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Important Dates

Lake Fireworks July 3, 2004
Member Breakfast July 17, 2004
BoD Meeting July 17, 2004

Annual Meeting August 7, 2004
Glenville CDC, 9am

Member Breakfast August 21, 2004
Member Breakfast September 18, 2004

Friends of Lake Glenville

Summer 2004

www.friendsoflakeglenville.com

Howard M. Austin, Editor

Official Announcement: Annual FLG Meeting August 7, 2004 9am Glenville CDC

Lake Glenville Clean-Up Day 2004 A Fun Successful Day



A core group of homeowners and the general public enjoyed another fun day on Lake Glenville last Saturday, collecting trash and debris and helping to keep Lake Glenville the most beautiful and safe lake in the country. The day started with hardly a cloud in the sky. By 8:00 a.m. Duke Power's barge was headed down to Hurricane Creek, at the end of the lake nearest Cashiers. On board were Dale Mosteller, Duke's Lake Manager for Lake Glenville, along with his wife, Beth, and George Gelleher, Duke's Shoreline Manager. The flotilla of boats began to assemble in and near Hurricane Creek and quickly amassed several boat loads of logs, twigs, old bottles, and other debris. These loads were offloaded onto the Duke barge. The weather was simply gorgeous with sunscreen being the order of the day—some boats were seen loaded down with logs pulling water-skiers...okay, so that part isn't true!

(Continued on page 3)

The "WIN-WIN" Relicensing Legal Fund Makes Progress

FLG members received the fund appeal letter in late May after the official launch of the Relicensing Legal Fund drive at the May breakfast. Donations have come in steadily through the mail and at the monthly breakfasts. To date we have a fund total to **\$20,000** which includes donations from sixty members. We expect all 200 members will contribute as well as neighborhood associations and other businesses and organizations throughout the community enabling us to reach our **\$50,000** goal. The list of contributors and their levels of giving are listed at the end of this article.

This fund raising campaign is a **WIN-WIN!** When you contribute, FLG **WINS** because we maintain our ability to conduct our legal intervention to the Duke Relicensing Application thus insuring that our lake interests are met. And, you, the contributor, **WIN** the opportunity to be entered into our drawing held at the conclusion of the direct solicitation campaign.

For every \$100 contributed, your name is entered into the drawing for one of two different prizes valued at over \$500. **Helen Cook** and her business partner **David Caples**, owners of Amelia Island, Florida properties **Elizabeth Pointe Lodge**, a bed and breakfast and **Katie's Light**, a 3 bedroom oceanfront, light-house replica accommodation that sleeps 8, have donated a 3-day/2-night stay at the winner's choice of

(Continued on page 6)

As I write this message in mid-June, we are dodging raindrops daily here in our mountain, albeit wet, paradise! However, members who joined the Annual Lake Clean-up on Saturday June 12th enjoyed one of the most spectacular weather days on the lake along with the satisfaction of knowing they contributed to maintaining Lake Glenville's pristine reputation. After the clean-up, **Jackie Wertmyer** and her crew organized a delicious barbeque picnic that also served up plenty of member camaraderie. No sooner was the 2004 clean-up completed when our Clean-up Chairs **David and Lynn Leach** began planning for next year. We are hopeful many more members, all of whom enjoy the lake amenities, will join the event to help our shoreline retain its beauty and safety as well.

By the time you read this newsletter the Fourth of July weekend will be a memory but, as I write, our lake community is abuzz with Independence Day plans and especially the lake fireworks display on the evening of Saturday, July 3rd. Many are planning their patriotic boat décor, picnics on board prior to the fireworks and their rendezvous point for joining the flotilla parade following the fireworks laden barge to the dam and back.

The FLG Officers, Board of Directors and Relicensing Fund Steering Committee are encouraged by the response to our fund raising campaign thus far. In addition to donations generated by the appeal letter received by all members, there have been numerous donations made at the monthly breakfasts. The steering committee members have launched personal follow-up calls to members, neighborhood associations, and businesses and organizations throughout the community. Elsewhere in this newsletter you will find a fund and relicensing intervention progress report.

