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**Magalie R. Salas,**

*Secretary.*

[FR Doc. E6-7192 Filed 5-10-06; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 2111]

#### **PacifiCorp; Notice of Authorization for Continued Project Operation**

May 4, 2006.

On April 28, 2004, PacifiCorp, licensee for the Swift No. 1 Hydroelectric Project, filed an application for a new or subsequent license pursuant to the Federal Power Act (FPA) and the Commission's regulations thereunder. The Swift No. 1 Project is located on the Lewis River in Skamania County, Washington.

The license for Project No. 2111 was issued for a period ending April 30, 2006. Section 15(a)(1) of the FPA, 16 U.S.C. 808(a)(1), requires the Commission, at the expiration of a license term, to issue from year-to-year an annual license to the then licensee under the terms and conditions of the prior license until a new license is issued, or the project is otherwise disposed of as provided in section 15 or any other applicable section of the FPA. If the project's prior license waived the applicability of section 15 of the FPA, then, based on section 9(b) of the Administrative Procedure Act, 5 U.S.C. 558(c), and as set forth at 18 CFR 16.21(a), if the licensee of such project has filed an application for a subsequent license, the licensee may continue to operate the project in accordance with the terms and conditions of the license after the minor or minor part license expires, until the Commission acts on its application. If the licensee of such a project has not filed an application for a subsequent license, then it may be required, pursuant to 18 CFR 16.21(b),

to continue project operations until the Commission issues someone else a license for the project or otherwise orders disposition of the project.

If the project is subject to section 15 of the FPA, notice is hereby given that an annual license for Project No. 2111 is issued to PacifiCorp for a period effective May 1, 2006 through April 30, 2007, or until the issuance of a new license for the project or other disposition under the FPA, whichever comes first. If issuance of a new license (or other disposition) does not take place on or before April 30, 2007, notice is hereby given that, pursuant to 18 CFR 16.18(c), an annual license under section 15(a)(1) of the FPA is renewed automatically without further order or notice by the Commission, unless the Commission orders otherwise. If the project is not subject to section 15 of the FPA, notice is hereby given that PacifiCorp, is authorized to continue operation of the Swift No. 1 Project until such time as the Commission acts on its application for a subsequent license.

**Magalie R. Salas,**

*Secretary.*

[FR Doc. E6-7167 Filed 5-10-06; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 935]

#### **PacifiCorp; Notice of Authorization for Continued Project Operation**

May 4, 2006.

On April 28, 2004, PacifiCorp, licensee for the Merwin Hydroelectric Project, filed an application for a new or subsequent license pursuant to the Federal Power Act (FPA) and the Commission's regulations thereunder. The Merwin Project is located on the Lewis River in Clark and Cowlitz County, Washington.

The license for Project No. 935 was initially issued for a period ending December 11, 2009. On April 8, 1999, the Commission amended the license and accelerated the Merwin project expiration date to April 30, 2006. Section 15(a)(1) of the FPA, 16 U.S.C. 808(a)(1), requires the Commission, at the expiration of a license term, to issue from year-to-year an annual license to the then licensee under the terms and conditions of the prior license until a new license is issued, or the project is otherwise disposed of as provided in section 15 or any other applicable section of the FPA. If the project's prior

license waived the applicability of section 15 of the FPA, then, based on section 9(b) of the Administrative Procedure Act, 5 U.S.C. 558(c), and as set forth at 18 CFR 16.21(a), if the licensee of such project has filed an application for a subsequent license, the licensee may continue to operate the project in accordance with the terms and conditions of the license after the minor or minor part license expires, until the Commission acts on its application. If the licensee of such a project has not filed an application for a subsequent license, then it may be required, pursuant to 18 CFR 16.21(b), to continue project operations until the Commission issues someone else a license for the project or otherwise orders disposition of the project.

If the project is subject to section 15 of the FPA, notice is hereby given that an annual license for Project No. 935 is issued to PacifiCorp for a period effective May 1, 2006 through April 30, 2007, or until the issuance of a new license for the project or other disposition under the FPA, whichever comes first. If issuance of a new license (or other disposition) does not take place on or before April 30, 2007, notice is hereby given that, pursuant to 18 CFR 16.18(c), an annual license under section 15(a)(1) of the FPA is renewed automatically without further order or notice by the Commission, unless the Commission orders otherwise. If the project is not subject to section 15 of the FPA, notice is hereby given that PacifiCorp, is authorized to continue operation of the Merwin Project until such time as the Commission acts on its application for a subsequent license.

**Magalie R. Salas,**

*Secretary.*

[FR Doc. E6-7169 Filed 5-10-06; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### **Notice of Application Accepted for Filing and Soliciting Comments, Protests, and Motions To Intervene**

May 3, 2006.

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.:* 12660-000.
- c. *Date Filed:* March 13, 2006.
- d. *Applicant:* TDX Power, Inc.

e. *Name and Location of Project:* The proposed Chakachamna Hydroelectric Project would be located at the existing Chakachamna Lake on the Chakachamna River in Kenai Peninsula Borough, Alaska.

