

DEPARTMENT OF ENERGY

Federal Energy Regulatory
Commission

[Docket No. RM05-30-000]

Rules Concerning Certification of the Electric Reliability Organization and Procedures for the Establishment, Approval and Enforcement of Electric Reliability Standards; Notice of New Docket Prefix "NP" for Notices of Penalty Filed by the North American Electric Reliability Corporation

February 7, 2008.

Notice is hereby given that a new docket prefix "NP" has been established for Notices of Penalty filed by the North American Electric Reliability Corporation (NERC) pursuant to Order No. 672, issued February 3, 2006.¹

Regional Entities have authority under Order No. 672 to assess penalties for violations of Reliability Standards approved by the Commission. After a Regional Entity assesses a penalty, NERC reviews it. If appropriate, NERC will make a filing with the Commission called a "Notice of Penalty."

Each "Notice of Penalty" will receive a new "NP" docket number.²

Notices of Penalty may be submitted using the Commission's electronic filing system (<http://www.ferc.gov/docs-filing/efiling.asp>). The Commission intends to release a new version of its electronic filing system on February 29, 2008. The new version will greatly expand the documents eligible for efilings and will eliminate the need for most of the special filing procedures currently posted on the Commission's Web site. If NERC plans to file any Notices of Penalty before February 29, 2008, NERC should contact the eFiling Help Line (202-502-8258; efiling@ferc.gov) in advance of filing to request pre-assignment of an NP Docket Number. If NERC plans to file any Notice of Penalty that includes non-public information, or an entity seeks to file an Application for Review that includes non-public

information, contact the eFiling Help Line.

Kimberly D. Bose,
Secretary.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory
Commission

[Project No. 12551-001]

Salvatore and Michelle Shifrin; Notice of Application Tendered for Filing with the Commission, Soliciting Additional Study Requests, and Establishing Procedural Schedule for Licensing and Deadline for Submission of Final Amendments

February 7, 2008.

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

a. *Type of Application*: Exemption From Licensing.

b. *Project No.*: P-12551-001.

c. *Date Filed*: January 25, 2008.

d. *Applicant*: Salvatore and Michelle Shifrin.

e. *Name of Project*: Mansfield Hollow Hydro Power Project.

f. *Location*: On the Natchaug River in Tolland County, Connecticut. The project would occupy lands of the United States.

g. *Filed Pursuant to*: Public Utilities Regulatory Policies Act of 1978, 16 U.S.C. 2705, 2708.

h. *Applicant Contact*: Salvatore or Michelle Shifrin, 78 Bricktop Road, Windham, CT 06280, (860) 423-7709.

i. *FERC Contact*: Tom Dean, (202) 502-6041.

j. *Cooperating Agencies*: We are asking Federal, State, and local agencies and Indian tribes with jurisdiction and/or special expertise with respect to environmental issues to cooperate with us in the preparation of the environmental document. Agencies who would like to request cooperating status should follow the instructions for filing comments described in item l below.

k. Pursuant to section 4.32(b)(7) of 18 CFR of the Commission's regulations, if any resource agency, Indian Tribe, or person believes that an additional scientific study should be conducted in order to form an adequate factual basis for a complete analysis of the application on its merit, the resource agency, Indian Tribe, or person must file a request for a study with the Commission not later than 60 days from

the date of filing of the application, and serve a copy of the request on the applicant.

l. Deadline for filing additional study requests and requests for cooperating agency status: March 25, 2008.

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 at (<http://www.ferc.gov>) under the "eFiling" link.

m. This application is not ready for environmental analysis at this time.

n. *Description of Project*: The Mansfield Hollow Hydro Power Project would consist of: (1) The existing 80-foot-long, 10-foot-high Kirby Mill Dam; (2) the existing 1.6-acre reservoir; (3) the existing headgate structure; (4) the existing 12-foot-wide, 8-foot-foot-high, 330-foot-long head race channel; (5) a new powerhouse containing five generating units with a total installed capacity of 500 kilowatts; (6) the existing 5-foot-wide, 7-foot-high, 100-foot-long conduit and 75-foot-long open tailrace; and (7) appurtenant facilities. The project would have an average annual generation of about 2,500 megawatt-hours.

In addition to a new powerhouse, project restoration would consist of: (1) A new 12-foot-wide, 8-foot-high, 330-foot-long head race channel; (2) a new 20-foot-wide, 8-foot-high, 20-foot-long box culvert connected to a new 25-foot-wide, 4-foot-high, 153-foot-long open channel tail race; and (3) a new 275-foot-long transmission line.

o. 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 three digits in the docket number field to access the document. For assistance, please contact FERC Online Support at FERCOnlineSupport@ferc.gov or toll free at (866) 208-3676, or for TTY, contact (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

¹ *Rules Concerning Certification of the Electric Reliability Organization; and Procedures for the Establishment, Approval, and Enforcement of Electric Reliability Standards* (Order No. 672), III FERC Stats. & Regs. ¶ 31,204 (2006).

