

transmission line; and (4) appurtenant facilities. The Mosquito Creek Project would have an estimated average annual generation of 1,682 megawatts-hours, which would be sold to a local utility.

*Applicant Contact:* Mr. Anthony J. Marra, Managing Partner, Hydro Energy Technologies, LLC, 31300 Solon Rd., Suite 12, Solon, OH 44139, (440) 498-1000.

*FERC Contact:* John Ramer, (202) 502-8969.

*Deadline for filing comments, motions to intervene, competing applications (without notices of intent), or notices of intent to file competing applications:* 60 days from the issuance of this notice. Comments, motions to intervene, notices of intent, and competing applications may be filed electronically via the Internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the "e-Filing" link. If unable to be filed electronically, documents may be paper-filed. To paper-file, an original and eight copies should be mailed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. For more information on how to submit these types of filings please go to the Commission's Web site located at <http://www.ferc.gov/filing-comments.asp>. More information about this project can be viewed or printed on the "eLibrary" link of Commission's Web site at <http://www.ferc.gov/docs-filing/elibrary.asp>. Enter the docket number (P-13343) in the docket number field to access the document. For assistance, call toll-free 1-866-208-3372.

**Kimberly D. Bose,**  
*Secretary.*

[FR Doc. E9-8804 Filed 4-16-09; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 13257-001]

#### Modern Hydro; Notice of Intent To File License Application, Filing of Pre-Application Document, and Approval of Use of the Traditional Licensing Process

April 9, 2009.

a. *Type of Filing:* Notice of Intent to File License Application and Request to Use the Traditional Licensing Process.

b. *Project No.:* 13257-001.

c. *Dated Filed:* March 2, 2009.

d. *Submitted By:* Modern Hydro.

e. *Name of Project:* Lake Delhi Dam Hydroelectric Project.

f. *Location:* The project would be located at the Lake Delhi Recreation Association's Lake Delhi Dam on the Maquoketa River in Delaware County, Iowa.

g. *Filed Pursuant to:* 18 CFR 5.3 of the Commission's regulations.

h. *Applicant Contact:* Dwight Shanak, Modern Hydro, N3322 Sunrise Lane, Waupaca, WI 54981, (715) 258-5720.

i. *FERC Contact:* Dr. Nicholas Palso, (202) 502-68854 or [nicholas.palso@ferc.gov](mailto:nicholas.palso@ferc.gov).

j. Modern Hydro filed its request to use the Traditional Licensing Process on March 2, 2009. Modern Hydro filed public notice of its request on March 12, 2009. In a letter dated April 8, 2009, the Director of the Office of Energy Projects approved Modern Hydro's request to use the Traditional Licensing Process.

k. With this notice, we are approving Modern Hydro's request to be designated as the non-federal representative for section 7 of the Endangered Species Act and its request to initiate consultation under section 106 of the National Historic Preservation Act; and recommending that it begin informal consultation with: (a) The U.S. Fish and Wildlife Service; and (b) the Iowa State Historic Preservation Officer, as required by section 106, National Historical Preservation Act, and the implementing regulations of the Advisory Council on Historic Preservation at 36 CFR 800.2.

l. Modern Hydro filed a Pre-Application Document (PAD; including a proposed process plan and schedule) with the Commission, pursuant to 18 CFR 5.6 of the Commission's regulations.

m. A copy of the PAD is available for review at the Commission in the Public Reference Room or may be viewed on the Commission's Web site (<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 paragraph h.

Register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via e-mail of new filing and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

**Kimberly D. Bose,**  
*Secretary.*

[FR Doc. E9-8803 Filed 4-16-09; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Combined Notice of Filings # 1

April 9, 2009.

Take notice that the Commission received the following electric corporate filings:

*Docket Numbers:* EC09-66-000.

*Applicants:* Lehman White Creek Wind Holdings LLC, White Creek Wind I Holdings, LLC, White Creek I, LLC, New York Life Insurance Company.

