

**STATE OF CALIFORNIA
ENERGY RESOURCES CONSERVATION
AND DEVELOPMENT COMMISSION**

DOCKET

09-AFC-8

DATE JUL 28 2010

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In the Matter of:) Docket No. 09-AFC-8
)
Application for Certification for)
the Genesis Solar Energy Project)

Staff's Revised Final Exhibit List

Exhibit 400. Revised Staff Assessment for the Genesis Solar Energy Project, dated June 11, 2010 and docketed on June 11, 2010. (Opening Testimony.) Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 401. Cultural Resources Assessment for the Genesis Solar Energy Project, dated June 17, 2010 and docketed on June 22, 2010. (Opening Testimony.) Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 402. Rebuttal Testimony for the Genesis Solar Energy Project, dated June 25, 2010, and docketed on June 28, 2010. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 403. Supplemental Staff Assessment, for the Genesis Solar Energy Project, July 2, 2010, docketed on July 9, 2010. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 404. Air Quality-- Mojave Air Quality District Final Determination of Compliance, July 20, 2010, docketed on July 28, 2010. Sponsored by Staff; received into evidence on July 21, 2010.

Exhibit 405. Transmission Systems and Engineering--CAISO Phase II Interconnection Study. July 8, 2010, docketed (by Applicant) July 27, 2010. Sponsored by Staff; received into evidence on July 21, 2010.

Exhibit 406. Biological Resources-BLM CDD 2002. Bureau of Land Management California Desert District and California Department of Fish and Game Inland, Desert, and Eastern Sierra Region. Proposed Northern and Eastern Colorado Desert Coordinated Management Plan and Final EIS, July 2002. (selected portions, including Chapter 2, Alternatives, and Appendix D, Desert Tortoise Mitigation Measures, and Appendix A, Maps). Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 407. Biological Resources--BLM 2009 (tn# 57197). Survey Protocols for Special-status Plant Species. Information Bulletin No. 2010-. US Bureau of Land Management. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 408. Biological Resources--CDFG 2009. Protocols for Surveying and Evaluating Impacts to Special-Status Native Plant Populations and Natural Communities. California Natural Resources Agency, Department of Fish and Game, November 24 2009. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 409. Biological Resources--Dimmitt M.A. 1977. Distribution of Couch's spadefoot toad in California (preliminary report). Unpublished report filed with the United States Bureau of Land Management, Riverside District Office, California, Under C-062, 6500, and 1792 Sundesert, May 10, 1977, Riverside, California. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 410. Biological Resources--USFWS 2008. U.S. Fish and Wildlife Service, Draft revised recovery plan for the Mojave population of the desert tortoise (*Gopherus agassizii*). U.S. Fish and Wildlife Service, California and Nevada Region, Sacramento, California. 209 pp. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 411. Biological Resources--USFWS 2009. Desert Tortoise Field Manual. U.S. Fish and Wildlife Service, Pacific Southwest Region, Ventura Fish and Wildlife Office. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 412. Biological Resources--USFWS 2009. Final Environmental Assessment – Proposal to Permit Take Provided Under the Bald and Golden Eagle Protection Act. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 413. Biological Resources--CBOC 1993. California Burrowing Owl Consortium. Burrowing Owl Survey Protocol and Mitigation Guidelines. April 1993. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 414. Biological Resources--CDFG 1995 – California Department of Fish and Game, 1995. Memorandum: Staff Report on Burrowing Owl Mitigation. DFG, Sacramento California. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 415. Biological Resources--Mayhew 1965. Adaptations of the amphibian, *Scaphiopus couchi*, to desert conditions. American Midland Naturalist. 74: 95-109. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 416. Soil & Water Resources--AECOM, 2010. Hydrogeologic Investigation Report. Application for Certification Blythe Solar Power Project Riverside, California. Appendix J3 Data Response in Technical Area: Soil and Water Resources (AFC