² The Commission had previously indicated that a Notice of Penalty will receive an "RC" docket number. *Notice of New RR, RD, and RC Prefixes*, issued April 7, 2006. The current Notice of New Docket Prefix supersedes our previous designation. The "RC" docket prefix will continue to be used for other filings relating to compliance with Reliability Standards, including appeals of registration decisions made by NERC.

related to this or other pending projects. For assistance, contact FERC Online Support.

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

q. *Procedural schedule and final amendments:* The application will be processed according to the following Hydro Licensing Schedule. Revisions to the schedule will be made as appropriate. The Commission staff proposes to issue one environmental assessment rather than issue a draft and final EA. Comments, terms and conditions, recommendations, prescriptions, and reply comments, if any, will be addressed in an EA. Staff intends to give at least 30 days for entities to comment on the EA, and will take into consideration all comments received on the EA before final action is taken on the license application.

Issue Acceptance Letter or Deficiency Letter.	April 2008.
Issue Scoping Document	May 2008.
Notice of application is ready for environmental analysis.	August 2008.
Notice of the availability of the EA.	April 2009.

Final amendments to the application must be filed with the Commission no later than 30 days from the issuance date of the notice of ready for environmental analysis.

Kimberly D. Bose,
Secretary.

[FR Doc. E8-2722 Filed 2-13-08; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 12574-002]

Santiam Water Control District; Notice of Application Accepted for Filing and Soliciting Motions To Intervene, Protests, Scoping Comments, and Waiving Pre-Filing Consultation

February 7, 2008.

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

a. *Type of Application:* Small Hydro Exemption from Licensing.

b. *Project No.:* P-12574-002.

c. *Date Filed:* June 18, 2007, and supplemented on July 18, 2007,

pursuant to Order Denying Rehearing (119 FERC ¶ 61,159).

d. *Applicant:* Santiam Water Control District.

e. *Name of Project:* Stayton Hydroelectric Project.

f. *Location:* On the Stayton Ditch near the Town of Stayton, Marion County, Oregon. The project would not occupy United States land.

g. *Filed Pursuant to:* Public Utilities Regulatory Policies Act of 1978, 16 U.S.C. 2705, 2708.

h. *Applicant Contact:* Larry Trosi, Manager, Santiam Water Control District, 284 East Water Street, Stayton, OR 97383, (503) 769-2669.

i. *FERC Contact:* Tom Dean, (202) 502-6041.

j. *Deadline for filing motions to intervene, protests, and scoping comments:* 60 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.

Motions to intervene, protests, and scoping 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 "eFiling" link.

k. This application has been accepted for filing but is not ready for environmental analysis at this time.

l. Santiam Water Control District proposes to restore operation to the Stayton Project which was operated by Pacific Power until 1992. As proposed, the Stayton Project would consist of: (1) The existing power canal headgate structure and fish ladder, and the fish screen and 28-inch-diameter, 600-foot-long juvenile fish bypass return pipe located near the upstream end of Stayton Ditch; (2) the 0.5-mile-long Stayton Ditch; (3) the existing 24-foot-long by 12-foot-high intake structure equipped with 24.6-foot-long by 12-foot-high and 3-inch bar spacing trashracks located just upstream of the powerhouse; (4) the existing 40-foot-

long V-type spillway weir and integral powerhouse containing a single 600-kilowatt generating unit; (5) the existing 24-foot-long by 12-foot-high outlet structure located just downstream of the powerhouse; (6) the existing 0.5-mile-long tailrace channel and tailrace fish barrier; (7) the existing 100-foot-long, 2,400-kilovolt transmission line; and (8) appurtenant facilities. The project would have an average annual generation of 4,320 megawatt-hours.

Additional project facilities may include the existing: (1) Spill dam and fish ladder located on the North Channel of the Santiam River just upstream of the power canal headgate structure; and (2) the berm habitat channel located between the powerhouse and tailrace fish barrier.

m. *Pre-filing Consultation:* The tendering notice issued on August 7, 2007 stated our intent to use the consultation that has occurred on this project for the previous conduit exemption application supplemented with National Environmental Policy Act scoping as a means to conduct further consultation with resource agencies and interested entities. Therefore, we noted our intent to waive pre-filing consultation sections 4.38(a)-(g) which requires, among other things, holding a joint meeting and distributing and consulting on a draft exemption application.

In letters filed on August 10 and 17, 2007, the U.S. Department of the Interior and Oregon Water Resources Department, respectively, noted numerous omissions in the exemption application that were identified in 2005 but were not addressed, and recommended additional consultation to assist in developing a complete exemption application. Since we will be conducting scoping, additional consultation will be afforded. Therefore, we are waiving sections 4.38(a)-(g) of the pre-filing consultation regulations.

n. *Scoping.*

Commission staff are soliciting comments, recommendations, and information, on the Scoping Document (SD) issued on February 7, 2008. Copies of the application and SD outlining the subject areas to be addressed in the EA were distributed to the parties on the Commission's mailing list and the applicant's distribution list. Copies of the SD 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. For assistance, call 1-866-208-3676 or for TTY, (202) 502-8659. A copy of the application is also available for inspection and reproduction at the