T. L. Harpster VP-Bell Bend Project-Development PPL Bell Bend, LLC 38 Bomboy Lane, Suite 2 Berwick, PA 18603 Tel. 570.802.8111 FAX 570.802.8119 tlharpster@pplweb.com



August 6, 2010

Mr. James Richenderfer, Ph.D., P.G. Acting Chief, Water Resources Management Susquehanna River Basin Commission 1721 N. Front Street Harrisburg, PA 17102-2391

BELL BEND NUCLEAR POWER PLANTSRBC NOTICE OF APPLICATION REVIEW RESPONSERENOTIFICATION OF APPROPRIATE PARTIESBNP-2010-163Docket No. 52-039

References: 1) Michael J. Brownell, Susquehanna River Basin Commission, to T.L. Harpster, PPL Bell Bend LLC., "Notice of Application Review for the PPL Bell Bend, LLC.", dated March 1, 2010.

- 2) BNP-2009-11, Bell Bend Nuclear Power Plant, Certification of Notification, June 12, 2009.
- 3) BNP-2009-132, Bell Bend Nuclear Power Plant, Proofs of Publication, June 24, 2009.

Please find attached the PPL Bell Bend, LLC (PPL) response to the renotification issues raised in the Susquehanna River Basin Commission's March 1, 2010, "Notice of Application Review for the PPL Bell Bend, LLC" (Reference 1). We have updated and reissued the letters announcing our consumptive use and surface water withdrawal applications that were originally issued on May 15, 2009 (Reference 2). Also attached are four proofs of publication for notifications to local and regional newspapers in accordance with 18 CFR 5806.15 requirements (Reference 3). These were originally published on May 21, 2009.

The following letter renotifications were issued on June 14, 2010 and the newspaper articles were published on June 17, 2010.

- Salem Township Manager with certified return receipt
- Luzerne County Manager/Chief Clerk with certified return receipt
- Director, Luzerne County Planning Commission with certified return receipt
- Contiguous property owners (67-notifications)
- Four local and regional newspapers:
 - 1. The Press Enterprise, Bloomsburg, PA
 - 2. Citizens Voice, Wilkes-Barre, PA
 - 3. Times Leader, Wilkes-Barre, PA
 - 4. Standard Speaker, Hazleton, PA

Should you or your staff have any questions about these notifications please contact Bradley Wise at 610.774.6508 or bawise@pplweb.com.

Respectfully Terry L Harpster

TLH/dw

Enclosure 1: Proof of Renotifications

Enclosure 2: Letter to Salem Township Manager

Enclosure 3: Letter to Luzerne County Manager/Chief Clerk

Enclosure 4: Letter to Director, Luzerne County Planning Commission

Enclosure 5: Copy of certified return receipts to Salem Township Manager, Luzerne County,

Luzerne County Manager/Chief Clerk, and Director, Luzerne County Planning Commission

Enclosure 6: Letter to contiguous property owners (67-notifications)

Enclosure 7: Map listing contiguous property owners

NARRATIVE

Attachment: Renotification of Appropriate Parties

<u>Comment</u>: The Commission requires project sponsors to notify each municipality in which the project is located, the county planning agency of each county in which the project is located, and each contiguous property owner that an application has been submitted to the Commission. The project sponsor shall also publish a notification in a newspaper of general circulation serving the area in which the project is located. All notices shall contain a description of the project, its purpose, requested water withdrawal and consumptive use amounts, location and address, electronic mail address, and phone number of the Commission. - [18 CFR §806.15]

The SRBC commented that the application and amendment fail to demonstrate that the proper notification of the application was provided. The notifications that were performed did not contain the required electronic mail address of the Commission as part of the notification. The Commission requires that this omission be corrected by renotifying the appropriate parties.

The Commission also requires a map showing the property boundaries with the contiguous property owners. The property parcels depicted on the map should be keyed to the list of property owners.

<u>Response</u>: PPLBB is providing the following information supportive of the required renotification¹ of appropriate parties and an updated map showing property boundaries with adjacent property owners names and addresses keyed to individual lots on the map.

- Copy of letter sent to adjacent property owners
- Copy of letters to municipalities with certified mail receipts
- Copy of newspaper notice

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Copy of property map with all adjacent property owners identified.

