:223	Visual simulations
	8.09r		A 2:223	50mm focal length illustration
	8.10r		A 2:223	Cloud background comparison
	8.11c		A 2:368	BLM Manual H-8410-1 Visual Resource Inventory
	8.12c		A 2:368	BLM Manual 8431 Visual Resource Contrast Rating
	8.13c		A 2:368	FHWA Visual Impact Assessment for Highway Project
	8.14c		A 2:368	Excerpt, USDA Forest Service Landscape Aesthetics, A Handbook for Scenery Management
	8.15c		A 2:368	CRGNSA Management Plan
	8.16c		A 2:281	The Visual Issue Paper
	8.17c		A 2:281	Historic Columbia River Highway Master Plan pg 40-49
	8.18c		A 2:281	Historic Columbia River Highway mile post 2016 reconnection
	8.19c		A 2:281	Friends of the Historic Columbia River Highway letter re Whistling Ridge DEIS
	8.20c		A 2:281	Excerpted List and Descriptions of Oregon State Park Facility in Project Vicinity Oregon Parks & Rec Dept
Dautis D. Pearson	9.00		A 2:286	<i>Testimony of Dautis D. Pearson</i> (Application secs 4.2.2, 4.2.3, and 4.2.4, excluding visual simulations)
	9.01		A 2:286	Resume of Dautis Pearson
	9.02r		A 2:286	Rebuttal testimony of Dautis Pearson
	9.03r		A 2:286	FHWA manual, visual impact assessment, excerpt
	9.04r		A 2:286	Inventory methodology US Forest Service
	9.05r		A 2:286	Columbia River Gorge National Scenic Area Final Interim Guidelines, June 30, 1987
	9.06r		A 2:286	DEIS photomontage and wireline
Sarah McDaniel	10.00		A 10:1498	<i>Testimony of Sarah McDaniel</i> re Application Sec. 4.2.5, Historic and Cultural Preservation
	10.01		A 10:1498	Resume of Sarah McDaniel
	10.02		A 10:1498	Ltr, WA DAHP to J. LaSpina, EFSEC, from G. Kaehler, Asst. State Archaeologist
	10.03		A 10:1498	Corrected declaration of authentication
Nathan Larson	11.00		A 3:487	<i>Testimony of Nathan Larson</i> re Application Secs 2.19.5, 2.19.6 and 4.3, access and transportation, 16pp
	11.01		A 3:487	<i>Resume of Nathan Larson</i>

