

n. Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, 385.211, 385.214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

All filings must: (1) Bear in all capital letters the title "PROTEST," "MOTION TO INTERVENE," "COMMENTS," "REPLY COMMENTS," "RECOMMENDATIONS," "TERMS AND CONDITIONS," or "PRESCRIPTIONS;" (2) set forth in the heading the name of the applicant and the project number of the application to which the filing responds; (3) furnish the name, address, and telephone number of the person protesting or intervening; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. All comments, recommendations, terms and conditions or prescriptions must set forth their evidentiary basis and otherwise comply with the requirements of 18 CFR 4.34(b). Agencies may obtain copies of the application directly from the applicant. A copy of any protest or motion to intervene must be served upon each representative of the applicant specified in the particular application. A copy of all other filings in reference to this application must be accompanied by proof of service on all persons listed in the service list prepared by the Commission in this proceeding, in accordance with 18 CFR 4.34(b) and 385.2010.

You may also register online at <http://www.ferc.gov/docs-filing/subscription.asp> to be notified via e-mail of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

o. A license applicant must file, no later than 60 days following the date of issuance of this notice: (1) A copy of the water quality certification; (2) a copy of the request for certification, including proof of the date on which the certifying agency received the request; or (3) evidence of waiver of water quality certification.

**Philis J. Posey,**

*Acting Secretary.*

[FR Doc. E7-5699 Filed 3-28-07; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Intent To File License Application, Filing of Pre-Application Document, and Approval of Use of the Traditional Licensing Process

March 23, 2007.

a. *Type of Filing:* Notice of Intent to File License Application and Request to Use the Traditional Licensing Process.

b. *Project No.:* 12455-003.

c. *Dated Filed:* September 1, 2006.

d. *Submitted by:* Borough of Leighton, Pennsylvania.

e. *Name of Project:* Beltzville Hydroelectric Project.

f. *Location:* The project would be connected to the U.S. Army Corps of Engineers Beltzville Dam, located on Pohopoco Creek, in the Borough of Leighton, Carbon County, Pennsylvania.

g. *Filed Pursuant to:* 18 CFR 5.3 of the Commission's regulations.

h. *Applicant Contact:* Mr. John F. Hanosek, P.E., Borough Manager, P.O. Box 29, Municipal Building, Second and South Street, Leighton, PA 18235, (610) 377-4002.

i. *FERC Contact:* Jack Hannula, (202) 502-8917 or [john.hannula@ferc.gov](mailto:john.hannula@ferc.gov).

j. The Borough of Leighton, Pennsylvania filed its request to use the Traditional Licensing Process on August 31, 2006. The Borough of Leighton, Pennsylvania filed public notice of its request on September 19, 2006. In a letter dated October 27, 2006, the Director of the Office of Energy Projects approved the Borough of Leighton, Pennsylvania's request to use the Traditional Licensing Process.

k. The Borough of Leighton, Pennsylvania filed a Pre-Application Document (PAD; including a proposed process plan and schedule) with the Commission, pursuant to 18 CFR 5.6 of the Commission's regulations.

l. A copy of the PAD is available for review at the Commission in the Public Reference Room or may be viewed on the Commission's Web site (<http://www.ferc.gov>), using the "eLibrary" link. Enter the docket number, excluding the last three digits in the docket number field to access the document. For assistance, contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll free at 1-866-208-3676, or for TTY, (202) 502-8659. A copy is also available for inspection and reproduction at the address in paragraph h.

Register online at <http://ferc.gov/docs-filing/subscription.asp> to be notified via e-mail of new filing and issuances

related to this or other pending projects. For assistance, contact FERC Online Support.

**Philis J. Posey,**

*Acting Secretary.*

[FR Doc. E7-5762 Filed 3-28-07; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Application Accepted for Filing and Soliciting Motions To Intervene, Protests, and Comments

March 23, 2007.

*Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection:*

a. *Type of Application:* Preliminary Permit.

b. *Project No.:* 12760-000.

c. *Date filed:* December 28, 2006 and amended on February 22, 2007.

d. *Applicant:* Hydro Green Energy, LLC.

e. *Name of Project:* Mississippi 5 Project.

f. *Location:* The project would be located at the U.S. Army Corps of Engineers' existing Arkabutla Reservoir Dam, on the Yazoo River, in DeSoto and Tate Counties, Mississippi.

g. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. §§ 791(a)-825(r).

h. *Applicant Contacts:* Mr. James H. Hancock, Jr., Batch & Bingham LLP, 1710 Sixth Avenue North, Birmingham, AL 35203-2014, (205) 226-3418. Mr. James R. Kunkel, PhD, P.E., Knight Piesold and Co., 1050 Seventeenth Street, Suite 450, Denver, CO 80265, (303) 629-8788.

i. *FERC Contact:* Etta Foster, (202) 502-8769.

j. *Deadline for filing comments, protests, and motions to intervene:* 60 days from the issuance date of this notice.

