

**Boggs, Carmen**

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**From:** Boggs, Carmen  
**Sent:** Monday, March 07, 2011 8:26 AM  
**To:** 'Joe or Emily'  
**Subject:** RE: Final contracts and other public information for SDS  
**Attachments:** 1102SDS-NewsReleaseFinalContract.pdf

Joseph,  
Here is the link that you requested (<http://www.usbr.gov/gp/eca0>). I also attached the news release. I will get back to you on the federal regulations question.  
Thanks you,  
Carmen Boggs

-----Original Message-----

**From:** Joe or Emily [REDACTED]  
**Sent:** Friday, March 04, 2011 5:36 PM  
**To:** Boggs, Carmen  
**Subject:** Final contracts and other public information for SDS

The attached notice appeared on page A9 in today's (March 4, 2011) Colorado Springs Gazette. If I understood it correctly, the notice advised the public of its opportunity to review and comment on the proposed final contracts for the Southern Delivery System Project.

Please provide me with the web site where I may access the proposed final contracts and other documents in support of the project. I would also appreciate a citation to the federal regulations covering the requirements of such contracts and the public's right to access and comment on them.

Joseph R. Ferri  
[REDACTED]

## Boggs, Carmen

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**From:** Boggs, Carmen  
**Sent:** Tuesday, March 08, 2011 7:47 AM  
**To:** 'Joe or Emily'  
**Subject:** RE: Final contracts and other public information for SDS

Joseph,  
the Reclamation Reform Act of 1982 amended Section 9 of the Reclamation Project Act of 1939 to add a requirement for no less than a 60 day review on our contracts. We also have Reclamation policy instructions dated April 26, 1982, and a Federal Register notice published February 22, 1982 which further discusses public participation for our contracts. I hope that leads you in the right direction for your research.

Best Regards,

Carmen Boggs

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**To:** Boggs, Carmen  
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Joseph R. Ferri  
[REDACTED]

## Boggs, Carmen

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**From:** Boggs, Carmen  
**Sent:** Friday, March 11, 2011 7:51 AM  
**To:** 'Joe & Emily Ferri'  
**Subject:** RE: Final contracts and other public information for SDS

Joe,

there was a discussion during public contract negotiations as to what event would trigger the start of the 60 day public review period. However, it is Reclamation's decision on the determination of the review period. Reclamation decided in the case of the SDS contract that the 60 day period started when the contracts were in final draft form. Reclamation followed their Public Participation process.

Let me know if this answers your question.

Thank you,

Carmen Boggs

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**From:** Joe & Emily Ferri [REDACTED]  
**Sent:** Tuesday, March 08, 2011 2:36 PM  
**To:** Boggs, Carmen  
**Subject:** Re: Final contracts and other public information for SDS

Thanks, Carmen. I was actually looking for the CFR citations covering public participation, review, etc. I think I can find the regs with the information you provided. By the way, I believe I read in the Gazette not long ago that CS Utilities made a request to bypass or shorten the public comment period. Do you know anything about that? How was the request communicated? Did it cite a particular regulation or provision allowing the deviation from the normal approval process?

I'm sorry to trouble you with all the questions. I came on the scene (moved to the city) only recently and am playing catch-up. I don't have a position on SDS, but just want to be sure its justified and a prudent expenditure of our taxes and those of our children and grandchildren.

Yours,

Joe

On Tue, Mar 8, 2011 at 7:47 AM, Boggs, Carmen <[CBoggs@usbr.gov](mailto:CBoggs@usbr.gov)> wrote:

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