

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD

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OFFICE OF THE SECRETARY
REGULATORY & SERVICE
BRANCH

Service May Be Made Upon:

Philip J. Shea
Marks, Shea & Wilks
114 West Adams, Suite 200
Phoenix, Arizona 85003



In the Matter of
ARIZONA PUBLIC SERVICE COMPANY,
ET AL.
(Palo Verde Nuclear Generating
Station, Units 1, 2 and 3
Operating License Proceeding)

Docket Nos.
STN-50-528-OL
STN-50-529-OL
STN-50-530-OL

April 8, 1982

REQUEST FOR LEAVE TO
MAKE LIMITED APPEARANCE

The Salt River Pima-Maricopa Indian Community requests the presiding officer for leave, pursuant to the Commission's Regulations under 10 CFR §2.715, to make a limited appearance at the evidentiary hearing scheduled to commence on April 27, 1982.

The Salt River Pima-Maricopa Indian Community is a community of American Indians organized under Section 16 of the Indian Reorganization Act of June 18, 1934, 25 U.S.C. §476. It occupies a reservation in Maricopa County, Arizona comprised of more than 50,000 acres and it is governed by a Community Council created under a Constitution adopted by Community members and approved by the Secretary of the

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Interior on November 23, 1970. The Community Council is empowered under this Constitution to administer the Community's lands and natural resources and to exercise the governmental powers normally vested in a municipality.

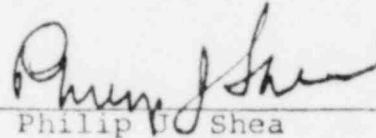
The Community has a direct interest in the proper use and disposition of water, including return flow water, within the Salt River Reclamation Project District. Accordingly, it has an interest in the proposed transfer of sewage effluent from the 91st Avenue wastewater treatment plant, which is within the Project, to the Palo Verde Nuclear Generating Station, which lies outside of the Project boundaries. The Community contends that this proposed transfer is governed by the provisions of the Reclamation Act of June 17, 1902, 32 Stat. 388 et seq., as amended, and that under these reclamation laws this transfer can be effected only under the authority of the Secretary of the Interior acting in compliance with certain statutory conditions and standards.

The Community particularly contends that the applicant does not have an assured supply of useable municipal effluent for cooling purposes for Unit 3 of the PVNGS during months of peak reactor need for the first five years of operation. The Community seeks to make an appearance at the scheduled proceedings to assure that the Commission has the benefit of its views on this matter of vital local concern.

Respectfully submitted,

MARKS, SHEA & WILKS

By

A handwritten signature in dark ink, appearing to read "Philip U. Shea", written over a horizontal line.

Philip U. Shea
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