## **Class I Legal Advertisement** For Modification of Jurisdictional Dams Pendleton Run Dam (ID# 09304): N 39.115523, W-79.499830

Notice is hereby given that the West Vir ginia Division of Natural Resources (WVDNR) has applied under the WV Dam Control & Safety Act for approval to modify the Pendleton Run (ID# 09304) Dam, located along Pendleton Creek in Blackwater Falls State Park near Davis, in Tucker County, West Virginia. The dam is categorized as a Class 1 (High Hazard) structure, meaning that loss of human life is likely if the dam was to fail.

Modifications to the Pendleton Run Dam include: widening and lining the existing auxiliary spillway within the right abutment, constructing integrated access trails, raising the dam crest elevation by 3 feet, raising the top of the principal spillway intake structure by 1.6 feet while adding a trash rack, and dredging sediment

material from the lake. These modifications will serve to bring the dam into compliance with the WV Dam Control and Safety Act  $(W.Va.\ Code\ 22-14)\ and\ Safety\ Rule\ (47CSR34).\ Once\ completed,\ the\ dam\ will\ be\ able\ to\ safely\ store\ and$ 

pass the required Probable Maximum Precipitation design storm.

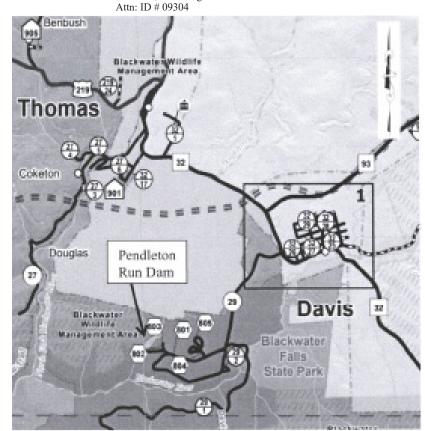
The land surface covered by this application is owned by the WVDNR and the legal right to conduct operations is by deed.

The location of the dam is shown on the map included with this advertisement. Additional information may be available under the Freedom of Information Act (FOIA) through written request to the DEP address below.

Any person who may be adversely affected by issuance of a Certificate of Approval may request a hearing, provided that such request be in writing, contain specific objections to the issuance of the Certificate of Approval and be received by the Dam Safety Section within fifteen (15) days of this publication.

Address to:

Department of Environmental Protection Division of Water and Waste Management Dam Safety Section 1000 Technology Drive, Suite 3220 Fairmont, West Virginia 26554



Tucker County Road Map 2024