Our Annual Meeting is scheduled for 9:00AM Saturday, August 7th at the Glenville Community Development Center. If you arrive early, you will enjoy complimentary donuts and coffee while socializing with other members and your neighbors. Our speaker is not confirmed at this time but I promise you it will be one that will increase your knowledge and understanding of how agencies perceive and manage a lake such as ours. We will also be electing or re-electing three members to our Board of Directors. If you wish to suggest someone for the Board please contact me or another member of the nominating committee.

And finally, please notice our garden and sign at the post office. We can thank **Gena Luck** and her committee who keep up with the seasonal planting and ever-present weeds!



More debris from the lake
(left and above)



Dale Mosteller, Duke Power Lake Manager, and wife Beth at luncheon after clean up (above);
Off loading debris onto Duke barge (right)



The lake clean up in pictures...

See pages 2 and 3



Carol Adams & Bill Adams riding with Deedee Rietze (above left); Earl & Gail Crawford and trash bag on their jet ski (above right)

(Continued from page 1)

The armada continued to ply up the lake towards the dam, collecting floating garbage, trash, and large logs and branches, all items that could threaten the purity of the lake and boating safety. We worked our way past Trillium and Buck Knob Landing into Norton Creek, Mill Creek, Pine Creek and Sunset Cove. Logs that were too large to load onto the barge were marked with pink surveyors flags for later removal or tying off by Duke Power. Some very interesting garbage was collected—a bright yellow, full length raincoat, a radio (all attempts to resurrect it proved unsuccessful), a bucket, a tire still on the wheel, numerous fishing lures, and a volleyball, to name just a few. All shapes and sizes of boats were in evidence from large pontoons down to jet skis, all contributing to the cause. One of the most amusing sights was **Earl and Gail Crawford**, a large orange garbage bag strapped to the side of their jetski, off-loading their collection of trash at the ramp! Now that's how we keep our lake beautiful! Everyone willing to do their bit...

Between noon and three, the participants attended a wonderful barbecue lunch at Buck Knob Landing, arranged by

Jackie Wertymer and her posse of tireless volunteers. About seventy people attended the lunch, socialized, and played horseshoes and volleyball. The Leach/Wertymer team won humiliating victories over the Meredith/Miller contingent in volleyball despite several times tripping over the ropes that marked the court! Next year, we hope to welcome many more members both of the Friends of Lake Glenville and of the community—homeowners around the lake, fishermen and general boaters alike—all of whom benefit from our lovely lake.

We would like to thank the following people and organizations that helped make this day such a success: **Dale and Beth Mosteller** and **George Gelleher** of Duke Power, **Jackie Wertymer** and her posse (particular mention to **Rachel and Katy Miller**), **Tom and Susan Turner**, **Mountain Party Tents**, **Trillium**, **Ingles** and **Cashiers Farmers' Market**.

See you all next year!

[Editor's note: A similar article and some of the photographs used in this newsletter have already appeared in a recent issue of the *Crossroads Chronicle*. Their support of community events like this one and community organizations like the Friends of Lake Glenville is appreciated.]

ANNOUNCEMENTS FOR THE SUMMER 2004 NEWLETTER

Calling all garden lovers! **Gena Luck**, chair of the Post Office Garden is seeking volunteers to help throughout the year. Call her at 828 507-0138.

Do you love to meet new people? Volunteers are needed to help with membership development by distributing our brochure and member application to residents around the lake. Please call **Carol Adams** @ 828 743-1658 to join this committee.

Is phone calling your calling? Additional callers are needed for the phone committee that calls members prior to the monthly breakfasts and for other FLG occasions. Please call **Dottie Ennis** @ 828 743-7530 to offer your help.

Join our mini-gift shop! **Karen Scarborough** will welcome help with ordering and selling our logo items at each breakfast or other FLG events. She can be reached at 828 743-0380.

THE DUKE-NANTAHALA RELICENSING CASE: THE JUNE FIVE-MINUTE UPDATE

Submitted by FLG Attorney Phillip Marston
And Edited by FLG President Carol Adams

A good deal of water has spilled over Glenville Dam since the May update on the FERC proceeding. Here is a quick run-down of where matters stand now.

