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College Lake Included in Congressional Bills

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Subject: College Lake Included in Congressional Bills

Subsequent to the election of **Senator Mark Warner**, at 9:30 am, Wednesday, October 21, 2009, I visited his office with one of our (deceased) LC trustees, **Ms. Catherine West**, former COO of JC Penney Corporation as well as CEO of Capital One Credit Card. After asking how Gillian was doing at College of Charleston, I explained what we needed: **Section 206** funding support. (Mark, his wife Lisa Collis, and his daughter Gillian had previously visited my office on a Sunday afternoon because Mark wanted her to come to LC.) I reviewed College Lake documentation, including a previous **Senate Bill** from 2007 that I had requested him to support, that authorized Section 206 work on College Lake.

After explaining to Senator Mark Warner the needs of Lynchburg College I asked that he provide support and that he pledge his support so that I could provide this information to the LC Board of Trustees who are meeting in the next two weeks. As I pulled out my Blackberry, one of his aides said "You can't do that!" My response was "Watch me." At that point Senator Warner began to make a proclamation, something to the effect that "This is Senator Mark Warner speaking to the Lynchburg College Board of Trustees..." He then went on to pledge his support for developing the funding for the Section 206 work but he did add a few what might be called weasel words at the end of his proclamation, which I well understood.

After I left his office I was dismayed to notice that I had not actually started recording device; however, I never told Senator Warner that I had failed to accurately record him and subsequently there was another Senate bill (similar to the April, 30, 2007 Senate Bill 1248) (Note slides from file alumni six October 07 showing the Senate markup SB 1248) that specifically listed Lynchburg College's Colleges Lake. (Note attached slide showing Senate Bill.) Likewise was there a house bill that likewise was written authorizing work on College Lake.

Note: Approval of a **Section 206** project provides the additional engineering study to be funded **65% by the Army Corp of Engineers with 35% to be funded by a "local sponsor."** At that point Dr. Shahady and I paid a October 7, 2004 called on **Taylor Murphy, Secretary of Natural Resources**. Others at the table were Russell Baxter, Assistant Secretary of Natural Resources for Chesapeake Bay coordination, Jack Fry, director, Soil & Water Conservation Division, and Lee Hill, Engineer, Department of Conservation & Recreation, division of Soil & Water conservation. Mr. Murphy eventually signed a letter stating that the Commonwealth would serve as a "**local sponsor**" for the project of cleaning College Lake.

Calendar No. 126

110th CONGRESS
1st Session**S. 1248**

[Report No. 110-58]

To provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes.

IN THE SENATE OF THE UNITED STATES

June 18, 2007

Ms. KROGER, from the Committee on Environment and Public Works, reported the following original bill, which was read twice and placed on the calendar:

A BILL

To provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes.

1. *Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

1 (3) AN SABLE RIVER, MICHIGAN.—Project for
2 navigation, An Sable River in the vicinity of Oscoda,
3 Michigan.

4 (3) OUTER CHANNEL AND INNER HARBOR, ME-
5 NOMINCE HARBOR, MICHIGAN AND WISCONSIN.—
6 Project for navigation, Outer Channel and Inner
7 Harbor, Menominee Harbor, Michigan and Wis-
8 consin.

9 (4) MIDDLE BASIN ISLAND STATE PARK, MIDDLE
10 BASIN ISLAND, OHIO.—Project for navigation, Middle
11 Basin Island State Park, Middle Basin Island, Ohio.

12 **SEC. 1064. SMALL PROJECTS FOR AQUATIC ECOSYSTEM**
13 **RESTORATION.**

14 The Secretary shall conduct a study for each of the
15 following projects and, if the Secretary determines that
16 a project is appropriate, may carry out the project under
17 section 206 of the Water Resources Development Act of
18 1996 (33 U.S.C. 2330):

19 (1) SAN DIEGO RIVER, CALIFORNIA.—Project
20 for aquatic ecosystem restoration, San Diego River,
21 California, including efforts to address invasive
22 aquatic plant species.

23 (2) SUISUN MARSH, SAN PABLO BAY, CALI-
24 FORNIA.—Project for aquatic ecosystem restoration,
25 San Pablo Bay, California.

1 (3) JOHNSON CREEK, GRESHAM, OREGON—
2 Project for aquatic ecosystem restoration, Johnson
3 Creek, Gresham, Oregon.

4 (4) BLACKSTONE RIVER, RHODE ISLAND—
5 Project for aquatic ecosystem restoration, Black-
6 stone River, Rhode Island.

7 (5) COLLEGE LAKE, LYNCHBURG, VIRGINIA—
8 Project for aquatic ecosystem restoration, College
9 Lake, Lynchburg, Virginia.

10 TITLE II—GENERAL PROVISIONS

11 Subtitle A—Provisions

12 SEC. 201. CREDIT FOR IN-KIND CONTRIBUTIONS.

13 Section 221 of the Flood Control Act of 1970 (42
14 U.S.C. 1962d-5b) is amended—

15 (1) by striking “sec. 221” and inserting the
16 following:

17 “SEC. 221. WRITTEN AGREEMENT REQUIREMENT FOR
18 WATER RESOURCES PROJECTS.”

19 and

20 (2) by striking subsection (a) and inserting the
21 following:

22 “(a) COOPERATION OF NON-FEDERAL INTEREST.—

23 “(1) IN GENERAL.—After December 31, 1970,
24 the construction of any water resources project, or
25 an acceptable separable element thereof, by the Sec-