

g. Applicant contacts: Mr. Rodney Smith or Mr. Silvio Coletti, Malad High Drop Hydropower, Inc., 2727 Merrimac Place, Boise, ID 83709, (208) 562-1527, fax (208) 562-8664.

h. FERC Contact: Tom Papsidero, (202) 219-2715.

i. Deadline for filing comments, protests, and motions to intervene: 60 days from the issuance date of this notice.

All documents (original and eight copies) should be filed with: David P. Boergers, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426. Motions to intervene, protests, and comments 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.fed.us/efi/doorbell.htm>.

Please include the project number (P-11895-000) on any comments or motions filed.

The Commission's Rules of Practice and Procedure require all interveners filing documents with the Commission to serve a copy of the 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.

j. Description of Project: The proposed project, using the existing Thorpe and Justice Ditch dams, would consist of: (1) A 600-foot-long, 47-inch-diameter steel penstock; (2) a concrete powerhouse containing two generating units with a total installed capacity of 4.5 megawatts; (3) a one-mile-long, 138-kV transmission line; and (4) appurtenant facilities. The project would have an average annual generation of 22.2 GWh.

k. A copy of the publication 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) 208-1371. The application may be viewed on <http://www.ferc.fed.us/online/rims.htm> (call (202) 208-2222 for assistance). A copy is also available for inspection and reproduction at the address in item g above.

l. 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.

m. Preliminary Permit—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.

n. 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.

o. 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.

p. 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.

q. Filing and Service of Responsive Documents—Any filing must bear in all capital letters the title "COMMENTS", "NOTICE OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION", "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. An additional copy must be sent to Director, Division of Hydropower Administration and Compliance, Federal Energy Regulatory Commission, at the above-mentioned address. A copy of any notice of intent, competing application or motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

r. 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 any 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.

David P. Boergers,  
Secretary.

[FR Doc. 01-11775 Filed 5-9-01; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Application and Applicant Prepared Environmental Assessment Accepted for Filing and Soliciting Motions To Intervene and Protests

May 4, 2001.

Take notice that the following hydroelectric application and Applicant Prepared Environmental Assessment (APEA) has been filed with the Commission and is available for public inspection:

a. *Type of Application*: Major New License (Non-power).

b. *Project No.*: 2852-015.

c. *Date filed*: February 27, 2001.

d. *Applicant*: New York State Electric & Gas Corporation.

e. *Name of Project*: Keuka Project.

f. *Location*: The project is located on the Waneta and Lamoka Lakes, Keuka

Lake, and Mud Creek, in Steuben and Schuyler Counties, New York. The project would not utilize any federal lands or facilities.

g. *Filed Pursuant to:* Federal Power Act 16 USC 791(a)–825(r).

h. *Applicant Contact:* Mr. Robert L. Malecki; Manager, Licensing & Environmental Operations; New York State Electric & Gas Corporation; Corporate Drive, Kirkwood Industrial Park; Binghamton, NY 13902, (607) 762–7763; and Ms. Carol Howland, Project Environmental Specialist; New York State Electric & Gas Corporation; Corporate Drive, Kirkwood Industrial Park; Binghamton, NY 13902, (607) 762–8881.

i. *FERC Contact:* Any questions on this notice should be addressed to William Guey-Lee, E-mail address [william.guey-lee@ferc.fed.us](mailto:william.guey-lee@ferc.fed.us), or telephone (202) 219–2808.

j. *Deadline for filing motions to intervene and protests:* July 9, 2001.

