



Electronically filed April 16, 2026

Debbie-Anne A. Reese, Secretary  
 Federal Energy Regulatory Commission  
 888 First Street NE, Room 1A  
 Washington, DC 20426

**Subject: PacifiCorp’s Merwin, Yale, and Swift No. 1 Hydroelectric Projects (FERC Project Nos. P-935, P-2071, and P-2111), and Cowlitz PUD’s Swift No. 2 Hydroelectric Project (FERC Project No. P-2213) Request for Extension of Time to complete Fish Passage Projects**

Dear Ms. Reese:

On January 15, 2025, the Federal Energy Regulatory Commission (FERC) issued an Order Granting Extensions Of Time For Fish Passage Facilities Under Settlement Agreement Sections 4.5, 4.6, 4.7 and 4.8 as pertaining to the Lewis River Hydroelectric Projects. Per this Order PacifiCorp and the Public Utility District No. 1 of Cowlitz County, Washington (the Utilities) have filed semi-annual fish passage status reports with the Commission and will do so until completion of the Yale downstream, Yale upstream and Swift No. 1 upstream fish passage facilities. To date the Utilities have filed such reports on May 30, 2025, and November 21, 2025. These reports identify actions taken by the Utilities and related engagement from the Lewis River Aquatic Coordination Committee (ACC), the ACC Fish Passage Subcommittee (FPS), and the U.S. Fish and Wildlife Service (USFWS) and the National Marine Fisheries Service (NMFS) according to their Federal Power Act Section 18 fishway authority.

Significant progress has been made over the past year towards the construction of the three fish passage facilities. Current status for each facility is as follows:

Facility	Status	Pending
Swift Upstream Fish Passage	90% Design Drawings – ACC and FPS review completed; Comment/Response Matrix prepared and provided to ACC and FPS	NMFS review of drawings
Yale Upstream Fish Passage	90% Design Drawings – ACC and FPS review completed; Comment/Response Matrix prepared and provided to ACC and FPS	NMFS review of drawings
Yale Downstream Fish Passage	Intermediary Design Drawings – ACC and FPS review completed; Comment/Response Matrix under preparation for ACC and FPS	NMFS review of drawings

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Recently the NMFS representative on the ACC informed PacifiCorp that due to staff shortages, the agency does not have the capacity to review and comment on the above designs. It is unclear when the agency will have the resources to fully engage in the design review process.

In consideration of the Federal Power Act Section 18 fishway authority of the USFWS and NMFS along with the expertise and value their fish passage engineers provide in the design process, the Utilities are not comfortable in proceeding with detailed and final design work without NMFS review. Accordingly, and in consideration of the status and remaining activities to complete construction of the three new fish passage facilities, the Utilities seek an Extension of Time as follows:

- Yale Upstream - Complete construction by July 1, 2029
- Swift Upstream - Complete construction by July 1, 2029
- Yale Downstream - Complete construction by April 1, 2030

Should agency engagement be activated in a timely manner, the Utilities will resume design work. Such may allow project construction to be completed earlier than identified above. On April 9, 2026, the above schedules were shared with the FPS of the ACC. There were no objections to this request.

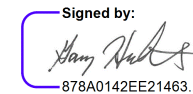
Should the Commission or its staff have any questions or wish to inquire regarding the items above, please contact Todd Olson, Director of Compliance, PacifiCorp at (503) 813-6657 or [todd.olson@pacificorp.com](mailto:todd.olson@pacificorp.com).

Sincerely,



William C. Shallenberger  
 Vice President, Renewable Resources  
 PacifiCorp

Sincerely,



Gary Huhta  
 General Manager  
 Cowlitz PUD

WCS:TO:BB

<b>Encl:</b>	Letter – Public		
<b>eFile:</b>	Debbie-Anne A. Reese, Secretary Via eFile at <a href="http://www.ferc.gov">www.ferc.gov</a>	<b>eMail:</b>	Erich Gaedeke, DHAC Federal Energy Regulatory Commission
<b>eMail:</b>	Amanda Farrar, Public Utility District No. 1 of Cowlitz County	<b>eMail:</b>	Kate Wells, National Marine Fisheries Service
<b>eMail:</b>	Brad Thompson, US Fish and Wildlife Service	<b>eMail:</b>	Lewis River Aquatic Coordination Committee