

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Project No. 739-018]

**Appalachian Power Company; Notice of Intent To File License Application, Filing of Pre-Application Document, Commencement of Licensing Proceeding, Scoping Meetings, Solicitation of Comments on the Pad and Scoping Document, and Identification of Issues and Associated Study Requests**

March 7, 2006

a. *Type of Filing:* Notice of Intent to File License Application for a New License and Commencing Licensing Proceeding.

b. *Project No.:* 739-018.

c. *Dated Filed:* January 6, 2006.

d. *Submitted By:* Appalachian Power Company.

e. *Name of Project:* Claytor Project.

f. *Location:* On the New River, in Pulaski County, Virginia. The project does not occupy any Federal land.

g. *Filed Pursuant to:* 18 CFR part 5 of the Commission's Regulations.

h. *Applicant Contact:* Ms. Teresa Rogers, Reservoir Superintendent, Appalachian Power Company, 40 Franklin Road, Roanoke, VA 24011, (540) 985-2441, [tprogers@aep.com](mailto:tprogers@aep.com).

i. *FERC Contact:* John Smith, (202) 502-8972, or via e-mail at [john.smith@ferc.gov](mailto:john.smith@ferc.gov).

j. We are asking Federal, state, local, and tribal agencies with jurisdiction and/or special expertise with respect to environmental issues to cooperate with us in the preparation of the environmental document. Agencies who would like to request cooperating status should follow the instructions for filing comments described in paragraph o below. Cooperating agencies should note the Commission's policy that agencies that cooperate in the preparation of the environmental document cannot also intervene. *See*, 94 FERC ¶ 61,076 (2001).

k. With this notice, we are initiating informal consultation with: (a) The U.S. Fish and Wildlife Service and/or NOAA Fisheries under section 7 of the Endangered Species Act and the joint agency regulations thereunder at 50 CFR, part 402; and (b) the 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. With this notice, we are designating Appalachian Power Company as the Commission's non-Federal

representative for carrying out informal consultation, pursuant to section 7 of the Endangered Species Act and section 106 of the National Historic Preservation Act.

m. Appalachian Power Company 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. The Commission issued Scoping Document 1 (SD1) on March 7, 2006.

n. A copy of the PAD and SD1 are 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. Copies are also available for inspection and reproduction at the address in paragraph h.

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

o. With this notice, we are soliciting comments on the PAD and SD1, as well as study requests. All comments on the PAD and SD1, and study requests should be sent to the address above in paragraph h. In addition, all comments on the PAD and SD1, study requests, requests for cooperating agency status, and all communications to and from Commission staff related to the merits of the potential application (original and eight copies) must be filed with the Commission at the following address: Magalie R. Salas, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. All filings with the Commission must include on the first page, the project name (Claytor Project) and number (P-739-018), and bear the heading "Comments on Pre-Application Document," "Study Requests," "Comments on Scoping Document 1," "Request for Cooperating Agency Status," or "Communications to and from Commission Staff." Any individual or entity interested in submitting study requests, commenting on the PAD or SD1, and any agency requesting cooperating status must do so by May 6, 2006.

Comments on the PAD and SD1, study requests, requests for cooperating agency status, and other permissible

forms of communications with the Commission may be filed electronically via the Internet in lieu of paper. The Commission strongly encourages electronic filings. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site (<http://www.ferc.gov>) under the "efiling" link.

p. Although our current intent is to prepare an environmental assessment (EA), there is the possibility that an Environmental Impact Statement (EIS) will be required. Nevertheless, this meeting will satisfy the NEPA scoping requirements, irrespective of whether an EA or EIS is issued by the Commission.

**Scoping Meetings**

Commission staff will hold two scoping meetings in the vicinity of the project at the times and places noted below. The daytime meeting will focus on resource agency, Indian tribes, and non-governmental organization concerns, while the evening meeting is primarily for receiving input from the public. We invite all interested individuals, organizations, and agencies to attend one or both of the meetings, and to assist staff in identifying particular study needs, as well as the scope of environmental issues to be addressed in the environmental document. The times and locations of these meetings are as follows:

*Evening Scoping Meeting*  
*Date:* Wednesday, April 5, 2006.  
*Time:* 7 p.m. to 9 p.m.  
*Location:* Dublin Middle School, 650 Giles Avenue, Dublin, Virginia 24084.

*Daytime Scoping Meeting*  
*Date:* Thursday, April 6, 2006.  
*Time:* 9 a.m. to 12 p.m.  
*Location:* Appalachian Power's Pulaski Service Center, 4600 Newbern Road, Pulaski, Virginia 24301.

*For Directions:* Please call Ms. Teresa Rogers at (540) 985-2441, or via e-mail at [tprogers@aep.com](mailto:tprogers@aep.com).

SD1, which outlines the subject areas to be addressed in the environmental document, was mailed to the individuals and entities on the Commission's mailing list. Copies of SD1 will be available at the scoping meetings, or may be viewed on the Web at <http://www.ferc.gov>, using the "eLibrary" link. Follow the directions for accessing information in paragraph n. Depending on the extent of comments received, a Scoping Document 2 may or may not be issued.