Renotification attachments such as SRBC Forms 24C and 24S as well as the Site Location Map were provided with each renotification as required., However, since these documents were previously provided to the SRBC as part of the initial notifications they were considered redundant for this submittal. as the intent was to provide notification of the required electronic mail address of the Commission.

cc: Ms. Stacey Imboden Senior Project Manager U.S. Nuclear Regulatory Commission 11545 Rockville Pike Rockville, MD 20852

> Ms. Jamie Davis Office of Environmental Programs (3EA30) U.S. Environmental Protection Agency 1650 Arch Street Philadelphia, PA 19103-2029

Mr. Tom Shervinskie Pa Fish & Boat Commission 450 Robinson Lane Bellefonte, PA 16823

Ms. Jennifer Kagel United States Fish & Wildlife Service Pennsylvania Field Office 315 S. Allen St. #322 State College, PA 16801

Mr. Eugene Trowbridge Pa Dept Environmental Resources Northeast Regional Office 2 Public Square Wilkes-Barre, PA 18711

Ms. Amy Elliott U.S. Army Corps of Engineers - Baltimore District State College Field Office 1631 South Atherton Street, Suite 102 State College, PA 16801

Ms. Paula B. Ballaron Susquehanna River Basin Commission 1721 North Front Street Harrisburg, PA 17102-0425

Mr. Thomas W. Beauduy Susquehanna River Basin Commission 1721 North Front Street Harrisburg, PA 17102-0425

Proof of Renotifications

Bell Bend Nuclear Power Plant Notice of Application to Susquehanna River Basin Commission

This is a corrected Notice of Application. The original Notice of Application has been updated to include an electronic mail address that is required by current Susquehanna River Basin Commission (SRBC) regulations.

Although PPL has made no final decision to build the Bell Bend nuclear power plant, we continue to move forward with the licensing process. One part of this process is to give notice of our application to the Susquehanna River Basin Commission for anticipated water usage.

Notice is hereby given that PPL Bell Bend, LLC filed an "application for approval" on May 13, 2009, with the Susquehanna River Basin Commission (SRBC) for approval of water use by the proposed Bell Bend Nuclear Power Plant (BBNPP) located in Salem Township, Luzerne County, Pennsylvania. This notification is required by the SRBC under 18 Code of Federal Regulations (CFR) Part 806.

PPL Bell Bend, LLC has requested approval for (1) groundwater withdrawal up to a maximum 30 day average of 3.3 million gallons per day (MGD), (2) surface water withdrawal (SRBC Pending No. 2009-079) up to a maximum of 44 MGD (peak day), and (3) consumptive water use (SRBC Pending No. 2009-080) of up to 31 MGD (peak day) from the Susquehanna River at a location east of Route 11 near the current Susquehanna nuclear power plant intake and discharge facilities in Salem Township, Luzerne County, Pennsylvania. Also, approval has been requested for a minor amount of groundwater consumptive use during construction. (Note: The request for groundwater withdrawal has been temporarily withdrawn and a decision to pursue groundwater withdrawal will occur about October 2010.) The purpose of this project is to generate electricity with the BBNPP rated at 1,600 megawatts-electrical. Water withdrawal and consumptive use is for the purpose of cooling the reactor and associated equipment.

Mobilization and site preparation activities are currently scheduled to begin during the third quarter 2011, and initial commercial operation of BBNPP would be about December 2018 assuming that the license application is approved and PPL decides to build the plant.

Comments referring to the SRBC pending application numbers should be submitted to the attention of Ms. Paula B. Ballaron, Regulatory Program Director, Susquehanna River Basin Commission, 1721 N. Front Street, Harrisburg, PA 17102-2391, Phone 717-238-0423, ext. 222, fax 717-238-0468, e-mail: <u>pballaron@srbc.net</u>.

