

dated October 22, 2009, the Director of the Office of Energy Projects approved Blue Heron Hydro, LLC's request to use the Traditional Licensing Process.

k. With this notice, we are approving Blue Heron Hydro, LLC's requests to be designated as the non-Federal representative for section 7 of the Endangered Species Act and its request to initiate consultation under section 106 of the National Historic Preservation Act; and recommending that it begin informal consultation with: (a) The U.S. Fish and Wildlife Service; and (b) the Vermont State Historic Preservation Officer, as required by section 106, National Historical Preservation Act, and the implementing regulations of the Advisory Council on Historic Preservation at 36 CFR 800.2.

l. Blue Heron Hydro, LLC filed a Pre-Application Document (PAD; including a proposed process plan and schedule) with the Commission, pursuant to 18 CFR 5.6 of the Commission's regulations.

m. A copy of the PAD is available for review at the Commission in the Public Reference Room or may be viewed on the Commission's Web site (<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 paragraph h.

Register online at <http://ferc.gov/docs-filing/esubscription.asp> to be notified via e-mail of new filing and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. E9-26241 Filed 10-30-09; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 12683-002]

#### Three Guys Hydroelectric Company, LLC; Notice of Preliminary Permit Application Accepted for Filing and Soliciting Comments, Motions To Intervene, and Competing Applications

October 23, 2009.

On September 1, 2009, Three Guys Hydroelectric Company, LLC filed an

application for a successive preliminary permit, pursuant to section 4(f) of the Federal Power Act, proposing to study the feasibility of the R. D. Bailey Dam Hydroelectric Project No. 12683, to be located at the existing R. D. Bailey Dam, on the Guyandotte River, in Mingo County, West Virginia. The sole purpose of a preliminary permit, if issued, is to grant the permit holder priority to file a license application during the permit term. A preliminary permit does not authorize the permit holder to perform any land disturbing activities or otherwise enter upon lands or waters owned by others without the owners' express permission.

The existing R. D. Bailey Dam is owned and operated by the U.S. Corps of Engineers, and includes the existing reservoir, dam, outlet works, and tailrace. The proposed project would consist of: (1) A new 60-foot-long by 40-foot-wide powerhouse to be located on the downstream side of R. D. Bailey dam below the outlet works; (2) a new bifurcating steel structure consisting of a 100-foot-long gated bypassed outlet and a 150-foot-long, 11-foot-diameter penstock; (3) two new turbine generator units for a total installed capacity of 7.8 megawatts; (4) a new 6.5-mile-long, 14.7-kilovolt transmission line; and (5) appurtenant facilities. The proposed project would operate in run-of-river mode and generate an estimated average annual generation of 30,000 megawatt-hours.

**Applicant Contact:** Mr. M. Clifford Phillips, Advanced Hydro Solutions LLC, 150 North Miller Road, Suite 450C, Fairlawn, OH 44333.

**FERC Contact:** Michael Watts, (202) 502-6123.

**Deadline for filing comments, motions to intervene, competing applications (without notices of intent), or notices of intent to file competing applications:** 60 days from the issuance of this notice.

Comments, motions to intervene, notices of intent, and competing applications may be filed electronically via the Internet. See 18 CFR

385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the "eFiling" link. If unable to be filed electronically, documents may be paper-filed. *To paper-file, an original and eight copies should be mailed to:*

Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. For more information on how to submit these types of filings please go to the Commission's Web site located at <http://www.ferc.gov/filing-comments.asp>. More information about this project can be viewed or printed on the "eLibrary" link of Commission's Web site at <http://www.ferc.gov/docs-filing/elibrary.asp>.

[www.ferc.gov/docs-filing/elibrary.asp](http://www.ferc.gov/docs-filing/elibrary.asp). Enter the docket number (P-12683) in the docket number field to access the document. For assistance, call toll-free 1-866-208-3372.

**Kimberly D. Bose,**  
Secretary.

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 12661-001; Project No. 13599-000]

#### Green Power Development, LLC; Alaska Power & Telephone Company; Notice of Competing Preliminary Permit Applications Accepted for Filing and Soliciting Comment, Motions To Intervene, and Competing Applications

October 23, 2009.

On October 1, 2009, at 8:01 a.m. 12:01 p.m., respectively, Alaska Power & Telephone Company (AP&T) and Green Power Development, LLC (Green Power) filed preliminary permit applications, pursuant to section 4(f) of the Federal Power Act, proposing to study the feasibility of the 3160 Water Power Project and Lace Hydroelectric Project, respectively, to be located on an unnamed lake designated by the applicants as Lake 3160 in an unorganized Borough near Juneau, Alaska. The project would be located within the Tongass National Forest. The sole purpose of a preliminary permit, if issued, is to grant the permit holder priority to file a license application during the permit term. A preliminary permit does not authorize the permit holder to perform any land disturbing activities or otherwise enter upon lands or waters owned by others without the owners' express permission.

AP&T's proposed 3160 Water Power Project would consist of: (1) A new siphon intake, directional bore, or a 20-foot-high timber buttress dam with either intakes at the exit of the Lake 3160; (2) an existing reservoir, Lake 3160, with surface area of 384 acres, storage capacity of 7,600 acre-feet, and normal water surface elevation of 3,160 feet mean sea level (msl); (3) a new 7,600-foot-long, 21-inch diameter penstock; (4) a new powerhouse containing 1-2 generating units with a total installed capacity of 4.9 megawatts (MW); (5) an open channel tailrace discharging flows to Evelyn Lake; (6) a 6-mile-long, 14.4 kilovolt (kV) overhead,