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**Nathaniel J. Davis, Sr.,**  
Deputy Secretary.

[FR Doc. E8-23062 Filed 9-30-08; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. DI08-15-000]

#### Independence Power, LLC; Notice of Declaration of Intention and Soliciting Comments, Protests, and/or Motions To Intervene

September 25, 2008.

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

- a. *Application Type*: Declaration of Intention.
- b. *Docket No.*: DI08-15-000.
- c. *Date Filed*: September 11, 2008.
- d. *Applicant*: Independence Power, LLC.
- e. *Name of Project*: Fourth of July Creek Hydroelectric Project.
- f. *Location*: The proposed Fourth of July Creek Hydroelectric Project will be located on Fourth of July Creek, near the town of Seward, Kenai Peninsula Borough, Alaska, affecting T. 1 S, R. 1 E, Seward Meridian.
- g. *Filed Pursuant to*: Section 23(b)(1) of the Federal Power Act, 16 U.S.C. 817(b).
- h. *Applicant Contact*: Joel Groves, #310, 1503 W. 33rd Avenue, Anchorage, AK 99503; telephone: (907) 258-2420; Fax: (907) 258-2419; e-mail: [www.joel@polarconsult.net](mailto:www.joel@polarconsult.net).
- i. *FERC Contact*: Any questions on this notice should be addressed to Henry Ecton, (202) 502-8768, or E-mail address: [henry.ecton@ferc.gov](mailto:henry.ecton@ferc.gov).
- j. *Deadline for filing comments, protests, and/or motions*: October 27, 2008.

All documents (original and eight copies) should be filed with: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. Comments, protests, and/or interventions may be filed electronically via the Internet in lieu of paper. Any questions, please contact the Secretary's Office. 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.

Please include the docket number (DI08-15-000) on any comments, protests, and/or motions filed.

k. *Description of Project*: The proposed Fourth of July Creek Hydropower Project will include: (1) A proposed 10-foot-high, 80-foot-wide diversion structure; (2) a buried desander box, directing water into a 48-inch-diameter, 4600-foot-long penstock; (3) a 50-foot-long by 80-foot-wide powerhouse, containing two 1.85 MW impulse turbines and synchronous generators; (4) a tailrace emptying into the Fourth of July Creek; (5) an approximately 8,000-foot-long transmission line, connecting to the Seward Electric distribution grid; and (6) appurtenant facilities. The proposed project will not be connected to an interstate grid, and will not occupy any tribal or federal lands.

When a Declaration of Intention is filed with the Federal Energy Regulatory Commission, the Federal Power Act requires the Commission to investigate and determine if the interests of interstate or foreign commerce would be affected by the project. The Commission also determines whether or not the project: (1) Would be located on a navigable waterway; (2) would occupy or affect public lands or reservations of the United States; (3) would utilize surplus water or water power from a government dam; or (4) if applicable, has involved or would involve any construction subsequent to 1935 that may have increased or would increase the project's head or generating capacity, or have otherwise significantly modified the project's pre-1935 design or operation.

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 Web at <http://www.ferc.gov> using the “eLibrary” link, select “Docket#” and follow the instructions. For assistance, please contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-free at (866) 208-3372, or TTY, contact (202) 502-8659.

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”, “PROTESTS”, AND/OR “MOTIONS TO INTERVENE”, as applicable, and the Docket 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.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. E8-23068 Filed 9-30-08; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 13116-000]

#### Mississippi River 14 Hydro, LLC; Notice of Competing Preliminary Permit Application Accepted for Filing, and Soliciting Comments, and Motions To Intervene

September 25, 2008.

On February 15, 2008, Mississippi River 14 Hydro, LLC and BPUS Generation Development, LLC each filed a competing application, pursuant to section 4(f) of the Federal Power Act, proposing to study the feasibility of the Mississippi River Lock and Dam No. 14 Hydroelectric Project, to be located at the U.S. Army Corps of Engineers' Mississippi Lock and Dam No. 14, on the Mississippi River in Rock Island County and Scott County, Illinois.

Mississippi River 14 Hydro, LLC's proposed project would utilize the existing U.S. Army Corps of Engineers' Mississippi Lock and Dam No. 14 and would consist of: (1) A proposed powerhouse containing three generating units with an installed capacity of 26-megawatts; (2) a switchyard; (3) a proposed 1-mile, 69-kV transmission line; and (4) appurtenant facilities. The proposed Mississippi River Lock and