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[FR Doc. E9–11203 Filed 5–12–09; 8:45 am]

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## DEPARTMENT OF EDUCATION

### State Fiscal Stabilization Fund Program

**AGENCY:** Office of Elementary and Secondary Education, Department of Education.

**ACTION:** Notice announcing application deadline.

Catalog of Federal Domestic Assistance (CFDA) Numbers: 84.394 and 84.397.

**SUMMARY:** Under the State Fiscal Stabilization Fund (Stabilization) program, authorized in Title XIV of the American Recovery and Reinvestment Act of 2009 (ARRA), Public Law 111–5, the U.S. Department of Education (Department) awards grants on a formula basis to Governors to help stabilize State and local government budgets in order to minimize and avoid reductions in education and other essential public services. The Department is awarding Stabilization funds in two phases. In Phase 1, the Department will award 67 percent of the total funds available to a State, unless the State can demonstrate that additional funds are required to restore fiscal year 2009 State support for education. In that case, the Department will award up to 90 percent of its total allocation in Phase 1. The Department will award the remaining portion of a State's allocation in Phase 2. In this notice, we establish the deadline by which a Governor must submit the State's application for Phase 1 funding under the Stabilization program.

**Application Deadline:** July 1, 2009, 4:30:00 p.m. Washington, DC time.

Governors must submit an application electronically by the deadline in this notice. If a Governor fails to submit the State's application by this deadline, the State will not receive any Phase 1 or Phase 2 Stabilization funds.

**SUPPLEMENTARY INFORMATION:** There are two components of the Stabilization program: the Education Stabilization Fund (CFDA No. 84.394) and the

Government Services Fund (CFDA No. 84.397). By statute, the Department will award 81.8 percent of a State's total Stabilization allocation under the Education Stabilization Fund and the remaining 18.2 percent of its allocation under the Government Services Fund. Governors will apply for funding for each component under a single application. The application is available on the Department's Web site at <http://www.ed.gov/programs/statestabilization/applicant.html>.

If a Governor does not submit the State's application for Phase 1 funding by the deadline in this notice, the Department will allocate the funds that were reserved for the State to those States that have submitted timely applications. A State that fails to submit an application by the deadline in this notice will not receive any Phase 1 or Phase 2 Stabilization funds.

**Electronic Submission of Applications:** A Governor must submit an electronic version of his/her State's application in .PDF (Portable Document) format to

[Stabilizationfundapplication@ed.gov](mailto:Stabilizationfundapplication@ed.gov) by July 1, 2009, 4:30:00 p.m., Washington, DC time. A Governor also must mail the original and two copies of the application to: Dr. Joseph C. Conaty, Director, Academic Improvement and Teacher, Quality Programs, Office of Elementary and Secondary Education, U.S. Department of Education, 400 Maryland Avenue, SW., Room 3E314, Washington, DC 20202.

**FOR FURTHER INFORMATION CONTACT:** Mr. James Butler, U.S. Department of Education, 400 Maryland Avenue, SW., Room 3E108, Washington, DC 20202. Telephone: (202) 260–9737 or via e-mail: [state.fiscal.fund@ed.gov](mailto:state.fiscal.fund@ed.gov).

If you use a telecommunications device for the deaf (TDD), call the Federal Relay Service (FRS) at 1–800–877–8339.

Individuals with disabilities can obtain this notice in an accessible format (e.g., braille, large print, audiotape, or computer diskette) on request to the contact person listed under **FOR FURTHER INFORMATION CONTACT**.

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To use PDF you must have Adobe Acrobat Reader, which is available free at this site. If you have questions about using PDF, call the U.S. Government

Printing Office (GPO), toll-free, at 1–888–293–6498; or in the Washington DC, area at (202) 512–1530.

**Note:** The official version of this document is the document published in the **Federal Register**. Free Internet access to the official version of the **Federal Register** and the Code of Federal Regulations is available on GPO Access at: <http://www.gpoaccess.gov/nara/index.html>.

**Program Authority:** Title XIV, Division A, American Recovery and Reinvestment Act of 2009, Public Law 111–5.

**Delegation of Authority:** The Secretary of Education has delegated to Joseph C. Conaty, Director, Academic Improvement and Teacher Quality Programs for the Office of Elementary and Secondary Education, the authority to perform the functions of the Assistant Secretary for Elementary and Secondary Education.

Dated: May 8, 2009.

**Joseph C. Conaty,**

*Director, Academic Improvement and Teacher Quality Programs.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 13301–002]

#### Town of Afton, WY; Notice of Application Tendered for Filing With the Commission and Soliciting Additional Study Requests

May 6, 2009.

