

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

Utah Board of Water Resources

)

Project No. 12966-004

**MOTION TO INTERVENE OF
THE WASHINGTON COUNTY WATER CONSERVANCY DISTRICT**

Pursuant to Rules 212 and 214 of the Rules of Practice and Procedure of the Federal Energy Regulatory Commission (“FERC” or “Commission”),¹ the Washington County Water Conservancy District (“WCWCD”) hereby moves to intervene in the above-captioned proceeding. In support of this request, WCWCD states the following:

I. COMMUNICATIONS

All communications, correspondence, and documents concerning this request should be directed to the following persons:

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II. BACKGROUND AND INTERESTS OF WCWCD

The Utah Board of Water Resources (“UBWR”) submitted an application for a license for the Lake Powell Pipeline Project (“Project”), FERC Project No. 12966, on May 2, 2016. The Project would be located in Washington and Kane Counties, Utah, and

¹ 18 C.F.R. §§ 385.212, 385.214 (2017).

in Coconino and Mohave Counties, Arizona. On December 11, 2017, the Commission issued a Notice of Application Accepted for Filing, Soliciting Motions to Intervene and Protests, Ready for Environmental Analysis, and Soliciting Comments, Recommendations, Terms and Conditions, and Prescriptions by February 9, 2018.

The proposed Project will convey water from Lake Powell in Arizona through a pipeline to a high point in Arizona, after which it will flow through a series of hydroelectric turbines, ending at Sand Hollow Reservoir, near St. George, Utah. The Project is also proposed to include a pumped storage development in Washington County, Utah. UBWR will deliver wholesale electricity generated by the Project to regional transmission operators for use in the grid.

Although the Project will be licensed to and constructed and operated by UBWR, the water delivered by the Project will be used by WCWCD and the Kane County Water Conservancy District (“KCWCD”) for municipal and industrial water supply. Under the State of Utah’s Lake Powell Pipeline Development Act, the State of Utah is the direct sponsor of the Project. However, WCWCD and KCWCD, as the ultimate beneficiaries of the Project, are required to reimburse the State for the costs of developing the Project.

III. MOTION TO INTERVENE

As an ultimate beneficiary of the water delivered via the pipeline and one of entities ultimately responsible for reimbursing the State for the costs of Project development, WCWCD has a substantial and direct interest in the outcome of this proceeding. WCWCD’s interests cannot be adequately represented by any other party. Accordingly, it is both appropriate and in the public interest that WCWCD be permitted

to intervene and participate as a party to the license application proceeding for the Project.

IV. CONCLUSION

WHEREFORE, for the reasons set forth herein, WCWCD submits that its intervention is in the public interest, and respectfully requests that it be permitted to intervene with full rights to participate as a party to this proceeding.

Respectfully submitted,

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Counsel for Washington County Water
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Dated: December 29, 2017

CERTIFICATE OF SERVICE

Pursuant to Rule 2010 of the Commission's Rules of Practice and Procedure, I hereby certify that I have this day caused the foregoing document to be served upon each person designated on the official service list compiled by the Secretary in this proceeding.

Dated at Washington, DC this 29th day of December 2017.

/s/ Melear Tauch
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