STATE OF PENNSYLVANIA COUNTY OF COLUMBIA } SS

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<u>Paul R Eyerly IV, President</u> being duly sworn according to law deposes and says that Press Enterprise is a newspaper of general circulation with its principal office and place of business at 3185 Lackawanna Avenue, Bloomsburg, County of Columbia and State of Pennsylvania, and was established on the 1st day of March, 1902, and has been published daily, continuously in said Town, County and State since that day and on the attached notice <u>June 17, 2010</u> as printed and published; that the affiant is one of the officers or publisher or designated agent of the owner or publisher of said newspaper in which legal advertisement was published; that neither the affiant nor Press Enterprise is interested in the subject matter of said notice and advertisement and that all of the allegations in the foregoing statement as to time, place, and character of publication are true.

day of 3000 = 2010. (Notary Public) COMMONWEALTH OF PENNSYLVANIA Notarial Seal Dennis L. Ashenfelder, Notary Public Scott Twp., Columbia County My Commission Expires July 3, 2011 Member, Pennsylvania Association of Notaries

publication charges amounting to \$.....for publishing the foregoing notice, and the fee for this affidavit have been paid in full.

59867

Proof of Publication of Notice in The CHTZENS VOICE (newspaper name) Pursuant to the Newspaper Advertising Act of July 9, 1976, P.L. 877, No. 160, as amended.
Commonwealth of Pennsylvania
County of <u>WZUNC</u> } ss:
Before me, a Notary Public in and for said County and State, personally appeared
[Name of Person signing] Ali Bernardi, [Title of Person
signing] Adm. ASST. , [NEWSPAPER] The CITIZENS' VDICE
, who duly sworn, deposes and says that the
[NEWSPAPER] The CITIZENS WICE, established [date] 1978,
is a newspaper of general circulation published at [address] <u>75 N. WQ Shing ton St</u> ,
City of WIKES BOULD, County and State aforesaid, and that the printed notice or
publication attached hereto is exactly the same as printed and published in the regular edition and issues of
[NEWSPAPER] CITIZENS' VOICE on the
following dates: [LIST OF DATES AND ANY ISSUE NUMBERS OF PUBLICATION]
6/17/10

Affiant further deposes that s/he is duly authorized by [NEWSPAPER], a newspaper of general circulation, and the publisher of said [NEWSPAPER], to verify the foregoing statement under oath; that neither Affiant nor [NEWSPAPER] is interested in the subject matter of the aforesaid notice or advertisement; and that all allegations in the foregoing statements as to time, place, and character of publication are true.

Bernarch Name Sworn to and subscribed before me this day of COMMONWEALTH OF PENNSYLVANIA Notarial Seal Notary Sharon Venturi, Notary Public City of Scranton, Lackawanna County My Commission Expires Feb. 12, 2014 Member, Pennsylvania Association of Notaries

[COPY OF THE NOTICE OR PUBLICATION, EXACTLY AS PRINTED OR PUBLISHED, MUST BE ATTACHED TO THIS AFFIDAVIT]

Proof of Publication

THE TIMES LEADER

(Under Act of No. 587, approved May 16, 1929)

STATE OF PENNSYLVANIA, COUNTY OF LUZERNE

SS:

Km Manage, being duly sworn according to law, deposes and says that he/she is the bookkeeper of The Times Leader, a daily newspaper published in the City of Wilkes-Barre, County and State aforesaid, by the Wilkes-Barre Publishing Company, Inc., that said The Times Leader was established in 1939, and that the printed notice or publication hereto attached is exactly as printed in the regular edition of The Times Leader on the following date(s):

2010 # 59897 Times Leader

Affiant further deposes and says that The Time Leader is a daily newspaper of general circulation and that neither the affiant nor The Times Leader is interested in the subject matter of the aforesaid notice of advertisement, and that all allegations in the foregoing statement as to time, place and character of publication are true.

Copy of Notice or Publication

Sworn to before me this _ dav NOTARIAL SEAL EDWARD C SMITH Notery Public

CITY OF WILKES-BARRE, LUZERNE COUNTY My Commission Excircs Feb 7. 2013

Proof of Publication of Notice in <u>The Standard Splaker</u> (newspaper name) Pursuant to the Newspaper Advertising Act of July 9, 1976, P.L. 877, No. 160, as amended.
Commonwealth of Pennsylvania
County of <u>WUM</u> e } ss:
Before me, a Notary Public in and for said County and State, personally appeared A_{1} D and C_{2} C_{1}
[Name of Person signing] <u>HU BUMUCH</u> [Title of Person
signing] AOM. ASST. , [NEWSPAPER] THE STANDURG PRODER
, who duly sworn, deposes and says that the
[NEWSPAPER] The Standard Speaker, established [date] 1865,
is a newspaper of general circulation published at [address] <u>ALN. WYOMING ST</u> ,
City of <u>Ha 2kton</u> , County and State aforesaid, and that the printed notice or
publication attached hereto is exactly the same as printed and published in the regular edition and issues of
[NEWSPAPER] THE Standard Speaker on the
following dates: [LIST OF DATES AND ANY ISSUE NUMBERS OF PUBLICATION]
6/17/10

