

*Applicant Contact:* Jeffrey M. Auser, BPUS Generation Development, LLC, 225 Greenfield Parkway, Suite 201, Liverpool, NY 13088 (315) 461-8579.

*FERC Contact:* Steven Sachs (202) 502-8666.

Deadline for filing comments, motions to intervene, competing applications (without notices of intent), or notices of intent to file competing applications: 60 days from the issuance of this notice.

Comments, motions to intervene, notices of intent and competing applications may be filed electronically via the internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the "e-Filing" link. If unable to be filed electronically, documents may be paper-filed. To paper-file, an original and eight copies should be mailed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

For more information on how to submit these types of filings please go to the Commission's Web site located at <http://www.ferc.gov/filing-comments.asp>. More information about this project can be viewed or printed on the "eLibrary" link of the Commission's Web site at <http://www.ferc.gov/docs-filing/elibrary.asp>. Enter the docket number (P-13304) in the docket number field to access the document. For assistance, call toll-free 1-866-208-3372.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. E8-28578 Filed 12-1-08; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 13289-000]

#### Delaware River Basin Commission; Notice of Preliminary Permit Application Accepted for Filing and Soliciting Comments, Motions To Intervene, and Competing Applications

November 25, 2008.

On September 22, 2008 and supplemented on October 22, 2008, the Delaware River Basin Commission filed an application, pursuant to section 4(f) of the Federal Power Act, proposing to study the feasibility of the Blue Marsh Dam Hydroelectric Project. The Blue Marsh Dam Hydroelectric Project would be located on Tulpehocken Creek (a tributary of the Schuylkill River) in Berks County, Pennsylvania.

The proposed Blue Marsh Dam Hydroelectric project would consist of: (1) An existing 98-foot-high, 1,775-foot-long rolled earth rock Blue Marsh Dam; (2) an existing reservoir having a surface area of 1,147 acres, with a storage capacity of 22,897 acre-feet and a normal water surface elevation of 290-foot National Geodetic Vertical Datum (NGVD); (3) a proposed 496-foot-long, varying in diameter from 4-inches to 10-foot horseshoe shape concrete penstock; (4) a proposed powerhouse containing two 4.16-kilowatt generators; (5) a proposed 0.9-mile-long, 12.47-kilovolt transmission line; and appurtenant facilities. The Blue Marsh Dam Hydroelectric Project is estimated to have an annual generation of 5.3-gigawatt-hours, which would be sold to a local utility.

*Applicant Contact:* Ms. Carol R. Collier, Executive Director, Delaware River Basin Commission, 25 State Police Drive, P.O. Box 7360-0360, West Trenton, NJ 08628-0360, phone (609) 883-9500, ext. 200.

*FERC Contact:* Patricia W. Gillis, 202-502-8735.

Deadline for filing comments, motions to intervene, competing applications (without notices of intent), or notices of intent to file competing applications: 60 days from the issuance of this notice. Comments, motions to intervene, notices of intent, and competing applications may be filed electronically via the Internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the "e-Filing" link. If unable to be filed electronically, documents may be paper-filed. To paper-file, an original and eight copies should be mailed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. For more information on how to submit these types of filings please go to the Commission's Web site located at <http://www.ferc.gov/filing-comments.asp>. More information about this project can be viewed or printed on the "eLibrary" link of Commission's Web site at <http://www.ferc.gov/docs-filing/elibrary.asp>. Enter the docket number (P-13289) in the docket number field to access the document. For assistance, call toll-free 1-866-208-3372.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. E8-28576 Filed 12-1-08; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. P-6429-005]

#### Michael Goodman; Notice of Application for Amendment of Exemption and Soliciting Comments, Motions To Intervene, and Protests

November 25, 2008.

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

a. *Type of Application:* Non-capacity amendment of exemption to repair fish ladder, relocate powerhouse, and widen dam.

b. *Project No:* 6429-005.

c. *Date Filed:* September 10, 2008.

d. *Applicant:* Michael Goodman.

e. *Name of Project:* Russell Mill Pond Project.

f. *Location:* The project is located on the Eel River in Plymouth County, Massachusetts.

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

h. *Applicant Contact:* Mr. Michael Goodman, 4 Russell Mills Road, Plymouth, MA 02360 (508) 400-9216

i. *FERC Contact:* Any questions on this notice should be addressed to Mr. Steven Sachs at (202) 502-8666.

j. *Deadline for filing comments and or motions:* December 19, 2008.

*Description of Request:* Michael Goodman proposes to repair the existing fish ladder to operating condition, relocate the powerhouse and penstock, as well as widen the dam by approximately 20 feet. The existing penstock channel will be used as an emergency spillway

l. *Locations of the Application:* A copy of the application is available for inspection and reproduction at the Commission's 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. You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via e-mail of new filings and issuances related to this or other pending projects. For assistance, call 1-866-208-3372 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. *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. All documents (original and eight copies) should be filed with: Kimberly D. Boser, 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.

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.

q. 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.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. E8-28572 Filed 12-1-08; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 2009-125]

#### Virginia Electric and Power Company; Notice of Application for Amendment of License and Soliciting Comments, Motions To Intervene, and Protests

November 25, 2008.

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

a. *Application Type*: Amendment to Recreation Plan.

b. *Project No*: 2009-125.

c. *Date Filed*: November 18, 2008.

d. *Applicant*: Virginia Electric and Power Company.

e. *Name of Project*: Roanoke Rapids and Gaston Project.

f. *Location*: The project is located on the Roanoke River, in Brunswick and Mecklenburg Counties, Virginia and Halifax, Warren, and Northampton Counties, North Carolina.

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

h. *Applicant Contact*: Mr. Jim Thornton, Technical Consultant, Dominion Virginia Power, 5000 Dominion Blvd., 1NE, Glen Allen, VA 23060, Telephone: (804) 273-3257, and e-mail: [james.thornton@dom.com](mailto:james.thornton@dom.com).

i. *FERC Contact*: Mr. Lorraine Yates, Telephone: (678) 245-3084, and e-mail: [lorance.yates@ferc.gov](mailto:lorance.yates@ferc.gov).

j. *Deadline for filing comments, motions to intervene, and protest*: December 26, 2008.

All documents (original and eight copies) should be filed with: Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

The Commission's Rules of Practice and Procedure require all interveners filing documents with the Commission to serve a copy of that document on each person whose name appears on 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. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

k. *Description of Proposed Amendment*: Virginia Electric and Power Company proposes to place fencing to restrict public access to the

most turbulent waters of the Roanoke Rapids powerhouse tailrace. This measure, for public safety, would move the delineated tailrace bank fishing area about 600 feet east along the tailrace canal. Anglers would continue to have access to the remaining 8,000 linear feet of the tailrace canal. Also, at the request of the City of Roanoke Rapids, the licensee would make improvements to the eastern trail access to the tailrace canal by either constructing footbridges over two small tributaries, where culvert pipes have washed out, or replacing the culvert pipes.

l. *Locations of the Application*: A copy of the application is available for inspection and reproduction at the Commission's 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. You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via e-mail of new filings and issuances related to this or other pending projects. For assistance, call 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. *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. Any filings must bear in all capital letters the title "COMMENTS", "PROTEST", or "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers.

p. *Agency Comments*: Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be