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

- a. *Type of Application:* Minor license.
- b. *Project No.:* 13301–002.
- c. *Date filed:* April 29, 2009.
- d. *Applicant:* Town of Afton.
- e. *Name of Project:* Culinary Water System Hydroelectric Project.
- f. *Location:* On the culinary water supply system, in the Town of Afton, Lincoln County, Wyoming. The project would occupy 12.3 acres of land in the Bridger-Teton National Forest.
- g. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. 791(a)–825(r).
- h. *Applicant Contact:* Town of Afton, James K. Sanderson, 416 Washington St., P.O. Box 310, Afton, WY 83110.
- i. *FERC Contact:* Ryan Hansen, 202–502–8074. [Ryan.hansen@ferc.gov](mailto:Ryan.hansen@ferc.gov).
- j. *Cooperating agencies:* Federal, State, local, and tribal agencies with jurisdiction and/or special expertise

with respect to environmental issues that wish to cooperate in the preparation of the environmental document should follow the instructions for filing such requests described in item l below. Cooperating agencies should note the Commission's policy that agencies that cooperate in the preparation of the environmental document cannot also intervene. See, 94 FERC ¶ 61,076 (2001).

k. Pursuant to § 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: June 28, 2009.

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 (<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."

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

n. The project consists of the following facilities: (1) An intake at Periodic Springs; (2) an existing 97,000 gallon buried concrete surge tank; (3) an existing 16,775-foot-long, 18-inch-diameter iron ductile pipe; (4) a new approximately 95-foot-long, 2-foot-diameter ductile iron penstock conveying flows from the existing pipe to the new powerhouse; (5) a 20-foot-long by 20-foot-wide powerhouse containing a single Pelton turbine and generator with an installed capacity of 225 kilowatts (kW); (6) an approximately 10-foot-long, 2.5-foot-diameter draft tube discharging flows from the powerhouse to an existing access hatchway at the top of the storage tank; (7) a one-million-gallon storage tank; and (8) appurtenant facilities. The power generated will intertie with the existing 12.5-kilovolt distribution

system at the culinary water treatment plant.

The Culinary Water System Hydroelectric Project would utilize some features from the Town of Afton's existing culinary water supply system. Under current operating conditions, water is piped from Periodic Springs to a buried concrete surge tank. From this tank, water is routed to a water treatment plant, and then to a storage tank before distribution. The new hydroelectric project will divert flow at an existing bifurcation in the conveyance pipe, upstream of the treatment plant. Flows up to 12 cubic feet per second (cfs) will be diverted to the powerhouse for hydropower generation, then discharged directly to the storage tank, bypassing the current treatment plant. The proposed project would have a total installed capacity of 225 kW and would produce an average annual generation of 1,272,463 kilowatt-hours. The generated power would be utilized to offset the energy used by the culinary water system, with net power sold to Lower Valley Energy, Inc. The project will operate as a run-of-river, with any flows in excess of the turbine capacity of 12 cfs bypassing the project to the existing treatment plant.

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 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.

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, contact FERC Online Support.

p. With this notice, we are initiating consultation with the Wyoming 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 at 800.4.

q. *Procedural schedule:* The application will be processed according to the following Hydro Licensing Schedule. Revisions to the schedule will be made as appropriate.

Issue Acceptance Letter; July 6, 2009.

Issue Scoping Document for comments; August 5, 2009.

Notice that application is ready for environmental analysis; November 3, 2009.

Notice of the availability of the EA; March 3, 2010.

**Kimberly D. Bose,**  
Secretary.

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 3052-016]

#### City of Black River Falls; Notice of Application Accepted for Filing, Soliciting Motions To Intervene and Protests, Ready for Environmental Analysis, and Soliciting Comments, Recommendations, and Terms and Conditions

May 6, 2009.

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

a. *Type of Application:* Amendment of License.

b. *Project No.:* 3052-016.

c. *Date Filed:* April 9, 2009.

d. *Applicant:* City of Black River Falls.

e. *Name of Project:* Black River Falls Project.

f. *Location:* The project is located on the Black River in the City of Black River Falls, Jackson County, Wisconsin.

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

h. *Applicant Contact:* Mr. Jerry Ewert, Administrator, Black River Falls Municipal Utilities, 119 North Water Street, Black River Falls, Wisconsin 54615, (715) 284-9463.

i. *FERC Contact:* Mr. Steven Sachs (202) 502-8666 or [Steven.Sachs@ferc.gov](mailto:Steven.Sachs@ferc.gov).

j. Deadline for filing motions to intervene and protests, comments, recommendations, and preliminary terms and conditions, is 60 days from the issuance 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: Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

k. *Description of Request:* The applicant proposes to replace eight existing tainter gates and associated concrete piers with six larger tainter gates and concrete piers. The applicant also proposes to construct a new