

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.

Comments, protests, interventions, recommendations, terms and conditions, and fishway prescriptions 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.

*o. Filing and Service of Responsive Documents:* All filings must (1) bear in all capital letters the title "PROTEST", "MOTION TO INTERVENE", "COMMENTS," "REPLY COMMENTS," "RECOMMENDATIONS," "TERMS AND CONDITIONS," or "FISHWAY PRESCRIPTIONS;" (2) set forth in the heading the name of the applicant and the project number of the application to which the filing responds; (3) furnish the name, address, and telephone number of the person protesting or intervening; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. All comments, recommendations, terms and conditions or prescriptions must set forth their evidentiary basis and otherwise comply with the requirements of 18 CFR 4.34(b). All comments, recommendations, terms and conditions or prescriptions should relate to project works which are the subject of the license amendment. Agencies may obtain copies of the application directly from the applicant. A copy of all other filings in reference to this application must be accompanied by proof of service on all persons listed in the service list prepared by the Commission in this proceeding, in accordance with 18 CFR 4.34(b) and 385.2010.

**Kimberly D. Bose,**  
*Secretary.*

[FR Doc. E9-20847 Filed 8-28-09; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 13534-000]

#### Green Hydropower Inc.; Notice of Preliminary Permit Application Accepted for Filing and Soliciting Comments, Motions To Intervene, and Competing Applications

August 25, 2009.

On July 7, 2009,<sup>1</sup> Green Hydropower Inc. filed an application for a preliminary permit, pursuant to section 4(f) of the Federal Power Act (FPA)<sup>2</sup> to study the feasibility of the proposed 2-megawatt (MW) Green Hydropower Rocky Reach Project No. 13534. The project would be located in Douglas and Chelan Counties, Washington. The sole purpose of a preliminary permit, if issued, is to grant the permit holder priority to file a license application during the permit term. A preliminary permit does not authorize the permit holder to perform any land-disturbing activities or otherwise enter upon lands or waters owned by others without the owners' express permission.

The proposed Green Hydropower Rocky Reach Project is an in-river development that would be located 0.25-miles downstream of the Rocky Reach Dam (FERC Project No. 2145) on the Columbia River. The project would consist of: (1) Multiple 10-foot-diameter to 40-foot-diameter sea anchors (pieces of high-strength synthetic material that inflate to roughly the shape of a parachute in the presence of an underwater current); (2) an up to 1.25-mile-long synthetic rope; (3) an electric-driven traction winch or an electric-driven capstan; (4) a generator attached to the winch or capstan; (5) a floating vessel, such as a boat; (6) a new approximately 480-volt, 500-foot-long transmission line; and (7) appurtenant facilities. The sea anchors would be attached to a rope that is connected to the winch or capstan. The winch or capstan would be mounted on shore or on a floating vessel. The sea anchors would be pulled downstream by the existing current, pulling the rope through a winch or capstan, which will turn the generator. The project would have an estimated annual generation of between 8,750-megawatt hours (MWh) and 17,500 MWhs per year.

<sup>1</sup> Applicant submitted supplemental information to answer deficiencies in initial permit application on August 17, 2009.

<sup>2</sup> 16 U.S.C. 797(f). Three years is the maximum term for a preliminary permit. See FPA Section 5, 16 U.S.C. 798.

*Applicant Contact:* Mr. Joseph Allan Francis, Owner, Green Hydropower Inc., 5316 North Shirley Street, Ruston, WA 98407; *phone:* (253) 732-6532.

*FERC Contact:* Jennifer Harper, 202-502-6136.

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, including a copy of the application, 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-13534) in the docket number field to access the document. For assistance, call toll-free 1-866-208-3372.

**Kimberly D. Bose,**  
*Secretary.*

[FR Doc. E9-20940 Filed 8-28-09; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[FERC Docket No. CP09-161-000]

#### Bison Pipeline, L.L.C.; Notice of Availability of the Draft Environmental Impact Statement and Notice of Public Comment Meetings for the Bison Pipeline Project

August 21, 2009.