	11.02		A 3:487	Declaration of authentication
<i>Timothy C. Homann</i>	12.00		A 3:500	<i>Testimony of Timothy C. Homann</i> , Skamania Co. Engr.
	12.01		A 3:500	Declaration of Authentication
<i>Chief Wilbur Stockish, Jr.</i>	13.00r		Withdrawn	<i>Rebuttal Testimony of Chief Wilbur Stockish, Jr.</i> ,
	13.01r		Withdrawn	Map showing location of Chemewa Hill and Enola Hill
<i>Chief Johnny Jackson</i>	14.00r		Withdrawn	<i>Rebuttal Testimony of Chief Johnny Jackson</i> ,
	14.01		Withdrawn	Map, Locations of Chemewa and Enola Hills
<i>Ron Nierenberg</i>	15.00r		Withdrawn	<i>Rebuttal Testimony of Ron Nierenberg</i> , consulting meteorologist, responding to Exhs. 24.1 through 24.09
	15.01r		Withdrawn	Resume of Ron Nierenberg
	15.02c		Withdrawn	Prefiled Direct Testimony of Ron Nierenberg in Kittitas Valley Wind Power Project
<i>Randall Hardy</i>	16.00 r		A 10:1499	<i>Rebuttal Testimony of Randall Hardy</i> , responding to Michaels' testimony
	16.01r		A 10:1499	Resume of Randall Hardy
	16.02r		A 10:1499	BPA wind integration initiatives, Aug. 2010, 3pp.
	16.03		A 10:1499	Declaration of authentication On the S drive
<i>Michael Raschio</i>	17.00r		A 10:1500	<i>Rebuttal testimony of Michael Raschio</i> , responding to SOSA Exh. 29.04, email & copy, BPA trans impact study
	17.01r		A 10:1500	Resume of Michael Raschio
	17.02		A 10:1500	Declaration of Authentication
<i>Cameron Yourkowski</i>	18.00r		A 9:1207	<i>Rebuttal testimony of Cameron Yourkowski</i> , responding to Ex. 30-30.18 of Robert J, Michaels
	18.01r		A 9:1207	Resume of Cameron Yourkowski
	18.02r		A 9:1207	Summary, BPA wind integration team work plan, 11/10
	18.03r		A 9:1207	Intermittency Analysis Project Appendix B, Impact of Intermittent Generation on Operation of California Grid, PIER Final Project Report, excerpts
	18.04r		A 9:1207	PJM report, excerpts
Joe Mentor	19.00r		Rejected Dec.21 conf.	<i>Testimony of Joe Mentor</i>
<i>Applicant</i>	20.00		A 10:1493	The amended Application, incl. appendices; Ms. Chaney is principal sponsor.
Friends/SOSA				
<i>Dean Apostol</i>	21.00		A 2:370	<i>Testimony of Dean Apostol</i>
	21.01		A 2:370	Resume of Dean Apostol
	21.02		A 2:370	May 6, 09 letter from Forest Service to EFSEC
	21.03		A 2:370	Aug. 23, '10 letter from Forest Service to EFSEC
	21.04		A 2:370	May 18 '09 letter from Nat. Park Service to EFSEC
	21.05		A 2:370	July 19 '10 letter from Interior Dept to BPA

	21.06		A 2:370	Scenic Resource Inventories (X 21.1 p.9)
	21.07		A 2:370	Historic Highway State Trail (poster reproduction)
	21.08c		Withdrawn	Apostol testimony to Colorado PUC
	21.09c		Withdrawn	4/11/07 Letter EcoStat, Inc., to Cal. Wind Energy Assoc.
	21.10c		Withdrawn	Letter from Mr. Kahn, comment & notice of appeal, threshold determination, Windy Flats
K. Shawn Smallwood	22.00		A 5:846	<i>Testimony of K. Shawn Smallwood</i>
	22.00r		A 5:846	Rebuttal testimony of K. Shawn Smallwood
	22.00E		A 5:846	Errata sheet for prefiled Direct Testimony of K. Shawn Smallwood, PH.D
	22.01		A 5:846	C.V. of Shawn Smallwood
	22.02		A 5:846	Klickitat Cty Energy Overlay
	22.03		A 5:846	Avian/bat mortality Big Horn project, paper
	22.04		A 5:846	Siting repowered turbines, paper
	22.05c		Withdrawn	10/24/06 letter from Cal WEA to Cal Energy Comm
	22.06c		Withdrawn	Consultant rpt to Cal En. Comm., Avian/wind Project
	22.07c		Withdrawn	Letter 3/1/07 fr Cal AG ofc. to Alameda Cy Planning Dept
	22.08c		Withdrawn	Letter 4/11/07 frm EcoStat, Inc. to Cal Wind Energy Assoc
	22.09c		Withdrawn	September 2, 2008 Smallwood Declaration before the Hearing Examiner for Skamania County
	22.10c		Withdrawn	Smallwood October 22, 2008 FOCG Comment Letter
Nathan Baker	23.00		Rejected	<i>Declaration of Nathan Baker</i>
	23.01		Rejected	E-mail to Mr. Baker from J. Davenport
	23.02		Rejected	Ordinance 2010-06, Skamania County
	23.03		Rejected	Washington DNR comment to DEIS
Richard F. Till	24.00		Rejected ¹⁰	<i>Declaration of Richard F. Till</i>
	24.01		Admitted ¹¹	Wind speed data, WR project, 1-pg diagram
	24.02		Withdrawn	Washington average wind speed @ 80 m.
	24.03		Withdrawn	Chart of wind speed at proposed turbine locations
	24.04		Withdrawn	Printout from WINDNAVIGATOR website
	24.05		Withdrawn	AWS brochure "WINDNAVIGATOR Methods & Validation"
	24.06		Withdrawn	NREL website printout
	24.07		Withdrawn	USDOE website printout
	24.08		Withdrawn	USDOE website printout
	24.09		A (See, Ex. 24.01)	Turbine diagram w/suggested wind speeds
	24.10		R 8:1150	Till August 2010 Emails
Michael Lang	25.00r		A 9:1366	<i>Rebuttal testimony of Michael Lang</i>
	25.01c		A 9:1406	Jan 22,2010 FOCG Comment Letter
	25.02c		A 9:1406	July 27, 2009 FOCG/SOSA Brief to Gorge Commission
	25.03c		A 9:1406	December 16, 2009 FOCG/Brief to Gorge Commission
	25.04c		A 9:1406	Gorge Commission Final Opinion & Order

