

## DEPARTMENT OF ENERGY

Federal Energy Regulatory  
CommissionNotice of Petition for Declaratory Order  
and Soliciting Comments, Motions to  
Intervene, and Protests

June 12, 2002.

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

- a. *Application Type*: Petition for Declaratory Order.
- b. *Docket No*: DI02-5-000.
- c. *Date Filed*: June 4, 2002.
- d. *Applicant*: University of Idaho.
- e. *Name of Project*: Taylor Ranch.
- f. *Location*: The Taylor Ranch Project, constructed in 1997, is connected to a pre-existing domestic and irrigation water system, installed in the 1950's, whose water intake is located on the Payette National Forest land in T. 20 N., R. 13 E., sec. 3, Boise Meridian. The project's generator is located on private lands. The water is diverted from Pioneer Creek, a tributary to Big Creek and the Middle Fork Salmon River, Valley County, Idaho.
- g. *Filed Pursuant to*: Section 23(b)(1) of the Federal Power Act, 16 USC 817(b).
- h. *Applicant Contact*: Gerard Billington, University of Idaho, Capital Planning and Budget, P.O. Box 443162, Moscow, ID 83844-3162, telephone number (208) 885-6468, e-mail [gerardb@uidaho.edu](mailto:gerardb@uidaho.edu).

i. *FERC Contact*: Any questions on this notice should be addressed to Diane M. Murray, (202) 208-0735, or E-mail address: [diane.murray@ferc.gov](mailto:diane.murray@ferc.gov).

j. *Deadline for filing comments and/or motions*: July 15, 2002.

All documents (original and eight copies) should be filed with: Magalie R. Salas, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. Comments, protests, and interventions may be filed electronically via the Internet in lieu of paper. Any questions, please contact the Secretary's Office. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's web site at <http://www.ferc.gov>.

Please include the docket number (DI02-5-000) on any comments, protests, or motions filed.

k. *Description of Project*: The existing project consists of a 750-watt generator and appurtenant facilities.

When a Petition for Declaratory Order is filed with the Federal Energy Regulatory Commission, the Federal Power Act requires the Commission to

investigate and determine if the interests of interstate or foreign commerce would be affected by the project. The Commission also determines whether or not the project: (1) would be located on a navigable waterway; (2) would occupy or affect public lands or reservations of the United States; (3) would utilize surplus water or water power from a government dam; or (4) if applicable, has involved or would involve any construction subsequent to 1935 that may have increased or would increase the project's head or generating capacity, or have otherwise significantly modified the project's pre-1935 design or operation.

l. *Locations of the Application*: Copies of this filing are on file with the Commission and are available for public inspection. This filing may be viewed on the web at <http://www.ferc.gov> using the "RIMS" link, select "Docket#" and follow the instructions (call 202-208-2222 for assistance).

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

n. *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.

o. *Filing and Service of Responsive Documents*—Any filings must bear in all capital letters the title "COMMENTS", "PROTEST", OR "MOTION TO INTERVENE", as applicable, and the Docket Number of the particular application to which the filing refers. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

p. *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.

Linwood A. Watson, Jr.,

Deputy Secretary.

[FR Doc. 02-15405 Filed 6-18-02; 8:45 am]

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## DEPARTMENT OF ENERGY

Federal Energy Regulatory  
CommissionNotice of Application Accepted for  
Filing and Soliciting Comments,  
Motions to Intervene, and Protests

June 12, 2002.

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.*: 12178-000.
- c. *Date filed*: May 30, 2002.
- d. *Applicant*: Verdant Power, LLC.
- e. *Name of Project*: Roosevelt Island Tidal Energy Hydroelectric Project.
- f. *Location*: The project would be located in the East River—East Channel off Roosevelt Island, and on Roosevelt Island lands bordering the northern Channel, in Queens County, New York. The project would not occupy Federal or Tribal lands.
- g. *Filed Pursuant to*: Federal Power Act, 16 USC 791(a)-825(r).
- h. *Applicant Contact*: Mr. William H. Taylor, Verdant Power, LLC, 4640 13th Street North, Arlington, VA 22207-2102, (703) 528-6445.

i. *FERC Contact*: Mr. James Hunter, (202) 219-2839.

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

All documents (original and eight copies) should be filed with: Ms. Magalie R. Salas, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington DC 20426. 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 at <http://www.ferc.gov> under the "e-Filing" link. Please include the project number (P-12178-000) on any comments or motions filed.

k. *Description of Project*: The proposed tidal energy development project would consist of: (1) 494 proposed 16-foot-diameter, 21-kilowatt free-flow turbine generating units, deployed below the water surface in 30 rows with an average of 17 units per row, and (2) proposed power control