

DEPARTMENT OF ENERGY

Federal Energy Regulatory
CommissionNotice of Applications Accepted for
Filing and Soliciting Comments,
Motions To Intervene, and Protests

July 25, 2006.

Take notice that the following hydroelectric applications have been filed with the Commission and are available for public inspection:

a. *Type of Applications:* Preliminary Permit (Competing).

b. *Applicants, Project Numbers, and Dates Filed:* ORPC Maine, LLC, filed the application for Project No. 12680-000 at 3:07 p.m. on May 30, 2006. Additional information was filed on July 14, 2006.

The Passamaquoddy Tribe at Pleasant Point Reservation filed the application for Project No. 12710-000 at 10:25 a.m. on July 10, 2006.

ORPC Maine, LLC, filed the application for Project No. 12711-000 at 10:28 a.m. on July 10, 2006.

c. *Names of the projects:* Western Passage OCGen™ Power Project, Passamaquoddy Tribe Tidal Hydrokinetic Energy Project, Cobscook Bay OCGen™ Power Project. The projects would be located in the Western Passage in the Atlantic Ocean in Washington County, Maine. No dam, either existing or new, would be used for any of the projects.

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

e. *Applicants Contacts:* For ORPC Maine, LLC, contact Ms. Mary McCann, Manager of Environmental Services, Devine Tarbell & Associates, Inc., 970 Baxter Blvd., Portland, ME 04103, phone (207) 775-4495. For the Passamaquoddy Tribe of the Pleasant Point Reservation, contact Steve Crawford, Environmental Director, Pleasant Point Passamaquoddy Tribe, Salkom Road, Route 190, P.O. Box 343, Perry, ME 04667, phone (207) 853-2600.

f. *FERC Contact:* Chris Yeakel, (202) 502-8132.

g. *Deadline for filing comments, protests, and motions to intervene:* 60 days from the issuance date of this notice.

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.

h. *Description of Projects:* The Western Passage project proposed by ORPC Maine, LLC, would consist of: (1) 80 to 120 ocean current generation (OCGen™) modules each approximately 13 feet-wide, 49 feet-long, and 11 feet-high, consisting of, (2) an anchoring support structure, (3) two horizontally mounted turbines, (4) an integrated generator with a maximum capacity of 158 kilowatts, and (5) interconnection transmission lines. The Western Passage project proposed by ORPC Maine, LLC, would have an average annual generation of 28.8 to 43.2 gigawatt-hours and would be sold to a local utility.

The project proposed by the Passamaquoddy Tribe at the Pleasant Point Reservation would consist of: (1) 55 Underwater Electric Kite (UEK) units 10 feet-tall, 18 feet-wide, and 16 feet-long consisting of, (2) two counter-rotating runners, (3) a fish/bird/mammal protection screen and deterrent system, and (4) a proposed transmission line. The Passamaquoddy Tribe's project would have an average annual generation of 29.25 gigawatt-hours and would be sold to a local utility.

The Cobscook Bay project proposed by ORPC Maine, LLC, would consist of: (1) 100 to 150 ocean current generation (OCGen™) modules each approximately 13 feet-wide, 49 feet-long, and 11 feet-high, consisting of, (2) an anchoring support structure, (3) two horizontally mounted turbines, (4) an integrated generator with a maximum capacity of 158 kilowatts, and (5) interconnection transmission lines. The Cobscook Bay project proposed by ORPC Maine, LLC, would have an average annual generation of 36 to 54 gigawatt-hours, and would be sold to a local utility.

i. *Locations of Applications:* 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.

j. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

k. *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.

l. *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.

m. *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.

n. *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.

o. *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.

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

q. *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. E6-12385 Filed 8-1-06; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Notice of Application Accepted for Filing and Soliciting Motions To Intervene, Protests, and Comments

July 25, 2006.

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

a. *Type of Application*: Preliminary Permit.

b. *Project No.*: 12698-000.

c. *Date filed*: June 15, 2006.

d. *Applicant*: Public Utility District No. 1 of Snohomish County, Washington.

e. *Name of Project*: Guemes Channel Tidal Energy Project.

f. *Location*: The project would be located in a section of Guemes Channel between Guemes Island and Fidalgo Island in Skagit County, Washington.

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

h. *Applicant Contacts*: Mr. Steven Klein, General Manager, P.O. Box 1107, 2320 California Street, Everett, WA 98206, (425) 783-8473.

i. *FERC Contact*: Chris Yeakel, (202) 502-8132.

j. *Deadline for filing comments, protests, and motions to intervene*: 60 days from the issuance date of this notice.

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.

k. *Description of Project*: The proposed project would consist of: (1) 166 Tidal In Stream Energy Conversion (TISEC) devices consisting of, (2) rotating propeller blades 10 meters in diameter, (3) integrated generators with a capacity of 66 kW, (4) anchoring systems, (5) mooring lines, and (6) interconnection transmission lines. The project is estimated to have an annual generation of 28.5 gigawatt-hours per-year, which would be distributed by the Snohomish County Public Utility District.

l. *Locations of Applications*: 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.