

l. Locations of the Application: Copies of this filing are on file with the Commission and are available for public inspection. This filing may be viewed on the Commission's web site at <http://www.ferc.gov> using the "RIMS" link, select "Docket #" and follow the instructions ((202)208-2222 for assistance). 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 under the "e-Filing" link.

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, 385.211, 385.214. 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. 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.fed.us/efi/doorbell.htm>.

Linwood A. Watson, Jr.,

Acting Secretary.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Notice of Application Accepted for Filing and Soliciting Motions to Intervene, Protests, and Comments

July 26, 2001.

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

- a. *Type of Application:* Preliminary Permit.
- b. *Project No.:* 12061-000.
- c. *Date filed:* July 2, 2001.
- d. *Applicant:* Christopher J. Pihl.
- e. *Name of Project:* May Creek Project.
- f. *Location:* May Creek and Lake Isabel in Snohomish County, Washington. The project will be located within the Mount Baker Snoqualmie National Forest.
- g. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. 791(a)-825(r).
- h. *Applicant Contact:* Christopher James Pihl, 18310 NE 136 St., Woodinville, WA 98072, (206) 369-8277.

i. *FERC Contact:* Regina Saizan, (202) 219-2673.

j. *Deadline for filing motions to intervene, protests and comments:* October 1, 2001.

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.

Please include the Project Number (12061-000) on any comments, protests, or motions filed.

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

k. *Description of Project:* The proposed project would consist of: (1) A proposed intake structure and two dams, each approximately 98 feet long and 10 feet high, (2) a proposed 9,078-

foot-long, 48-inch diameter, buried polyethylene and steel penstock, (3) a proposed powerhouse containing two generating units with a total installed capacity of 15 MW, (4) a proposed 5,468-foot-long, 69-kV transmission line, and (5) appurtenant facilities.

The project would have an annual generation of 87,600 MWh.

l. Copies of this filing are on file with the Commission and are available for public inspection. This filing may be viewed on the Commission's web site at <http://www.ferc.gov> using the "RIMS" link, select "Docket #" and follow the instructions ((202) 208-2222 for assistance). 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 under the "e-Filing" link. A copy is also available for inspection and reproduction at the address in item h above.

m. 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.

n. 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.

o. 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.

p. 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.

q. 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.

r. Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS", "NOTICE OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION", "PROTEST", "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.

s. 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.

Linwood A. Watson, Jr.,

Acting Secretary.

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DEPARTMENT OF ENERGY

Western Area Power Administration

Wolf Point-Williston Transmission Lines Rebuild Project

AGENCY: Western Area Power Administration, DOE.

ACTION: Notice of Floodplain/Wetlands Involvement.

SUMMARY: The Western Area Power Administration (Western) intends to rebuild an existing transmission line in northeastern Montana and western North Dakota. This project will involve the replacement of the existing wood pole H-frame structures along the entire route of the Wolf Point-Williston 115-kilovolt (kV) Transmission Line. The transmission line runs near the Missouri River and crosses Wolf Creek, Big Muddy Creek, and the Poplar River.

Following the U.S. Department of Energy (DOE) Floodplain/Wetland Review Requirements (10 CFR part 1022), Western will prepare a floodplain assessment for this project and will perform the proposed action in ways that avoid or minimize potential harm to or within the affected floodplain. The floodplain assessment will be included in the Environmental Assessment being prepared by Western, under the provisions of the DOE National Environmental Policy Act Implementing Procedures (10 CFR part 1021).

DATES: Comments on the proposed floodplain action are due to the address below by August 15, 2001.

FOR FURTHER INFORMATION CONTACT: Comments should be addressed to Mr. Theodore Anderson, Environmental Specialist, Upper Great Plains Customer Service Region, Western Area Power Administration, P.O. Box 35800, Billings, Montana 59107-5800, e-mail tanderso@wapa.gov. For further information on DOE Floodplain/Wetlands Environmental Review Requirements, contact: Ms. Carol M. Borgstrom, Director, NEPA Policy and Compliance, EH-42, U.S. Department of Energy, 1000 Independence Avenue SW., Washington, DC 20585, telephone (202) 586-4600 or (800) 472-2756.

SUPPLEMENTARY INFORMATION: Western intends to rebuild the Wolf Point-Williston 115-kV Transmission Line

that runs between the Wolf Point Substation west of Wolf Point, Montana, to the Williston Substation, west of Williston, North Dakota. The line is approximately 50 years old and approximately 94 miles long.

Western does not intend to operate the transmission line at 230-kV but only complete necessary improvements to the transmission line structures and conductor. Western proposes to replace the existing wood H-frame structures with either wood or steel 230-kV H-frame structures and intends to place these new structures in the same locations, as much as it is practicable. The line would have new conductor installed at this time. A 24-count fiber optic overhead ground wire is scheduled to be strung on the line in 2004. The fiber optic cable would replace one of the existing overhead ground wires.

The transmission line rebuild project will affect lands within the exterior boundaries of the Fort Peck Indian Reservation and pass near the towns of Wolf Point, Poplar, and Brockton. It will also affect private lands east of the Reservation and pass near the towns of Culbertson and Bainville in Roosevelt County, Montana, and terminate approximately 4 miles west of Williston in Williams County, North Dakota. There may be lands managed by the Bureau of Land Management and lands belonging to the State of Montana along this route.

The transmission line lies north of, but does not cross the Missouri River. The line crosses the floodplains of the Poplar River at Poplar, Montana; Wolf Creek near Wolf Point, Montana; and Big Muddy Creek west of Culbertson, Montana; all near their confluences with the Missouri River.

The action will entail removing of the existing structures and installing the new structures and equipment. Most ground disturbances will take place where the structures are replaced and at the pulling sites where new conductor is installed and where the fiber optic overhead groundwire will be installed in 2004. As part of the environmental review, Western will consider installing of new wood pole and new steel pole structures within the floodplains. The analysis will also consider the impacts from reconductoring the transmission line. Placing new structures in the existing right-of-way may result in changes in the maximum span length between structures. Span lengths changes would require some structure relocations. The analysis will consider a minimum right-of-way width of 125 feet to accommodate construction activities. A few specific routing alternatives to