

reserves required, and the resulting cost associated with these reserve levels, assuming 30-minute, 45-minute and 60-minute persistence models.

In order to account for these potential operational solutions, Power Services is including an *ad hoc* revenue credit adjustment in the WP-10 Initial Proposal that averages the changed revenue forecast associated with the 45-minute and 30-minute persistence models as compared to the two-hour persistence model. All cost allocation issues will be decided in the WP-10 rate proceeding, but Power Services believes that the *ad hoc* generation inputs revenue credit adjustment allows rate proceeding parties to understand the impact that these changes in the generation inputs proposal may have on BPA's other rates as they are presented in the Initial Proposal. BPA's final rate proposal will not have this *ad hoc* revenue credit adjustment. Instead, it will fully reflect the Administrator's decisions on these issues.

#### c. DSI Service for FY 2010–2011

In light of the recent decision in *Pacific Northwest Generating Cooperative, et al., v. Bonneville Power Administration*, No. 05–75638, slip op. at 16513 (9th Cir. Dec. 17, 2008), BPA is in the process of reviewing its FY 2007–2011 contracts with its DSI customers—two aluminum smelters and Port Townsend Paper Company—and will be undertaking appropriate actions to conform the contracts with the Court's decision. The decision whether necessary modifications take the form of a new contract or amendment to existing contracts has yet to be determined, so there is some uncertainty regarding the ultimate cost of DSI service. Given this uncertainty, for purposes of the Initial Proposal, Power Services will forecast sales under the IP rate to its DSI customers for the FY 2010–2011 rate period. For the Initial Proposal, Power Services believes that it is prudent to adopt conservative assumptions with regard to the cost of providing that service. Therefore, Power Services is using the originally projected cost of \$59 million per year for FY 2010–2011 for service to the aluminum company DSIs, based on the assumption that necessary modifications could create a cost that is equal to, but will not exceed, that amount. In addition, Power Services will forecast a 17 aMW power sale to Port Townsend Paper Company at the IP rate. To the extent that circumstances warrant changes to these assumptions, such changes will be reflected in the final studies.

#### d. Value of Reserves

Section 7(c)(3) of the Northwest Power Act, 16 U.S.C. 839e(c)(3), provides that the Administrator shall adjust rates to the DSI customers "to take into account the value of power system reserves made available to the Administrator through his rights to interrupt or curtail service to such direct service industrial customers." Power Services is proposing in the WP-10 Initial Proposal that the value of any reserves provided by DSIs be determined by comparing the availability of these reserves to Operating Reserves provided by the FCRPS and that the amount of reserves provided by the DSIs for purposes of setting rates is approximately 38 MW.

#### e. Risk Mitigation Tools

There are three major components to BPA's risk mitigation tools: start-of-period financial reserves, planned net revenue for risk (PNRR), and defined within-period rate adjustments such as the Cost Recovery Adjustment Clause (CRAC) and Dividend Distribution Clause (DDC). Start-of-period financial reserves are a function of BPA's revenues and expenses in FY 2009, whose levels are not subject to modification in this proceeding, although the forecast of the start-of-period financial reserves is a subject of this proceeding. The rates for FY 2010–2011 are influenced by choices between the relative levels of PNRR or the CRAC and DDC. In the Initial Proposal, Power Services proposes to include \$48 million per year of PNRR and to cap the maximum revenue recoverable through the CRAC at \$300 million. Power Services is proposing only minor other changes to the risk mitigation tools in the WP-10 Initial Proposal.

Power Services also proposes to continue the National Marine Fisheries Service FCRPS Biological Opinion Adjustment (NFB Adjustment) and the Emergency NFB Surcharge. The Initial Proposal includes the forecast cost of implementing the final 2008 Biological Opinion for the FCRPS and the costs of the Columbia Basin Fish Accords. However, litigation regarding the Biological Opinion continues, and other litigation is possible, so the Emergency NFB Surcharge and the NFB Adjustment remain appropriate risk mitigation measures.

#### Part VI—Proposed 2010 Rate Schedules

BPA's proposed 2010 Wholesale Power Rate Schedules and General Rate Schedule Provisions and proposed 2010 Transmission and Ancillary Service Rate Schedules and General Rate

Schedule Provisions are a part of this notice and are available for viewing and downloading on BPA's Web site at [http://www.bpa.gov/corporate/ratecase/2008/2010\\_BPA\\_Rate\\_Case/](http://www.bpa.gov/corporate/ratecase/2008/2010_BPA_Rate_Case/). Copies of the proposed rate schedules also are available for viewing in BPA's Public Reference Room at the BPA Headquarters, 1st Floor, 905 NE., 11th Avenue, Portland, OR 97232.

