

**UNITED STATES OF AMERICA
 UNITED STATES DEPARTMENT OF ENERGY**

Jordan Cove Energy Project, L.P.)	FE Docket No. 12–32–LNG
)	
Application for Certificate)	Jordan Cove Energy Project, L.P.;
)	Application to amend Authorization
)	to Export Liquefied Natural Gas
)	Produced From Domestic Natural Gas
)	Resources to Non-Free Trade Agreement
)	Countries for a 25-Year Period
)	
)	
)	

**Landowners United and Clarence Adams as an affected landowner
 NOTICE OF INTERVENTION, C AND PROTEST**

On April 19th, 2018, the Office of Fossil Energy at the Department of Energy (DOE/FE) posted in the Federal Register a notice of receipt for a proposed amendment dated February 6, 2018 to the application filed on March 23, 2012, by Jordan Cove Energy Project, L.P. (Jordan Cove), requesting long-term, multi-contract authorization to export liquefied natural gas (LNG) both natural gas produced domestically in the United States and natural gas produced in Canada and imported into the United States. In this Amendment, Jordan Cove again seeks to increase its volume of LNG exports—to the equivalent of 395 Bcf/yr (1.08 Bcf/d) of natural gas—as approved in its Conditional Non-FTA Authorization (DOE/FE Order No. 3413) and as requested in its Non-FTA Application. On October 5, 2015, JCEP filed an amendment to its Application (81 FR 11202), asking DOE/FE to increase its requested non-FTA LNG export volume from the equivalent of 292 Bcf/yr to 350 Bcf/yr of natural gas (0.96 Bcf/d). At that time, Jordan Cove did not seek to amend its Conditional Non-FTA Authorization. DOE/FE has not yet issued a final order on Jordan Cove’s Non-FTA Application, and it’s requested 2015 amendment remains pending.

The undersigned, Clarence Adams as myself and as President of Landowners United move to intervene, protest and comment on the above-captioned matter pursuant to 10 C.F.R. § 590.303 and § 590.304 and other relevant authorities.

On September 21, 2017 Jordan Cove and PCGP have filed new applications with FERC (Docket No. CP-17-495-000 and Docket No. CP17-494-000, respectively) and the PCGP proposed in the Section 7 application continues to cross 1/4 of a mile on my property.

Jordan Cove requests increasing the volume of gas available to export to Non-Free Trade Nations as set forth in the DOE/FE order #3413, from 192 Billion cubic feet per year (Bcf/yr.) to 350 Bcf/yr. As an affected landowner on the Pacific Connector Gas Pipeline (PCGP), I respectfully request DEO/FE deny this present request and withdraw the conditional order #3041 and #3413 on the following grounds.

In order to achieve the requested volume, a 46% increase Jordan Cove will have to increase the pressure from 1480 psi to in some estimates as much as 1900 psi in the pipeline (built with the lowest construction/safety standards allowed) which raises safety concerns to a new level for landowners. In many cases the pipeline will pass within 200 or feet or less of family residences. The safety issue is

exasperated due to the terrain of the pipeline route. The route is not planned on gentle rolling hills as in the Midwest or the flat stable ground like Louisiana. The pipeline will be built on 70% slopes in some areas, although homes are not generally built on such slopes, many houses are located at the base of steep slopes where landslides are a real treat. The 95 feet of cleared ground in the construction right of way will be very conducive to landslides. As the ground slips the weaker construction standards along with the higher pressure will make the likelihood of a pipeline failure greater. Landowners could have to deal with a fire or deadly gas along with a mud slides. This is not in the public interest especially if Heaven forbid there is a fatality or the State of Oregon has to pay for the land slide cleanup.