*Description:* Joint Application for Authorization for Disposition of Jurisdictional Facilities and Acquisition of Securities and Request for Confidential Treatment, Certain Waivers, and Expedited Notice and Action by May 15, 2009.

*Filed Date:* 04/08/2009.

*Accession Number:* 20090408-5135.

*Comment Date:* 5 p.m. Eastern Time on Wednesday, April 29, 2009.

Take notice that the Commission received the following electric rate filings:

*Docket Numbers:* ER00-2173-009; ER00-3219-007.

*Applicants:* Northern Indiana Public Service Company; Energy USA-TPC Corp.

*Description:* Supplemental Information/Request of Northern Indiana Public Service Company.

*Filed Date:* 03/24/2009.

*Accession Number:* 20090324-5097.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, April 14, 2009.

*Docket Numbers:* ER09-963-000.

*Applicants:* Midwest Independent Transmission System Operator, Inc.

*Description:* Midwest Independent Transmission System Operator, Inc. submits Original Service Agreement 7224 to FERC Electric Tariff, Third Revised Volume 1; request to terminate the Market Participant Agreement and Service Agreement.

*Filed Date:* 04/07/2009.

*Accession Number:* 20090408-0246.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, April 28, 2009.

*Docket Numbers:* ER09-964-000.

*Applicants:* Midwest Independent Transmission System Operator, Inc.

*Description:* Midwest Independent Transmission System Operator, Inc. submits request to terminate the market participant agreement between the Midwest ISO and the AI Funds, LLC and notice regarding continuing and anticipated default.

*Filed Date:* 04/07/2009.

*Accession Number:* 20090408-0248.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, April 28, 2009.

*Docket Numbers:* ER09–965–000.

*Applicants:* Midwest Independent Transmission System Operator, Inc.

*Description:* Midwest Independent Transmission System Operator, Inc. submits request to terminate the market participant agreement between the Midwest ISO and Palms Asset Management LLC and notice regarding continuing and anticipated default.

*Filed Date:* 04/07/2009.

*Accession Number:* 20090408–0139.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, April 28, 2009.

Take notice that the Commission received the following electric securities filings:

*Docket Numbers:* ES07–34–001; ES08–29–002.

*Applicants:* System Energy Resources, Inc.; Entergy Services, Inc.

*Description:* Supplemental Information of System Energy Resources, Inc.

*Filed Date:* 04/08/2009.

*Accession Number:* 20090408–5121.

*Comment Date:* 5 p.m. Eastern Time on Monday, April 20, 2009.

Take notice that the Commission received the following open access transmission tariff filings:

*Docket Numbers:* OA07–53–005.

*Applicants:* Progress Energy, Inc.

*Description:* Annual Penalty Revenues Refund Report of Carolina Power & Light Company and Florida Power Corporation.

*Filed Date:* 04/09/2009.

*Accession Number:* 20090409–5031.

*Comment Date:* 5 p.m. Eastern Time on Thursday, April 30, 2009.

Any person desiring to intervene or to protest in any of the above proceedings must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214) on or before 5 p.m. Eastern time on the specified comment date. It is not necessary to separately intervene again in a subdocket related to a compliance filing if you have previously intervened in the same docket. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant. In reference to filings initiating a new proceeding, interventions or protests submitted on or before the comment deadline need not be served on persons other than the Applicant.

The Commission encourages electronic submission of protests and

interventions in lieu of paper, using the FERC Online links at <http://www.ferc.gov>. To facilitate electronic service, persons with Internet access who will eFile a document and/or be listed as a contact for an intervenor must create and validate an eRegistration account using the eRegistration link. Select the eFiling link to log on and submit the intervention or protests.

Persons unable to file electronically should submit an original and 14 copies of the intervention or protest to the Federal Energy Regulatory Commission, 888 First St., NE., Washington, DC 20426.

