

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

In the matter of  
Application for Preliminary Permit  
Cascade Creek Hydroelectric Project  
Cascade Creek, LLC

Project No.: P-12495-002

**MOTION TO INTERVENE  
BY THE SOUTHEAST ALASKA POWER AGENCY**

Pursuant to the Federal Energy Regulatory Commission's ("Commission") NOTICE OF PRELIMINARY PERMIT APPLICATION ACCEPTED FOR FILING AND SOLICITING COMMENTS, MOTIONS TO INTERVENE, PROTESTS, AND COMPETING APPLICATIONS dated March 15, 2011, and the Commission's Rules of Practice and Procedure, the Southeast Alaska Power Agency ("SEAPA") hereby moves to intervene in this proceeding. In support of this motion, the SEAPA states as follows:

1. SEAPA, having its principal office at 1900 First Avenue, Suite 318, Ketchikan, Alaska 99901, is a Joint Action Agency formed under Alaska Statutes §§ 42.45.300, *et seq.*, owner of two hydroelectric projects and associated transmission facilities in Alaska, and representing the interests of its member utilities but having a legal existence separate from and independent of its member utilities.
2. Cascade Creek, LLC ("Applicant") filed its Application for Preliminary Permit for the Cascade Creek Hydroelectric Project ("Cascade Creek Project") with the Commission on February 11, 2011. On March 15, 2011, the Commission issued a Notice of Preliminary Permit Application Accepted for Filing and Soliciting Comments, Motions to Intervene, and Competing Applications for the Cascade Creek Project. This is the third time Cascade Creek has sought a preliminary permit from FERC for Project No. 126495.
3. Pursuant to 18 C.F.R. § 385.214(a)(3), SEAPA filed a motion to intervene in the Cascade Creek Project proceedings. SEAPA was granted intervention and became a party to those proceedings pursuant to 18 C.F.R. § 385.214(c)(1). Under the original Order Issuing Preliminary Permit, filed October 8, 2004, SEAPA intervened by motion, and such intervention was unopposed.<sup>1</sup>

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<sup>1</sup> By FERC Orders Amending License Nos. 2911 and 3015, Issued January 16, 2009, FERC amended these licenses to acknowledge that SEAPA had changed its name from the Four Dam Pool Power Agency to the Southeast Alaska Power Agency.

4. SEAPA is the owner and Commission Licensee for the Lake Tyee Hydroelectric Project (“Lake Tyee Project”). The Commission designated Lake Tyee as Project Number 3015 in its records and issued the license on August 5, 1981. SEAPA is the owner and Commission Licensee for Swan Lake Hydroelectric Project (“Swan Lake Project”). The Commission designated Swan Lake as Project Number 2911, issued July 1, 1980. SEAPA also owns the associated transmission lines connecting Lake Tyee Project and Swan Lake Project to the member utilities in Petersburg, Wrangell and Ketchikan, Alaska (the “SEAPA Interconnected System”).
5. As owner of the SEAPA Interconnected System, SEAPA has interests not represented by any other parties to these proceedings.
6. The Cascade Creek Project proposes to connect transmission lines currently interconnecting Wrangell, Petersburg and Ketchikan. Plans associated with the application show that Cascade Creek also proposes an interconnection at the Petersburg substation which could require significant upgrades to the transmission lines, as well as considerable expansion to the Petersburg switching station.. These proposed interconnections will have significant implications for SEAPA’s ability to operate the SEAPA Interconnected System in a reliable, efficient and cost-effective manner.
7. The proposed interconnections are not consistent with the existing priorities for use of the capacity of the transmission facilities.
8. The proposed interconnections could also interfere with the SEAPA’s ability to schedule and carry out required maintenance on SEAPA’s transmission line, as well as the associated substations.
9. In its application, and throughout the history of this proposed project, Applicant has not provided any detail regarding its interconnection with SEAPA’s facilities and network. The application simply states “Applicant is not proposing to construct new interconnect facilities and/or substations at the point of interconnection. Applicant anticipates working through existing system upgrade requirements prior to and during interconnection discussions, which will occur post-licensing.”
10. Applicant fails to account for impacts from this interconnection.
11. Correspondence and communications concerning this motion should be addressed to:

David Carlson  
Chief Executive Officer  
1900 First Avenue, Suite 318,  
Ketchikan, Alaska 99901

with copy to:

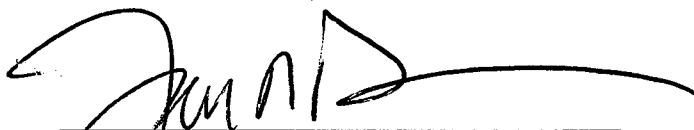
Joel Paisner  
Ater Wynne LLP  
601 Union Street, Suite 1501  
Seattle, WA, 98101-3981

**REQUEST**

For the reasons stated above, SEAPA requests that the Federal Energy Regulatory Commission issue an order granting the SEAPA's motion to intervene in all proceedings regarding the Cascade Creek Hydroelectric Project

DATED this 18<sup>th</sup> day of March, 2011

Respectfully submitted,



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Joel R. Paisner  
Ater Wynne LLP  
601 Union Street, Suite 1501  
Seattle, WA 98101  
Of Attorneys for The Southeast Alaska Power  
Agency

**CERTIFICATE OF SERVICE**

I hereby certify that I have this 18th day of March, 2011, served a true and correct copy of the foregoing document upon parties of record, via the method(s) noted below, properly addressed as follows:

Dick Olson  
Thomas Bay Power Authority  
4498 Zimovia Highway  
PO Box 1318  
Wrangell AK 99929

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Joe Nelson  
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Petersburg AK 99833-0329

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Buck Lindekugel  
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419 Sixth Street  
Juneau AK 99801

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 Email (buck@seacc.org)

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

DATED this 18th day of March, 2011, at Seattle, Washington.

  
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Document Content(s)

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