



www.americanwhitewater.org

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October 27, 2014

Kimberly D. Bose, Secretary
Federal Energy Regulatory Commission
888 First Street, NE
Washington DC. 20426

Electronic Filing

Re: Lassen Lodge Hydroelectric Project (P-12496), South Fork Battle Creek,
Tehama County, California– Motion to Intervene.

Dear Ms. Bose:

Enclosed for filing in the above referenced proceeding is **American Whitewater and California Sportfishing Protection Alliance's Motion to Intervene** in Rugraw, LLC's application for a new license for the Lassen Lodge Hydroelectric Project on South Fork Battle Creek, California (P-12496-002). This letter is in response to FERC's August 28, 2014 Notice of Application Accepted for Filing and Soliciting Motions to Intervene and Protests.

Copies of this filing have been served on all parties of record to these proceedings. Thank you for the opportunity to provide comments on this project.

Sincerely,

Dave Steindorf
California Stewardship Director

**UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION**

Lassen Lodge Hydroelectric Project Rugraw, LLC	FERC Project No. 12496-002
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**MOTION TO INTEREVENE OF AMERICAN WHITEWATER AND
CALIFORNIA SPORTFISHING PROTECTION ALLIANCE IN THE LASSEN
LODGE HYDROELECTRIC PROJECT (P-12496-002)**

I. INTRODUCTION

Pursuant to Rule 214 of the Commission’s Rules of Practice and Procedure, 18 C.F.R. § 385.212 and § 385.214, and in response to FERC’s August 28, 2014 *Notice of Application Accepted for Filing and Soliciting Motions to Intervene and Protests*,¹ American Whitewater and California Sportfishing Protection Alliance (“CSPA”) hereby request leave to intervene as a party in the proceeding for the Lassen Lodge Hydroelectric Project (FERC No. 12496-002), located on South Fork Battle Creek near the town of Mineral in Tehama County, California.

II. IDENTITY OF INTERVENORS

American Whitewater is a 501(c)(3) non-profit organization with a mission to conserve and protect America’s whitewater resources and enhance opportunities to enjoy them safely. Founded in 1954, American Whitewater has over 5,800 members and 100 locally-based affiliate clubs, representing the conservation interests of whitewater enthusiasts across the nation. A significant percentage of our members reside in California and throughout the western U.S. and we have intervened in previous matters in this proceeding. We therefore have an interest in Rugraw’s proposed Lassen Lodge Hydroelectric Project and the outcome of this proceeding.

¹ FERC eLibrary Accession No. 20140828-3039.

CSPA is a non-profit, public benefit fishery conservation organization incorporated in 1983 to protect, restore and enhance the state's fishery resources and their aquatic ecosystems. CSPA works to ensure that public fishery resources are conserved to enable public sport fishing activity. As an alliance, CSPA represents over one thousand members that reside in California. Since its inception, CSPA has been actively involved in the conservation of the fishery resources throughout the state, in proceedings before local, state and federal government entities. CSPA has been concerned about the prolonged and extensive decline of the state's fish species, and has worked with many government agencies to stop these fishery declines. The interests of CSPA and its members are directly affected by the outcome of this proceeding.

Service of process and other communications should be made via electronic service only to:

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Chris Shutes
California Sportfishing Protection Alliance
FERC Projects Director
1608 Francisco Street
Berkeley, CA 94703
Phone: (510) 421-2405
E-mail: blancapaloma@msn.com

III. GROUNDS FOR INTERVENTION

Intervention by American Whitewater and CSPA is in the public interest as required by 18 C.F.R. §385.214(b)(2)(iii). Both organizations have significant undeniable interests in the preservation of the natural and recreational resources of South Fork Battle Creek. No other parties to the proceeding will be able to adequately represent those interests, and therefore, American Whitewater and CSPA have a direct and substantial interest in the outcome of this process.

IV. STATEMENT OF POSITION

American Whitewater and CSPA seek to participate in these proceedings to ensure that the non-power values of South Fork Battle Creek are protected. The applicant is seeking an expedited licensing process in order to qualify for federal tax credits, which are necessary to make the project economically viable. However, an expedited licensing process is not in the public interest. The proposed project presents complex issues regarding water temperature, instream flows and fish passage which require deeper analysis than an expedited process allows. Additionally, there is long-standing opposition and controversy associated with the project and a history of delay and information deficiencies with the application. In light of these factors, an expedited licensing process is inappropriate.

V. CONCLUSION

WHEREFORE, American Whitewater and CSPA have a substantial interest in these proceedings, and no other party would adequately represent their interests, American Whitewater and CSPA respectfully, through this Motion to Intervene, request intervention in the above referenced proceeding.

Respectfully Submitted,



Dave Steindorf
American Whitewater
California Stewardship Director



Megan Hooker
American Whitewater
Associate Stewardship Director



Chris Shutes
FERC Projects Director
California Sportfishing Protection Alliance

**UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION**

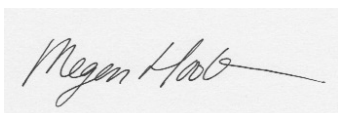
**Lassen Lodge Hydroelectric Project
Rugraw, LLC**

FERC Project No. 12496-002

CERTIFICATE OF SERVICE

Pursuant to Rule 2010 of the Commission's Rules of Practice and Procedure, I hereby certify that I have this day caused the foregoing **American Whitewater and California Sportfishing Protection Alliance's Motion to Intervene in the Lassen Lodge Hydroelectric Project (P-12496-002)** to be served upon each person designated on the official service list compiled by the Secretary in this proceeding.

Dated this 27th day of October 2014.



Megan Hooker
American Whitewater

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