1. The FERC's June issuances. In early June, the FERC began following up on the papers filed between January and March (including our intervention and request for additional studies filed in late March).

a. Notice of Application and August 3, 2004 deadline for Protests and Interventions. On June 4, the Commission formally issued its notice conditionally accepting the West Fork Application for filing and setting an August 3, 2004 deadline for interventions and protests. The acceptance is conditional because, pursuant to the FERC's regulations, it is dependent upon Duke responding adequately to additional information requests. Assuming that the responses are adequate, the Application will be deemed accepted as of the original filing date back on January 26, 2004.

As Friends of Lake Glenville have already intervened in the proceeding in March, there is no requirement to make an additional filing. Still, the expectation is that additional issues will arise as a result of Duke's responses to the additional data requests (to be answered by mid-July as discussed below), such that a further filing may be made at that time.

In addition, of course, any member of the public that wishes to protest any aspect of the Application or to intervene must **do so by August 3, 2004**, in order to be timely. Note that a "Protest" is the FERC name for any communication (from an informal letter to a formal pleading) that protests some aspect of a filing, but where the persons does not wish to become a party to the case: persons who intervene and thus become parties to the proceeding may also "protest", but persons who file Protests only do not intervene or become parties.

b. FERC's Response to the request for additional studies and FERC's directive to Duke.

As you recall, Friends of Lake Glenville (as did a few others) asked for additional studies to be performed by Duke, in our case in three areas: (a) the costs and benefits of the planned water releases for kayaking activities in the gorge; (b) the costs and benefits of the trail that Duke proposes to construct to allow kayakers access to the bypass for kayaking activities; and (c) the costs and benefits of the fire hazard from deadfall into the lake and brushy build-up in the buffer zone.

On June 2, FERC staff responded by a letter to counsel reporting in effect that FERC is directing Duke to provide a variety of additional information as part of a 20-page list of some 55 questions or additional study requests that FERC Staff is issuing to Duke (which was issued on the same day). With regard to our requests for additional studies, the FERC has directed Duke to evaluate the costs of the planned water releases (in terms of lost value of generation) as well as to answer a series of questions regarding the

gorge (i.e. the bypassed reach), including questions regarding the actual cost of accessing and maintaining recreational opportunities (which would include the trail down to the kayak input point for which we requested such information).

Duke has six weeks to submit their response (until July 19).

As a practical matter, we will have the two week period from July 19 to August 3 to review these responses and factor that information to any further pleading to be filed at that point in time.

c. FERC's Notice of the January 8 Settlement and the June 24 deadline for Initial Comments.

Also on June 4, the Commission issued a notice inviting public comment on the offer of settlement that was signed last fall and which Duke filed with FERC on January 8 of this year. FERC has set **June 24, 2004** as the deadline for filing initial comments on the proposed settlement with an opportunity for reply comments to be filed 10 days later. On substantive grounds, the Comments will oppose the offer of settlement in its current form and urge the Commission to modify it to make the changes that the group has advocated throughout the pre-filing process:

The need to re-instate the **former lease program** to provide adjoining landowners an essential tool for nuisance control and security.

The need to **preserve lake levels** close to the target level as much as possible.

Target resources more toward the **broad public through recreation enhancements at Andrews Park** under the Master Plan instead of the proposed periodic flooding of the gorge for a very small group of specialized boaters.

2. Other Developments

a. The Dillsboro surrender application has now been filed (May 28). The earlier filing was of the draft application.

b. The Town of Dillsboro has intervened in the FERC proceeding without stating a substantive position.

c. The Watershed Association of the Tuckasegee River has intervened in P-2686 raising a variety of concerns, several of which are either erroneous (i.e. stating that interests of "lakefront property owners" were part of the interests favored by the settlement to the exclusion of Jackson and Swain County residents) or very broad indeed (calling for creation of a "resource Protection and Enhancement Fund" to provide additional compensation and mitigation to meet environmental problems ignored or inadequately addressed in the settlement offer. WATR accuses Duke of scaring town and county governing councils into agreement by threatening rate hikes. The pleading (as all other documents filed with or issued by the Commission) may be accessed over the web at: <http://elibrary.ferc.gov/idmws/search/fercgensearch.asp> and inserting the docket P-2686 in the appropriate search field.

