



**APPALACHIAN
POWER®**

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Appalachian Power
Hydro Generation
P O Box 2021
Roanoke, VA 24022-2121
www.APCOcustomer.com

Magalie Roman Salas, Secretary
Federal Energy Regulatory Commission
888 First Street, NE
Washington, DC 20426

January 5, 2006

RE: Appalachian Power Company
Claytor Project No. 739
Application for New License
Volumes V – Privileged Information

Dear Secretary Salas:

On behalf of Appalachian Power Company (Appalachian), enclosed for filing is one (1) original of Claytor Project, FERC Project No. 739, Application for New License for Major Water Power Project Existing Dam, Pre-Application Document, Volumes V. This filing is being done simultaneously with the filing of the Notice of Intent to File Application for New License and the Pre-Application Document (PAD) for the Claytor Project No. 739, and in accordance with 18 C.F.R. § 5.6 and § 388.112.

The enclosed document contains cultural resource information including specific site or property locations, the disclosure of which would create a risk of harm, theft, or destruction of archaeological or Native American cultural resources or to the site at which the resources are located, or would violate Federal law, including the Archeological Resources Protection Act of 1979, 16 U.S.C. 470-w, and the National Historic Preservation Act of 1979, 16 U.S.C. 470hh. Therefore, we are requesting that all of the information contained in Volume V of the PAD be treated as Privileged Information in accordance with the appropriate rules and regulations of the Commission for such information.

In order to protect these important resources while providing information to the appropriate agencies in order to consult appropriately during the relicensing process for the Claytor Project, one (1) copy of Volume V of the PAD is being provided to the Virginia Department of Historic Resources, the Virginia Council on Indians, and the Eastern Band of Cherokee Indians. A copy of this letter only is being provided to the other participants in the relicensing process to give notice of the filing made. The procedure for the general public to access the information contained in Volume V of the PAD for the Claytor Project are outlined in the Information Distribution Protocol contained in Volume I of the PAD that is being filed under separate cover simultaneously with this filing.

We believe that this filing is timely and has been prepared in accordance with the requisite rules and regulations governing such a filing. Any questions regarding the information included in this filing should be directed to the undersigned.

Very truly yours,



Teresa P. Rogers
Appalachian Power Company
Reservoir Superintendent
P.O. Box 2021
Roanoke, VA 24022
540-985-2441

cc: w/enc.

Roger Kirchen – Virginia Department of Historic Resources
Deanna Beacham – Virginia Council on Indians
Michel Hicks – Eastern Band of Cherokee Indians

cc: w/o enc.

Distribution List Attached

**APPALACHIAN POWER COMPANY
CLAYTOR PROJECT NO. 739
PRE-APPLICATION DOCUMENT
VOLUME V
PRIVILEGED INFORMATION
LETTER DISTRIBUTION LIST**

Federal Agencies

John Fuller	Advisory Council on Historic Preservation
Mike Nedd	Bureau of Land Management – Eastern States
Director	Bureau of Reclamation – Regional Office
Michel Hicks	Eastern Band of Cherokee Indians
Chadwick Smith	Cherokee Nation
Dr. James T. Kardatzke	U.S. Bureau of Indian Affairs
John Smith	Federal Energy Regulatory Commission
Jerrold Gotzmer	Federal Energy Regulatory Commission – Atlanta
Patricia Arcuri	FEMA Region III
The Honorable Rick Boucher	United States House of Representative
The Honorable George Allen	United States Senate
The Honorable John Warner	United States Senate
Patricia Kurkul	National Marine Fisheries – Northeast Region
Cynthia Wilkerson	National Park Service – Northeast Region
Lisa Morgan	U.S. Army Corps of Engineers – Huntington
Chief	U.S. Army Corps of Engineers – Norfolk
Donald Welch	U.S. Environmental Protections Agency – Region III
Director	U.S. Fish and Wildlife Service– Annapolis, MD
Marvin Moriarty	U.S. Fish and Wildlife Service – Hadley, MA
Karen Mayne	U.S Fish and Wildlife Service – Gloucester, VA
Ward Staubitz	U.S. Geological Survey
James Kardatzke	U.S. Bureau of Indian Affairs – Eastern Region
Lt. Bill Clark	U.S. Coast Guard – MSO Hampton Roads
Dean Jackson	U.S. Coast Guard – Flotilla 83
Joel Gardner	U.S.D.A. Forest Service
Thom Leedom	U.S. Corps of Engineers – Blacksburg Field Office

State Agencies

David Collette	Claytor Lake State Park
The Honorable W.B. Keister	House of Delegates
The Honorable David Nutter	House of Delegates
The Honorable Phillip Puckett	Senate of Virginia
Thomas James	New River Health Department
Mark Hufeisen	New River Trail State Park
Gary Boring	New River Highland RC&D
Deanna Beacham	Virginia Council on Indians
Director	Virginia Department of Agriculture
Robert Munson	Virginia Department of Conservation and Recreation
Robert Stroube	Virginia Department of Health
Roger Kirchen	Virginia Department of Historic Resources
Mike McLeod	Virginia Department of Environmental Quality

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John Copeland	Virginia Department of Game and Inland Fisheries
William Kittrell	Virginia Department of Game and Inland Fisheries
Justin Worrell	Virginia Marine Resources Commission
W. Tayloe Murphy	Virginia Natural Resources Commission
Cody Walker	Virginia State Corporation Commission
Director	West Virginia Department of Natural Resources

Local Government

Mark Henne	City of Bluefield
Chris McKlarney	Giles County
Joe Coburn	Mercer County
Craig Mohler	Monroe County
B. Clayton Goodman	Montgomery County
Brad Buchanan	Montgomery County Parks and Recreation
Peter Huber	Pulaski County
Dean Pratt	Pulaski County – Draper District
Ranny Akers	Pulaski County – Ingles District
Thomas Starnes	Radford City
Lonnie Mullins	Summers County
Howard Spencer	Town of Glen Lyn
James Kast	Town of Narrows
Rick Showalter	Wytheville Parks and Recreation

**Non-Governmental
Organizations**

David Jenkins	American Canoe Association
Andrew Fahlund	American Rivers
Kevin Colburn	American Whitewater
Ronnie Powers	Friends of Claytor Lake
Richard Roth	Friends of the New River
Bill Tanger	Friends of the Rivers of Virginia
Rebecca Sherman	Hydropower Reform Coalition
Bill Flowers	Isaak Walton League
Ann Kelly	National Committee for the New River
Director	National Wildlife Federation
David Rundgren	New River Valley Planning District Commission
Shawn Hash	Tangent Outfitters
Director	Nature Conservancy
Steve Moyer	Trout Unlimited
Tamara Vance	VA Outdoor Foundation
Jeffery George	Norfolk Southern, Real Estate, Pulaski County
Roger Holnback	Western Virginia Land Trust

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Beth Obenshain
Dave Mondy
Paul Angermeier
Llyn Sharp

New River Land Trust
New River Junction
Dept. of Fisheries and Wildlife Sciences, VPISU
New River Watershed Roundtable