Affiant further deposes that s/he is duly authorized by [NEWSPAPER], a newspaper of general circulation, and the publisher of said [NEWSPAPER], to verify the foregoing statement under oath; that neither Affiant nor [NEWSPAPER] is interested in the subject matter of the aforesaid notice or advertisement; and that all allegations in the foregoing statements as to time, place, and character of publication are true.

Name

Sworn to and subscribed before me this 14^{m} day of (M_{14})

1entici Notary

COMMONWEALTH OF PENNSYLVANIA Notarial Seal

Sharon Venturi, Notary Public City of Scranton, Lackawanna County My Commission Expires Feb. 12, 2014

Member, Pennsylvania Association of Notaries

[COPY OF THE NOTICE OR PUBLICATION, EXACTLY AS PRINTED OR PUBLISHED, MUST BE ATTACHED TO THIS AFFIDAVIT]

Letter to Salem Township Manager

T.L. Harpster VP-Bell Bend Project-Development PPL Bell Bend, LLC 38 Bomboy Lane, Suite 2 Berwick, PA 18603 Tel. 570.802.8111 FAX 570.802.8119 tlharpster@pplweb.com



June 11, 2010

Certified Mail Receipt No. 7002 2410 0002 7420 2418

Ms. Judy Boudman Township Manager, Salem Township 38 Bomboy Lane P.O. Box 405 Berwick, PA 18603

BELL BEND NUCLEAR POWER PLANT NOTICE OF APPLICATION FOR WITHDRAWAL AND CONSUMPTIVE USE FROM THE SUSQUEHANNA RIVER, SALEM TOWNSHIP, LUZERNE COUNTY, PENNSYLVANIA BNP-2010-145 Docket No. 52-039

Dear Ms. Boudman:

Although PPL has made no final decision to build the nuclear plant, Bell Bend, we continue to move forward with the licensing process. One part of this process is to give notice of our application to the Susquehanna River Basin Commission for anticipated water usage.

This is a corrected Notice of Application. The original Notice of Application has been updated to include an electronic mail address that is required by current Susquehanna River Basin Commission (SRBC) regulations.

Notice is hereby given that PPL Bell Bend, LLC has filed an "application for approval" on May 13, 2009, with the Susquehanna River Basin Commission (SRBC) for (1) groundwater withdrawal up to a maximum 30 day average of 3.3 million gallons per day (MGD), (2) surface water withdrawal (SRBC Pending No. 2009-079) up to a maximum of 44 MGD (peak day), and (3) consumptive water use (SRBC Pending No. 2009-080) of up to 31 MGD (peak day). Also, approval has been requested for a minor amount of groundwater consumptive use during construction.

The request for groundwater withdrawal has been temporarily withdrawn and a decision to pursue groundwater withdrawal will occur about October 2010. The proposed BBNPP would obtain water from the Susquehanna River at a location east of Route 11 near the current Susquehanna nuclear power plant intake and discharge facilities in Salem Township, Luzerne County, Pennsylvania. The purpose of this project is to generate electricity with the BBNPP rated at 1,600 megawatts-electrical. Water withdrawal and consumptive use is for the purpose of cooling the reactor and associated equipment.

Comments referring to the SRBC pending application numbers above should be submitted to the attention of Ms. Paula B. Ballaron, Regulatory Program Director, Susquehanna River Basin Commission, 1721 North Front Street, Harrisburg, PA 17102-2391, telephone: 717-238-0423, ext. 222, fax: 717-909-0468, e-mail: pballaron@srbc.net.