The staff of the Federal Energy Regulatory Commission (FERC or Commission) has prepared a draft Environmental Impact Statement (EIS) on the natural gas pipeline facilities proposed by Bison Pipeline, L.L.C. (Bison) in the above-referenced docket. The Bison Pipeline Project facilities would be located in Wyoming, Montana, and North Dakota and have been designed to transport

approximately 477 million cubic feet per day (MMcf/day) of natural gas.

Bison proposes to construct, operate, and maintain 302.5 miles of new 30-inch-diameter interstate natural gas transmission pipeline, one compressor station, two meter stations, 20 mainline valves, and three pig launcher/pig receiver facilities. The proposed Bison Pipeline Project would extend northeast from a point near Dead Horse, Wyoming, through southeastern Montana and southwestern North Dakota. It would connect with the Northern Border pipeline system near Northern Border's Compressor Station #6 in Morton County, North Dakota.

As the Federal agency responsible for evaluating applications filed for authorization to construct and operate interstate natural gas pipeline facilities, FERC is the lead Federal agency for the preparation of this EIS. The EIS has been prepared in compliance with the requirements of NEPA, the Council on Environmental Quality (CEQ) regulations for implementing NEPA (40 Code of Federal Regulations [CFR] 1500–1508), and FERC regulations implementing NEPA (18 CFR 380).

The U.S. Department of the Interior, Bureau of Land Management (BLM) is a cooperating agency in preparation of the EIS. A cooperating agency has jurisdiction by law or special expertise with respect to environmental impacts associated with a proposal and is involved in the NEPA analysis. BLM is a cooperating agency because the Project would cross federal lands and resources for which the BLM has jurisdiction and special expertise with respect to environmental issues and impacts. BLM will use the EIS to meet its NEPA responsibilities in considering Bison's application for a Right-of-Way Grant and Temporary Use Permit for the portion of the Project on Federal land.

This draft EIS has been prepared for public review and comment. The principal purposes in preparing this EIS were to:

- Identify and assess potential impacts on the natural and human environment that would result from implementation of the proposed Project;
- Facilitate public involvement in identifying any potentially significant environmental impacts;
- Identify and assess reasonable alternatives to the proposed Project that would avoid or minimize adverse effects on the environment; and
- Identify and recommend specific mitigation measures to minimize environmental impacts.

Based on the analysis included in the EIS, the FERC staff concludes that construction and operation of the Bison

Pipeline Project would result in some adverse environmental impacts. However, we believe that environmental impacts would be reduced to less than significant levels if the proposed Project is constructed and operated in accordance with applicable laws and regulations, Bison's proposed mitigation, and additional measures we recommend in this draft EIS.

#### Comment Procedures and Public Meetings

You can make a difference by providing us with your specific comments or concerns about the Bison Pipeline Project. Your comments should focus on the potential environmental effects, reasonable alternatives, and measures to avoid or lessen environmental impacts. The more specific your comments, the more useful they will be. To ensure consideration of your comments on the proposal in the final EIS, it is important that the Commission receive your comments before October 12, 2009.

For your convenience, there are four methods in which you can use to submit your comments to the Commission. In all instances please reference the project docket number CP09–161–000 with your submission. The Commission encourages electronic filing of comments and has dedicated eFiling expert staff available to assist you at (202) 502–8258. or [efiling@ferc.gov](mailto:efiling@ferc.gov). Please carefully follow these instructions so that your comments are properly recorded:

(1) You may file your comments electronically by using the Quick Comment feature, which is located on the Commission's Internet Web site at <http://www.ferc.gov> under the link *Documents and Filings*. A Quick Comment is an easy method for interested persons to submit text-only comments on a project;

