

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

[Project No. 2009–154]

**Virginia Electric and Power Company; Notice of Application Accepted for Filing, Soliciting Comments, Motions To Intervene, and Protests**

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

a. *Application Type:* Non-project Use of Project Lands and Waters.

b. *Project No.:* 2009–154.

c. *Date Filed:* February 28, 2013.

d. *Applicant:* Virginia Electric and Power Company d/b/a Dominion North Carolina Power.

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

f. *Location:* The Roanoke Rapids and Gaston Hydroelectric Project is located on the Roanoke River, on the Virginia-North Carolina border, in Brunswick and Mecklenburg counties, Virginia, and in Halifax, Northampton, and Warren counties, North Carolina.

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

h. *Applicant Contact:* James Thornton, Virginia Electric and Power Company, 5000 Dominion Boulevard, Glen Allen, Virginia 23060; Phone: (804) 273–3257.

i. *FERC Contact:* Patricia A. Grant at (312) 596–4435, or email: [patricia.grant@ferc.gov](mailto:patricia.grant@ferc.gov).

j. *Deadline for filing comments, motions to intervene, and protests:* June 10, 2013.

All documents may be filed electronically via the Internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site at <http://www.ferc.gov/docs-filing/efiling.asp>. Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system at <http://www.ferc.gov/docs-filing/ecomment.asp>. You must include your name and contact information at the end of your comments. For assistance, please 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. Although the Commission strongly encourages electronic filing, documents may also be paper-filed. To paper-file, mail an original and seven copies to: Secretary, Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426. Please include the project number (P–2009–154) on any

comments, motions, or recommendations 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 whose name appears on 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 Request:* Virginia Electric and Power Company requests permission to authorize Dockside Associates LLC to construct 45 new boat slips on four new pile-supported docks along approximately 1,850 linear feet of lake shoreline owned by the licensee. This docking facility, on licensee land, will support a new commercial development to be known as Dockside Landing at Pea Hill, to be constructed on the adjacent 7.7-acre commercial property in Northampton County, North Carolina.

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 (P–2009). You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via email of new filings and issuances related to this or other pending projects. For assistance, call 1–866–208–3676 or email [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), for TTY, call (202) 502–8659. A copy is also available for inspection and reproduction at the licensee's offices. Agencies may obtain copies of the application directly from the applicant.

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, respectively. 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 Documents:* Any filing must (1) bear in all capital letters the title "COMMENTS", "PROTEST", or "MOTION TO INTERVENE" as applicable; (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 commenting, protesting or intervening; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. All comments, motions to intervene, or protests must set forth their evidentiary basis. Any filing made by an intervenor 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 385.2010.

Dated: May 10, 2013.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. 2013–11657 Filed 5–15–13; 8:45 am]

**BILLING CODE 6717–01–P**

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

[ Project No. 12613–004 ]

**Tygart, LLC; Notice of Application Tendered for Filing With the Commission and Establishing Procedural Schedule for Licensing and Deadline for Submission of Final Amendments**

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

a. *Type of Application:* Original Major License.

b. *Project No.:* 12613–004.

c. *Date Filed:* April 30, 2013.

d. *Applicant:* Tygart, LLC.

e. *Name of Project:* Tygart Hydroelectric Project.

f. *Location:* The proposed project would be located at the U.S. Army Corps of Engineers' (Corps) Tygart Dam on the Tygart River in Taylor County, West Virginia. The project would occupy 1 acre of federal land managed by the Corps.

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

h. *Applicant Contact:* David Sinclair, President, Advanced Hydro Solutions, 3000 Auburn Drive, Suite 430, Beachwood, OH 44122-4340 or by email at [David.Sinclair@advancedhydro.com](mailto:David.Sinclair@advancedhydro.com).

i. *FERC Contact:* Allyson Conner, (202) 502-6082 or [allyson.conner@ferc.gov](mailto:allyson.conner@ferc.gov).

j. The application is not ready for environmental analysis at this time.

k. The proposed project would utilize the Corps' existing Tygart Dam, and would consist of the following new facilities: (1) A 15-foot-wide by 21-foot-high steel intake structure; (2) a 270-foot-long penstock which would bifurcate into a 110-foot-long and a 150-foot-long penstock; (3) a 121-foot-long by 99-foot-wide concrete powerhouse; (4) two unequal-sized turbines with a combined capacity of 30 megawatts; (5)

an excavated 60-foot-wide by 160-foot-long tailrace; (6) a 1.54-mile-long transmission line; and (7) a switchyard with appurtenant facilities. The average annual generation is estimated to be 108,600 megawatt-hours.

The proposed project would operate in a run-of-release mode using flows made available by the Corps.

The proposed project boundary would enclose all of the generating facilities located on 1 acre of Corps' land as well as the transmission line located on 7 acres of privately owned land.

l. *Locations of the Application:* A copy of the application 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 1-866-208-3676, or for TTY, (202) 502-8659. A copy is also available for inspection and reproduction at the address in item h above.

m. You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via email of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

n. *Procedural schedule:* The application will be processed according to the following preliminary Hydro Licensing Schedule. Revisions to the schedule will be made as appropriate.

Milestone	Date
Notice of Acceptance/Notice of Ready for Environmental Analysis .....	June 29, 2013.
Filing of recommendations, preliminary terms and conditions, and fishway prescriptions .....	August 28, 2013.
Commission issues Non-Draft EA .....	December 26, 2013.
Comments on EA .....	January 25, 2014.
Modified Terms and Conditions .....	March 26, 2014.

o. Final amendments to the application must be filed with the Commission no later than 30 days from the issuance date of the notice of ready for environmental analysis.

Dated: May 10, 2013.

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

[FR Doc. 2013-11659 Filed 5-15-13; 8:45 am]

**BILLING CODE 6717-01-P**

**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

**[Docket No. PR13-49-000]**

**Mountaineer Gas Company v. Washington Gas Light Company; Notice of Complaint**

Take notice that on April 30, 2013, Mountaineer Gas Company (Mountaineer or Complainant) filed a complaint against Washington Gas Light Company (WGL or Respondent), pursuant to the Natural Gas Act (NGA), 15 U.S.C. 717-717z, and Rule 206, 18 CFR 385.206, of the Federal Energy Regulatory Commission's Rules of Practice and Procedure, alleging that the WGL is charging Mountaineer increased rates for lost and unaccounted for (LAUF) gas that have not been approved or otherwise ruled upon by the Commission in Docket Nos. PR13-6 and

PR13-7. Complainant alleges that WGL's unauthorized LAUF percentage increase violates the procedural requirements of section 4 of the NGA, is inconsistent with the Commission's established processing for WGL's LAUF applications, and is inconsistent with the terms of the parties' transportation agreement and WGL's tariff.

Mountaineer Gas Company certifies that copies of the complaint were served on the contacts of Washington Gas Light Company as listed on the Commission's list of Corporate Officials.

Any person desiring to intervene or to protest this filing must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). Protests 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. Any person wishing to become a party must file a notice of intervention or motion to intervene, as appropriate. The Respondent's answer and all interventions, or protests must be filed on or before the comment date. The Respondent's answer, motions to intervene, and protests must be served on the Complainants.

The Commission encourages electronic submission of protests and interventions in lieu of paper using the "eFiling" link at <http://www.ferc.gov>. Persons unable to file electronically

should submit an original and 5 copies of the protest or intervention 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 email notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please email [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

*Comment Date:* 5:00 p.m. Eastern Time on May 20, 2013

Dated: May 10, 2013.

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

[FR Doc. 2013-11662 Filed 5-15-13; 8:45 am]

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