

Regulatory Commission, 888 First Street, NE., Washington, DC 20426. Please include the project number (P-12659-000) on any comments, protests, or motions filed.

k. *Description of Project:* The proposed project would consist of: (1) A proposed 80-foot-high, 240-foot-long concrete dam; (2) a proposed reservoir with a surface area of 1.6 M square-feet; (3) a proposed 42-inch diameter, 5200-foot-long steel penstock; (4) a proposed concrete and steel powerhouse containing a generating unit with an installed capacity of 1600 kW; (5) a proposed 200-foot-long tailrace; (6) a proposed 3-phase, 5000-foot-long, 12 kV transmission line; and (7) appurtenant facilities.

The project would have an estimated annual generation of 12,700 MWh (megawatt-hours). The applicant plans to sell the generated energy to a local utility.

l. *Location of Application:* A copy of the application is available for inspection and reproduction at the Commission in the 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. For assistance, call toll-free 1-866-208-3676 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. *Competing Preliminary Permit:* Anyone desiring to file a competing application for preliminary permit for a proposed project must submit the competing application itself, or a notice of intent to file such an application, to the Commission on or before the specified comment date for the particular application (see 18 CFR 4.36). Submission of a timely notice of intent allows an interested person to file the competing preliminary permit application no later than 30 days after the specified comment date for the particular application. A competing preliminary permit application must conform with 18 CFR 4.30(b) and 4.36.

o. *Competing Development Application:* Any qualified development applicant desiring to file a competing development application must submit to the Commission, on or before a

specified comment date for the particular application, either a competing development application or a notice of intent to file such an application. Submission of a timely notice of intent to file a development application allows an interested person to file the competing application no later than 120 days after the specified comment date for the particular application. A competing license application must conform with 18 CFR 4.30(b) and 4.36.

p. *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, if such an application may be filed, either a preliminary permit application or a development application (specify which type of application). A notice of intent must be served on the applicant(s) named in this public notice.

q. *Proposed Scope of Studies under Permit:* A preliminary permit, if issued, does not authorize construction. The term of the proposed preliminary permit would be 36 months. The work proposed under the preliminary permit would include economic analysis, preparation of preliminary engineering plans, and a study of environmental impacts. Based on the results of these studies, the Applicant would decide whether to proceed with the preparation of a development application to construct and operate the project.

r. *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.

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 "e-filing" link. The Commission strongly encourages electronic filing.

s. *Filing and Service of Responsive Documents:* Any filings must bear in all capital letters the title "COMMENTS", "RECOMMENDATIONS FOR TERMS AND CONDITIONS", "PROTEST", "MOTION TO INTERVENE", "NOTICE

OF INTENT", or "COMPETING APPLICATION", as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

t. *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.

Magalie R. Salas,
Secretary.

[FR Doc. E6-6575 Filed 5-1-06; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. PF06-16-000]

Kinder Morgan Louisiana Pipeline, L.L.C.; Notice of Site Visit and Public Meetings To Receive Environmental Comments on the Proposed Kinder Morgan Pipeline Project

April 26, 2006.

On March 24, 2006, the staff of the Federal Energy Regulatory Commission issued a Notice of Intent to Prepare an Environmental Impact Statement for the Proposed Kinder Morgan Pipeline Project and Request for Comments on Environmental Issues (NOI). As part of our review process we will visit the proposed project route and hold three public scoping meetings to allow the public an opportunity to comment on the proposed project.

Public scoping meetings are designed to provide an opportunity for landowners and concerned citizens to offer comments on the environmental issues they believe should be addressed in our analysis. To ensure that every comment is accurately recorded, a court reporter will be present to prepare an official transcript of each meeting. Concerned citizens are invited to attend

any of the following public comment meetings:

Monday, May 8, 2006

6:30–8:30 p.m. (CDT), Ville Platte High School Auditorium, 210 West Cotton Street, Ville Platte, LA.

Tuesday, May 9, 2006

6:30–8:30 p.m. (CDT), Sulphur City Hall, 500 N. Huntington Street, Sulphur, LA.

Thursday, May 11, 2006

6:30–8:30 p.m. (CDT), Iowa Community Center, 207 West Highway 90, Iowa, LA.

Additionally, on May 9 through May 11, 2006, staff accompanied by representatives from Kinder Morgan will conduct a series of site visits of the proposed Kinder Morgan Louisiana Pipeline route. All interested parties are welcome to attend the car-based site visit. Those planning to attend must provide their own transportation.

Individuals with questions regarding this notice as well as those interested in attending either the public meetings or the car-based site visit should contact the Commission's Office of External Affairs at 866–208–FERC (3372).

Magalie R. Salas,

Secretary.

[FR Doc. E6–6577 Filed 5–1–06; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 2237–013—Georgia]

Georgia Power Company; Morgan Falls Hydroelectric Project; Notice of Proposed Revised Restricted Service List for a Programmatic Agreement for Managing Properties Included in or Eligible for Inclusion in the National Register of Historic Places

April 26, 2006.