Respectfully Terry L. Harpster Enclosures:

1) SRBC Form #24S 2) SRBC Form #24C 3) Site Location Map

Letter to Luzerne County Manager/Chief Clerk

T.L. Harpster VP-Bell Bend Project-Development PPL Bell Bend, LLC 38 Bomboy Lane, Suite 2 Berwick, PA 18603 Tel. 570.802.8111 FAX 570.802.8119 tlharpster@pplweb.com



June 11, 2010

Certified Mail Receipt No. 7002 2410 0002 7420 2425

Mr. Doug Pape Luzerne County Manager/Chief Clerk 200 North River Street Wilkes-Barre, PA 18711

BELL BEND NUCLEAR POWER PLANT NOTICE OF APPLICATION FOR WITHDRAWAL AND CONSUMPTIVE USE FROM THE SUSQUEHANNA RIVER, SALEM TOWNSHIP, LUZERNE COUNTY, PENNSYLVANIA BNP-2010-146 Docket No. 52-039

Dear Mr. Pape:

Although PPL has made no final decision to build the nuclear plant, Bell Bend, we continue to move forward with the licensing process. One part of this process is to give notice of our application to the Susquehanna River Basin Commission for anticipated water usage.

This is a corrected Notice of Application. The original Notice of Application has been updated to include an electronic mail address that is required by current Susquehanna River Basin Commission (SRBC) regulations.

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Respectfully Terry L. Harpster 1) SRBC Form #24S

3) Site Location Map

Enclosures: 2) SRBC Form #24C Page 2

Letter to Director, Luzerne County Planning Commission

T.L. Harpster VP-Bell Bend Project-Development PPL Bell Bend, LLC 38 Bomboy Lane, Suite 2 Berwick, PA 18603 Tel. 570.802.8111 FAX 570.802.8119 tharpster@pplweb.com



June 11, 2010

Certified Mail Receipt No. 7002 2410 0002 7420 2432

Mr. Adrian Merolli, Director Luzerne County Planning Commission Penn Place 20 N. Pennsylvania Avenue Wilkes-Barre, PA 18711

BELL BEND NUCLEAR POWER PLANT NOTICE OF APPLICATION FOR WITHDRAWAL AND CONSUMPTIVE USE FROM THE SUSQUEHANNA RIVER, SALEM TOWNSHIP, LUZERNE COUNTY, PENNSYLVANIA BNP-2010-147 Docket No. 52-039

Dear Mr. Merolli:

Although PPL has made no final decision to build the nuclear plant, Bell Bend, we continue to move forward with the licensing process. One part of this process is to give notice of our application to the Susquehanna River Basin Commission for anticipated water usage.

This is a corrected Notice of Application. The original Notice of Application has been updated to include an electronic mail address that is required by current Susquehanna River Basin Commission (SRBC) regulations.

Notice is hereby given that PPL Bell Bend, LLC has filed an "application for approval" on May 13, 2009, with the Susquehanna River Basin Commission (SRBC) for (1) groundwater withdrawal up to a maximum 30 day average of 3.3 million gallons per day (MGD), (2) surface water withdrawal (SRBC Pending No. 2009-079) up to a maximum of 44 MGD (peak day), and (3) consumptive water use (SRBC Pending No. 2009-080) of up to 31 MGD (peak day). Also, approval has been requested for a minor amount of groundwater consumptive use during construction.

The request for groundwater withdrawal has been temporarily withdrawn and a decision to pursue groundwater withdrawal will occur about October 2010. The proposed BBNPP would obtain water from the Susquehanna River at a location east of Route 11 near the current Susquehanna nuclear power plant intake and discharge facilities in Salem Township, Luzerne County, Pennsylvania. The purpose of this project is to generate electricity with the BBNPP rated at 1,600 megawatts-electrical. Water withdrawal and consumptive use is for the purpose of cooling the reactor and associated equipment.

Comments referring to the SRBC pending application numbers above should be submitted to the attention of Ms. Paula B. Ballaron, Regulatory Program Director, Susquehanna River Basin Commission, 1721 North Front Street, Harrisburg, PA 17102-2391, telephone: 717-238-0423, ext. 222, fax: 717-909-0468, e-mail: pballaron@srbc.net.

