

STATE/DOI/AR/FOPR SETTLEMENT PROPOSAL

April 20, 2007

Option 1

Option 2

2012

▪ Cumberland Mills

Warren responsible for providing safe and effective fish passage through removal of Cumberland Mills Dam, with passage completed and operational by May 1, 2011.

2011

Work to include (1) removal of both spillways, (2) reopening/regrading of channels to ensure safe, efficient free-swim passable conditions for Atlantic salmon, river herring and shad, all according to design specifications that are contained in the settlement, and (3) all plant infrastructure changes deemed necessary due to spillway removal.

▪ Saccarappa

2017

~~Phase I upstream fishway, per FERC and state licenses, in place and operational on May 1, XXXX. Downstream fishway, per FERC and state licenses, in place and operational on May 1, XXXX. Phase II fishway in place and operational per biological trigger-requirements in FERC and state licenses.~~

2017

Sorting facility constructed as part of fishways, to facilitate upstream DMR/state trap-and-release operation and stock fish in impoundments above Gambo, Little Falls and/or Mallison Falls dams.

At an agreed upon date, but no sooner than Jan 1, XXXX Warren shall (1) supply one-time funds for fish trap and trucking equipment and (2) shall fund annually operation and maintenance costs. DMR/state will conduct all trap and release operations, with no liability or responsibility for Warren other than financial contribution and providing access for DMR Saccarappa fish trapping, and upstream impoundment release locations.

No other changes in license requirements.

▪ Mallison Falls

Present 2023

Phase I upstream fishway, per FERC and state licenses, in place and operational when biological trigger requirements in FERC and state licenses have been met, but in no case earlier than May 1, XXXX. Downstream fishway, per FERC and state licenses, in place and operational after the start of trap and truck to location(s) above Mallison Falls Dam. Phase II fishway in place and operational per biological trigger requirements in FERC and state licenses

2026