

concluded that there is minimal duplication, the intent, timing, and the information collected serve different needs, and a common form is not appropriate.<sup>1</sup>

*Action:* The Commission is requesting a three-year extension of the current expiration date, with no changes to the existing collection of data.

*Burden Statement:* Public reporting burden for this collection is estimated at:

FERC data collection—FERC-576	Number of respondents [events] annually (1)	Number of responses per respondent (2)	Average burden hours per response (3)	Total annual burden hours (1)×(2)×(3)
Submittal to FERC of the original e-mail and follow-up e-mail <sup>2</sup> .....	40	2	1	80
Submittal of damage report to state commissions .....	40	1	0.25	10
Submittal to FERC of copy of DOT incident report .....	40	1	0.25	10

<sup>1</sup> FERC needs the information immediately, and DOT receives its detailed form after 30 days. DOT's immediate telephonic report is used to decide whether they need to send a field person on-site. In addition, some incidents are reportable only to FERC.

<sup>2</sup> This includes the original e-mail, plus the follow-up e-mail (sent when throughput or storage deliverability has been restored).

The estimated cost burden to respondents is \$6,076.15 (100 hours/2080 hours per year times \$126,384 per year average per employee = \$6,076.15).

The reporting burden includes the total time, effort, or financial resources expended to generate, maintain, retain, disclose, or provide the information including: (1) Reviewing instructions; (2) developing, acquiring, installing, and utilizing technology and systems for the purposes of collecting, validating, verifying, processing, maintaining, disclosing and providing information; (3) adjusting the existing ways to comply with any previously applicable instructions and requirements; (4) training personnel to respond to a collection of information; (5) searching data sources; (6) completing and reviewing the collection of information; and (7) transmitting, or otherwise disclosing the information.

The estimate of cost for respondents is based upon salaries for professional and clerical support, as well as direct and indirect overhead costs. Direct costs include all costs directly attributable to providing this information, such as administrative costs and the cost for information technology. Indirect or overhead costs are costs incurred by an organization in support of its mission. These costs apply to activities which benefit the whole organization rather than any one particular function or activity.

*Comments are invited on:* (1) Whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information will have practical utility; (2) the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used; (3) ways to enhance the quality, utility, and clarity of the information to be

collected; and (4) ways to minimize the burden of the collection of information on those who are to respond, including the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

**Kimberly D. Bose,**  
*Secretary.*  
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**DEPARTMENT OF ENERGY  
Federal Energy Regulatory  
Commission**

[Project No. 176-018]

**City of Escondido and Vista Irrigation District; Notice of Settlement Agreement and Updated Application and Solicitation of Comments**

January 29, 2009.

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

- a. *Type of Application:* Settlement Agreement and Updated License Application for a New Major License.
- b. *Project No.:* 176-018.
- c. *Date Filed:* December 15, 2008.
- d. *Applicant:* City of Escondido and Vista Irrigation District.
- e. *Name of Project:* Escondido Hydroelectric Project.
- f. *Location:* On the San Luis Rey River in San Diego County, near Escondido, California. The project occupies 290 acres of Federal lands under the jurisdiction of the U.S. Forest Service and the U.S. Bureau of Land Management. The project also occupies 66 acres of Indian Reservation lands

owned by the La Jolla, San Pasqual, and Rincon Indian tribes.

*g. Applicant Contacts:*  
Lori Vereker, Utilities Director, City of Escondido, Civic Center Plaza, 210 North Broadway, Escondido, CA 92025;

Don A. Smith, Director of Water Resources, Vista Irrigation District, 1391 Engineer Street, Vista, CA 92081, (207) 945-5621.

*h. FERC Contact:* Emily Carter, (202) 502-6512 or [Emily.Carter@ferc.gov](mailto:Emily.Carter@ferc.gov).

*i. Deadline for filing comments:* March 2, 2009. Reply comments due: March 17, 2009.

*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.

Additional study requests and requests for cooperating agency status 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 "e-Filing" link.

*j.* This updated application is not ready for environmental analysis at this time.