(2) You may file your comments electronically by using the *eFiling* feature, which is located on the Commission's Internet Web site at <http://www.ferc.gov> under the link to *Documents and Filings*. eFiling involves preparing your submission in the same manner as you would if filing on paper, and then saving the file on your computer's hard drive. You will attach that file as your submission. New eFiling users must first create an account by clicking on "Sign-up" or "eRegister." You will be asked to select the type of filing you are making. A comment on a particular project is considered a "Comment on a Filing;"

(3) You may file your comments via mail to the Commission by sending an original and two copies of your letter to:

Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First St., NE., Room 1A, Washington, DC 20426; label one copy of your comments for the attention of the Gas Branch 3, PJ–11.3 and reference Docket No. CP09–161–000 on the original and both copies; and

(4) In lieu of sending written or electronic comments, the FERC invites you to attend one of the public comment meetings the staff will conduct in the project area to receive comments on the draft EIS. All meetings will run from 6 p.m. to 8 p.m., local time, and are scheduled as follows:

Date	Location
September 21, 2009.	Sacred Heart Parish Hall, Sacred Heart Church, 208 Ash Avenue East, Glen Ullin, ND 58631.
September 22, 2009.	Bowman County Fairgrounds, Four Seasons, 12 HWY 12 E, Bowman, ND 58623.
September 23, 2009.	Powder River County District High School, 500 N Trautman, Broadus, MT 59317.
September 24, 2009.	American Legion, 200 Rockpile Blvd, Gillette, WY 82716.

Interested groups and individuals are encouraged to attend and present oral comments on the draft EIS. Transcripts of the meetings will be prepared.

After the comments are reviewed, any significant new issues are investigated, and modifications are made to the draft EIS, a final EIS will be published and distributed. The final EIS will contain the staff's responses to timely comments received on the draft EIS.

Comments will be considered by the Commission but will not serve to make the commentor a party to the proceeding. Any person seeking to become a party to the proceeding must file a motion to intervene pursuant to Rule 214 of the Commission's Rules of Practice and Procedures (18 CFR 385.214). Anyone may intervene in this proceeding based on this draft EIS. You must file your request to intervene as specified above.<sup>1</sup> Only intervenors have the right to seek rehearing of the Commission's decision. You do not need intervenor status to have your comments considered.

The draft EIS has been placed in the public files of the FERC and BLM and is available for public inspection at:

<sup>1</sup> Interventions may also be filed electronically via the Internet in lieu of paper. See the previous discussion on filing comments electronically.

Federal Energy Regulatory Commission  
Public Reference Room, 888 First Street,  
NE., Room 2A, Washington, DC  
20426, (202) 502-8371

U.S. Bureau of Land Management

Wyoming State Office, 5353  
Yellowstone Road, Cheyenne, WY  
82003

Buffalo Field Office, 1425 Fort Street,  
Buffalo, WY 82834

Montana State Office, 5001 Southgate  
Drive, Billings, MT 59101

Miles City Field Office, 111 Garryowen  
Road, Miles City MT 59301

North Dakota Field Office, 99 23rd  
Avenue West, Suite A, Dickinson, ND  
58601

A limited number of hard copies and CD-ROMs of the draft EIS are available from the FERC's Public Reference Room identified above. This draft EIS is also available for public viewing on the FERC's Internet Web site at <http://www.ferc.gov>. In addition, copies of the draft EIS have been mailed to Federal, State, and local government agencies; elected officials; Native American tribes; local libraries and newspapers; intervenors in the FERC's proceeding; individuals who provided scoping comments; affected landowners and individuals who requested the draft EIS; and new landowners identified as being crossed by route alternatives either recommended by FERC staff or still under consideration.

Additional information about the project is available from the Commission's Office of External Affairs, at 1-866-208-FERC (3372) or on the FERC Internet Web site (<http://www.ferc.gov>). Using the "eLibrary" link, select "General Search" from the eLibrary menu, enter the selected date range and "Docket Number," excluding the last three digits in the Docket Number field (*i.e.*, CP09-161), and follow the instructions. You may also search using the phrase "Bison Pipeline Project" in the "Text Search" field. For assistance with access to eLibrary, the helpline can be reached at 1-866-208-3676, TTY (202) 502-8659, or at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov). The eLibrary link on the FERC Internet Web site also provides access to the texts of formal documents issued by the Commission, such as orders, notices, and rulemakings.

