



Thomas O'Keefe, PhD  
Pacific Northwest Stewardship Director  
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October 12, 2010

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

**Re: Milner Hydroelectric Project, Project No. 2899-144  
Motion to Intervene**

Dear Secretary Bose:

Enclosed for filing in the above referenced proceeding is American Whitewater's MOTION TO INTERVENE on the Milner Hydroelectric Project Application for Major License. Copies of this filing have been served on all parties of record to this proceeding.

Thank you for your assistance. Please call me at 425-417-9012 if you have any questions or need additional information.

Sincerely,

Thomas O'Keefe, PhD  
Pacific Northwest Stewardship Director

UNITED STATES OF AMERICA  
FEDERAL ENERGY REGULATORY COMMISSION

Idaho Power Company	)	Project No. 2899-144
Milner Dam Inc.	)	Milner
	)	Hydroelectric Project
	)	
Application for License Amendment	)	Motion to Intervene of
	)	American Whitewater
_____	)	

AMERICAN WHITEWATER'S MOTION TO INTERVENE IN THE MILNER  
HYDROELECTRIC PROJECT AMENDMENT OF LICENSE PROCEEDING

**I. Introduction**

By notice dated September 24, 2010, the Federal Energy Regulatory Commission (Commission) solicited motions to intervene on Idaho Power Company and Milner Dam Inc. (Licensees) application for a License Amendment for the Milner Hydroelectric Project, FERC No. 2899-144. American Whitewater hereby moves to intervene in this proceeding pursuant to 18 C.F.R. § 385.210 and § 385.214. Service of process and other communications should be made to:

Thomas O'Keefe  
Pacific Northwest Stewardship Director  
American Whitewater  
3537 NE 87<sup>th</sup> Street  
Seattle, WA 98115  
okeefe@americanwhitewater.org

**II. Motion to Intervene**

**A. Interest of the Intervenors**

American Whitewater is a national non-profit 501(c)(3) river conservation organization founded in 1954. We have over 6,000 members and 100 local-based affiliate clubs, representing whitewater paddlers across the nation. American Whitewater's mission is to conserve and restore America's whitewater resources and to enhance opportunities to enjoy them safely. As a conservation-oriented paddling organization, American Whitewater has an interest in the Milner reach of the Snake River affected by this project. A significant percentage of American Whitewater members reside in Idaho and neighboring states—a short driving distance from the regionally significant recreational resource the Milner reach of the Snake River provides. We support the proposed license amendment of article 415 to include April as a month when whitewater releases are

potentially available at the Milner Project. The proposed amendment will enhance the ability of American Whitewater members to use the Snake River and areas surrounding the Project for recreational and aesthetic purposes, including but not limited to whitewater recreation, viewing the scenic river canyon, and enjoyment of the outdoors. We appreciate the efforts of the Licensees to consider the issues and suggestions raised by the boating community to improve implementation of this license article through the proposed amendment.

**B. Grounds for Intervention**

Intervention by American Whitewater is in the public interest as required by 18 C.F.R. §385.214(b)(2)(iii). American Whitewater has significant undeniable interests in the preservation, restoration, and enhancement of the Snake River's natural and recreational resources. Interests of recreational boaters include access to public waters, and opportunities for whitewater recreation on the section of the Snake River impacted by the project. No other party to the proceeding will be able to adequately represent those interests. American Whitewater has a direct and substantial interest in the outcome of this proceeding.

**C. Conclusion**

Granting intervenor status to American Whitewater will not delay this proceeding. No other party represents American Whitewater's interests in this proceeding. For these reasons, the Commission should accept this motion to intervene in this proceeding

Respectfully submitted this 12th day of October, 2010,



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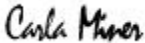
UNITED STATES OF AMERICA  
FEDERAL ENERGY REGULATORY COMMISSION

Idaho Power Company ) **Project No. 2899-144**  
Milner Dam Inc. ) **Milner Hydroelectric Project**  
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**CERTIFICATE OF SERVICE**

I hereby certify that I have this day served the foregoing document upon each person designated on the official service list compiled by the Secretary in this proceeding.

Dated this 12<sup>th</sup> day of October 2010

  
Carla Miner  
American Whitewater  
Stewardship Assistant

## Service List for P-2899-000 Idaho Power Company

Contacts marked \*\* must be postal served

Party	Primary Person or Counsel of Record to be Served	Other Contact to be Served
American Rivers		Sara D Eddie Dir. Hydropower & Energy Prgms American Rivers PO Box 1612 Boise, 83701-1612 Ada seddie@rmci.net
American Whitewater	Thomas O'Keefe PNW Stewardship Director American Whitewater 3537 NE 87th St Seattle, WASHINGTON 98115 UNITED STATES okeefe@amwhitewater.org	Kevin Richard Colburn National Stewardship Director American Whitewater 1035 Van Buren St Missoula, MONTANA 59802 kevin@amwhitewater.org
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Idaho Department of		Douglas Conde Deputy Attorney General

Environmental Quality		Idaho Department of Environmental Quality 1410 North Hilton Boise, IDAHO 83706 Ada douglas.conde@deq.idaho.gov
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Idaho Department of Water Resources		Phillip J. Rassier, ESQ Deputy Attorney General Idaho Department of Water Resources PO Box 83720 Boise, 83720-0098 phil.rassier@idwr.idaho.gov
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Idaho Power Company		Rex Blackburn Senior VP & General Counsel Idaho Power Company PO Box 70 Boise, 83702 rblackburn@idahopower.com
Idaho Rivers United		Sara D Eddie Dir. Hydropower & Energy Prgms Idaho Rivers United PO Box 1612 Boise, 83701-1612 Ada seddie@rmci.net
NORTH SIDE CANAL		**TED DIEHI NORTH SIDE CANAL COMPANY

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ROSHOLT, ROBERTSON & TUCKER		**JOHN R ROSHOLT ROSHOLT, ROBERTSON & TUCKER PO Box 1906 Twin Falls, 83303-1906 Twin Falls
State of Idaho	Harriet Hensley Deputy Attorney General Idaho Office of Attorney General 700 W. State J. R. Williams Bldg., 2nd Floor Boise, IDAHO 83702 UNITED STATES harriet.hensley@ag.idaho.gov	
Twin Falls Canal Company		**Vince Alberdi General Manager Twin Falls Canal Company PO Box 326 Twin Falls, 83303-0326 Twin Falls

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