The Commission's Rules of Practice and Procedure require all intervenors filing documents with the Commission to serve a copy of that document on each person in the official service list for the project. Further, if an intervenor files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

k. *Description of Project:* The proposed project would utilize the U.S. Army Corps of Engineers' Arkabutla Dam, reservoir and all appurtenant

facilities. The proposed project would consist of: (1) Two developments, Development 1, containing (1) a powerhouse with two turbines and generators with a total capacity of 2,962 kW, and (2) a new 72-inch-diameter, 1,000 to 2,000-foot-long, penstock, and (3) Development 2, containing multiple hydrokinetic turbines located in the outlet channel of Arkbutla Dam immediately below the discharge point of Development 1, and (4) a 69 Kv transmission line, 500 to 1500-foot-long, connecting the development to the switch yard; (5) a switch yard; and (6) a new 69 Kv transmission line, one-to-five miles-long, routed to the local utility. The project would have an estimated average annual generation of 13 gigawatt-hours.

l. Locations of Applications: A copy of the application is available for inspection and reproduction at the Commission in the Public Reference Room, located at 888 First Street NE., Room 2A, Washington DC 20426, or by calling (202) 502-8371. This filing may also be viewed on the Commission's Web site at <http://www.ferc.gov> using the "eLibrary" link. Enter the docket number excluding the last three digits in the docket number field to access the document. For assistance, call toll-free 1-866-208-3676 or e-mail [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov). For TTY, call (202) 502-8659. A copy is also available for inspection and reproduction at the address in item h above.

m. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

n. Competing Preliminary Permit—Anyone desiring to file a competing application for preliminary permit for a proposed project must submit the competing application itself, or a notice of intent to file such an application, to the Commission on or before the specified comment date for the particular application (see 18 CFR 4.36). Submission of a timely notice of intent allows an interested person to file the competing preliminary permit application no later than 30 days after the specified comment date for the particular application. A competing preliminary permit application must conform with 18 CFR 4.30(b) and 4.36.

o. Competing Development Application—Any qualified development applicant desiring to file a competing development application must submit to the Commission, on or before a specified comment date for the particular application, either a competing development application or a notice of intent to file such an

application. Submission of a timely notice of intent to file a development application allows an interested person to file the competing application no later than 120 days after the specified comment date for the particular application. A competing license application must conform with 18 CFR 4.30(b) and 4.36.

p. Notice of Intent—A notice of intent must specify the exact name, business address, and telephone number of the prospective applicant, and must include an unequivocal statement of intent to submit, if such an application may be filed, either a preliminary permit application or a development application (specify which type of application). A notice of intent must be served on the applicant(s) named in this public notice.

q. Proposed Scope of Studies under Permit—A preliminary permit, if issued, does not authorize construction. The term of the proposed preliminary permit would be 36 months. The work proposed under the preliminary permit would include economic analysis, preparation of preliminary engineering plans, and a study of environmental impacts. Based on the results of these studies, the Applicant would decide whether to proceed with the preparation of a development application to construct and operate the project.

r. Comments, Protests, or Motions to Intervene—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, 385.211, 385.214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

Comments, protests and interventions may be filed electronically via the Internet in lieu of paper; See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's web site under "e-filing" link. The Commission strongly encourages electronic filing.

s. Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS", "RECOMMENDATIONS FOR TERMS AND CONDITIONS", "PROTEST", "COMPETING APPLICATION" OR "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the

filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

t. Agency Comments—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

**Philis J. Posey,**  
*Acting Secretary.*

[FR Doc. E7-5763 Filed 3-28-07; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Application Accepted for Filing and Soliciting Motions To Intervene, Protests, and Comments

March 23, 2007.

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection:

a. *Type of Application:* Preliminary Permit.

b. *Project No.:* 12761-000.

c. *Date filed:* December 28, 2006 and amended on February 22, 2007.

d. *Applicant:* Hydro Green Energy, LLC.

e. *Name of Project:* Mississippi 3 Project.

f. *Location:* The project would be located at the U.S. Army Corps of Engineers' existing Grenada Reservoir Dam, on the Yalobusha River, in Grenada, Yalobusha, and Calhoun Counties, Mississippi.

g. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. §§ 791(a)-825(r).

h. *Applicant Contacts:* Mr. James H. Hancock, Jr., Batch & Bingham LLP, 1710 Sixth Avenue North, Birmingham, AL 35203-2014, (205) 226-3418. Mr. James R. Kunkel, PhD, P.E., Knight Piesold and Co., 1050 Seventeenth Street, Suite 450, Denver, CO 80265, (303) 629-8788.

i. *FERC Contact:* Etta Foster, (202) 502-8769.