

## Ed Finklea

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**From:** Ed Finklea  
**Sent:** Friday, August 05, 2005 10:39 AM  
**To:** 'Matthew Perkins'; Jones Jason W; McDowell, Katherine; Lisa Brown; MCNAMEE Bill; jason@oregoncub.org; JONES Jason W; northwest@hydroreform.org; lowrey@oregoncub.org; jm@onrc.org; john@waterwatch.org; sp@onrc.org; fish1ifr@aol.com; r.smith@msaj.com; t.schlosser@msaj.com; jcorbett@yuroktribe.nsn.us; dsabo@mp.usbr.gov  
**Cc:** Adams Lien ,Sarah; Eriksson, John M.; Laura Beane (E-mail)  
**Subject:** RE: WaterWatch, ONRC, PCFFA, Hoopa Tribe issues list

Jason, Katherine, Matt and Parties,

KWUA agrees with KOPWU that the issues included in the list filed jointly by KWUA, KOWPU the Bureau of Reclamation and US Fish and Wildlife Services are all issues that parties should be free to raise in their briefs during the next phase of this investigative proceeding. In addition to the issues surrounding the value to the Klamath hydroelectric projects provided by Klamath irrigators, KWUA feels very strongly that issues concerning what impact FERC decisions should have on decisions made by the OPUC in this docket can not be ignored in this investigation. If it is the position of OPUC Staff, PacifiCorp or others that the Oregon Commission should make a decision regarding rates to be charged to the United States or On-Project irrigators without regard to what the FERC may rule concerning license conditions attached to any annual licenses PacifiCorp may be granted, they are free to make their arguments through the course of this proceeding. KWUA, however, would object to any issues list that attempted to ignore the interrelationship between actions FERC may take and actions the OPUC should take in this proceeding.

Ed Finklea  
Counsel for KWUA