Sections 5.12 and 5.17) Dated August 24, 2009, docketed August 25, 2009.
Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 417. Soil & Water Resources--California Energy Commission, 2005. Blythe Energy Project Phase II, Commission Decision, December 2005, docketed December 14, 2005. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 418. Soil & Water Resources--Metzger, D.G. and others. 1973 Geohydrology of the Parker-Blythe-Cibola Area, Arizona and California. U.S. Geological Survey Professional Paper 486-G. 130 pages. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 419. Soil & Water Resources--U.S. Bureau of Reclamation, 2008. Accounting Surface Rule to Eliminate the Unlawful Use of Colorado River. July 16, 2008 in the Federal Register (73 Federal Regulation 40,916). Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 420. Soil & Water Resources--Consolidated Decree, *Arizona v. California*. 547 U.S. 150 (2006). Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 421. Soil & Water Resources--Nishikawa, T., Izbicki, J.A., Hevesi, J.A., Stamos, C.L. and Martin, P., 2004. Evaluation of Geohydrologic Framework, Recharge Estimates, and Ground-Water Flow of the Joshua Tree Area, San Bernardino County, California. Scientific Investigations Report 2004-5267. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 422. Soil & Water Resources--Wiele, S.M., Leake, S.A., Owen-Joyce, S.J., McGuire, E.H., 2008. Update of the Accounting Surface along the Colorado River. Scientific Investigations Report 2008-5113. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 423. Biological Resources--USFWS 2010. Preparing For Any Action Than May Occur Within The Range Of The Mojave Desert Tortoise (*Gopherus agassizii*). 2010 Field Season Protocol. U.S. Fish and Wildlife Service, Pacific Southwest Region, Ventura Fish and Wildlife Office. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 424. Biological Resources--USFWS 2009. Preparing For Any Action Than May Occur Within The Range Of The Mojave Desert Tortoise (*Gopherus agassizii*). 2009 Field Season Protocol. U.S. Fish and Wildlife Service, Pacific Southwest Region, Ventura Fish and Wildlife Office. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 425. Biological Resources—Tetrattech. Map of Mojave Fringe-Toed Lizard habitat, May 13, 2010; Google Earth Figure of sand shadow, November 5, 2005-May 25, 2009. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 426. Biological Resources—Collison. Memorandum (including figures), Revised Wind Shadow Estimates, June 1, 2010, docketed June 8, 2010. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 427. Biological Resources--Philip Williams & Associates, Ltd. Map, Genesis Project location, June 30, 2010. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 428. Biological Resources—NatureServe. Conservation Status Assessments: Factors for Assessing Extinction Risk, April 2009. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 429. Soil & Water Resources—USGS. Use of Superposition Models to Simulate Possible Depletion of Colorado River Water, 2008. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 430. Soil & Water Resources —Blythe Solar Power Project. Response to CEC Staff Data Request 179 regarding recharge of the Palo Verde Mesa Groundwater Basin, January 6, 2010, docketed January 7, 2010. Sponsored by Staff; received into evidence on July 12, 2010.

Exhibit 431. Soil & Water Resources—Metzger. Map of Groundwater Basins in the Blythe area, 1964. Sponsored by Staff; received into evidence on July 12, 2010

Exhibit 432. Soil & Water Resources-- Staff. Blythe II Soil and Water Resources, Final Staff Assessment Technical Report, p. 4.9-11. Schematic Diagram Showing the River Aquifer and Accounting Surface, June 2005, docketed June 2, 2005. Sponsored by Staff; received into evidence on July 21, 2010.

Exhibit 433. Worker Safety—Greenberg. Revised Condition **WORKER SAFETY-6**. Sponsored by Staff; received into evidence on July 21, 2010.

Exhibit 434. Soil & Water Resources—Donovan. Staff Memorandum accepting Applicant's changes to Conditions of Certification in Soil and Water Resources and rejecting other changes. Sponsored by Staff; received into evidence on July 21, 2010.

Exhibit 435. Biological Resources—Staff. Revised Conditions of Certification. Sponsored by Staff; received into evidence on July 21, 2010.

Exhibit 436. Worker Safety—Greenberg. Revised Conditions **WORKER SAFETY-6** and **-7**. Sponsored by Staff; received into evidence on July 12, 2010. . (Referred to as a HAZARDOUS WASTE condition in the transcript.) Sponsored by Staff; received into evidence on July 21, 2010.

Exhibit 437. Land Use and Visual Resources —O'Brien. Memorandum by Siting Division Deputy Director Terry O'Brien regarding possible Commission finding of overriding considerations. Sponsored by Staff; received into evidence on July 21, 2010.

(Revised) Exhibit 438. Biological Resources—Staff. Revised Condition of Certification **BIO-8**. July 19, 2010. Sponsored by Staff; received into evidence July 21, 2010.

Exhibit 439. Biological Resources—Renewable Energy Action Team. Biological Resource Compensation/Mitigation Cost Estimate Breakdown for use with the REAT-NFWF Mitigation Account, Table of Estimated Costs. July 9, 2010. Sponsored by Staff; received into evidence on July 21, 2010.

Exhibit 440. Air Quality—Staff. Second Supplemental Staff Assessment with Revised Conditions of Certification. Sponsored by Staff; received into evidence on July 21, 2010.

(Revised) Exhibit 441. Cultural Resources—Staff. Revised Conditions of Certification. July 21, 2010. Received into evidence, July 21, 2010.

Exhibit 442. Withdrawn.

Exhibit 443. Soil and Water Resources—Staff. Revised Conditions of Certification. July 20, 2010. Received into evidence, July 21, 2010.

Exhibit 444. Air Quality—Staff. (First) Supplemental Staff Assessment, Testimony of William Walters. July 9, 2010. Received into evidence, July 21, 2010.

Exhibit 445. Biological Resources—Staff. Revised Condition of Certification **BIO-19**. July 21, 2010. Received into evidence, July 21, 2010.

Respectfully Submitted,

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Date: July 28, 2010

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