

May 18, 2021

UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION

KENNEBUNK LIGHT AND POWER DISTRICT

Project No. P-5362-021

MOTION OF MAINE RIVERS TO INTERVENE IN THE KENNEBUNK LIGHT
AND POWER DISTRICT LICENSE SURRENDER PROCEEDING, P- 5362-021

Pursuant to 18 C.F.R. 385.214(d) of the Rules of the Federal Energy Regulatory
Commission (“FERC”), and the Commission’s Notice of April 21, 2021¹, in the above
captioned docket, Maine Rivers moves to intervene in the above captioned proceeding.

INTRODUCTION

On March 29, 2017, the Kennebunk Light and Power District (“KLPD”), the existing
licensee for the Lower Mousam Project, filed notice of its intent not to file an application
for a subsequent license. Subsequently, KLPD filed an application to surrender in place
the license for the Project which the Commission noticed for intervention and comment
on April 21, 2021. Maine Rivers, for the reasons set forth below, is vitally interested in
the outcome of this proceeding and requests approval of this Motion for Intervention in
the surrender proceedings.

¹ Accession No. 2110421-3190, April 21, 2021.

. INTEREST OF PETITIONER

Maine Rivers is a Maine Nonprofit Corporation, which is qualified under 501(c)(3) of the Internal Revenue Code, and whose mission is to protect, restore and enhance the ecological health of Maine's river systems. The Executive Director of Maine Rivers is Landis Hudson.

Members of Maine Rivers reside throughout the State of Maine and many live within the area affected by the Mousam Project. Those members have a direct interest in the outcome of this proceeding because many of them use the Mousam River for fishing, boating, bird watching and other recreational purposes. These members share the hope for a recovered Mousam River free of the dams at issue in this proceeding and the restoration of traditional runs of shad and alewives.

Maine Rivers has long been active in efforts to restore native fish populations across the State and has participated in numerous proceedings involving dams and hydropower regulation.

For example, Maine Rivers has organized and hosted several events to focus on the ecological health of the Mousam River, including a conference, "The Mousam and Kennebunk Rivers: Past, Present and Future" that was held in 2009 and a moderated public forum held in Kennebunk's Town Hall in 2015.

Maine Rivers is also leading an undertaking to remove obstructions to alewife passage on the Outlet Stream that flows from China Lake to the Sebasticook River. Participation as a party in the Lower Mousam Project proceeding would be in the public interest because it would be consistent with its activities on behalf of river restoration in Maine and its mission statement.

2. POSITION OF PETITIONER

Maine Rivers opposes the application for an order surrendering the license with the dams in place and will join comments to be submitted prior to the due date by the Mousam River Coalition.

CONCLUSION:

For the foregoing reasons, Maine Rivers respectfully requests that its

Motion to Intervene be granted.

/S/ Charles Owen Verrill, Jr., Suite M-100, 1055 Thomas Jefferson Street, NW,
Washington, DC 20007

FERC Id. F 258647 (charlesverrill@gmail.com)

Counsel to Maine Rivers

FOR ADDITION TO SECRETARY'S SERVICE LIST

The names and addresses for the service list to be maintained by the Secretary of the Commission are the following persons:

Charles Owen Verrill, Jr, Counsel to Maine Rivers and President of Maine Rivers
(charlesverrill@gmail.com)

Landis Hudson, Executive Director, Maine Rivers, Box 78, Yarmouth Maine 04096
(Landis@MaineRivers.org)

CERTIFICATE OF SERVICE:

I hereby certify that I have caused the foregoing document to be sent electronically to Todd Griset, Counsel for KLPD, at tgriset@preti.com, and each person on the service list compiled by the Secretary of the Commission for this proceeding on May 18,2021.

/S/ Charles Owen Verrill, Jr.