How Can YOU Help? Write a letter to FERC!

Between the time you receive this newsletter and August 3, 2004, letters, technically "initial comments", can be written to FERC protesting the settlement proposed by Duke Power. Technically speaking, one should be "party" (i.e. have intervened) in order to file comments on a settlement in a proceeding, but there is no requirement to be a party to file a "protest".

Here is what has been recommended for anyone who wishes to participate as an individual: Send a letter that clearly references docket number "P-2686". Address the letter to the Commission secretary. Use the word "protest" in the first sentence. Identify the person filing the letter and what your interest is. Then add any specific objections that you wish to raise. The Commission staff will almost certainly read these letters. They will in all likelihood function as comments on the settlement even though they are not filed by a "party". The point here is for local residents to let the staff in Washington know the depth and breadth of the opposition to what Duke is proposing. The opening of the letter would look like something like this:

Ms. Magalie Roman Salas
Secretary
Federal Energy Regulatory Commission
888 First Street, NE
Washington, DC 20426

RE: Duke Power FERC Docket No. P-2686

Dear Secretary Salas:

Please accept this letter as a Protest to the offer of settlement of the Thrope Project (Lake Glenville) licensing proceeding filed January 8, 2004 by Duke Power as well as on the application for a license that was filed January 26, 2004.

[A sentence describing who you are: e.g. I am a lifelong resident of Jackson County and have been coming to the Lake since...OR My wife and I live just a stone's throw from Lake Glenville OR I began coming to Lake Glenville just a few years ago...Etc.]

[State the basis for the objection: e.g. The settlement does not address key issues that affect year-round residents like myself because. . . . OR Security questions are especially

important given the remote location of the lake and the scattering of homes among the woods. OR etc.]

POINTS THAT MIGHT BE RAISED:

1. The Andrews Park Master Plan developed with the active participation local government provides for general recreational opportunities for all members of the Lake Glenville community, young and old, both frequent and occasional visitors. But it has been seriously underfunded, because moneys are to be devoted instead to other activities that receive preferential treatment for a very small and select group of infrequent users.

2. These planned water releases into the gorge are not well thought out. Access to the input point will require expenditure of significant funds that will come from other recreation users. The access will have to thread a extremely narrow trail between private lands. There is no provision made for emergency services to reach boaters in difficulty.

3. The Commission should reinstate the lease program that Nantahala used for years. The leases allowed for better management of the shoreline, from the standpoint of environmental protection as well as security and the prevention of nuisances. RECITE ANY PERSONAL EXPERIENCE WITH NUISANCE BEHAVIOR etc.

4. With regard to lake levels, the settlement sets a range of acceptable levels, but there is no requirement that Duke try to stay in the middle of the range during most of the year. Instead, the offer of settlement allows lake levels to be anywhere between the two extremes of the range. Operating the reservoir in this manner would tend to exacerbate shoreline erosion and could adversely impact the viewshed as well.

SIGN THE LETTER!

Write your personal letter **TODAY**, while you are thinking about it. The more letters that come from lakeside residents, the better! As a practical matter, if letters from individual non-party protesters come in to the Commission anytime during this comment period they will be read by staff and will be included in the record in the proceeding. Bottom Line: use the word "protest", reference the January 8 offer of settlement, tell the Commission what you think, and it will be read by staff and included in the record.

For timely updates regarding *Friends of Lake Glenville* events or news, log onto

www.friendsoflakeglenville.com

If you are not getting email updates of FLG matters, send your current email address to

flg28736@yahoo.com

to be added to the email list. Your email address will not be shared with anyone.

"Win-Win" Relicensing Fund Raising, continued

(Continued from page 1)

either property. The second prize is a **state-of-the-art piece of electronic equipment** anonymously donated to the campaign. The larger your donation the more chances you have to win...\$5,000 donors will receive 50 chances, \$1,000 donors will receive 10 chances and so on. The winning names will be drawn at the September 18th Breakfast.