Issued this 4th day of February, 2009.

**Stephen J. Wright,**

*Administrator and Chief Executive Officer.*

[FR Doc. E9–2750 Filed 2–9–09; 8:45 am]

BILLING CODE 6450–01–P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 13328–000]

#### **Cordova Electric Cooperative, Inc.; Notice of Preliminary Permit Application Accepted for Filing and Soliciting Comments, Motions To Intervene, and Competing Applications**

February 3, 2009.

Cordova Electric Cooperative, Inc. filed an application on November 10, 2008, pursuant to section 4(f) of the Federal Power Act, proposing to study the feasibility of the Snyder Falls Creek Hydroelectric Project, which would be located near the town of Cordova on Snyder Falls Creek in Section 16, T14S, R3W of the Copper River Meridian, Alaska. The project would be located on Chugach National Forest Lands administered by the U.S Forest Service.

*The proposed Snyder Falls Creek Hydroelectric Project would connect with the transmission facilities of the existing Humpback Creek Project, FERC No. 8889, and would consist of:* (1) A proposed concrete gravity dam ranging from 100-foot-high to 150-foot-high impounding a reservoir at an elevation between 1414 and 1464 m.s.l. with a surface area ranging from 12.4 to 25.1 acres and a spillway, (2) a proposed intake structure, (3) a proposed 3,600 foot-long, two-foot diameter penstock, (4) a proposed powerhouse which will contain one generating unit with a total installed capacity of 3 MW, (5) a new 4.5-mile-long, 12.5 kV transmission line connecting to existing power lines, and (6) appurtenant facilities. The project would have an annual generation of between 10 and 13 gigawatts-hours, which would be sold to a local utility.

*Applicant Contact:* Mr. Clay Koplin, CEO, Cordova Electric Cooperative, Inc., Post Office Box 20, Cordova, AK 99574;

phone: (907) 424-5555. 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 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-13328) in the docket number field to access the document. For assistance, call toll-free 1-866-208-3372.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. E9-2687 Filed 2-9-09; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 1267-085]

#### Greenwood County, SC; Notice of Application and Soliciting Comments, Motions To Intervene, and Protests

February 3, 2009.

a. *Type of Application:* Non-Project Use of Project Lands and Waters.

b. *Project Number:* Project No. 1267-085.

c. *Date Filed:* December 3, 2008.

d. *Applicant:* Greenwood County, South Carolina.

e. *Name of Project:* Buzzard's Roost Hydroelectric Project (FERC No. 1267).

f. *Location:* The project is located on the Saluda River in Greenwood, Laurens and Newberry Counties, South Carolina.

g. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. 791(a) 825(r) and 799 and 801.

h. *Applicant Contact:* Mr. Charles M. Watson Jr., County Attorney, County of Greenwood, 600 Monument St., Suite

102, Greenwood, SC 29646, phone (864) 942-3140.

i. *FERC Contact:* Any questions on this notice should be addressed to Brian Romanek at (202) 502-6175.

j. *Deadline for filing comments and or motions:* March 2, 2009.

k. *Description of Application:* Greenwood County, licensee for the Buzzard's Roost Project, has filed an application seeking authorization from the Federal Energy Regulatory Commission to issue a permit to Crystal Bay II Homeowners Association to construct additional boat docking facilities at an existing marina. The marina has boat docking facilities that accommodate 11 boats and would be expanded to accommodate 26 boats. Also, a courtesy dock would be constructed adjacent to the existing boat launching ramp. This marina would service the residential community known as "Crystal Bay" on Lake Greenwood in Laurens County, South Carolina.

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 (P-1267) 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.

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", "RECOMMENDATIONS FOR TERMS AND CONDITIONS", "PROTEST", OR "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers (P-1267-085). 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 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.

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.

[FR Doc. E9-2693 Filed 2-9-09; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 1267-086]

#### Greenwood County, SC; Notice of Application and Soliciting Comments, Motions to Intervene, and Protests

February 3, 2009.

a. *Type of Application:* Non-Project Use of Project Lands and Waters.

b. *Project Number:* Project No. 1267-086.

c. *Date Filed:* December 3, 2008.

d. *Applicant:* Greenwood County, South Carolina.

e. *Name of Project:* Buzzard's Roost Hydroelectric Project (FERC No. 1267).

f. *Location:* The project is located on the Saluda River in Greenwood, Laurens and Newberry Counties, South Carolina.