**Site Visit**

Appalachian Power will conduct a site visit of the project on Wednesday, April 5, 2006, starting at 9 a.m. All participants should meet at Appalachian Power's picnic area at

Claytor dam off Route 799 (Claytor Dam Road). All participants are responsible for their own transportation. Anyone with questions about the site visit should contact Ms. Teresa Rogers of Appalachian Power at (540) 985-2441, or via e-mail at [tprogers@aep.com](mailto:tprogers@aep.com) on or before March 30, 2006.

#### Scoping Meeting Objectives

At the scoping meetings, staff will: (1) Present a proposed list of issues to be addressed in the EA; (2) review and discuss existing conditions and resource agency management objectives; (3) review and discuss existing information and identify preliminary information and study needs; (4) review and discuss the process plan and schedule for pre-filing activity that incorporates the time frames provided for in part 5 of the Commission's regulations and, to the extent possible, maximizes coordination of Federal, state, and tribal permitting and certification processes; and (5) discuss requests by any federal or state agency or Indian tribe acting as a cooperating agency for development of an environmental document.

Meeting participants should come prepared to discuss their issues and/or concerns. Please review the PAD in preparation for the scoping meetings. Directions on how to obtain a copy of the PAD and SD1 are included in item n of this document.

#### Scoping Meeting Procedures

The meetings will be recorded by a stenographer and will become part of the formal Commission record on the project.

**Magalie R. Salas,**  
*Secretary.*

[FR Doc. E6-3600 Filed 3-13-06; 8:45 am]  
BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RP06-171-003]

#### Central New York Oil and Gas Company, LLC; Notice of Compliance Filing

March 7, 2006.

Take notice that, on February 23, 2006, Central New York Oil and Gas Company, LLC (CNYOG), tendered for filing as part of its FERC Gas Tariff, Original Volume No. 1, Substitute Original Sheet No. 75A and Substitute Third Revised Sheet No. 98, to become effective February 6, 2006.

CNYOG states that the filing is being made to comply with the Commission's

order dated February 3, 2006 in this proceeding.

CNYOG states that copies of the filing were served on the company's jurisdictional customers and interested state commissions.

Any person desiring to protest this filing must file in accordance with Rule 211 of the Commission's Rules of Practice and Procedure (18 CFR 385.211). Protests to this filing 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. Such protests must be filed in accordance with the provisions of § 154.210 of the Commission's regulations (18 CFR 154.210). Anyone filing a protest must serve a copy of that document on all the parties to the proceeding.

The Commission encourages electronic submission of protests in lieu of paper using the "eFiling" link at <http://www.ferc.gov>. Persons unable to file electronically should submit an original and 14 copies of the protest to the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

This filing is accessible on-line at <http://www.ferc.gov>, using the "eLibrary" link and is 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.

**Magalie R. Salas,**  
*Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP06-70-000 and CP06-79-000]

#### Colorado Interstate Gas Company Public Service Company of Colorado; Notice of Applications

March 7, 2006.

Take notice that on February 27, 2006, Colorado Interstate Gas Company (CIG), P.O. Box 1087, Colorado Springs, Colorado 80944, filed an application in Docket No. CP06-70-000, pursuant to

section 7(b) and (c) of the Natural Gas Act (NGA) and part 157 of the Commission's regulations, for authorization to abandon certain delivery laterals and related metering facilities located in Morgan County, Colorado, and for authorization to retain certain capacity on those facilities under a lease. CIG intends to abandon the subject facilities by sale to Public Service Company of Colorado. Concurrently, CIG intends to retain a portion of the capacity under lease on the subject facilities until June 30, 2007 when it completes its contractual obligations for firm transportation service to Manchief Power Company, LLC. On March 3, 2006, Public Service Company of Colorado (PSC), 1225 17th Street, Denver, Colorado also filed an application in Docket No. CP06-79-000, pursuant to section 7(c) of the NGA for a limited jurisdiction certificate authorizing the lease by PSC of subject interstate pipeline capacity back to CIG.

These applications are on file with the Commission and open for public inspection. The filings are 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, please 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.

Any questions regarding CIG's application may be directed to Richard Derryberry Director, Regulatory Affairs, Colorado Interstate Gas Company, P.O. Box 1087, Colorado Springs, Colorado 80944 at (719) 520-3782 or by fax at (719) 667-7534. Questions regarding PSC's filing should be directed to Robert I. White, counsel for PSC, Squire, Sanders & Dempsey, LLP at (202) 626-6285, fax (202) 626-6780, or [rwhite@ssd.com](mailto:rwhite@ssd.com).

Any person wishing to obtain legal status by becoming a party to the proceedings for this project should, on or before the below listed comment date, file with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, a motion to intervene in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the NGA (18 CFR 157.10). A person obtaining party status will be placed on the service list maintained by the Secretary of the Commission and will receive copies of all documents filed by the applicant and by all other