*k. The existing 1.5 MW Escondido project consists of:* (1) Two storage reservoirs (Lake Henshaw on San Luis Rey River and Lake Wohlford on Escondido Creek) with a combined storage capacity of approximately 58,000 acre-feet; (2) one well-field (Warner Ranch) that augments flow into Lake Henshaw; (3) one diversion dam on the San Luis Rey River; (3) four primary water conduits (Upper Escondido Canal—5.93 miles; Rincon Penstock—0.4 mile; Lower Escondido Canal—7.72 miles; and Wohlford Penstock—0.76 mile); (4) two powerhouses (Bear Valley powerhouse

and Rincon powerhouse; (5) public recreation facilities at Lake Henshaw and Lake Wohlford; and (6) appurtenant facilities and features. The Escondido project extends from Lake Henshaw at an elevation of about 2,700 feet to Bear Valley Powerhouse at an elevation of 750 feet. The Escondido canal currently consists of approximately 58,404 feet of gunite lined canal; 3,567 feet of tunnel; 670 feet of metal flume; 2,156 feet of inverted siphon; and 6,118 feet of pipeline.

In the revised application, the applicant proposes to remove the Warner Ranch well-field, the Rincon Penstock, and the Rincon powerhouse from the project.

l. A copy of the updated application is available for review at the Commission in the Public Reference Room or may 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, 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 item h above.

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, contact FERC Online Support.

m. With this notice, we are re-initiating consultation with the California State Historic Preservation Officer (SHPO), as required by section 106 of the National Historic Preservation Act, and the regulations of the Advisory Council on Historic Preservation, 36, CFR 800.4.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E9-2519 Filed 2-5-09; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 13053-000]

#### Green Wave Energy Solutions, LLC; Notice Clarifying Deadline for Filing Comments, Motions To Intervene, and Competing Applications

January 29, 2009.

On December 9, 2008, the Commission issued notice that Green Wave Energy Solutions, LLC filed an application on October 19, 2007, proposing to study the feasibility of the Green Wave Mendocino Project, to be located on the Pacific Ocean in Mendocino County, California. Pursuant to that notice the deadline for filing comments, motions to intervene, or competing applications is 60 days from December 9, 2008.

The Commission has been requested to correct any confusion as to the deadline date. According to 18 CFR 385.2007, when the deadline falls on a Saturday or Sunday, the notice period ends at the close of business on the next business day. This notice clarifies that the deadline date for filing any documents is Monday, February 9, 2009.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E9-2522 Filed 2-5-09; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 12718-002]

#### Natural Currents Energy Services, LLC; Notice of Preliminary Permit Application Accepted for Filing and Soliciting Comments, Motions To Intervene, and Competing Applications

January 29, 2009.

On November 6, 2008, and supplemented on December 15, 2008, Natural Currents Energy Services, LLC filed an application, pursuant to section 4(f) of the Federal Power Act, proposing to study the feasibility of the Wards Island Tidal Energy Project located in the East River, off the south point of Wards Island in Hell's Gate in New York County, New York. The project uses no dam or impoundment.

The proposed project would consist of a hybrid generating station using solar, wind, and tidal power generators. The preliminary permit for this project will

only deal the hydro portion of this project and would consist of: (1) A bridge approximately 60 feet-long leading to, (2) a barge-mounted power module equipped with, (3) four integrated 24 kilowatt vertical-axis helical turbines, for a total installed capacity of the tidal component of 96 kilowatts, and (4) interconnection transmission lines approximately 50 feet in length. The tidal component of the project is estimated to have a minimum annual generation of 420.5 megawatt-hours per year. Power generated by this project would contribute to the micro-loop utility grid to be developed on Wards Island for servicing the power needs of the public recreation and park facilities located there.

*Applicant Contact:* Mr. Roger Bason, Natural Currents Energy Services, LLC, 24 Roxanne Boulevard, Highland, New York 12561, phone: (845) 691-4008.

*FERC Contact:* Kelly T. Houff (202) 502-6393.

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 this project 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-12718-002) 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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