¹⁰ The Declaration was rejected. Intervenor was given leave to offer Mr. Till as a witness and ruling was reserved on the exhibits attached to his declaration pending determination of his qualifications to authenticate the truth and the analysis of the contents of the proposed exhibits. 24.02 through 24.04 were withdrawn. After that review, his testimony was rejected.

¹¹ Exhibits 24.01 and 24.09 were received in Order 864.

	25.05c		A 9:1406	FOCG Mission
	25.06c		A 9:1406	January 15, 2009 FOCG Brief
J. Richard Aramburu				
	29.00		Rejected	<i>Declaration of J. Richard Aramburu</i>
	29.01		Rejected	Letter: Aramburu to EFSEC, brief on land use inconsistency
	29.02		A 9:1341 ¹²	Hearing examiner decision on appeal regarding land use
	29.03		A 9:1339 ¹³	Skamania County 1977 comprehensive plan
	29.04		Rejected	E-mail 2 Mr. Aramburu fr BPA re neutrality on use of SIS.
Robert Michaels				
	30.00		A 10:1504	<i>Testimony of Robert Michaels</i>
	30.01		A 10:1504	Mr. Michaels' C.V.
	30.02		A 10:1504	AWEA wind energy basics (website)
	30.03		A 10:1504	Seattle City Light promo - renewables need
	30.04		A 10:1504	NWPCC Plan, Feb. 2010
	30.05		A 10:1504	Chart, regional energy load predictions
	30.06		A 10:1504	Chart, forecast of renewable projects
	30.07		A 10:1504	Table, NW loads and resources 2011/2020
	30.08		A 10:1504	List, Oregon and Washington wind capacity
	30.09		A 10:1504	BPA reply comments, CPUC rulemaking
	30.10		A 10:1504	BPA comments, FERC integration docket
	30.11		A 10:1504	Paper, Reserve Requirements of Integration
	30.12		A 10:1504	BPA paper, Columbia high-water operations
	30.13		A 10:1504	Page with load/wind generation chart
	30.14		A 10:1504	Chart, wind generation winter 08-09
	30.15		A 10:1504	Wind generation chart
	30.16		A 10:1504	Chart, Subsidies/MWH generation, 2007
	30.17		A 10:1504	Table, capacity factors by region
	30.18		A 10:1504	BPA Wind Generation Capacity
	30.19r		A 10:1504	Michaels, Rebuttal testimony
	30.20r		A 10:1504	Klickitat/Skamania response to PacifiCorp petition to FERC for declaratory order
	30.21r		A 10:1504	Electric Resources reprint
	30.22r		A 10:1504	PGE letter 12/31/09 to OPUC renewable portfolio plan
	30.23r		A 10:1504	Pacific Power letter 12/31/09 renewable portfolio plan
	30.24r		A 10:1504	Copy of e-mail, 14 Dec '10 from rep. of EWEB
	30.25		A 10:1504	Declaration of Authentication
Counsel for the Environment				
Don McIvor				
	31.00		A 5:816	<i>Testimony of Don McIvor</i>
	31.01		A 5:816	Resume of Don McIvor
	31.02		A 5:816	Bat Activity
Dept. of Commerce				
Tony Usibelli				
	34.00		A 9:1264	<i>Testimony of Tony Usibelli</i>
	34.01		A 9:1264	Resume of Tony Usibelli
	34.02		A 9:1264	Resource plan
	34.02, corrected corrected		A 9:1264	Resource plan (corrected document, admitted on receipt)
	34.03		A 9:1264	BPA draft resource program, Sept. 2009

