



Yavapai-Apache Nation

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ORIGINAL

Secretary Magalic Salas
Federal Energy Regulatory Commission
888 First Street
Washington, D.C. 20426

August 16th 2002

RE: Request For Late Intervention Status in the Matter of APS's Application for Surrender of its Operational License. (P-2069-007)

Dear Secretary Silas,

Please be advised the Yavapai-Apache Nation is requesting late intervention status with regard to the issue of the surrender of Arizona Public Service Companies operational license for the Childs-Irving Hydroelectric facilities.

The Yavapai-Apache Nation is a federally recognized Tribe located in central Arizona near to the APS project area in Fossil Creek Canyon. For uncounted centuries our Yavapai and Apache ancestors were the traditional stewards of the land currently occupied by the Childs-Irving Hydroelectric facility. After the conquest of our lands by the federal government in the second half of the Nineteenth Century many of our families maintained residence in Fossil Creek Canyon through the 1950's and participated in the original construction of the road, flume and power plants.

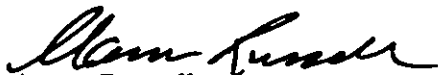
Fossil Creek is the point of origin for several important Western Apache cultural stories and legends pertaining to our history. Tribal Elders still living have vivid memories of traditional life in the Canyon with their parents and Grandparents, when the world moved at a slower pace and by different rules.

We have still, and always will have a stake in the life of Fossil Creek Canyon and the events taking place there, whether they be natural or regulatory. We were Intervenor in the relicensing process and simply did not realize the surrender application would take place under another protocol. We found out only within the last week we had missed the initial deadline to apply for intervention status. As the long term stewards of this landscape we feel that a Native American presence is important to the proceedings and critical for holistic public representation. In addition, it is our stance that NO other agency or organization can adequately represent or articulate our interests at the table and that our addition will neither hinder or detract from the process as it now stands.

2400 W Datsi Street, Camp Verde, AZ 86322

We hope that our lengthy heritage on the land and unique interest will sway you to grant us late Intervention status for these proceedings. I would like to thank-you for your consideration in this matter.

Cordially,

A handwritten signature in black ink, appearing to read "Aaron Russell", written in a cursive style.

Aaron Russell
Tribal Chairman and
Cultural Preservation Officer