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[FR Doc. E9-12074 Filed 5-22-09; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 2206-038]

Progress Energy Carolinas, Inc.; Notice of Application for Amendment of License and Soliciting Comments, Motions To Intervene, and Protests

May 18, 2009.

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

- a. *Application Type*: Non-project use of project lands.
- b. *Project No.*: 2206-038.
- c. *Date Filed*: April 14, 2009.
- d. *Applicant*: Progress Energy Carolinas, Inc.
- e. *Name of Project*: Yadkin-Pee Dee Hydroelectric Project.
- f. *Location*: The proposed non-project use is on Lake Tillery in Stanly County, North Carolina.
- g. *Filed Pursuant to*: Federal Power Act, 16 U.S.C. 791a-825r.
- h. *Applicant Contact*: Larry Mann, Progress Energy Carolinas, Inc., 179 Tillery Dam Road, Mount Gilead, NC 27306, (919) 546-5300.
- i. *FERC Contact*: Mark Carter, (202) 502-6554, mark.carter@ferc.gov.
- j. *Deadline for Filing Comments, Motions to Intervene, and Protests*: June 18, 2009.

All documents (original and eight copies) should be filed with: Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

The Commission's Rules of Practice and Procedure require all interveners filing documents with the Commission to serve a copy of that document on each person whose name appears on the official service list for the project. Further, if an intervener files comments or documents with the Commission relating to the merits of an issue that

may affect the responsibilities of a particular resource agency, it must also serve a copy of the document on that resource agency. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

k. *Description of Request*: Progress Energy Carolinas, Inc. requests Commission authorization to grant Ken's Landing, LLC permission to expand an existing marina located on project lands. The expansion would include the removal of 26 boat slips (occupying an area of 6,360 square feet) and the addition of 40 new boat slips (occupying an area of 17,600 square feet). Prior to filing of the application, Ken's Landing, LLC consulted with appropriate agencies and other entities, including the U.S. Fish and Wildlife Service, North Carolina (NC) Wildlife Resources Commission, NC Department of Environment and Natural Resources, and NC Department of Cultural Resources.

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 1-866-208-3372 or e-mail 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. 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.

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. E9-12084 Filed 5-22-09; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 13429-000, Project No. 13455-000]

City of Burlington, IA; FFP Iowa 5, LLC Notice of Preliminary Permit Applications Accepted for Filing and Soliciting Comments, Motions To Intervene, and Competing Applications

May 15, 2009.

On April 8, 2009, the City of Burlington, Iowa filed an application, pursuant to section 4(f) of the Federal Power Act (FPA), proposing to study the feasibility of the City of Burlington Hydroelectric Project (Burlington Project) No. 13429, to be located on the Mississippi River, in Des Moines County, Iowa and Henderson County, Illinois. On April 29, 2009, FFP Iowa 5, LLC filed an application, pursuant to the FPA, proposing to study the feasibility of the Mississippi River Lock and Dam No. 18 Water Power Project (L&D 18 Project) No. 13455, to be located on the Mississippi River, in Des Moines County, Iowa.

The proposed Burlington and L&D 18 projects would be located at the existing U.S. Army Corps of Engineers (Corps) Lock and Dam No. 18 comprised of: (1) A 1,350-foot-long dam with 14 taintor

gates and 3 roller gates and a 600-foot-long lock; and (2) a 12,152-acre reservoir with a normal pool elevation of 529.5 feet mean sea level.

The proposed Burlington Project would consist of: (1) Thirty submersible 500-kilowatt turbine generating units with total installed capacity of 15 megawatts (MW); (2) a 1-mile-long, 12.5-kilovolt (kV) transmission line; and (3) appurtenant facilities. The project would have an estimated average annual generation of 76,831 megawatts-hours (MWh), which would be sold to Alliant Energy. The project would be located along the western half of the Corps dam.

Applicant Contact: Mr. Doug Worden, City Manager, City of Burlington, Iowa, 400 Washington Street, Burlington, Iowa 52601, (319) 753-8120.