Both conditional orders #3041 and #3413 states “Jordan Cove is authorized to export domestically¹ produced LNG by vessel from The Jordan Cove terminal”². Pembina controls large quantities of Canadian gas and has openly stated they will export that gas through Jordan Cove³. Are we expected to believe the Pembina will buy U.S. Gas to export when they have a source that they have invested money in already? In the application approved by the Canadian National Energy Board⁴ on July 24, 2015, Veresen, now Pembina proposed to export an average of 297 Billion cubic feet for the first year of operation and 582 Billion cubic feet average for the first 3 years (including a 15% tolerance)⁵. It is very interesting that the amount they are requesting in the proposed amendment, 350 Billion cubic feet per year, is well under what they want to export though the United States. Is Jordan Cove expecting to increase capacity after the facility is operating? If Jordan Cove is allowed to export gas, where is the guarantee any of the gas will be domestically produced? If there is no guarantee then how can any public benefit be substantiated?

The obvious negative impacts from exporting Canadian gas though Jordan Cove are:

- No benefit to the US trade balance.
- Negative impact to American Jobs.
- Competition for American LNG plants keeping prices lower.
- A Canadian Company using eminent domain to subvert American private property rights.

Pembina maintains the PCGP will provide needed infrastructure⁶. This could not be further from the truth as the pipeline has one purpose and one purpose only, to provide gas for corporate profit. Jordan Cove maintains it will provide gas for the Grants Pass Lateral for local consumption. It is believed they are putting gas into the lateral to replace the gas they will take out with the 12 inch Coos Bay gas pipeline which they have held exclusive rights to by paying Coos County \$25,000 per month since 2007. Pembina also maintains they will provide gas for a couple of small communities along the pipeline route. What they said was they will provide taps for someone else to make the investment in a distribution system. None of this should be considered infrastructure as it is just a ploy to placate critics and not for the public benefit.

¹ Definition of Domestic: of, relating to, or originating within a country and especially one's own country.

domestic politics

domestic wines

domestic manufacturing

all debts foreign and *domestic*

² Order # 3413, page 153, section XII. A. and Order #3041, page 12, Section XII. A.

³ Exhibit 1, Jordan Cove Cover letter for Canadian gas export application.

⁴ Exhibit 2, Canadian approval letter for gas export license GL-305.

⁵ Exhibit 3, export volumes, Appendix B from Canadian export application.

⁶ Infrastructure is defined as the fundamental facilities and systems serving a country, city, or area, as transportation and communication systems, power plants, and schools.

The validity of two 2015 DOE economic analyses are questionable because markets have changed drastically since they were completed. Not only do they not consider the effect of exporting Canadian gas through the U.S. ports, they do not consider the effects of international trading on domestic gas prices. The assertion of public benefit is based on exporting U.S. gas only. I believe there should be an official moratorium on approvals for gas exports until a new study can be completed and the true public benefit, if any, can be determined.

The conditional order # 3413, page 154, states that “The authorization granted by this order is conditional on Jordan Cove’s satisfactory completion of the environmental review process under NEPA in FERC docket numbers CP13-483-000 and CP13-492-000, and on issuance by DOE/FE of finding of no significant impact or a record of decision pursuant to NEPA”. The FERC denied the application those docket numbers represent in part because Jordan Cove did not furnish information required by FERC. If this is truly a condition for authorization to export gas, then Jordan Cove did not meet the condition and therefore can’t have a valid order to amend. To date Jordan Cove has filed a new application with FERC (with new Docket numbers assigned) but FREC has failed to officially accept the application.

In Jordan Cove’s request the company boasts about the Community Enhancement Plan (CEP) which would put \$40 million per year, into the communities of Coos Bay/North Bend. What they leave out is this is in lieu of not paying property taxes for 15 years. The property taxes could be well over the \$40 million per year. Jordan Cove leaves out the fact that a board of private citizens will be in charge of dispersing the money with no public oversight. Whereas property taxes would go into the county coffers and be subject to public scrutiny increasing the chances of being spent for the public benefit.

In the Federal Register notice of April 19, 2018 DOE states the Jordan Cove Energy Project (JCEP) has served each of the parties that have previously intervened in this proceeding. This not true, Landowner United have appeared on the service list for Docket 12 – 32- LNG since August, 2012 and did not receive any notification from the applicant concerning the proposed amendment.

Jordan Cove first proposed an LNG terminal in 2004 and the PCGP in 2006. There is no sufficient basis to prolong the harm and uncertainty to myself and other landowners for the benefit of foreign interests. The extension will constitute a taking under the Fifth Amendment.

