

*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 intervener 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) A proposed 1,970-foot-long, 250-foot-high earth and rock filled with impervious core upper reservoir dam, (2) a proposed upper reservoir with surface area of 150 acres, with a storage capacity of 12,500 acre-feet and a normal water surface elevation of 3,040 feet mean sea level, (3) a proposed 2,160-foot-long, 210-foot-high earth and rock filled with impervious core lower reservoir dam, (4) a proposed lower reservoir having a surface area of 140 acres, with a storage capacity of 12,500 acre-feet and a normal water surface elevation of 1,840 feet mean sea level, (5) two proposed 14,070-foot-long, 25-foot-diameter penstocks, (6) a proposed powerhouse containing five generating units having a total installed capacity of 1,250, (7) two proposed 28-foot-diameter tailraces, (8) a proposed 40-mile-long, 500 kilovolt transmission line; and (9) appurtenant facilities. The project would have an annual generation of 1,682 gigawatt hours that would be sold to a local utility.

*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, 385.211, 385.214. 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.

*s. Filing and Service of Responsive Documents:* Any filings must bear in all capital letters the title "COMMENTS", "COMPETING APPLICATION", "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.

*t. 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. E6-1668 Filed 2-7-06; 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

February 1, 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.:* 12631-000.

*c. Date filed:* December 20, 2005.

d. *Applicant*: David R. Croft and Ellen D. McCarthy.

e. *Name of Project*: The Willow Creek and Yuba Fish Flows Project.

f. *Location*: The project would be located on the Yuba River and Willow Creek, in Yuba County, California. The Yuba Fish Flows Development would be additional capacity to the already licensed Bullard Bar Project FERC Project No. 2246 by the Yuba County Water Agency.

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

h. *Applicant Contact*: Mr. Kelly Sackheim, Sackheim Consulting, 5096 Cocoa Palm Way, Fair Oaks, CA 95628, Phone (530) 288–1711.

i. *FERC Contact*: Robert Bell, (202) 502–6062.

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 three developments of the Willow Creek Project would consist of:

The Upper Willow Creek

Development:

(1) An existing 150-foot-long, 50-foot-high concrete Debris Dam, (2) an impoundment having a surface area of less than 10 acres with negligible storage and a normal water surface elevation of 2,720 feet mean sea level, (3) a proposed 200-foot-long, 24-inch diameter PVC (schedule 80 green sewer pipe) penstock, (4) a proposed powerhouse containing two generating units having a total combined installed capacity of 540 kilowatts, and a third unit with 50 kilowatt installed capacity, (5) a proposed 0.5-mile-long, 12 kilovolt transmission line; and (6) appurtenant facilities.

The Lower Willow Creek

Development:

(1) A proposed 20-foot-long, 4-foot-high concrete and steel diversion weir, (2) a proposed impoundment having a surface area of 0.5 acres with negligible storage and a normal water surface elevation of 2,320 feet mean sea level, (3) a proposed 1/2-mile-long, 36-inch diameter PVC (schedule 80 green sewer pipe) penstock, (4) a proposed powerhouse containing two generating

units having a total installed capacity of 3,660 kilowatts, and a third unit with 250 kilowatt installed capacity, (5) a proposed 1-mile-long, 12 kilovolt transmission line; and (6) appurtenant facilities.

The Yuba Fish Flows Development:

(1) A proposed diversion-intake established at the project boundary below the Yuba River outlet of the existing Bullards Bar Dam, (2) a proposed 10-foot-long, 10-inch diameter PVC (schedule 80 green sewer pipe) penstock, (3) a proposed powerhouse containing a single generating unit having a total installed capacity of 150 kilowatts, (4) a proposed 1/4-mile-long, 12 kilovolt transmission line; and (5) appurtenant facilities.

The average annual generation of the proposed project would be 8 gigawatt-hours and would be sold to a local utility.

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](mailto: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, 385.211, 385.214. 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.

s. *Filing and Service of Responsive Documents*: Any filings must bear in all capital letters the title "COMMENTS", "COMPETING APPLICATION", "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.

t. *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. E6-1669 Filed 2-7-06; 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

February 1, 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.:* 12632-000.

c. *Date filed:* December 20, 2005.

d. *Applicant:* East Texas Electric Cooperative, Inc.

e. *Name of Project:* Lake Livingston Hydroelectric Project.

f. *Location:* On Lake Livingston and the Trinity River, in Polk, San Jacinto, Walker and Trinity, Counties, Texas. Dam is owned by the Trinity River Authority of Texas.

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

h. *Applicant Contact:* Mr. John H. Butts, Manager, East Texas Electric Cooperative, Inc., 2905 Westward Drive, P.O. Box 631623, Nacogdoches, TX 75963, (936) 560-9532, Fax (936) 560-9215.

i. *FERC Contact:* Patricia W. Gillis at (202) 502-8735.

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) The existing Lake Livingston 14,400-foot-long, 45 to 90-foot-high dam owned by the Trinity River Authority of Texas, (2) an existing impoundment with a surface area of approximately 83,000 acres having a storage capacity of 1,750,000 acre-feet and a normal water surface elevation of 131.0 feet mean sea level, (3) a proposed powerhouse containing three turbine/generating units having a total installed capacity of 24-megawatts, (4) a proposed 2-mile-long, 138-kilovolt transmission line; and (5) appurtenant facilities. The proposed project would have an average annual generation of 118 gigawatt-hours, which would be sold to a local utility.

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](mailto: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.

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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.

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