

with the Commission and is available for public inspection.

a. *Type of Application:* New Major License.

b. *Project No.:* 2677-019.

c. *Date filed:* August 29, 2007.

d. *Applicant:* City of Kaukauna, Wisconsin.

e. *Name of Project:* Badger-Rapide Croche Hydroelectric Project.

f. *Location:* On the Fox River in the City of Kaukauna, in Outagamie County, Wisconsin. The project does not affect federal lands.

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

h. *Applicant Contact:* Mike Pedersen, Kaukauna Utilities, 777 Island Street, P.O. Box 1777, Kaukauna, WI 54130-7077, (920) 462-0220, or Arie DeWaal, Mead & Hunt, Inc., 6501 Watts Road, Madison, WI 53719, (608) 273-6380.

i. *FERC Contact:* John Smith (202) 502-8972 or [john.smith@ferc.gov](mailto:john.smith@ferc.gov).

j. Deadline for filing comments, recommendations, terms and conditions, and prescriptions is 60 days from the issuance date of this notice; reply comments are due 105 days from the issuance date 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.

The Commission's Rules of Practice 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 document on that resource agency.

Comments, recommendations, terms and conditions, and prescriptions 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/docs-filing/ferconline.asp>) under the "e-filing" link. For a simpler method of submitting text only comments, click on "Quick Comment."

k. This application has been accepted, and is ready for environmental analysis at this time.

l. The existing project consists of the Badger and Rapide Croche developments.

As licensed, the existing Badger Development utilizes the head created by the 22-foot-high Army Corps of Engineers (Corps) Kaukauna dam and

consists of: (1) A 2,100-foot-long, 100-foot-wide power canal that bifurcates into a 260-foot-long, 200-foot-wide canal and a 250-foot-long, 80-foot-wide canal leading to; (2) the Old Badger powerhouse containing two 1,000-kilowatt (kW) generating units for a total installed capacity of 2,000 kW; and (3) the New Badger powerhouse containing two 1,800-kW generating units for a total installed capacity of 3,600 kW; and (4) appurtenant facilities.

As licensed, the existing Rapide Croche Development utilizes the head created by the 20-foot-high Corps Rapide Croche dam, located approximately 4.5 miles downstream from the Badger Development and consists of: (1) A powerhouse, located on the south end of the dam, containing four 600-kW generating units for a total installed capacity of 2,400 kW; (2) the 5-mile-long, 12-kilovolt (kV) transmission line (serving both developments); and (3) appurtenant facilities.

The license application also indicates that flashboards are used at the Kaukauna and Rapide Croche dams to provide additional head for project generation. The flashboards used at the Kaukauna dam are 6 inches high. The flashboards used at the Rapide Croche dam are 30 inches high.

The proposed project would include decommissioning the Old Badger and New Badger developments and constructing a new 7-megawatt (MW) powerhouse about 150 feet upstream from the existing New Badger plant site. Proposed project works would consist of: (1) A modified power canal leading to; (2) a new powerhouse with integral intake; and (3) two identical 3.5- to 3.6-MW horizontal Kaplan "S" type turbines. The Old Badger development would be converted to an alternative use. The New Badger development would be decommissioned, demolished, and removed. The existing service road would be demolished and removed. The tailrace area associated with the existing Old Badger development would be filled with soil. A new service road would be constructed over the filled area. No significant changes are proposed for the Rapide Croche development.

The existing Badger and Rapide Croche developments currently operate in a run-of-river mode. As proposed, the new project would continue to operate in a run-of-river mode.

m. A copy of the 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.

All filings must (1) Bear in all capital letters the title "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 submitting the filing; 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. Each filing must be accompanied by proof of service on all persons listed on 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/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.

n. 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.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. E9-7347 Filed 4-1-09; 8:45 am]

**BILLING CODE**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Combined Notice of Filings #1

March 26, 2009.

Take notice that the Commission received the following electric rate filings:

*Docket Numbers:* ER08–1178–003; EL08–88–004.

*Applicants:* California Independent System Operator Corporation.

*Description:* California Independent System Operator Corporation submits Attachment A- Exceptional Dispatch Amendment Compliance Filing.

*Filed Date:* 03/23/2009.

*Accession Number:* 20090324–0295.

*Comment Date:* 5 p.m. Eastern Time on Monday, April 13, 2009.

*Docket Numbers:* ER09–380–001.

*Applicants:* PacifiCorp

*Description:* PacifiCorp submits its Transmission Interconnection Agreement.

*Filed Date:* 03/05/2009.

*Accession Number:* 20090305–0175.

*Comment Date:* 5 p.m. Eastern Time on Monday, April 06, 2009.

*Docket Numbers:* ER09–583–001.

*Applicants:* ITC Midwest LLC.

*Description:* ITC Midwest LLC submits the cover sheet to the Agreement redesignated as required under the Midwest ISO's Fourth Revised Volume.

*Filed Date:* 03/25/2009.

