



John T. Gangemi
Conservation Director
482 Electric Avenue
Bigfork, MT 59911
Phone/fax: (406) 837-3155/3156
jgangemi@centurytel.net

Electronic Filing

December 19, 2002

Magalie R. Salas
Secretary
Federal Energy Regulatory Commission
888 First Street, NE
Washington, DC 20426

RE: Bull Run Hydroelectric Project, Project No. 477-024

Dear Ms Salas:

Enclosed for filing in the above referenced proceeding are American Whitewater, Alder Creek Kayak Supply, Inc. and WaterWatch of Oregon's MOTION TO INTERVENE and COMMENTS on the Bull Run Hydroelectric Project Amendment of License, Surrender of License, Settlement and Decommissioning Plan. Copies of this filing have been served on all parties of record to this proceeding.

Thank you for your assistance. Please call if you have any questions or need additional information.

Sincerely,

John T. Gangemi
Conservation Director

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Notice for License Amendment, Surrender)	Project No. 477-024
And Settlement and Decommissioning Plan)	Bull Run Hydroelectric Project
Portland General Electric)	
_____)	

**AMERICAN WHITEWATER, ALDER CREEK KAYAK SUPPLY INC. AND
WATERWATCH OF OREGON'S MOTION TO INTERVENE AND COMMENTS ON
LICENSE AMDENDMENT, SURRENDER AND SETTLEMENT AND
DECOMMISSIONING PLAN FOR THE BULL RUN HYDROELECTRIC PROJECT,
FERC NO. 477-024**

I. Introduction

On November 12, 2002 Portland General Electric Company (PGE) filed an Amendment of License, Surrender of License, Settlement and Decommissioning Plan with the Federal Energy Regulatory Commission (Commission) for the Bull Run Hydroelectric Project, FERC No. 477-024. On November 21, 2002 the Commission issued a Notice of Application for Amendment of License, Surrender of License, Settlement and Decommissioning Plan and Soliciting Comments, Motions to Intervene, and Protests.

American Whitewater, Alder Creek Kayak Supply, Inc. and WaterWatch of Oregon move to intervene in this proceeding pursuant to 18 C.F.R. §385.214. Additionally, American Whitewater, Alder Creek Kayak Supply, Inc. and WaterWatch of Oregon appreciate the opportunity to comment on various documents. We have reviewed them and offer the following comments.

Service of process and other communications should be made to:

John T. Gangemi
American Whitewater
482 Electric Avenue
Bigfork, MT 59911

Keith Jensen
Alder Creek Kayak Supply Inc.
250 NE Tomahawk Island Drive
Portland, OR 97217

Karen Russell
WaterWatch of Oregon
213 SW Ash Suite 208
Portland, OR 97204

II. Motion to Intervene

A. Interest of the Intervenors

American Whitewater Affiliation (hereinafter known as American Whitewater) is a national non-profit 501(c)3 river conservation and recreation organization founded in 1957. We have over 8,000 members and 160 canoe club affiliates, representing approximately 180,000 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 a strong interest in the future of the Sandy and Little Sandy Rivers and, therefore, the relicensing of the Bull Run Hydroelectric project. A significant percentage of our membership resides in the Oregon area. Federal actions that affect flow, access to the river and navigation may potentially adversely impact opportunities for American Whitewater members to utilize the Sandy and Little Sandy Rivers. Therefore, American Whitewater has a direct interest in the relicensing proceedings for the Bull Run Hydroelectric Project, FERC No. 477-024 on the Sandy and Little Sandy Rivers.

Alder Creek Kayak Supply, Inc. is a local retail store located in Portland, Oregon. Alder Creek maintains a data base of customers in the Portland metropolitan area, which numbers over 28,000 customers. One of the unique characteristics of the Sandy and Little Sandy Rivers are their proximity to the Portland Metro region and our customer base. We specialize in whitewater recreation and a large number of our customers recreate on the Sandy and Little Sandy Rivers on a regular basis. Alder Creek provides rental of

equipment for use on the Sandy River and conducts classes, trips and safety clinics on the Sandy River. Our company name is derived from a major rapid on the Sandy River known as Alder Creek rapid. For many years the owners of Alder Creek were the owners of houses on the Sandy River, and one of us maintains a house on the Sandy to this day. For the first 8 years of our operation, our base was in Sandy, Oregon in close proximity to the affected rivers. As such, Alder Creek Kayak Supply, Inc. has a direct interest in the outcome of this proceeding.

WaterWatch of Oregon (WaterWatch) is an Oregon non-profit 501(c)(3) river conservation organization established in 1985. WaterWatch's primary mission is to promote water policies for Oregon that provide the quantity and quality of water necessary to support fish, wildlife, recreation, biological diversity, ecological values, public health and a sound economy. One of the organization's primary goals is to establish rights to protect instream flows needed for fish, wildlife, recreation and other public interest values on every river system in Oregon, including the Sandy. WaterWatch has over 900 members, many of whom use and enjoy the Sandy River system. Since its inception WaterWatch has dedicated staff time and resources to the protection and restoration of streamflows in the Sandy River and its tributaries. More recently WaterWatch worked with a coalition of interests to get streamflows restored to the Sandy and Little Sandy Rivers. Federal actions that affect river flows in the Sandy Basin may potentially adversely impact WaterWatch's interests and the interests of WaterWatch's members. Therefore, WaterWatch has a direct interest in the relicensing proceedings for the Bull Run Hydroelectric Project, FERC No. 477-024 on the Sandy and Little Sandy Rivers.

