

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. You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via email of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-free at (866) 208-3676, or for TTY, contact (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. 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, .211, .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.

o. *Filing and Service of Responsive Documents*: Any filings must bear in all capital letters the title "COMMENTS", "PROTEST", or "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers. All documents (original and eight copies) should be filed with: Kimberly D. Bose, 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.

p. Agency Comments—Federal, state, and local agencies are invited to file comments on the 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.

q. 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 at <http://www.ferc.gov> under the "e-Filing" link.

**Kimberly D. Bose,**  
Secretary.

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BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 6641-087; Project No. 6902-074; Project No. 10228-058]

#### American Municipal Power—Ohio, Inc.; Notice of Application for Approval of Contract Under Section 22 of the Federal Power Act

January 16, 2009.

Take notice that on January 12, 2009, American Municipal Power—Ohio, Inc. filed with the Commission an application for approval of a contract for the sale of power from its licensed Smithland Project No. 6641 and Cannelton Project No. 10228, and from the City of New Martinsville, West Virginia's licensed Willow Island Project No. 6902, for a period extending beyond the expiration of the existing licenses.<sup>1</sup> The projects are located on the Ohio River in West Virginia, Ohio, and Kentucky.

Section 22 of the Federal Power Act, 16 U.S.C. 815, provides that contracts for the sale and delivery of power for periods extending beyond the termination date of a license may be entered into upon the joint approval of the Commission and the appropriate state public service commission or other similar authority in the state in which the sale or delivery of power is made.

Comments on the request for approval of the power sales contract or motions to intervene may be filed with the Commission no later than February 17, 2009, and replies to comments no later than February 24, 2009. 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 on 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 comments or documents on that resource agency.

<sup>1</sup> The licenses for the Smithland, Cannelton, and Willow Island Projects expire on May 31, 2038, August 31, 2039, and May 31, 2041, respectively.

All documents (an original and eight copies) must be filed with: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. Please include the names "Smithland Project No. 6641, Willow Island Project No. 6902, and Cannelton Project No. 10228" on the first page of all documents.

Comments may be filed electronically via the Internet in lieu of paper. The Commission strongly encourages electronic filings. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site <http://www.ferc.gov> under the "eFiling" link.

A copy of the filing is available for review in the Commission's 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.

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

**Kimberly D. Bose,**  
Secretary.

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

Projects Nos. 13240-000 and 13241-000

#### BPUS Generation Development LLC; Intertie Energy Storage LLC; Notice of Competing Preliminary Permit Applications Accepted for Filing and Soliciting Comment, Motions to Intervene, and Competing Applications

January 16, 2009.

On June 13, 2008, at 5:01 p.m., and on June 16, 2008, at 12:05 a.m., respectively, BPUS Generation Development LLC (BPUS Generation) and Intertie Energy Storage LLC (Intertie Energy) filed applications, pursuant to section 4(f) of the Federal Power Act, proposing to study the feasibility of the Lorella Pumped Storage Project and the Klamath County Water Power Project, to be located approximately two miles

southwest and ten miles northeast of the towns of Lorella and Malin in Klamath County, Oregon.

The proposed projects would each consist of: (1) A proposed upper reservoir with a surface area of approximately 200 acres at a normal water surface elevation of approximately 5533 feet m.s.l.; (2) a proposed lower reservoir with a surface area of approximately 400 acres at a normal water surface elevation of approximately 4,200 feet m.s.l.; (3) a proposed powerhouse containing 4 generating units having a total installed capacity of 1,000 megawatts, (4) a proposed intake structure, (5) a proposed 4-mile-long, 500 kV transmission line, and (6) appurtenant facilities. The projects would each have an annual generation of approximately 1,600 gigawatt-hours that would be sold to a local utility.