Respectfull Terry L. Harpster

Enclosures: 1) SRE 2) SRE

1) SRBC Form #24S
2) SRBC Form #24C
3) Site Location Map

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Enclosure 5

Copy of certified return receipts to Salem Township Manager, Luzerne County, Luzerne County Manager/Chief Clerk, and Director, Luzerne County Planning Commission

COMPLETE THIS SECTION ON DELIVERY SENDER: COMPLETE THIS Signature Complete items 1, 2, and 3. Also complete Adent item 4 if Restricted Delivery is desired. D Addres Print your name and address on the reverse so that we can return the card to you. Date of Delivery ceived by (-Printed Name) C. Attach this card to the back of the mailpiece, 1 4 2010 1 or on the front if space permits. C Yes D. Is delivery address different from item 1? 1. Article Addressed to: If YES, enter delivery address below: D No, Ms. Judy Boudman Township Manager, Salen Township 38 BomboyLane PUBOX 405 Service Type Certified Mail Express Mail Registered C Return Receipt for Merchandise Berwick, PA 18403 Insured Mail C.O.D. Restricted Delivery? (Extra Fee) D Yes 2. Article Number 7002 2410 0002 7420 2418 (Transfer from service PS Form 3811, February 2004 **Domestic Return Receipt** 102595-02-M-1540 SENDER: COMPLETE THIS SECTION COMPLETE THIS SECTION ON DELIVERY A. Signature Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. **D**LAgent х Print your name and address on the reverse Addressee so that we can return the card to you. C. Date of Delivery Received by (Printed Name Attach this card to the back of the mailpiece, or on the front if space permits. D. Is delivery address different from item 1? Yes 1. Article Addressed to: If YES, enter delivery address below: D No MR. Doug Tape Luzerne, County Manager 200 North Riverstreet 3. Service Type Certified Mail Express Mail Wilkes-Barre, PA 18711 Registered Return Receipt for Merchandise Insured Mail C.O.D. Restricted Delivery? (Extra Fee) C Yes 2. Article Number 7002 2410 0002 7420 2425 (Transfer from service label) PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540 COMPLETE THIS SECTION ON DELIVERY SENDER: COMPLETE THIS SECTION Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Agent Print your name and address on the reverse Addressee so that we can return the card to you. C. Date of Delivery Name) Attach this card to the back of the mailpiece, 16 or on the front if space permits. D. Is delivery address different from item 1? 1. Article Addressed to: 🗆 No If YES, enter delivery address below: MR. Adrian Merolli Dirato Luzerne Crunty Planning Commisin Penn Place 20. N. Pennsylvenia Ave 3. Service Type Certified Mail Express Mail Registered Return Receipt for Merchandise Wilkes- Barre PAIR711 Insured Mail 🗖 C.O.D. 4. Restricted Delivery? (Extra Fee) C Yes 2. Article Number 7002 2410 0002 7420 2432 (Transfer from service labe

Letter to contiguous property owners (67-notifications)

T.L. Harpster VP-Bell Bend Project Development PPL Bell Bend, LLC 38 Bomboy Lane, Suite 2 Berwick, PA 18603 Tel. 570.802.8111 FAX 570.802.8119 tlharpster@pplweb.com



June 11, 2010

BELL BEND NUCLEAR POWER PLANT NOTICE OF APPLICATION FOR WITHDRAWAL AND CONSUMPTIVE USE FROM THE SUSQUEHANNA RIVER, SALEM TOWNSHIP, LUZERNE COUNTY, PENNSYLVANIA BNP-2010-144 Docket No. 52-039

TO ALL INTERESTED PARTIES:

Susquehanna River Basin Commission (SRBC) regulations require that notice be sent to the owners of parcels that are adjacent to a parcel containing a proposed water withdrawal project. This notification is required by the SRBC under 18 Code of Federal Regulations (CFR) § 806.15. There is no action necessary on your part.

Although PPL has made no final decision to build the Bell Bend nuclear power plant (BBNPP), we continue to move forward with the licensing process. One part of this process is to give notice of our application to the Susquehanna River Basin Commission for anticipated water usage.

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Respectfully Terry L. Harpster

Enclosure:

1) Site Location Map

cc: J. J. Scopelliti

Susquehanna SES Energy Information Center