B. Grounds for Intervention

Intervention by American Whitewater, Alder Creek Kayak Supply, Inc. and WaterWatch is in the public interest as required by 18 C.F.R. §385.214(b)(2)(iii). American Whitewater, Alder Creek Kayak Supply, Inc. and WaterWatch have significant undeniable interests in the preservation, restoration, and enhancement of the Sandy and Little Sandy rivers' natural and recreational resources. No other party to the proceeding will be able to adequately represent those interests. American Whitewater, Alder Creek

Kayak Supply, Inc. and WaterWatch have a direct and substantial interest in the outcome of this process.

C. Background

American Whitewater, Alder Creek Kayak Supply, Inc. and WaterWatch have been integrally involved in this proceeding since Portland General Electric initiated the relicense process. We worked closely with Portland General Electric crafting the communications protocol for the alternative license process in this proceeding. American Whitewater and Alder Creek Kayak Supply Inc. filed comments on the Alternative Licensing Procedure on October 30, 1998. We were directly involved in scoping issues associated with this hydropower project, study development, implementation and analysis. American Whitewater, Alder Creek Kayak Supply, Inc. and WaterWatch have been active participants in the Settlement Group convened by Portland General Electric in December 2001. The Settlement and Decommissioning Plan submitted by Portland General Electric to the FERC is a direct byproduct from the Settlement Group.

III. Comments

The Settlement and Decommissioning Plan submitted by Portland General Electric as part of the Surrender Application is strongly supported by a wide array of interests. The Surrender Application encompasses the professional expertise of state and federal agency resource professionals as well as detailed analysis by non-governmental organizations and the public. As such, American Whitewater, Alder Creek Kayak Supply, Inc. and WaterWatch recommend the FERC accept the Surrender Application and the Settlement and Decommissioning Plan in its entirety. The parties to the settlement agree the Settlement and Decommissioning Plan represents the best alternative for the Sandy and Little Sandy Rivers.

IV. Conclusion

American Whitewater, Alder Creek Kayak Supply, Inc. and WaterWatch represent interests not represented by any other party to the proceeding. Our intervention is in the public interest as required by 18 C.F.R. §385.214(b)(2)(iii). Therefore, we respectfully request that the Commission grant this timely motion for intervention.

In addition, for the foregoing reasons, it is our view that FERC should approve the License Amendment, Surrender, and Settlement and Decommissioning Plan for the Bull Run Hydroelectric Project, FERC No. 477-024 on the Sandy and Little Sandy Rivers. The Settlement and Decommissioning Plan represents the best alternative as determined by state and federal resource professionals as well as non-governmental organizations and the public.

Respectfully submitted this 19th day of December, 2002.

John T. Gangemi
American Whitewater

Keith Jensen
Alder Creek Kayak Supply Inc.

Karen Russell
WaterWatch of Oregon

CERTIFICATE OF SERVICE

I hereby certify that I have this 19th day of December, 2002, served the foregoing document upon each person designated on the official service list compiled by the Secretary in this proceeding.

Carla R. Miner

Service List for P-477

Portland General Electric Company

Principal/Party Name/Address

Representative Name/Address

EINAR WOLD
National Marine Fisheries Service
ENVIRONMENTAL & TECHNICAL SERVICES
DIV.
525 NE Oregon St Ste 500
Portland , OR 97232-2778

Keith Kirkendall
National Marine Fisheries Service
Hydro Division
525 NE Oregon St Ste 500
Portland , OR 97232-2778

Brian Brown Program Director
National Marine Fisheries Service
525 NE Oregon St Ste 500
Portland , OR 97232-2778

Margaret Delp
National Oceanic & Atmospheric Admin.
BIN C15700
7600 Sand Point Way NE
Seattle , WA 98115-6349

BEVERLY B. HALL
Oregon Department of Justice
SUITE 410
1515 SW 5th Ave
Portland , OR 97201-5406

HYDRO SUPPORT
Portland General Electric Company
121 SW Salmon St
Portland , OR 97204-2901

Robin Tompkins
Portland General Electric Company
121 SW Salmon St # 1WTC13
Portland, OR 97204-2901

LOREN MAYER MANAGER
Portland General Electric Company
121 SW Salmon St
Portland , OR 97204-2901

NORM ERNST MANAGER
Portland General Electric Company
121 SW Salmon St
Portland, OR 97204-2901

Robert L. Steele Project Manager
Portland General Electric Company
ONE WORLD TRADE CENTER
121 SW Salmon St
Portland , OR 97204-2901

Julie A Keil Director
Portland General Electric Company
121 SW Salmon St, 3WTC-BRHL
Portland, OR 97204-2901

Submission Contents

P477M0I021219.doc	
P477M0I021219.doc.....	1-9