*Accession Number:* 20090326–0027.

*Comment Date:* 5 p.m. Eastern Time on Wednesday, April 15, 2009.

*Docket Numbers:* ER09–850–000.

*Applicants:* Public Service Company of Colorado.

*Description:* Public Service Company of Colorado submits Amended and Restated Power Supply Agreement with Holy Cross Electric Association, Inc dated 2/18/09.

*Filed Date:* 03/16/2009.

*Accession Number:* 20090317–0259.

*Comment Date:* 5 p.m. Eastern Time on Monday, April 06, 2009.

*Docket Numbers:* ER09–851–000.

*Applicants:* PJM Interconnection L.L.C.

*Description:* PJM Interconnection, LLC submits a notice of cancellation of a wholesale market participation agreement with Granger Energy of Honeybrook, LLC.

*Filed Date:* 03/16/2009.

*Accession Number:* 20090317–0260.

*Comment Date:* 5 p.m. Eastern Time on Monday, April 06, 2009.

*Docket Numbers:* ER09–852–000.

*Applicants:* PJM Interconnection L.L.C.

*Description:* PJM Interconnection, LLC submits notice of cancellation of an interim interconnection service agreement with Connectiv Bethlehem, LLC, etc.

*Filed Date:* 03/16/2009.

*Accession Number:* 20090317–0261.

*Comment Date:* 5 p.m. Eastern Time on Monday, April 06, 2009.

*Docket Numbers:* ER09–884–000.

*Applicants:* TransAlta Energy Marketing Corporation.

*Description:* Petition of Transalta Energy Marketing Corporation for authority to sell energy, capacity, and ancillary services at market-based rates, acceptance of initial rate schedule, waivers, and blanket authority.

*Filed Date:* 03/25/2009.

*Accession Number:* 20090326–0076.

*Comment Date:* 5 p.m. Eastern Time on Wednesday, April 15, 2009.

Take notice that the Commission received the following open access transmission tariff filings:

*Docket Numbers:* OA09–23–000.

*Applicants:* Southwest Power Pool, Inc.

*Description:* Request for Waiver of Southwest Power Pool, Inc.

*Filed Date:* 03/26/2009.

*Accession Number:* 20090326–5041.

*Comment Date:* 5 p.m. Eastern Time on Thursday, April 16, 2009.

Any person desiring to intervene or to protest in any of the above proceedings must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214) on or before 5 p.m. Eastern time on the specified comment date. It is not necessary to separately intervene again in a subdocket related to a compliance filing if you have previously intervened in the same docket. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant. In reference to filings initiating a new proceeding, interventions or protests submitted on or before the comment deadline need not be served on persons other than the Applicant.

The Commission encourages electronic submission of protests and interventions in lieu of paper, using the FERC Online links at <http://www.ferc.gov>. To facilitate electronic service, persons with Internet access who will eFile a document and/or be listed as a contact for an intervenor must create and validate an eRegistration account using the eRegistration link. Select the eFiling link to log on and submit the intervention or protests.

Persons unable to file electronically should submit an original and 14 copies of the intervention or protest to the Federal Energy Regulatory Commission, 888 First St. NE., Washington, DC 20426.

The filings in the above proceedings are accessible in the Commission's

eLibrary system by clicking on the appropriate link in the above list. They are also available for review in the Commission's Public Reference Room in Washington, DC. There is an eSubscription link on the Web site that enables subscribers to receive e-mail notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please e-mail [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or call (866) 208–3676 (toll free). For TTY, call (202) 502–8659.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E9–7348 Filed 4–1–09; 8:45 am]

**BILLING CODE 6717–01–P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 2210–169]

#### Appalachian Power Company, Virginia; Notice of Availability of the Draft Environmental Impact Statement for the Smith Mountain Pumped Storage Project and Announcing Intention To Hold Public Meeting

March 27, 2009.

In accordance with the National Environmental Policy Act of 1969 and the Federal Energy Regulatory Commission's (Commission) regulations, 18 CFR part 380 (Order No. 486, 52 FR 47897), the Office of Energy Projects has reviewed the application for license for the Smith Mountain Pumped Storage Project (FERC No. 2210), located on the headwaters of the Roanoke River in Bedford, Campbell, Franklin, and Pittsylvania counties in the Commonwealth of Virginia. Commission staff has prepared a draft Environmental Impact Statement (EIS) for the project.

The draft EIS contains staff's evaluation of the applicant's proposal and the alternatives for relicensing the Smith Mountain Project. The draft EIS documents the views of governmental agencies, non-governmental organizations, affected Indian tribes, the public, the license applicant, and Commission staff.

A copy of the draft EIS is available for review in the Commission's Public Reference Branch, Room 2A, located at 888 First Street, NE., Washington, DC 20426. The draft EIS also may be viewed on the Commission's web site at <http://www.ferc.gov>, under the eLibrary link. Enter the docket number excluding the last three digits in the docket