Landowners United is a grassroots organization of Landowners who will be directly impacted by the Pacific Connector Gas Pipeline portion of the proposed Jordan Cove Energy Project. We represent hundreds of landowners across Southern Oregon who opposes the Pacific Connector Gas Pipeline and the taking of private property by eminent domain for the benefit of a foreign owned and operated energy company. Our members live, work, have businesses, recreate and socialize in areas that would be negatively impacted by the Pacific Connector Gas Pipeline. We find the generalized allegations of need proffered by Pacific Connector do not outweigh the potential for adverse impact on landowners and communities.

While perhaps similar to other landowners, my interests are unique to me and no other party is able to adequately represent my interest in this proceeding therefore I request intervener status in this proceeding. In order to protect the interest of Landowners United members we move to reaffirm our intervention in this proceeding, pursuant to 10 C.F.R. § 590.303(b).

Please send any correspondence to:

Landowners United
Clarence Adams
2039 Ireland RD
Winston, OR 97496

Sincerely,

/s/ Clarence Adams

Clarence Adams

Veresen Inc.
Suite 900, Livingston Place | South Tower
222 - 3rd Avenue SW | Calgary, Alberta | T2P 0B4

T 403.296.0140
F 403.213.3648

www.vereseninc.com

September 9, 2013

Via E-File

Ms. Sheri Young
Secretary of the Board
National Energy Board
444 - 7th Avenue SW
Calgary AB T2P 0X8

Dear Ms. Young:

Re: Application by Jordan Cove LNG L.P. for a licence pursuant to section 117 of the National Energy Board Act authorizing the export of gas

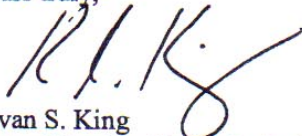
Enclosed, please find an application by Jordan Cove LNG L.P. ("JCLNG") for a 25-year licence to export gas pursuant to section 117 of the *National Energy Board Act*.

JCLNG is pursuing a licence to export gas from Canada to supply the Jordan Cove LNG export terminal ("Jordan Cove") located within the International Port of Coos Bay, Oregon. Jordan Cove has an initial design capacity of 6 million tonnes per year (MMt/y), expandable to 9 MMt/y based on market demand. To support Canadian natural gas markets, to allow efficient expansion of market opportunities, and to provide optionality to prospective customers, JCLNG is seeking to export natural gas volumes from Canada to support the Jordan Cove terminal at full build-out.

Canadian natural gas destined for Jordan Cove will rely upon gas processing and transportation systems within the entire Western Canada Sedimentary Basin, providing benefits to Canada, its natural gas producers and industry stakeholders. This includes gas flows through extraction facilities in Western Canada, and the resulting production of ethane to support Alberta's petrochemical industry.

Veresen Inc. ("Veresen"), the owner of Jordan Cove, anticipates reaching a final investment decision to construct Jordan Cove by the end of 2014. For commercial reasons and to maintain our indicative timeline, Veresen respectfully requests review and approval of the enclosed application at the Board's earliest convenience.

Yours truly,



Kevan S. King
Senior Vice President, General Counsel & Secretary

Exhibit 2, page 1
Landowner United & Clarence Adams comments for
Jordan Cove's proposed amendment to Docket #12-32-LNG

National Energy
Board



Office national
de l'énergie

File OF-EI-Gas-GL-J705-2013-01 01
24 July 2015

Mr. Kevan King
Senior Vice President,
General Counsel and Secretary
Veresen Inc.
Suite 900, Livingston Place
222 – 3rd Avenue SW
Calgary, AB T2P 0B4
Facsimile 403-213-3648
Email: kking@vereseninc.com

Mr. L. E. Smith, Q.C.
Bennett Jones LLP
4500 Bankers Hall East
855-2nd Street SW
Calgary, AB T2P 4K7
Facsimile 403-265-7219
Email : smithl@bennettjones.com

Dear Messrs. King and Smith:

Jordan Cove LNG L.P.
Application dated 9 September 2013 for a 25-year Licence
Authorizing the Export of Natural Gas
pursuant to Section 117 of the *National Energy Board Act* (NEB Act)
Licence GL-305

Further to the National Energy Board's Reasons for Decision released on 20 February 2014, the Board is pleased to enclose Licence GL-305 authorizing Jordan Cove LNG L.P. to export natural gas, approved by Governor in Council on 16 July 2015, pursuant to section 117 of the *National Energy Board Act*.