In addition, the Commission offers a free service called eSubscription that allows you to keep track of all formal issuances and submittals in specific dockets. This can reduce the amount of time you spend researching proceedings by automatically providing you with notification of these filings, document

summaries, and direct links to the documents. To register for this service, go to <http://www.ferc.gov/esubscribenow.htm>.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E9-20852 Filed 8-28-09; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP09-432-000]

#### Tricor Ten Section Hub LLC; Notice of Intent To Prepare an Environmental Assessment for the Proposed Ten Section Storage Project and Request for Comments on Environmental Issues, and Notice of Public Scoping Meeting

August 21, 2009.

The staff of the Federal Energy Regulatory Commission (FERC or Commission) will prepare an environmental assessment (EA) that will discuss the environmental impacts of the Ten Section Storage Project involving construction and operation of facilities proposed by Tricor Ten Section Hub LLC (Tricor) in Kern County, California. This EA will be used by the Commission in its decision-making process to determine whether the project is in the public convenience and necessity.

This notice announces the opening of the scoping process we will use to gather input from the public and interested agencies on the project. Your input will help the Commission staff determine what issues need to be evaluated in the EA. Please note that the scoping period will close on *September 21, 2009*.

Comments on the project may be submitted in written form in a letter to the Secretary of the Commission, or verbally at the public scoping meeting. Further details on how to submit written comments are provided in the Public Participation section of this notice (page 5). In lieu of sending written comments, we invite you to attend a public scoping meeting scheduled as follows:

FERC Public Scoping Meeting, Tricor Ten Section Storage Project,  
Thursday, September 10, 2009, 6:30 p.m., Bakersfield Marriott at the Convention Center, 801 Truxtun Ave., Bakersfield, CA 93301. 661-323-1900.

This notice is being sent to the Commission's current environmental

mailing for this project, which includes affected landowners; Federal, State, and local government agencies; elected officials; environmental and public interest groups; Indian tribes and Native American organizations; parties to this proceeding; and local libraries and newspapers. State and local government representatives are asked to notify their constituents of this proposed project and encourage them to comment on their areas of concern.

If you are a landowner receiving this notice, you may be contacted by a pipeline company representative about the acquisition of an easement to construct, operate, and maintain the proposed facilities. The company would seek to negotiate a mutually acceptable agreement. However, if the project is approved by the Commission, that approval conveys with it the right of eminent domain. Therefore, if easement negotiations fail to produce an agreement, the pipeline company could initiate condemnation proceedings in accordance with State law.

A fact sheet prepared by the FERC entitled "An Interstate Natural Gas Facility On My Land? What Do I Need To Know?" was attached to the project notice Tricor provided to landowners. This fact sheet addresses a number of typically asked questions, including the use of eminent domain and how to participate in the Commission's proceedings. It is also available for viewing on the FERC Web site (<http://www.ferc.gov>).

#### Summary of the Proposed Project

On June 12, 2009, Tricor submitted its application to the FERC under section 7(c) of the Natural Gas Act (NGA), in Docket No. CP09-423-000. The FERC issued a Notice of Application on June 23, 2009.

Tricor proposes to construct and operate a natural gas storage field and pipeline in unincorporated Kern County, California. The storage facilities would be within the existing Ten Section oil and gas field, about 12 miles southwest of the city of Bakersfield. This field was first established in 1936, and is still in operation. Between 1977 and 1982, the field was used to store natural gas by two local distribution companies (Pacific Gas and Electric [PG&E] and Southern California Gas).

According to Tricor, its project would provide natural gas storage services to the interstate system in the southwestern United States. Tricor stated that the project would meet a growing demand for firm and interruptible storage services for customers in the gas marketing, distribution, transmission, production,