

Duke Energy Lake Services (DE-LS) process for consultation with the Eastern Band of Cherokee Indians (EBCI) for the Keowee-Toxaway Project and the Duke Energy Nantahala Area (DE-NA) Projects.

Ground-disturbing activities in high probability areas in the DE-NA and excavation activities on the Keowee-Toxaway Project

The KT\DE-NA THPO Consultation Form along with any supporting information must be provided to the Tribal Historic Preservation Officer of the Eastern Band of Cherokee Indians for a 30-day consultation regarding lake use permitting activities that involve ground-disturbing activities (e.g., shoreline stabilization, pole mounted walkways, etc.) in areas with a high probability for historic properties within the Project boundary of Duke Energy Nantahala Area (DE-NA) reservoirs and excavation activities on Lake Keowee and Lake Jocassee. This information must be submitted via Certified Mail C/O Tribal Historic Preservation Officer, Eastern Band of Cherokee Indians, P.O. Box 455, Cherokee, NC 28719. Typically, the applicant will receive a letter or an executed copy of this form documenting the Tribe's concurrence with the application, requiring additional information or recommending modifications. The applicant must address each comment from the Tribe in the final application. If the applicant does not receive a response within the 30-day review period, then you may proceed to finalize the application process with Duke Energy Lake Services recognizing, however, that if comments come in later in the application review process, you will be required to address them.

Commercial and Private Marina Facility and Conveyance applications DE-NA and Keowee-Toxaway

Applicants for all multi-slip marina facilities (excluding common-use facilities) and conveyances (e.g., bridges, water intakes, sewer outfalls, etc.) are required to provide a copy of the DE-LS application (including surveys, drawings, location maps, facility description, etc.) to the THPO for a 30-day review and comment period. Typically, the applicant will receive a letter documenting the Tribe's concurrence with the application, requiring additional information or recommending modifications. The applicant must address each comment from the Tribe in the final application. If the applicant does not receive a response within the 30-day review period, then you may proceed to finalize the application process with DE-LS recognizing, however, that if comments come in later in the application review process, you will be required to address them. The agency service distribution list is attached as information and this document is provided to all applicants notifying them of the need to contact the appropriate local, state and federal agencies and the THPO.

Duke Energy's own applications for Access Area upgrades and new construction

Duke Energy Lake Services for public recreation area (e.g., Access Areas, boat ramps) will provide a copy of the proposal (including surveys, drawings, location maps, facility description, etc.) to the THPO for a 30-day review and comment period. Typically, DE-LS will receive a letter documenting the Tribe's concurrence with the application, requiring additional information or recommending modifications. DE-LS will address each comment from the Tribe in the final application. If DE-LS does not receive a response within the 30-day review period, then DE-LS may proceed to finalize the application process, however recognizing, that if comments come in later in the application review process, those comments will be addressed. The same agency service distribution list is used for DE-LS proposals as are required to be used by applicants other than DE-LS.

TRIBAL HISTORIC PRESERVATION OFFICER (THPO)
CONSULTATION INFORMATION FORM
FOR
DUKE POWER NANTAHALA AREA (DPNA)
AND
KEOWEE-TOWAWAY (K-T)

This form along with any supporting information must be provided to the THPO of the Eastern Band of Cherokee Indians for a 30-day consultation regarding lake use permitting activities that involve ground-disturbing activities in areas with a high probability for historic properties within the Project boundary of DPNA reservoirs and excavation activities on Lake Keowee and Lake Jocassee. This information must be submitted via Certified Mail C/O Tribal Historic Preservation Officer, Eastern Band of Cherokee Indians, PO Box 455, Cherokee, NC 28719. Typically, the application will receive a letter or an executed copy of this form documenting the tribe's concurrence with your application, requiring additional information or recommending modifications. The applicant must address each comment from the tribe in the final application. If the applicant does not receive a response within the 30-day review period, then you may proceed to finalize the application process with Duke Power Lake Management recognizing, however, that if comments come in later in the application review process, you will be required to address them. Please print or type responses. Use additional pages if necessary.

Applicant name/Mailing address: _____ / _____

Property address: _____

Phone number: (____) _____ **Lake name/ County:** _____ / _____

Directions by road to site: _____

Description of any past ground disturbance: _____

Detailed description of proposed activity (including construction/excavation techniques, equipment staging, any unavoidable impacts, etc.) :

List of attached information: _____

ADDITIONAL REQUIRED INFORMATION

- Survey or plat of lot with location of proposed activity indicated
- Photograph (digital photo preferred) of the proposed activity area
- Photocopy of a 1:24,000 USGS topo map with activity area delineated. (Maps available www.maptech.com or www.topozone.com)

THPO response: _____