All documents (original and eight copies) should be filed with: David P. Boergers, Secretary, Federal Energy Regulatory Commission, 888 First St. NE., Washington, DC 20426. Comments, protests, and motions to intervene 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.fed.us/efi/doorbell.htm>

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, the intervenor must also serve a copy of the document on that resource agency.

k. *Status of Environmental Analysis:* The application is not ready for environmental analysis at this time. A subsequent notice will be issued stating that the application is ready for environmental analysis and will request comments, reply comments, recommendations, terms and conditions, and prescriptions at that time.

l. *Description of Project:* The project consists of the following: (1) The Bradford Dam with an overall length of about 580 feet and crest elevation of 1,099 feet msl, consisting of a concrete section, earthen embankments, outlet works, and spillway; (2) Waneta and Lamoka Lakes with surface areas of 781 acres and 826 acres at elevation 1,099 feet msl, and total storage of 27,200

acre-feet; (3) a 9,30-foot-long power canal having an average width of 48 feet and an average depth of 3 feet; (4) a twin gated concrete box culvert, known as Wayne Gates, measuring 8 feet high by 6 feet wide; and (5) a 70-foot-long by 16-foot-high headgate structure. Under the non-power license, the 3,450-foot-long, 4-foot-diameter concrete penstock, the 835-foot-long, 42-inch-diameter steel penstock, and the 2.0-MW generating unit would be removed.

m. *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) 208–1371. The application may be viewed on the web at [www.ferc.fed.us](http://www.ferc.fed.us). Call (202) 208–2222 for assistance. A copy is also available for inspection and reproduction at the address in item h above.

n. *Protests or Motions to Intervene:* Anyone may submit a protest or a motion to intervene in accordance with the requirements of the Rules of Practice and Procedures, 18 CFR 385.210, .211, and .214. In determining the appropriate action to take, the Commission will consider all protests 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 protests or motions to intervene must be received on or before the specified deadline date for the particular application and APEA.

o. *All filings must:* (1) Bear in all capital letters the title "PROTEST," or "MOTION TO INTERVENE;" (2) set forth in the heading the name of the applicant and the project number of the application and APEA to which the filing responds; (3) furnish the name, address, and telephone number of the person submitting the filing; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. Agencies may obtain copies of the application and APEA directly from the applicant. Any of these documents must be filed by providing the original and the number of copies required by the Commission's regulations to: Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. An additional copy must be sent to: Director, Division of Environmental and Engineering Review, Office of Energy Projects, Federal Energy Regulatory Commission, at the above address. Each filing must be accompanied by proof of service on all persons listed on the service list prepared by the Commission in this

proceeding, in accordance with 18 CFR 4.34(b) and 385.2010.

David P. Boergers,  
Secretary.

[FR Doc. 01–11776 Filed 5–9–01; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Transfer of Licenses and Substitution of Relicense Applicant, and Soliciting Comments, Protests, and Motions To Intervene

May 4, 2001.

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

a. *Application Types:* (1) Transfer of Licenses and (2) Request for Substitution of Applicant for New License (in Project No. 2694–002).

b. *Project Nos:* 2601–004, 2602–002, 2603–009, 2619–006, 2686–024, 2692–025, 2694–002, 2694–005, and 2698–025.

c. *Date Filed:* April 17, 2001.

d. *Applicant:* Duke Power, a division of Duke Energy Corporation, Nantahala Area (transferee).

e. *Name and Location of Projects (all in North Carolina):* The Bryson Project No. 2601 is located on the Oconaluftee River in Swain County. The Dillsboro Project No. 2602 is located on the Tuckasegee River in Jackson County. The Franklin Project No. 2603 is located on the Little Tennessee River in Macon County. The Mission Project No. 2619 is located on the Hiwassee River in Clay County. The West Fork Project No. 2686 is located on the West Fork of the Tuckasegee River in Jackson County. The Nantahala Project No. 2692 is located on the Nantahala River, Dicks Creek, and White Oak Creek in Clay and Macon Counties. The Queens Creek Project No. 2694 is located on Queens Creek in Macon County. The East Fork Project No. 2698 is located on the East Fork of the Tuckasegee River in Jackson County. These projects do not occupy federal or tribal lands.

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

g. *Applicant Contacts:* Mr. Paul Kinney, Law Department, Duke Power, P.O. Box 1244, Charlotte, NC 28201–1244, (704) 373–6609, and Mr. John A. Whittaker, IV, Winston & Strawn, 1400 L Street NW, Washington, DC 20005, (202) 371–5766.

h. *FERC Contact:* James Hunter, (202) 219–2839.