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

g. *Applicant Contact:* Mr. Nicholas Goodman, TDX Power, Inc., 4300 B Street, Suite 402, Anchorage, AK 99503, (907) 278–2312.

h. *FERC Contact:* Tom Papsidero, (202) 502–6002.

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 Magalie R. Salas, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. 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. The Commission strongly encourages electronic filings. Please include the project number (P–12660–000) on any comments or motions 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 in 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.

j. *Description of Proposed Project:* The proposed project would operate in run-of-river mode using the existing Chakachamna Lake, having a surface area of 17,842 acres at the historic maximum normal water surface elevation of 1,155 feet. The proposed project would raise the lake from its present 1,142-foot elevation level to its historic maximum normal water surface elevation of 1,155 feet and would consist of the following new facilities: (1) A proposed 49-foot-high, 600-foot-long rock-fill dam at the Chakachamna Lake outlet, (2) spillway with a crest elevation of 1,155 feet, (3) a 10-mile-long, 24-foot-diameter concrete power tunnel, (4) four 10-foot-diameter steel-lined penstocks with upstream gates located in a gate chamber adjacent to the powerhouse, (5) a powerhouse containing four generating units with a total installed capacity of 330 megawatts, (6) two 230-kilovolt

transmission lines, each approximately 42 miles long each, connecting to an existing power line, and (7) appurtenant facilities.

k. *Location of Applications:* A copy of the application is available for inspection and reproduction 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, call toll-free 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 g above.

l. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

m. *Competing 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. *Competing Development Application—*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.

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 "e-filing" link. The Commission strongly encourages electronic filing.

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", 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.

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.

Magalie R. Salas,

Secretary.

[FR Doc. E6-7187 Filed 5-10-06; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Application for Amendment of License and Soliciting Comments, Motions To Intervene, and Protests

May 5, 2006.

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

- a. *Application Type*: Non-Capacity Amendment of License.
- b. *Project No.*: 11068-006.
- c. *Date Filed*: April 19, 2006.
- d. *Applicant*: Orange Cove Irrigation District.
- e. *Name of Project*: Fishwater Release Project.
- f. *Location*: The project is located at the Bureau of Reclamation's Friant Dam on the San Joaquin River in Fresno County, California.
- g. *Filed Pursuant to*: Federal Power Act, 16 U.S.C. 791a-825r.
- h. *Applicant Contact*: John Roldan, District Manager, Orange Cove Irrigation District, 1130 Park Boulevard, Orange Cove, California 93646, telephone: (559) 626-4461, fax: (559) 626-4463.
- i. *FERC Contact*: Any questions on this notice should be addressed to Ms. Linda Stewart at (202) 502-6680, or e-mail address: [linda.stewart@ferc.gov](mailto:linda.stewart@ferc.gov).
- j. *Deadline for Filing Comments and or Motions*: June 5, 2006.
- k. *Description of Request*: Orange Cove Irrigation District proposes to construct a new powerhouse to increase total generating capacity by utilizing flow releases at the Friant Dam site. The proposed powerhouse would contain a single turbine generator unit with an installed capacity of 1.8 megawatts (MW) and hydraulic capacity of 130 cubic feet per second (cfs). The total installed capacity of the project would increase from 0.51 MW to 2.31 MW and the total hydraulic capacity of the project would increase from 35 cfs to 165 cfs.

1. *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. Information about 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. *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: Magalie R. Salas, 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.

Magalie R. Salas,

Secretary.

[FR Doc. E6-7195 Filed 5-10-06; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Application for Amendment of License and Soliciting Comments, Motions To Intervene, and Protests

May 5, 2006.

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

- a. *Application Type*: Non-Capacity Amendment of License.
- b. *Project No.*: 2058-045.
- c. *Date Filed*: April 14, 2006.
- d. *Applicant*: Avista Utilities.
- e. *Name of Project*: Clark Fork Hydroelectric Project.
- f. *Location*: The project is located on the Clark Fork River, in Bonner County, Idaho and Sanders County, Montana.
- g. *Filed Pursuant to*: Federal Power Act, 16 U.S.C. 791a-825r.
- h. *Applicant Contact*: Mr. John Hamill, Avista Utilities, P.O. Box 3727, Spokane, Washington 99220-3727, Phone: (509) 495-4611, Fax (509) 777-9292.
- i. *FERC Contact*: Any questions on this notice should be addressed to Mrs. Anumzziatta Purchiaroni at (202) 502-6191, or e-mail address: [anumzziatta.purchiaroni@ferc.gov](mailto:anumzziatta.purchiaroni@ferc.gov).
- j. *Deadline for Filing Comments and or Motions*: June 5, 2006.
- k. *Description of Request*: Avista Utilities (Avista) filed a non-capacity-related amendment request for its license. Avista is proposing to amend the authorized installed capacity of its project as follows: (1) Increase the installed capacity at the Cabinet Gorge Development by 6.5 MW due to the proposed upgrade of its Turbine Unit No. 4;
- (2) Increase the installed capacity at the Noxon Rapids Development by 6.3 MW due to the upgrade of its generator Unit No. 3 that was completed in March