The proposed L&D 18 Project would consist of: (1) Twenty six Very Low Head generating units and 100 hydrokinetic generating units with a total installed capacity of 24.5 MW; (2) a 5.68-mile-long, 69-kV transmission line; and (3) appurtenant facilities. The project would have an estimated average annual generation of 119,500 MWh, which would be sold to Alliant Energy. The project would be located in the middle of the Mississippi River just downstream of the Corps dam.

Applicant Contact: Mr. Daniel R. Irvin, Free Flow Power Corporation, 33 Commercial Street, Gloucester, MA 01930, phone (978) 252-7631.

FERC Contact: Patrick Murphy, (202) 502-8755.

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-13429 or 13455) in the docket number field to access the document.

For assistance, call toll-free 1-866-208-3372.

Kimberly D. Bose,

Secretary.

[FR Doc. E9-12081 Filed 5-22-09; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 12731-002]

Natural Currents Energy Services, LLC; Notice of Intent To File License Application, Filing of Draft Application, Request for Waivers of Integrated Licensing Process Regulations Necessary for Expedited Processing of a Hydrokinetic Pilot Project License Application, and Soliciting Comments

May 15, 2009.

a. *Type of Filing:* Notice of Intent to File a License Application for an Original License for a Hydrokinetic Pilot Project.

b. *Project No.:* 12731-002.

c. *Date Filed:* May 15, 2009.

d. *Submitted By:* Natural Currents Energy Services, LLC.

e. *Name of Project:* Angoon Tidal Power Pilot Project.

f. *Location:* In Kootznahoo Inlet on the western shore of Admiralty Island, near the City of Angoon in the Skagway-Hoonah-Angoon Census Area of southeastern Alaska.

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

h. *Applicant Contact:* Roger Bason, President, Natural Currents Energy Services, 24 Roxanne Blvd., Highland, NY 12528; (845) 691-4008; info@naturalcurrents.com.

i. *FERC Contact:* Steve Hocking (502) 552-8753.

j. Natural Currents Energy Services, LLC (Natural Currents) has filed with the Commission: (1) A notice of intent (NOI) to file an application for an original license for a hydrokinetic pilot project and a draft license application with monitoring plans; (2) a proposed schedule; (3) a request to be designated as the non-Federal representative for section 7 of the Endangered Species Act consultation; and (4) a request to be designated as the non-Federal representative for section 106 consultation under the National Historic Preservation Act (collectively the pre-filing materials).

k. With this notice, we are soliciting comments on the pre-filing materials listed in paragraph j above, including the draft license application and

monitoring plans. All comments should be sent to the address above in paragraph h. In addition, all comments (original and eight copies) must be filed with the Commission at the following address: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. All filings with the Commission must include on the first page, the project name (Angoon Tidal Power Pilot Project) and number (P-12731-002), and bear the heading "Comments on the proposed Angoon Tidal Power Pilot Project." Any individual or entity interested in submitting comments on the pre-filing materials must do so by July 14, 2009.

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 "e-filing" link.

l. With this notice, we are approving Natural Currents' request to be designated as the non-Federal representative for section 7 of the Endangered Species Act (ESA) and its request to initiate consultation under section 106 of the National Historic Preservation Act; and recommending that it begin informal consultation with: (a) The U.S. Fish and Wildlife Service and the National Marine Fisheries Service as required by section 7 of ESA; and (b) the Alaska State Historic Preservation Officer, as required by section 106, National Historical Preservation Act, and the implementing regulations of the Advisory Council on Historic Preservation at 36 CFR 800.2.

m. This notice does not constitute the Commission's approval of Natural Currents' request to use the Pilot Project Licensing Procedures. Upon its review of the project's overall characteristics relative to the pilot project criteria, the draft license application contents, and any comments filed, the Commission will determine whether there is adequate information to conclude the pre-filing process.

n. The proposed Angoon Tidal Power Pilot Project would consist of eight (8) 25-kw Red Hawk Tidal Turbines, with a combined maximum output of 200 kW for the pilot project. Initially, the turbines would be mounted on portable anchored barges to test different positions within the site for the best turbine performance. Following the location of the desired development site, tidal turbines will be mounted on constructed docks or piers secured to the solid, scoured, subsurface bedrock. The transmission intertie is to be determined. The estimated annual