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n. Any qualified applicant desiring to file a competing application must submit to the Commission, on or before the specified intervention deadline date, a competing development application, or a notice of intent to file such an application. Submission of a timely notice of intent allows an interested person to file the competing development application no later than 120 days after the specified intervention deadline date. Applications for preliminary permits will not be accepted in response to this notice.

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 a development application. A notice of intent must be served on the applicant(s) named in this public notice.

Anyone may submit a protest or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, 385.211, and 385.214. 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.

When the application is ready for environmental analysis, the Commission will issue a public notice requesting comments, recommendations, terms and conditions, or prescriptions.

All filings must (1) bear in all capital letters the title "PROTEST" or "MOTION TO INTERVENE," "NOTICE OF INTENT TO FILE COMPETING APPLICATION," or "COMPETING APPLICATION;" (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. Agencies

may obtain copies of the application directly from the applicant. A copy of any protest or motion to intervene must be served upon each representative of the applicant specified in the particular application.

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

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**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 9988-000]

#### Augusta Canal Authority; Notice of Authorization for Continued Project Operation

June 4, 2009.

On May 30, 2007, Augusta Canal Authority, licensee for the King Mill Hydroelectric Project, filed an Application for a New License pursuant to the Federal Power Act (FPA) and the Commission's regulations thereunder. The King Mill Hydroelectric Project is located on the Augusta Canal, adjacent to the Savannah River, in Richmond County, Augusta, GA.

The license for Project No. 9988 was issued for a period ending May 31, 2009. 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. 9988

is issued to the Augusta Canal Authority for a period effective June 1, 2009 through May 31, 2010, 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 May 31, 2010, 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 the Augusta Canal Authority is authorized to continue operation of the King Mill Hydroelectric Project, until such time as the Commission acts on its application for a subsequent license.

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

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Combined Notice of Filings # 1

June 04, 2009.

Take notice that the Commission received the following electric rate filings:

*Docket Numbers:* ER99-2341-014; ER07-277-006; ER06-1334-008.

*Applicants:* Invenery Cannon Falls LLC, Spindle Hill Energy LLC, Hardee Power Partners Limited.

*Description:* Notification of Change in Facts Under Market-Based Rate Authority of Hardee Power Partners Limited, Spindle Hill Energy LLC and Invenery Cannon Falls LLC.

*Filed Date:* 06/03/2009.

*Accession Number:* 20090603-5100.

*Comment Date:* 5 p.m. Eastern Time on Wednesday, June 24, 2009.

*Docket Numbers:* ER04-374-012; ER05-717-011; ER05-721-011; ER06-230-008; ER07-810-006; ER08-1172-005; ER08-237-005; ER09-429-002; ER09-430-002.

*Applicants:* Forward Energy LLC, Sheldon Energy LLC, Spring Canyon Energy LLC, Grays Harbor Energy LLC, Grand Ridge Energy LLC, Willow Creek Energy LLC, Judith Gap Energy LLC, Invenery TN LLC, Wolverine Creek Energy LLC.

*Description:* Notification of Change in Facts Under Market-Based Rate Authority of Spring Canyon Energy LLC, et al.