



**United States
Department of
Agriculture**

**Forest
Service**

Intermountain Region

**324 25th Street
Ogden, UT 84401
801-625-5605**

File Code: 2770

Date: March 13, 2003

Ms. Magalie R. Salas
Secretary
Federal Energy Regulatory Commission
888 First Street, NE
Room 1-A
Washington, DC 20426

Re: Notice of Application for Surrender, American Fork Hydroelectric Project, P-696-013.

Dear Ms. Salas:

We received the above notice and have the following comments.

PacifiCorp and other interested parties worked diligently over a period of 2 years crafting a settlement agreement that resolved the issues of all parties for the decommissioning of this project. The settlement agreement was filed by the company on February 12, 2003. Insofar as the settlement agreement describes site restoration measures on National Forest System lands, we recommend that the Commission accept the license surrender and order project decommissioning as described in the agreement.

Enclosed is our motion to intervene. If you have questions, please contact Gerrish Willis, Regional Hydropower Coordinator of our Lands Staff, at 801-524-3969.

Sincerely,

/s/ Bert Kulesza (for)
JACK G. TROYER
Regional Forester

Enclosure

Cc:
Service List

L:GWILLIS:cbh:3/12/03



FERC Project 696-010

Certificate of Service

I hereby certify that the foregoing USDA Forest Service's response to Notice of Application to Surrender dated February 21, 2003, has

this day been filed with the Commission and served upon each person designated on the official Service List compiled by the Secretary for this proceeding this 14th day of March, 2003.

/s/ Cindy Hampton

Cindy Hampton

801-625-5438

UNITED STATES OF AMERICA
Before the
FEDERAL ENERGY REGULATORY COMMISSION

PacifiCorp	)	Project No. 696-013
	)	
	)	American Fork Hydroelectric Project
	)	
	)	

**MOTION TO INTERVENE
APPLICATION FOR SURRENDER OF LICENSE**

In response to the Commission's notice dated February 21, 2003 and pursuant to Commission Rule 214 (18 C.F.R. § 385.214), the United States Department of Agriculture, Forest Service, moves to intervene on the proposed surrender of license for the American Fork Hydroelectric Project No. 696-013, by PacifiCorp.

The project is partially located on National Forest System (NFS) lands within the Uinta National Forest. The Forest Service, under various authorities, is responsible for protecting and managing NFS lands and resources pursuant to a multiple-use mandate, see, e.g., the Organic Administration Act, 16 U.S.C. § 551; the Multiple-Use Sustained-Yield Act of 1960, 16 U.S.C. §§ 528-531; the Forest and Rangeland Renewable Resources Planning Act of 1974, as amended by the National Forest Management Act of 1976, 16 U.S.C. § 1600 *et seq.*; section 501 of the Federal Land Policy and Management Act of 1976, 43 U.S.C. § 1761; and section 4(e) of the Federal Power Act, 16 U.S.C. § 797(e). The Uinta National Forest's Land and Resources Management Plan provides management direction for the NFS resources in the area.

Sensitive riparian and aquatic wildlife habitat may occur on NFS lands within the project area. The Forest Service seeks to intervene to become a party in the surrender of licensing to ensure that the interests of the Forest Service and the public in protection and management of the Uinta National Forest are adequately represented.

Should you grant intervention as requested, please include the following persons on the official service list for any matters relating to this license application:

Kenneth D. Paur
Office of the General Counsel, USDA
507 25th Street, Room 205
Ogden, Utah 84401

Jack Troyer, Regional Forester
USDA Forest Service, Intermountain Region
324 25th Street
Ogden, Utah 84401

Gerrish Willis, Lands Specialist
USDA Forest Service, Intermountain Region
324 25th Street
Ogden, Utah 84401

Pete Karp, Forest Supervisor
Uinta National Forest
88 West 100 North
Provo, UT 84601

Respectfully, submitted this 12th day of March, 2003:

Kenneth D. Paur
Attorney for the Forest Service

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