¹² Also received as Ex. 1.17c at TR.

¹³ Received pursuant to RCW 34.05.452 through witness Pearce.

	34.04		A 9:1264	Chart, green economy jobs
	34.05		A 9:1264	Washington Green Energy Plan Report
Howard Schwartz				
	35.00		A 7:1022	<i>Direct Testimony of Howard Schwartz</i>
	35.00r		A 7:1022	Rebuttal testimony of Howard Schwartz
	35.01		A 7:1022	Resume of Howard Schwartz
	35.02		A 7:1022	Sixth NW Power Plan, Feb. 2010
	35.03		A 7:1022	Integrating resources (Power Point)
	35.04		A 7:1022	BPA Wind Integration initiatives
	35.05		A 7:1022	BPA PPT, Integrating Wind to the grid
	35.06		A 7:1022	Statement of Elliot Mainzer
	35.07		A 7:1022	Customer-supplied Imbalance Initiative
	35.08		A 7:1022	Columbia River High Water Operations
	35.09		A 7:1022	WR DEIS cumulative impact analysis
	35.10		A 7:1022	Western Wind/Solar Study Exec. Summary
	35.11		A 7:1022	Solving the Wind Integration Puzzle (BPA)
	35.12c		R 7:1058	NREL/AWS Truewind Estimates of Windy Land Area & Wind Energy Ptl State for Areas >=30% cpty factor @ 80m
	35.13c		R 7:1060	BPA statement on redispatch
Leonard Bauer				
	36.00 r		A 3:477	<i>Testimony of Leonard Bauer</i> Growth Mgmt Svcs dir., WSEO, rebuttal to Apostol, ex 21. 00
	36.01r		A 3:477	Bauer resume
	36.02r		A 3:477	Gorge Scenic Area 2010 rpt, Gorge scenic area Econ. Devel. Program, Skamania EDC
Yakama Nation				
Jessica Lally				
	37.00		Withdrawn	<i>Testimony of Jessica Lally</i>
	37.01c		Withdrawn	Letter 2/4/10 fr L. Washines to State Dept. of Archaeol.
	37.02c		Withdrawn	Letter 11/9/10 fr. L. Washines to Tribal Council
Jo Anna Meninick				
	38.00		Withdrawn	<i>Testimony of Jo Anna Meninick</i>
	38.01		Withdrawn	Statement of Jo Anna Meninick
Warren Spencer, Jr.				
	39.00		Withdrawn	<i>Testimony of Warren Spencer Jr.</i>
Skamania Public Economic Development Agency				
Eric Hovee				
	41.00		A 8:1200 ¹⁴	<i>Testimony of Eric Hovee</i>
	41.01		A 8:1200	Resume of Eric Hovee
	41.02		A 8:1200	Memo, Economic and fiscal effects of Whistling Ridge
	41.03		A 8:1200	Declaration of Authentication
Peggy Bryan-Miller				
	42.00		A 7:1073	<i>Testimony of Peggy Bryan-Miller</i>
	42.01r		"	Rebuttal testimony of Peggy Bryan-Miller
	42.02c		A 7:1084	SCED Average Wages for Construction workers for 2005
	42.03c		A 10:1507 ¹⁵	Quick Facts from US Census Bureau, Skamania County
	42.04c		A 10:1509	Quick Facts from US Census Bureau, Klickitat County
	42.05c	Not offered		Quick facts from US Census Bureau, Hood River County

¹⁴Admission per discussion at this point in transcript.

