

## DEPARTMENT OF ENERGY

Federal Energy Regulatory  
CommissionNotice of Application for Preliminary  
Permit

February 17, 1998.

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.:* 11611-000.

*c. Date filed:* January 14, 1998.

*d. Applicant:* Alaska Power & Telephone Company.

*e. Name of Project:* Twin Basin Hydroelectric.

*f. Location:* Off Kizhuyak Bay, on two unnamed streams, near the town of Kodiak, Kodiak Island Borough, Alaska.

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

*h. Applicant Contact:* Mr. Glen D. Martin, Project Manager, Alaska Power and Telephone Co., 191 Otto Street, P.O. Box 222, Port Townsend, WA 98368, (360) 385-1733.

*i. FERC Contact:* Surender M. Yepuri, P.E., (202) 219-2847.

*j. Comment Date:* April 22, 1998.

*k. Description of Project:* The proposed project would consist of: (1) two 30-foot-long, 15-foot-high concrete or wood crib diversion structures with screened intakes; (2) two reservoirs with a total surface area of maximum 5 acres; (3) two 30-inch-diameter penstocks totaling 5,300 feet; (4) a 40-foot-long, 30-foot-wide, and 20-foot-high powerhouse with a total installed capacity of 5 MW; (5) a tailrace; (6) a 12.5-kV, 2.0-mile-long transmission line connecting the project to an existing substation; and (7) other appurtenances.

1. This notice also consists of the following standard paragraphs: A5, A7, A9, A10, B, C, and D2.

*A5. 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.

*A7. Preliminary Permit*—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.

*A9. 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.

*A10. 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.

*B. 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.

*C. Filing and Service of Responsive Documents*—Any filings must bear in all capital letters the title "COMMENTS", "NOTICE OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION", "PROTEST", "MOTION TO

INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named document 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, N.E., Washington, D.C. 20426. An additional copy must be sent to Director, Division of Project Review, Federal Energy Regulatory Commission, at the above-mentioned address. A copy of any notice of intent, competing application or motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

*D2. 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.

**David P. Boergers,**

*Acting Secretary.*

[FR Doc. 98-4432 Filed 2-20-98; 8:45 am]

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## DEPARTMENT OF ENERGY

## Office of Hearings and Appeals

Notice of Cases Filed With the Office  
of Hearings and Appeals; Week of  
January 5 through January 9, 1998

During the Week of January 5 through January 9, 1998, the appeals, applications, petitions or other requests listed in this Notice were filed with the Office of Hearings and Appeals of the Department of Energy.

Any person who will be aggrieved by the DOE action sought in any of these cases may file written comments on the application within ten days of publication of this Notice or the date of receipt of actual notice, whichever occurs first. All such comments shall be filed with the Office of Hearings and Appeals, Department of Energy, Washington, D.C. 20585-0107.

Dated: February 11, 1998.

**George B. Breznay,**

*Director, Office of Hearings and Appeals.*