Yours truly,

Original signed by

Sheri Young
Secretary of the Board

Attachment

517 Tenth Avenue SW
Calgary, Alberta T2R 0A8

517, Dixième Avenue S.-O.
Calgary (Alberta) T2R 0A8

Canada

Telephone/Téléphone : 403-292-4800
Facsimile/Télécopieur : 403-292-5503
<http://www.neb-one.gc.ca>
Telephone/Téléphone : 1-800-899-1265
Facsimile/Télécopieur : 1-877-288-8803

Exhibit 2, page 2
Landowner United & Clarence Adams comments for
Jordan Cove's proposed amendment to Docket #12-32-LNG

National Energy
Board



Office national
de l'énergie

LICENCE GL-305

IN THE MATTER OF the *National Energy Board Act*
(Act) and the regulations made thereunder;

AND IN THE MATTER OF an application dated
9 September 2013 by Jordan Cove LNG L.P.
(Jordan Cove LNG) under Part VI of the Act for a
licence to export natural gas from the points at which
natural gas crosses the Canada/U.S. border near
Kingsgate, British Columbia and near Huntingdon,
British Columbia, filed with the Board under
File OF-EI-Gas-GL-J705-2013-01 01.

WHEREAS the Board directed Jordan Cove LNG to publish a Notice of Application and Comment Period in English and French in the *Globe and Mail* and *La Presse* and to serve the Notice of Application and Comment Period on persons and agencies identified by the Board;

AND WHEREAS the Board received and considered submissions on the application from the Chemistry Industry Association of Canada, Landowners United, Citizens Against LNG Inc. and NOVA Chemicals Corporation;

AND WHEREAS the Board has considered the application and is satisfied that the quantity of gas to be exported does not exceed the surplus remaining after due allowance has been made for the reasonably foreseeable requirements for use in Canada, having regard to the trends in the discovery of gas in Canada;

AND WHEREAS the Governor in Council by Order in Council No. P.C. 2015-1090 dated the 16 July 2015 has approved the issuance of this Licence;

NOW THEREFORE the Board, under section 117 of the Act, hereby issues this Licence to Jordan Cove LNG for the exportation of natural gas subject to the following terms and conditions:

.../2

Canada

Exhibit 2, page 3
Landowner United & Clarence Adams comments for
Jordan Cove's proposed amendment to Docket #12-32-LNG

-2-

General

1. Jordan Cove LNG L.P. (Jordan Cove LNG) shall comply with all of the terms and conditions contained in this licence unless the Board otherwise directs.

Licence Term, Conditions and Point of Export

2. Subject to Condition 3, the term of this licence shall commence on the date of Jordan Cove LNG's first natural gas export via the Canada/U.S. natural gas pipeline network and shall continue for a period of 25 years thereafter.
3. This Licence shall expire 10 years from the date of issuance, unless exports from Canada have commenced on or before that date.
4. The quantity of natural gas that can be exported under the authority of this licence is:
 - a. Maximum annual quantity that may be exported in any 12-month period, including the 15 per cent tolerance, may not exceed $18.43 \times 10^9 \text{ m}^3$;
 - b. Maximum term quantity may not exceed $442.68 \times 10^9 \text{ m}^3$.
5. Natural gas will be exported from Canada at the natural gas pipeline export points near Kingsgate, British Columbia and near Huntingdon, British Columbia.

Issued in Calgary, Alberta on 24 July 2015.

