DOWNEY | BRAND
ATTORNEYS LLP

555 Capitol Mall, 10th Floor
Sacramento, CA 95814

P: 916/444-1000
F: 916/444-2100
downeybrand.com

Lois Navarrot
lnavarrot@downeybrand.com

DOCKET
08-AFC-2
DATE JUL 17 2008
RECD. JUL 17 2008

July 17, 2008

BY HAND DELIVERY

Bill Pfanner
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814

Re: Beacon Solar Energy Project, Docket No. 08-AFC-2

Dear Bill:

Pursuant to your conversations with Jane, enclosed please find:

- 1 hard copy of the Streambed Alteration Agreement (4 more hard copies will follow later today).
- 5 hard copies of the Draft Raven Monitoring, Management and Control Plan.
- 5 hard copies of the letter to California Department of Fish & Game regarding the SSA package.
- 5 hard copies of a letter to you regarding the Raven Monitoring, Management and Control Plan.
- 5 hard copies of the signature page on the "Notification of Lake or Streambed Alteration".
- 10 cds with pdf versions of all these documents.

CDs of these documents will be docketed with the docketing office and served on all parties on the proof of service list today.

If you need anything additional, please don't hesitate to contact me.

Very truly yours,

DOWNEY BRAND LLP

Lois Navarrot
Assistant to Jane Luckhardt

LN:ln

Enclosures

July 16, 2008

Ms. Julie Means
California Department of Fish and Game
San Joaquin Valley and Southern Sierra Region
1234 East Shaw Avenue
Fresno, California 93710

Subject: Beacon Solar Energy Project Streambed Alteration Agreement

Dear Ms. Means:

Enclosed is the Section 1602 Streambed Alteration Agreement (SAA) package for the Beacon Solar Energy Project ("the Project"). As described in the attached Biological Technical Report (BTR) prepared for the Project, unavoidable impacts to state-regulated waters (e.g., ephemeral wash) will occur from Project development. This SAA includes updated calculations for impacts to state-regulated waters to reflect the addition of 80-acres to the Plant Site. These changes will be reflected in an addendum to the BTR that will be prepared separately. The Project includes a 2,012-acre power plant site (solar array, power generating equipment, support facilities, evaporation ponds, a cooling tower, and access roads [Plant Site]) and Project linear facilities (transmission line and natural gas supply pipeline). Only components located within the Plant Site boundary will impact waters of the state and are subject to the SAA. The Project's linear features will not impact state-regulated waters.

This package includes the Notification of Lake or Streambed Alteration, required by the California Department of Fish and Game (CDFG), that summarizes the Project's impacts, as well as supplemental information that provides additional detail on how the impacts were calculated, maps and photographs to depict existing conditions and where impacts would occur, Project design information, and the proposed mitigation approach. Specifically, this package includes the following:

- Notification of Lake or Streambed Alteration form (FG 2023)
- Attachment 1 – Figures 1 through 6 depicting the Plant Site, site design, and proposed impacts
- Attachment 2 – Project Description
- Attachment 3 – Delineation of Jurisdictional Waters of the State within the Plant Site
- Attachment 4 – Special Status Plant and Animal Species within the Plant Site (Question 11C)
- Attachment 5 – Biological Technical Report
- Attachment 6 – Drainage Study
- Attachment 7 – Drainage, Sediment, and Erosion Control Plan
- Attachment 8 – Mitigation Plan
- Notification Fee ($4,000)

The SAA application and supplemental materials are attached for your review and approval. An Application for Certification for the Beacon Solar Energy Project was submitted to the California Energy Commission (CEC) on March 14, 2008. It is expected that the CEC will provide the Final Staff Assessment for the Project in December 2008, with a license decision issued in May 2009. Under the Warren-Alquist Act, the CEC process is a California Environmental Quality Act-equivalent process for all state permits issued for the Project, including the SAA. Please call me at (916) 474-5698 if you have any questions or comments.

Sincerely,

Michael Argentine

Michael Argentine
Beacon Solar, LLC

cc: Ryan O'Keefe, Beacon Solar, LLC
Kenneth Stein, Beacon Solar, LLC
Bill Pfanner, CEC
Judy Hohman, USFWS
Jennifer Guigliano, EDAW