

d. *Applicant*: Bear Creek Hydro Associates, LLC.

e. *Name of Project*: Bear Creek Hydro Project.

f. *Location*: The Bear Creek Hydro Project will be located on Bear Creek, near the town of Concrete, Skagit County, Washington, affecting T. 35 N., R. 8 E., sec. 11, SE ¼, and T. 36 N., R. 8 E., Sec. 14, NE ¼.

g. *Filed Pursuant to*: Section 23(b)(1) of the Federal Power Act, 16 U.S.C. 817(b).

h. *Applicant Contact*: Thomas M. McMaster, 358 Shallow Shore Road, Bellingham, WA 98229; Telephone: (360) 647-2196; e-mail: <http://www.mcmastert@aol.com>.

i. *FERC Contact*: Any questions on this notice should be addressed to Henry Ecton, (202) 502-8768, or e-mail address: [henry.ecton@ferc.gov](mailto:henry.ecton@ferc.gov).

j. *Deadline for filing comments, protests, and motions*: April 13, 2011.

All documents should be filed electronically via the Internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site at <http://www.ferc.gov/docs-filing/efiling.asp>. If unable to be filed electronically, documents may be paper-filed. To paper-file, an original and seven copies should be filed with: Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system at <http://www.ferc.gov/docs-filing/ecomment.asp>. Please include the docket number (D11-3-000) on any comments, protests, and/or motions filed.

k. *Description of Project*: The run-of-river Bear Creek Hydro Project will consist of: (1) An existing pond with a surface area of 1.7 acres; (2) an existing 235-foot-long, 24-foot-high concrete diversion structure, with an ungated 82-foot-long overflow spillway; (3) a proposed 2,800-foot-long, 36-inch-diameter above-ground steel penstock, routed along the existing penstock alignment to the powerhouse; (4) an existing 28-foot-long, 82-foot wide powerhouse, containing two new 1,400-kW Pelton turbines, switchgear, and auxiliary equipment, with a computerized supervisory control system to control plant operations; (5) two existing tailraces, returning flows to Bear Creek; (6) a proposed 3.5-mile-long, 12.5 kV, 3-phase transmission line, interconnecting to the Puget Sound Energy transmission lines at Lake Tyee; and (7) appurtenant facilities.

When a Declaration of Intention is filed with the Federal Energy Regulatory Commission, the Federal Power Act requires the Commission to investigate and determine if the interests of interstate or foreign commerce would be affected by the proposed project. The Commission also determines whether or not the project: (1) Would be located on a navigable waterway; (2) would occupy or affect public lands or reservations of the United States; (3) would utilize surplus water or water power from a government dam; or (4) if applicable, has involved or would involve any construction subsequent to 1935 that may have increased or would increase the project's head or generating capacity, or have otherwise significantly modified the project's pre-1935 design or operation.

l. *Locations of the Application*: Copies of this filing are on file with the Commission and are available for public inspection. This filing may be viewed on the web 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, please contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-free at (866) 208-3676, or 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, and/or Motions To Intervene*—Anyone may submit comments, a protest, and 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, and/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", "PROTESTS", AND/OR "MOTIONS TO INTERVENE", as applicable, and the Docket Number of the particular application to which the

filing refers. 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.

Dated: March 2, 2011.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. 2011-5318 Filed 3-8-11; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 13946-000]

#### Tarrant Regional Water District; Notice of Application Accepted for Filing and Soliciting Comments, Motions To Intervene, Protests, Recommendations, and Terms and Conditions

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

a. *Type of Application*: Conduit Exemption.

b. *Project No.*: 13946-000.

c. *Date filed*: December 16, 2010, and supplemented on February 22, 2011.

d. *Applicant*: Tarrant Regional Water District.

e. *Name of Project*: Arlington Outlet Hydroelectric Project.

f. *Location*: The proposed Arlington Outlet Hydroelectric Project would be located at the Arlington Outlet Discharge Facility, a flow control facility in Tarrant Regional Water District's water distribution system located in Tarrant County, Texas. The land on which all the project structures are located is owned by the applicant.