¹⁵Initially rejected at 9:1350.

	42.06	Bench request	A 10:1507	Klickitat & Skamania County Labor Survey 2010, #11
	42.07	Bench request	A 10:1507	Historical data, commuting patterns
	42.08	Bench request	A 10:1507	Historical data, civilian labor force
	42.09c		Rejected	County-by-county median income, 1989-2010
Skamania County Public Utility District				
Robert Wittenberg	43.00		A 8:1186	<i>Testimony of Robert Wittenberg</i>
	43.01		A 8:1185	Diagram, BPA line routing
	43.02c		W 8:1185	A BPA Power Gen Chart
	43.03c		A 8:1185	SCPUD informal disc. response
	43.04c		A 8:1185	SCPUD/BPA power sales agreement 10/1/2001-2011
	43.05c		A 8:1187	BPS/SCPUDI service agreement July 2001
	43.06c		R 8:1190	DOH Water use effic., Underwood, 10/14/09
	43.07c		W 8:1191	DOH water use
Port of Skamania County				
John McSherry	44.00		A 10:1513	<i>Testimony of John McSherry</i>
	44.01		A 10:1513	Declaration of Authentication
Klickitat County Economic Development Authority				
Michael Canon	48.00		A 10:1513	<i>Direct testimony of Michael Canon</i>
	48.01r		A 10:1513	Canon rebuttal to Apostal, Michaels direct and Exhs 21.02 - 05, 23.02, 29.02, 29.03-01, 29.03-02
	48.02r		A 10:1513	Letter, 11/23/2010 from Klickitat County Commissioners to Secretary, U.S. Dept. of Agriculture
	48.03		A 10:1513	Declaration of Authentication
Chuck Covert	49.00		A 10:1513	<i>Direct Testimony of Chuck Covert</i>
	49.01		A 10:1513	Declaration of Authentication
James Pytel	50.00r		A 10:1513	<i>Rebuttal testimony of James Pytel</i>
	50.01		A 10:1513	Declaration of Authentication
Skamania County				
Paul Pearce	51.00r		A 9:1327	<i>Rebuttal testimony of Paul Pearce</i> , responding to Apostal Exhs. 21.02-.08, 23.02, 29.02-03
	51.01r		A 9:1326	Attachment to testimony
	51.02c ¹⁶		A 9:1347	Letter from John Whittaker to FERC dated 12/3/10
Public Exhibits¹⁷				
	61.00		A 4:542	Public Commenter - Writ Maxey
	61.01		A 10:1516	Public Commenter - Tom Rousseau
	61.02		A 10:1516	Public Commenter - Jurgen Hess
	61.03		A 10:1516	Public Commenter - Sallie Jones
	61.05			Composite exhibit of written comments received at public

¹⁶ Renumbered; originally submitted as 51.01c

¹⁷ Exhibits submitted by public witnesses during testimony

				hearings from attendees, or in writing via mail or electronic mail
Council exhibits				
	101		A 10:1514	Written Opening Statement of Applicant
	102		A 10:1514	Wr. Opening Statement of Friends of the Columbia Gorge and Save Our Scenic Area
	103		A 10:1514	Wr. Opening Statement of Counsel for the Environment
	104		A 10:1514	Wr. Opening Statement of Seattle Audubon Society
	105		A 10:1514	Wr. Opening Statement of Skamania County/Klickitat County Public Economic Development Authority
	106		A 10:1514	Wr. Opening Statement of Dept. of Commerce
	110		A 10:1514	Completed exhibit list of March 4, 2011 (Order 864).