

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission****Notice of Application for Surrender of Exemption and Soliciting Comments, Motions To Intervene, and Protests**

March 4, 2005.

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

- a. *Application Type*: Surrender of exemption.
  - b. *Project No.*: 6662-006.
  - c. *Date Filed*: May 6, 2004.
  - d. *Applicant*: City of St. George.
  - e. *Name of Project*: Lower Gunlock Hydroelectric Project.
  - f. *Location*: This project is located on the Santa Clara River in Washington County, Utah. This project does not occupy any tribal or Federal lands.
  - g. *Filed Pursuant to*: Federal Power Act, 16 U.S.C. 791(a)-825(r) and sections 799 and 801.
  - h. *Applicant Contact*: Mr. Rod Carter, Generation Superintendent; City of St. George; 175 East 200 North; St. George, Utah 84770; 435-634-5800.
  - i. *FERC Contact*: Any questions on this notice should be addressed to Kate DeBragga at 202-502-8961, or by e-mail: [Kate.DeBragga@ferc.gov](mailto:Kate.DeBragga@ferc.gov).
  - j. *Deadline for filing comments and or motions*: April 4, 2005.
- 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. Please include the project number (P-6662-006) on any comments or motions filed. 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 the "e-Filing" link. The Commission strongly encourages e-filings.
- k. *Description of Request*: The City of St. George, licensee of the Lower Gunlock Hydroelectric Project, has requested Commission approval to surrender the exemption for the Gunlock Project (project). The project reservoir, Gunlock Lake, is not included under the exemption. An Operation Inspection of the project in 2004 reveals that the hydro facility has been removed from service, and that the project is no longer capable of generating power. All project features were found to be in good condition, and the overall maintenance of the project was adequate. No significant deficiencies

were noted. Upon approval of the proposed surrender, the project would no longer be subject to Commission inspections and regulations. The Utah Department of Natural Resources has indicated that it would continue to regulate the dam if the request for surrender is granted.

1. *Location of the Application*: This filing is available for review at the Commission or may 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, contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-free at (866) 208-3676, or for TTY, contact (202) 502-8659.

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", "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. 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 applications. A copy of the applications 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. E5-1040 Filed 3-11-05; 8:45 am]

BILLING CODE 6717-01-P

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission****Notice of Application Accepted for Filing and Soliciting Comments, Protests, and Motions To Intervene**

March 4, 2005.

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.*: 12559-000.
- c. *Date filed*: November 18, 2004.
- d. *Applicant*: Cascade Power, LLC.
- e. *Name and Location of Project*: The Foothills South Project would be located on the Hancock Creek in King County, Washington. The proposed project would not use federal lands.
- f. *Filed Pursuant to*: Federal Power Act, 16 U.S.C. 791(a)-825(r).
- g. *Applicant contact*: Mr. Donald J. Thompson, Cascade Power, LLC, 3035 Island Crest Way, Suite 210, Mercer Island, WA 98040, (206) 478-0910.
- h. *FERC Contact*: Tom Papsidero, (202) 502-6002.
- i. *Deadline for filing comments, protests, and motions to intervene*: 60 days from the issuance date of this notice.

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; see 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the "e-Filing" link. The Commission strongly encourages electronic filings. Please include the project number (P-12559-000) on any comments or motions filed.

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.

j. *Description of Project*: The proposed project would consist of: (1) A proposed concrete diversion and intake structure 8-foot-high and 60-foot-long, (2) a proposed 3,100-foot-long, 3-foot-diameter steel penstock, (2) a proposed powerhouse containing a generating unit with an installed capacity of 6.6 megawatts, (3) a proposed 9,300-foot-long, 34.5 kV transmission line, and (4) appurtenant facilities. The project would operate in a run-of-river mode and would have an average annual generation of 24.4 GWh.

k. This filing is available for review at the Commission in the Public Reference Room or may 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, contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-free at (866) 208-3676, or TTY (202) 502-8659. A copy is also available for inspection and reproduction at Cascade Power, LLC, 3035 Island Crest Way, Suite 210, Mercer Island, WA 98040, (206) 478-0910.

l. *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.

m. *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.

n. *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.

o. *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.

p. *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.

q. *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", 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. An additional copy must be sent to Director, Division of Hydropower Administration and Compliance, 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.

r. *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 Applicants representatives.

Magalie R. Salas,  
Secretary.

[FR Doc. E5-1048 Filed 3-11-05; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

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

March 4, 2005.

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.*: 12560-000.

c. *Date Filed*: November 18, 2004.

d. *Applicant*: Cascade Power, LLC.

e. *Name and Location of Project*: The Foothills North Project would be located on the Calligan Creek in King County, Washington. The proposed project would not use lands of the United States.

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

g. *Applicant Contact*: Mr. Donald J. Thompson, Cascade Power, LLC, 3035 Island Crest Way, Suite 210, Mercer Island, WA 98040, (206) 478-0910.

h. *FERC Contact*: Tom Papsidero, (202) 502-6002.

i. *Deadline for Filing Comments, Protests, and Motions to Intervene*: 60 days from the issuance date of this notice.

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