The filings in the above proceedings are accessible in the Commission's eLibrary system by clicking on the appropriate link in the above list. They are also available for review in the Commission's Public Reference Room in Washington, DC. There is an eSubscription link on the Web site that enables subscribers to receive e-mail notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please e-mail [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or call (866) 208–3676 (toll free). For TTY, call (202) 502–8659.

**Nathaniel J. Davis, Sr.,**

*Deputy Secretary.*

[FR Doc. E9–8770 Filed 4–16–09; 8:45 am]

**BILLING CODE 6717–01–P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Combined Notice of Filings #1

April 8, 2009.

Take notice that the Commission received the following electric rate filings:

*Docket Numbers:* ER98–2491–015; ER99–2251–009; ER99–2252–010; ER97–705–020.

*Applicants:* Consolidated Edison Energy, Inc; Consolidated Edison Company of New York; Orange and Rockland Utilities, Inc.; Consolidated Edison Solutions Inc.

*Description:* Notification of Non-Material Change in Status of Consolidated Edison Energy, Inc.

*Filed Date:* 04/08/2009.

*Accession Number:* 20090408–5015.

*Comment Date:* 5 p.m. Eastern Time on Wednesday, April 29, 2009.

*Docket Numbers:* ER99–3168–009; ER04–994–005; ER04–659–010; ER04–657–010; ER04–660–010.

*Applicants:* Mystic Development, LLC, Fore River Development, LLC,

Astoria Generating Company, LP, Boston Generating, LLC, Mystic I, LLC.  
*Description:* Notification of Change in Status of Astoria Generating Company, L.P., et al.

*Filed Date:* 04/08/2009.

*Accession Number:* 20090408–5044.

*Comment Date:* 5 p.m. Eastern Time on Wednesday, April 29, 2009.

*Docket Numbers:* ER00–3039–002.

*Applicants:* Exeter Energy Limited Partnership.

*Description:* Exeter Energy Limited Partnership submits revised sheets to its FERC Electric Tariff Original Sheet No 1.

*Filed Date:* 04/02/2009.

*Accession Number:* 20090407–0018.

*Comment Date:* 5 p.m. Eastern Time on Thursday, April 23, 2009.

*Docket Numbers:* ER05–305–004.

*Applicants:* Pinelawn Power LLC.

*Description:* Pinelawn Power, LLC submits market based rate wholesale power sales tariff.

*Filed Date:* 04/03/2009.

*Accession Number:* 20090407–0020.

*Comment Date:* 5 p.m. Eastern Time on Friday, April 24, 2009.

*Docket Numbers:* ER05–1065–011; OA07–32–008.

*Applicants:* Entergy Services, Inc.

*Description:* Entergy Services, Inc submits revised Attachments C, D, and E to its Open Access Transmission Tariff.

*Filed Date:* 04/03/2009.

*Accession Number:* 20090407–0549.

*Comment Date:* 5 p.m. Eastern Time on Friday, April 24, 2009.

*Docket Numbers:* ER05–1489–002.

*Applicants:* Craven County Wood Energy Limited Partnership.

*Description:* Craven County Wood Energy Limited Partnership submits revised sheets to its Market-Based tariff, entitled FERC Electric Tariff Original Sheet 1 etc.

*Filed Date:* 04/02/2009.

*Accession Number:* 20090407–0017.

*Comment Date:* 5 p.m. Eastern Time on Thursday, April 23, 2009.

*Docket Numbers:* ER09–960–000.

*Applicants:* Northeast Utilities Service Company.

*Description:* Northeast Utilities Service Company submits Third Revised Sheet 3205 et al. to FERC Electric Tariff 3 Section II—Open Access Transmission Tariff of the ISO New England Inc.

*Filed Date:* 04/07/2009.

*Accession Number:* 20090408–0153.

*Comment Date:* 5 p.m. Eastern Time on Tuesday, April 28, 2009.

*Docket Numbers:* ER09–962–000.

*Applicants:* Xcel Energy Services Inc.