

**Electronic Filing**

August 30, 2016

Ms. Kimberly D. Bose  
Secretary  
Federal Energy Regulatory Commission  
888 First Street, N.E.  
Washington, D.C. 20426

**Re: Yadkin Hydroelectric Project, No. P-2197-109  
Motion to Intervene American Rivers**

Dear Secretary Bose:

Enclosed for filing in the above referenced proceeding is American Rivers' Motion To Intervene in the Transfer of License of the Yadkin Hydroelectric Project from Alcoa Power Generating, Inc. to Cube Hydro, Inc. 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. I can be reached at (803) 771-7114.

Sincerely,



Gerrit Jöbbsis  
Senior Director, American Rivers

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

**Alcoa Power Generating Inc.        )**  
**Cube Yadkin Generation LLC        )**

**Project No. P-2197-109**  
**Yadkin Project**

**MOTION TO INTERVENE BY AMERICAN RIVERS, INC. IN THE  
APPLICATION FOR TRANSFER OF LICENSE**

Pursuant to Rule 214 of the Commission’s Rules of Practice and Procedure, 18 C.F.R. §385.214, American Rivers, Inc. (“American Rivers”) hereby moves to intervene in the above-captioned proceeding.

**I.       Background**

On August 1, 2016 the Federal Energy Regulatory Commission (Commission) issued a Notice of Application for Transfer of License and Soliciting Comments, Motions to Intervene, and Protests.

Service of process and other communications should be made to:

Gerrit Jöbssis  
American Rivers  
215 Pickens Street  
Columbia, SC 29205  
gjobsis@americanrivers.org

**II.       Motion to Intervene**

*A. Interest of the Intervenor*

American Rivers is a national, non-profit, 501(c) (3) conservation organization, with its headquarters located at 1101 14<sup>th</sup> St. NW, Suite 1400, Washington, DC 20005. American Rivers is the nation’s leading voice fighting for clean water and healthy rivers. For more than 40 years we have protected wild rivers, restored damaged rivers and secured clean water for people and nature. American Rivers has offices across the country including our main office for the Rivers

of Southern Appalachia and the Carolinas located in Columbia, SC. We have more than 200,000 members and supporters, including those in North and South Carolina who use and value the Yadkin and Pee Dee Rivers and are affected by the operation of the Project.

American Rivers has been engaged in the relicensing of the Yadkin Hydroelectric Project (Project) since 2002, participated in numerous relicensing meetings, and has filed several comments and recommendations that are part of the record. We are signatory to the Relicensing Settlement Agreement filed with the Commission by Alcoa Power Generating, Inc. on May 7, 2007 and have encouraged the Commission to issue a license consistent with its terms.

*B. Grounds for Intervention*

Intervention by American Rivers is in the public interest as required by 18 C.F.R. § 385.214(b)(2)(iii). American Rivers has significant undeniable interests in the preservation, restoration, and enhancement of the Yadkin and Pee Dee Rivers and their resources. No other party to the proceeding will be able to adequately represent American Rivers' interests.

Additionally, American Rivers has broad organizational interests in the Commission's equal consideration of power and non-power values in hydropower licensing. We have intervened in dozens of projects in order to assure that the Federal Power Act (FPA) is administered in a manner that protects and restores natural resources impacted by hydropower projects and the public use of those resources.

Accordingly, American Rivers has a direct and substantial interest in the outcome of this process and requests that it be permitted to intervene.

American Rivers appreciates the opportunity to submit this Motion to Intervene in the Transfer of License. Since we represent interests not represented by any other party to the proceeding, we respectfully request that the Commission grant this timely motion for intervention.

Respectfully submitted this 30<sup>th</sup> day of August 2016.

Sincerely,



Gerrit Jöbsis

Senior Director, American Rivers

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FEDERAL ENERGY REGULATORY COMMISSION**

**Alcoa Power Generating, Inc.     )**  
**Cube Yadkin Generation LLC     )**

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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.

Respectfully submitted this 30<sup>th</sup> day of August 2016.

Sincerely,



Gerrit Jöbsis

Senior Director, American Rivers  
215 Pickens Street  
Columbia, SC 29205  
gjobsis@americanrivers.org