*Applicant Contact:* for BPUS Generation—Mr. Jeffrey M. Auser, P.E., BPUS Generation Development LLC, 225 Greenfield Parkway, Suite 201, Liverpool, NY 13088; phone: 315-413-2700; for Intertie Energy—Mr. George Waldow, Intertie Energy Storage LLC, 1390 Kingsview Lane, Plymouth, MN 55447; phone: 763-476-4440. FERC Contact: Tom Papsidero, 202-502-6002.

Deadline for filing comments, motions to intervene, competing applications (without notices of intent), or notices of intent to file competing applications: 60 days from the issuance of this notice. Comments, motions to intervene, notices of intent, and competing applications may be filed electronically via the Internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the "e-Filing" link. If unable to be filed electronically, documents may be paper-filed. To paper-file, an original and eight copies should be mailed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

For more information on how to submit these types of filings please go to the Commission's Web site located at <http://www.ferc.gov/filing-comments.asp>. More information about these projects can be viewed or printed on the "eLibrary" link of Commission's Web site at <http://www.ferc.gov/docs-filing/elibrary.asp>. Enter the docket number (P-13240-000 or P-13241-000) in the docket number field to access the document. For assistance, call toll-free 1-866-208-3372.

**Kimberly D. Bose,**  
Secretary.

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BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project Nos. P-2403-056; P-2721-020; P-2312-019]

#### Penobscot River Restoration Trust; Notice of Application for Surrender of Licenses Accepted for Filing, Soliciting Comments, Motions to Intervene and Protests, Ready for Environmental Analysis

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

a. *Type of Application:* Surrender of Licenses.

b. *Project Nos.:* P-2403-056, P-2721-020, P-2312-019.

c. *Date filed:* November 7, 2008.

d. *Applicant:* Penobscot River Restoration Trust (Trust). PPL Maine, LLC is the licensee for the Veazie (P-2403) and Howland (P-2721) Projects and PPL Great Works, LLC is the licensee for the Great Works Project (P-2312). Pursuant to the transfer orders issued January 6, 2009, the Trust is to become the licensee once the instruments of conveyance are signed. Pursuant to the Lower Penobscot River Basin Comprehensive Settlement Accord filed on June 25, 2004, the transfer of ownership to the Trust is contingent upon the issuance of the license surrender order.

e. *Name of Projects:* Veazie, Howland and Great Works Hydroelectric Projects.

f. *Location:* The Veazie and Great Works Projects are located on the Penobscot River in Penobscot County, Maine. The Howland Project is located on the Piscataquis River in Penobscot County, Maine.

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

h. *Applicant Contact:* Ms. Laura Rose Day, Penobscot River Restoration Trust, P.O. Box 5695, Augusta, Maine 04332, Telephone (207) 430-0114, e-mail [laura@penobscotrivers.org](mailto:laura@penobscotrivers.org).

i. *FERC Contact:* Ms. Brandi Sangunett, Telephone (202) 502-8393, and e-mail [brandi.sangunett@ferc.gov](mailto:brandi.sangunett@ferc.gov).

j. *Deadline for filing motions to intervene and protests, comments, recommendations is 30 days from the issuance of this notice.* All documents (original and eight copies) should be filed with: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

k. *Description of Request:* The applicant proposes to surrender the licenses for the Veazie, Great Works and

Howland Hydroelectric Projects. In addition, the applicant proposes to decommission and remove the dams at the Veazie and Great Works Projects. Further, the applicant proposes to decommission the powerhouse, generating units, and existing fish ladder at the Howland Project. The applicant proposes to keep the Howland dam in place but remove the flashboards to lower the reservoir by 0.8 feet and create a nature-like fish bypass reach around the south end of the dam. This application is part of a four phase program to restore native sea-run fish through improved access to 1,000 miles of their historic habitat in the Penobscot River watershed while also accommodating the continued generation of hydroelectric power at specified locations.

l. *Locations of the Application:* A copy of the application is available for inspection and reproduction at the Commission's 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. You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via e-mail of new filings and issuances related to this or other pending projects. For assistance, call 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.

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