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

h. *Applicant Contact*: Mr. David Marshall, P.E., Engineering Services Director, 800 East North Side Drive, Fort Worth, Texas 76102; telephone (817) 720-4250.

i. *FERC Contact*: Christopher Chaney, telephone (202) 502-6778, and e-mail address [christopher.chaney@ferc.gov](mailto:christopher.chaney@ferc.gov).

j. *Status of Environmental Analysis*: This application is ready for

environmental analysis at this time, and the Commission is requesting comments, reply comments, recommendations, terms and conditions, and prescriptions.

k. *Deadline for filing responsive documents:* In light of the resource agencies' comments filed with the application, the 60-day timeframe specified in 18 CFR 4.43(b) for filing all comments, motions to intervene, protests, recommendations, terms and conditions, and prescriptions is shortened to 30 days from the issuance date of this notice. All reply comments filed in response to comments submitted by any resource agency, Indian tribe, or person, must be filed with the Commission within 45 days from the issuance date of this notice.

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 under the "e-Filing" link. The Commission strongly encourages electronic filings.

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 in 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.

l. *Description of Project:* The proposed Arlington Outlet Hydroelectric Project would consist of: (1) an existing flow control building containing one turbine generating unit having an installed capacity of 1300 kilowatts; and (2) appurtenant facilities. The project would have an estimated annual generation of 6,365,000 kilowatt-hours. The applicant plans to use the generated energy.

m. This filing is available for review and reproduction at the Commission in the Public Reference Room, Room 2A, 888 First Street, NE., Washington, DC 20426. The filing may also be viewed on the Web at <http://www.ferc.gov> using the "eLibrary" link. Enter the docket number, here P-13946, in the docket number field to access the document. For assistance, call toll-free 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 review and reproduction at the address in item h above.

n. *Development Application*—Any qualified applicant desiring to file a competing application must submit to

the Commission, on or before the specified deadline date for the particular application, a competing development application, or a notice of intent to file such an application. Submission of a timely notice of intent allows an interested person to file the competing development application no later than 120 days after the specified deadline date for the particular application. Applications for preliminary permits will not be accepted in response to this notice.

o. *Notice of Intent*—A notice of intent must specify the exact name, business address, and telephone number of the prospective applicant, and must include an unequivocal statement of intent to submit a competing development application. A notice of intent must be served on the applicant(s) named in this public notice.

p. *Protests or Motions To Intervene*—Anyone may submit a protest or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, 385.211, and 385.214. In determining the appropriate action to take, the Commission will consider all protests 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 protests or motions to intervene must be received on or before the specified deadline date for the particular application.

q. All filings must (1) Bear in all capital letters the title "PROTEST," "MOTION TO INTERVENE," "NOTICE OF INTENT TO FILE COMPETING APPLICATION," "COMPETING APPLICATION," "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 protesting or intervening; 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. Any of these documents must be filed by providing the original and eight copies to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. An additional copy must be sent to Director, Division of Hydropower Administration and Compliance, Office of Energy Projects, Federal Energy

Regulatory Commission, at the above address. A copy of any protest or motion to intervene must be served upon each representative of the applicant specified in the particular application. A copy of all other filings in reference to this application must be accompanied by proof of service on all persons listed in the service list prepared by the Commission in this proceeding, in accordance with 18 CFR 4.34(b) and 385.2010.

r. *Waiver of Pre-filing Consultation:* On July 2, 2010, the applicant requested the agencies to support the waiver of the Commission's consultation requirements under 18 CFR 4.38(c). On July 23, 2010, the Trinity River Authority concurred with this request. Several State and Federal resource agencies commented on the application but no other comments regarding the request for waiver were received. Therefore, we intend to accept the consultation that has occurred on this project during the pre-filing period and we intend to waive pre-filing consultation under section 4.38(c), which requires, among other things, conducting studies requested by resource agencies, and distributing and consulting on a draft exemption application.

Dated: March 2, 2011.

**Kimberly D. Bose,**  
Secretary.

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP11-97-000]

#### Stingray Pipeline Company, L.L.C.; Notice of Application

On February 22, 2011, Stingray Pipeline Company, L.L.C. (Stingray) filed with the Federal Energy Regulatory Commission (Commission) an application under Section 7(b) of the Natural Gas Act (NGA), as amended, requesting authorization to abandon offshore Station 702's compressor Unit T-2. Stingray also requests that its certificated system capacity be reduced to 560 MMcf per day.

Questions regarding the application may be directed to Cynthia Hornstein Roney, Manager—Regulatory Affairs, Stingray Pipeline Company, L.L.C., 1100 Louisiana, Suite 3300, Houston, Texas 77002, by calling (832) 214-9334 or by e-mailing [cynthia.roney@enbridge.com](mailto:cynthia.roney@enbridge.com).