NATIONAL ENERGY BOARD

Original signed by

Sheri Young
Secretary of the Board

GL-305

Exhibit 3
Landowner United & Clarence Adams comments for
Jordan Cove's proposed amendment to Docket #12-32-LNG

Appendix B

Export Volumes

Illustrative Volume Build-up⁽¹⁾

Year and Quarter⁽²⁾		Natural Gas Export Volumes⁽³⁾ (Bcf)	Including 15% Tolerance (Bcf)
Year 1 Q1		94.13	108.24
Year 1 Q2		188.25	216.49
Year 1 Q3		376.50	432.98
Year 1 Q4		376.50	432.98
Year 2 Q1		376.50	432.98
Year 2 Q2		376.50	432.98
Year 2 Q3		376.50	432.98
Year 2 Q4		376.50	432.98
Year 3 Q1		423.81	487.38
Year 3 Q2		471.13	541.79
Year 3 Q3		565.75	650.61
Year 3 Q4		565.75	650.61
Year 4 – Year 25		565.75	650.61
Year 1	Average/Year	258.84	297.67
Year 2	Average/Year	376.50	432.98
Year 3	Average/Year	506.61	582.60
Year 4-25	Average/Year	565.75	650.61
Cumulative		13.59 Tcf	15.63 Tcf
Term Volume Requested			15.63 Tcf

¹This table is an illustrative build-up of natural gas export quantities from Canada to the United States for the Jordan Cove LNG Export facility.

²The year and quarter is the date from first natural gas export and does not correspond to calendar quarters. It is anticipated that a Licence would be in effect from 2019-2044.

³Natural Gas Export Volumes includes natural gas requirements for pipeline fuel and losses and power generation. The volume build-up assumes a commissioning period of 6 months with trains 1-4 being available for commercial operations after this time. Trains 5 and 6 will be commissioned and available for commercial operations during year 3 of the anticipated Licence.

CERTIFICATE OF SERVICE

I, Clarence Adams caused _____[person mailing]_____ to serve a true copy of the foregoing

NOTICE OF INTERVENTION COMMENT AND PROTEST by first-class U.S. mail on the persons at the addresses listed in the attached FE DOCKET NO: 12-3 2-LNG Service List.

SERVICE LIST FE Docket No: 12-32 LNG

John S. Decker, Atty / Christopher J. Terhune, Atty Vinson & Elkins L.L.P. 2200 Pennsylvania Avenue N.W., Suite 500 West Washington, DC 20037-1701	Elizabeth Spomer / Natalie Eades / Rose Haddon Jordan Cove Energy Project, L.P. 5615 Kirby Drive, Suite 500 Houston, TX 77005
Benjamin Norris, Counsel American Petroleum Institute 1220 L Street, N.W. Washington, DC 20005	David L. Wochner / Sandra Safro K &L Gates, LLP 1601 K Street, N.W., Suite 400 Washington, DC 20006
John Gregg, General Council McCarter & English 1015 Fifteenth Street, N.W., 12 th Floor Washington, DC 20005	David Schryver, Executive Vice P resident The American Public Gas Association Suite C-4 201 Massachusetts Avenue, NE, Washington, DC 20002
Paul N. Cicio, President / Marnie Satterfield Industrial Energy Consumers of America 1776 K Street, Suite 720 Washington, DC 20006	Nathan Matthews / Harry Libarel Sierra Club Environmental Law Program 2101 Webster Street, Suite 1300 Oakland, CA 94612
Citizens Against LNG / Jody McCaffree P.O. Box 1113 North Bend, OR 97459	Citizens Against LNG, Inc. Kathleen Eymann, President 1256 Newport Avenue, S.W. Bandon, OR 97411
Wim de Vriend 573 South 12th Street Coos Bay, OR 97420	Francis Eatherington P. O. Box 1692 Roseburg, OR 97470
Deborah and Ron Evans Evans Schaaf Family LLC 9687 Highway 66 Ashland, OR 97520	Brent Foster Attorney at Law Evans Schaaf Family LLC 1767 12th Street #248 Hood River, OR 97031
Lesley Adams / Joseph Vaile Klamath-Siskiyou Wildlands Center	Landowners United Clarence Adams, President

P.O. Box 102 Ashland, OR 97520	2039 Ireland Road Winston, OR 97496
Stacey and Craig McLaughlin 799 Glory Lane Myrtle Creek, OR 97457	