Thank you, thank you to the donors below (as of June 21 2004) who have made our Relicensing Legal Fund such a success thus far.

PATRONS

\$1,000 and above

MALINA and PHIL FOWLER
LIBBY and MARTY JONES
SANDRA and MICHAEL RADKE
B. J. SKINNER

SUSTAINERS

\$500 - \$999

ANONYMOUS
CAROL and BILL ADAMS
COLLEEN and HOWARD AUSTIN
HELEN COOK and DAVID CAPLES
MIDGE and CHAD DRAKE
JOY HOOPER
SETH MARSHALL
DEEDEE RIETZE
RAY TRINE

SUPPORTERS

\$250 - \$499

SHEILA and JOHN BAREHAM
WILLIAM GETZEN
ANNE and KEVIN KILLILEA
GENA and ROBERT LUCK
PAT and BRUCE MERRILL
RON TAYLOR

ELIZABETH and JAMES TIGHMAN, JR.

FRIENDS

\$100 - \$249

PAT and RICK BECHERER
CAROL and SANDY BISHOP
ANN and MIKE BOBER
GENERAL and MRS. E. H. BURBA
LISA and DON CALVERT
JACKIE and RUSS COCHRANE
SUSAN and CARL COFFMAN
EDNA COX
BETTY and JOHN CROMARTIE
LOU DARRE'
JUDY and RICHARD ELLISON
JIM FAYED
TOM GRATHWOHL
NEIL GREISER
CAROLYN and WOODY HAYNES
SHARON and WAYNE HELSBY
PATTI and DONNIE HICKS
HENRY HOLT
JOANN and CARL HOLTkamp
MR. And MRS. DANNY HUFF
CHRIS HUNTER
CARLA and FRED JACKSON
ROSILAND and KEN KITCHENS

LYNN and DAVID LEACH
JOANNE and BILL LINDQUIST
AMY MAJOR
JOANNE and STEVE METCALF
R. W. NICHOLS
HEDY and TED OKOLICHANY
JANET POIRIER
CHARLES PRICE
KATHRYN and DON ROBERTS
LAURA and STEVEN RUTTENBERG
KAREN SCARBOROUGH
MARGARET and JOHN SCHEIDT
JOYCE and LYNN SCHNARS
BARBARA and JOSEPH SCHOEPFER
MARY and ROGER SCOVIL
PETER SHERRATT
JANET and GEORGE SISTRUNK
CLAIRE STILES and RUTH PETTIS
NANCY and DAVID TATUM
KATHRYN and JACK THOMAS
MR. and MRS. SHELDON THOMPSON
EMILIE and OSCAR TOWLER JR.
JOANNE and JACK TYRER
ELLEN and JOHN WARE
SUSAN and DANIEL WITKA

[Editor's note: Please advise the newsletter editor or any FLG Board Member if there are any omissions or inaccuracies in the above list. If there are any, we apologize in advance.]

NOMINATING COMMITTEE ANNOUNCES SLATE

The 2004 Nominating Committee has nominated the following members for three year-terms on the *Friends of Lake Glenville Board of Directors*:

Carol Adams- Carol has completed one term and is nominated for a second three-year term. In her first year she served as Advertising Chair and Membership Chair. In the last two years she has served as President. While on the Board of Directors, she has also been a member of the Tuckasegee Relicensing Stakeholder Team and the Duke Power Shoreline Management Focus Group. In addition to being President, she is a co-chair of the Friends of Lake Glenville Relicensing Legal Fund Campaign.

Sandy Bishop –Sandy recently joined the Board to fill the position formerly held by Keith Dixon. He is nominated for a full three-year term. Sandy currently heads the FLG Water

Quality Testing Program. He is a retired academic veterinarian who was on the faculty at Ohio State University and the University of Alabama at Birmingham.