Rule 2010 of the Federal Energy Regulatory Commission's (Commission) Rules of Practice and Procedure provides that, to eliminate unnecessary expense or improve administrative efficiency, the Secretary may establish a restricted service list for a particular phase or issue in a proceeding.¹ The restricted service list should contain the names of persons on the service list who, in the judgment of the decisional authority establishing the list, are active participants with respect to the phase or issue in the proceeding for which the list is established.

The Commission staff is consulting with the Georgia State Historic

Preservation Officer (hereinafter, SHPO) and the Advisory Council on Historic Preservation (hereinafter, Council) pursuant to the Council's regulations, 36 CFR part 800, implementing section 106 of the National Historic Preservation Act, *as amended*, (16 U.S.C. 470f), to prepare and execute a programmatic agreement for managing properties included in, or eligible for inclusion in, the National Register of Historic Places at the Morgan Falls Hydroelectric Project No. 2237–013 (SHPO Reference Number HP–040120–022).

The programmatic agreement, when executed by the Commission, the SHPO, and the Council, would satisfy the Commission's section 106 responsibilities for all individual undertakings carried out in accordance with the license until the license expires or is terminated (36 CFR 800.13e). The Commission's responsibilities pursuant to section 106 for the Morgan Falls Project would be fulfilled through the programmatic agreement, which the Commission proposes to draft in consultation with certain parties listed below.

The executed programmatic agreement would be incorporated into any Order issuing a license.

Georgia Power Company, as licensee for Project No. 2237, and the Muskogee (Creek) Nation of Oklahoma, the Poarch Band of Creek Indians, the Thlopthlocco Tribal Town, the Kialegee Tribal Town, the Alabama-Quassarte Tribal Town, the Seminole Indian Tribe, the Seminole Nation of Oklahoma, the Cherokee Nation, the Eastern Band of Cherokee Indians, the United Keetoowah Band of Cherokee Indians, and the National Park Service have expressed an interest in this preceding and are invited to participate in consultations to develop the programmatic agreement.

On January 6, 2006, we established a restricted service list for the Morgan Falls Project. Due to staff changes at the Seminole Nation of Oklahoma, the Eastern Band of Cherokee Indians, and the United Keetoowah Band of Cherokee Indians, we propose to remove Emman Spain, Michelle Hamilton, and Steve Mouse, respectively, from the restricted service list for the aforementioned project, and replace them with the following people:

Eastern Band of Cherokee Indians, Attention: Tyler Howe, THPO, Qualla Boundary, P.O. Box 455, Cherokee, NC 28719;
Pare Bowlegs, Historic Preservation Officer, Seminole Nation of Oklahoma, P.O. Box 1498, Wewoka, OK 74884; and
Lisa Stopp, Acting Tribal Historic Preservation Officer, United

Keetoowah Band of Cherokee Indians, P.O. Box 746, 20525 S. Jules Valdez Rd., Tahlequah, OK 74464.

Any person on the official service list for the above-captioned proceeding may request inclusion on the restricted service list, or may request that a restricted service list not be established, by filing a motion to that effect within 15 days of this notice date. In a request for inclusion, please identify the reason(s) why there is an interest to be included. Also please identify any concerns about historic properties, including Traditional Cultural Properties. If historic properties are to be identified within the motion, please use a separate page, and label it NON-PUBLIC Information.

An original and 8 copies of any such motion must be filed with Magalie R. Salas, the Secretary of the Commission (888 First Street, NE., Washington, DC 20426) and must be served on each person whose name appears on the official service list. Please put the project name "Morgan Falls Project" and number "P–2237–013" on the front cover of any motion. If no such motions are filed, the restricted service list will be effective at the end of the 15 day period. Otherwise, a further notice will be issued ruling on any motion or motions filed within the 15 day period.

Magalie R. Salas,

Secretary.

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ENVIRONMENTAL PROTECTION AGENCY

[FRL–8164–7]

Proposed Settlement Agreement, Clean Air Act Citizen Suit

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of proposed settlement agreement; request for public comment.

SUMMARY: In accordance with section 113(g) of the Clean Air Act, as amended ("Act"), 42 U.S.C. 7413(g), notice is hereby given of a proposed settlement agreement, to address a lawsuit filed by Utility Air Regulatory Group ("UARG") in the U.S. Court of Appeals for the District of Columbia: *Utility Air Regulatory Group v. EPA*, No. 06–1056 (D.C. Cir.). This lawsuit, which was filed pursuant to section 307(b) of the Act, is a petition for review of EPA's final rule entitled "Regional Haze Regulations and Guidelines for Best Available Retrofit Technology (BART) Determinations," published at 70 FR

¹ 18 CFR 385.2010.