



**UNITED STATES DEPARTMENT OF COMMERCE**  
**National Oceanic and Atmospheric Administration**  
NATIONAL MARINE FISHERIES SERVICE  
1201 NE Lloyd Boulevard, Suite 1100  
PORTLAND, OREGON 97232-1274

VIA ELECTRONIC FILING

Kimberly D. Bose, Secretary  
Federal Energy Regulatory Commission  
888 First Street NE  
Washington, DC 20426

Re: NOTICE OF INTERVENTION:  
Enloe Hydroelectric Project (FERC No. 12569-001)

Dear Secretary Bose:

Enclosed for filing in the above-captioned proceeding is the National Marine Fisheries Service's *Notice of Intervention* for a major license application filed by Public Utility District No. 1 of Okanogan County for the Enloe Hydroelectric Project (FERC No. 12569-001). The Enloe Project is located on the Similkameen River in Okanogan County, Washington. Copies of this filing have been served on all parties of record to this proceeding.

Sincerely,

A handwritten signature in black ink, appearing to read "Keith Kirkendall".

for Keith Kirkendall, Chief  
FERC and Water Diversions Branch  
Hydropower Division

Enclosure

cc: Service List



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

**Okanogan County Public Utility District )  
No. 1 )  
Application for Major License )**

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**Enloe Hydroelectric Project  
FERC Project No. 12569-001**

**NATIONAL MARINE FISHERIES SERVICE'S  
NOTICE OF INTERVENTION**

The National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration, United States Department of Commerce, hereby provides notice pursuant to 18 C.F.R. §385.214(a)(2), as amended at 68 Fed. Reg., 51,070 (Aug. 25, 2003) (Rule 214), that it is intervening in this proceeding. NMFS has a Federal statutory responsibility for protection, mitigation, and enhancement of anadromous fish resources that may be directly affected by the results of this proceeding. NMFS therefore intervenes for the purposes of becoming a party, and to ensure that its interests and those of the Department and the public are represented in this proceeding.

**I.**

Service of process and other communications concerning this proceeding should be made to:

Keith Kirkendall  
National Marine Fisheries Service  
1201 NE Lloyd Blvd., Suite 1100  
Portland, Oregon 97232-1274  
Phone: 503-230-5431  
Fax: 503-231-2318  
Email: [Keith.Kirkendall@noaa.gov](mailto:Keith.Kirkendall@noaa.gov)

Scott Carlon  
National Marine Fisheries Service  
1201 NE Lloyd Blvd., Suite 1100  
Portland, Oregon 97232-1274  
Phone: 503-231-2379  
Fax: 503-231-2318  
Email: [Scott.Carlon@noaa.gov](mailto:Scott.Carlon@noaa.gov)

and

Christopher Fontecchio  
7600 Sand Point Way, N.E.  
Seattle, Washington 98115  
Phone: (206) 526-6153  
Fax: (206) 526-6542  
Email: [Chris.Fontecchio@noaa.gov](mailto:Chris.Fontecchio@noaa.gov)

## II.

On August 22, 2008, Public Utility District No. 1 of Okanogan County (Okanogan PUD) filed an Application for Major License with the Federal Energy Regulatory Commission for the Enloe Hydroelectric Project (Project). The Project is located on the Similkameen River near the Town of Oroville, Okanogan County, Washington.

The Project was originally constructed between 1919 and 1923 and decommissioned in 1958. The original powerhouse was located on the right bank (looking downstream) about 850 feet downstream of the dam. The proposed Project would entail construction of new facilities on the left bank, including an intake canal, penstocks, powerhouse, tailrace and other pertinent facilities. The proposed Project would have a generation capacity of about 9 megawatts. The maximum hydraulic capacity of the new powerhouse would be about 1,600 cubic feet per second.

## III.

NMFS is the Federal agency with jurisdiction over marine, estuarine, and anadromous fish resources. See Reorganization Plan No. 4 of 1970, 84 Stat. 2090, as amended; the Fish and Wildlife Coordination Act (FWCA) at 16 U.S.C. § 661 and 662; the Sustainable Fisheries Act, 16 U.S.C. § 1801 et seq.; the Federal Power Act (FPA) at 16 U.S.C. § 803 and 811; the Pacific Northwest Electric Power Planning and Conservation Act, 16 U.S.C. § 839 et seq.; the Pacific

Salmon Treaty Act of 1985, 16 U.S.C. § 3631-3644; and the Endangered Species Act (ESA), 16 U.S.C. § 1531 et seq.

The FPA and FWCA specifically authorize NMFS to participate in this proceeding. By carrying out its statutory responsibilities under the FPA, FWCA, ESA and other authorities cited above, NMFS acts in the public interest. In addition, NMFS is obligated to satisfy its tribal trust responsibilities in the exercise of its statutory authorities affecting tribal interests and tribal treaty obligations.

#### **IV.**

For the above-stated reasons, NMFS respectfully requests that its motion to intervene in this proceeding for the Project be granted.

DATED this 30<sup>th</sup> day of December, 2008, on behalf of the National Marine Fisheries Service.

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

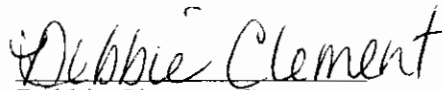
**Public Utility District No. 1 of Okanogan )  
County )  
Application for Preliminary Permit )  
\_\_\_\_\_ )**

**Enloe Hydroelectric Project  
FERC No. 12729-000**

**CERTIFICATE OF SERVICE**

I hereby certify that I have this day served, by first class mail, the National Marine Fisheries Service's Notice of Intervention, cover letter to Kimberly D. Bose, FERC, and this Certificate of Service upon each person designated on the official service list compiled by the Commission in the above captioned proceeding.

Dated on December 30, 2008.

  
Debbie Clement, Secretary  
Hydropower Division

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