David Leach - David has completed one term and is nominated for a second three-year term. He has served as Boating Safety Chair and Lake Law Enforcement Chair. He has organized the Annual Lake Clean-up for the past three years. Under his direction the Lake Clean-up has developed into a major lake event where the day begins with the hard work of cleaning the shoreline and ends with a festive and social picnic.

Members of the Nominating Committee are: Carol Adams, Phil Fowler, Doug Odell, Lynn Leach and Joanne Lindquist.

Join the Friends of Lake Glenville for 2004

FRIENDS OF LAKE GLENVILLE

2004 Membership Application

Today's date: _____

Name(s): _____

Lake address: _____ "Home" address: _____

Mail all newsletters and other correspondence to ___ lake address or ___ home address (choose one only for whole year).

Phone Lake: _____ Phone (home): _____

Fax (lake): _____ Fax (home): _____

Email at lake: _____ Email at home: _____

Lake 911 address if above is PO Box: _____

Lake neighborhood name and/or general area: _____

Membership type: Voting* \$35 annually ___

Associate \$35 annually ___

* Active member(s) is/are property owners and/or registered voters within one mile of the lake or within Hamburg Township. Associate members live outside this area but have an interest in the lake.

Sponsorships: Bronze (\$100-\$199) ___ Silver (\$200-\$299) ___ Gold (\$300 and up) ___ Other ___ (contact FLG president)

All Sponsorships include: 1 Family membership; FLG decal; Acknowledgment in future newsletter & on FLG website

Please rank the following FLG programs and projects on a scale from 1 through 10 according to your level of interest

(10=high interest; 1=low interest)

- | | | |
|--|-------------------|---------------------------------------|
| ___ Membership recruitment | ___ Newsletter | ___ Political/Legislative initiatives |
| ___ Water/boating safety | ___ Re-licensing | ___ Fund raising |
| ___ Lake/shoreline law enforcement | ___ Water quality | ___ Social events |
| ___ FLG activity groups (i.e. fishing, hiking, excursions, golf, tennis, boating, paddling, cards, etc.) | | |

I am interested in being on a committee ___yes ___no. If yes, which committee(s)? _____

Are you a registered voter in Jackson County North Carolina ___yes ___no

Form of payment: Check: Check No. _____

Credit card: VISA ___ MasterCard ___ [Other cards cannot be accepted at this time.]

Account #: _____ Exp. Date: ___/___/___

Cardholder (print): _____ Signature: _____

Mail completed form with dues check or credit card information to:

Friends of Lake Glenville, P.O. Box 493, Glenville NC 28736

*Must be *received* one month prior to Annual Meeting (this year July 7 2004), in order to vote at Annual Meeting August 7th 2004,

<u>Jackson County Board of Commissioners</u>	
Jackson County Administration 401 Grindstaff Cove Road Sylva NC 28779 828-586-4055, 828-586-7506 fax	
Kenneth Westmoreland, County Manager	586-7580 (w)
Commissioners:	
Stacy Buchanan, Chairman	586-0488 (h)
Roberta Crawford, Vice Chair; District 1	586-2607 (h)
Brian T. McMahan, District 2	586-5451 (h)
Joe Cowan, District 3	586-4328 (h)
Edwin H. Madden, District 4	743-9664 (w)
Jackson County government web site: www.jacksonnc.org	
Jackson County general web site: www.main.nc.us/jackson/	

<u>Friends of Lake Glenville Board of Directors</u>	
Carol Adams President	404-237-9085 casolveit@yahoo.com
Howard Austin	743-9494 hmaustin@mindspring.com
Joanne Lindquist Tr.	743-1630 william.lindquist@verizon.net
Helen Cook Sec.	743-0733 helen@lodgingresources.com
Sandy Bishop	743-1620 spbishop@earthlink.net
Dottie Ennis	743-7530 dlucyb@hotmail.com
David Leach	743-1825 leachga@earthlink.net
Robert Luck	507-7285 robert@coldwellbanker.com
Doug Odell	743-5079 dodell@juno.com



Friends of Lake Glenville
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FIRST CLASS

Friends of Lake Glenville

Summer 2004



On the web: www.friendsoflakeglenville.com