

The no-action alternative is for BPA to deny WRE's request that BPA offer contract terms for this interconnection. The scoping process may help identify other alternatives suitable for consideration in the EIS.

**Process to Date:** WRE has filed an application for a site certificate to construct the Project. Surveys for sensitive plant and wildlife species and cultural resources were initiated in the spring of 2001 and have been ongoing. Scoping will help identify what additional studies will be needed for the Project and the interconnection.

**Public Participation and Identification of Environmental Issues:** The potential issues of concern identified for most wind projects include visual issues, noise levels, impacts to cultural resources, socio-economic ramifications, effects on rare plant and animal species, and impacts to wildlife, including migratory birds and bats. The joint EIS will assess these potential impacts for the proposed Project, as well as potential environmental impacts from the proposed interconnection. Other issues, identified during scoping, will also be addressed in the EIS.

When completed, a Draft EIS will be circulated for review and comment, and BPA and EFSEC will hold at least one combined public comment meeting for the Draft EIS. BPA and EFSEC will consider and respond in the Final EIS to comments received on the Draft EIS. BPA's subsequent decision will be documented in a Record of Decision.

Issued in Portland, Oregon, on April 13, 2009.

**Stephen J. Wright,**

*Administrator and Chief Executive Officer.*  
[FR Doc. E9-9096 Filed 4-20-09; 8:45 am]

**BILLING CODE 6450-01-P**

## DEPARTMENT OF ENERGY

### Bonneville Power Administration

#### Leaning Juniper II Wind Project

**AGENCY:** Bonneville Power Administration (BPA), Department of Energy (DOE).

**ACTION:** Notice of Record of Decision (ROD).

**SUMMARY:** This notice announces the availability of the ROD to offer contract terms for interconnection of up to 200 megawatts of wind generation from the Iberdrola Renewables, Inc.'s proposed Leaning Juniper II Wind Project into the Federal Columbia River Transmission System. This decision is consistent with and tiered to BPA's Business Plan Final

Environmental Impact Statement (DOE/EIS-0183, June 1995), and the Business Plan Record of Decision (BP ROD, August 15, 1995). The wind project will be interconnected at BPA's Jones Canyon Switching Station (SS), about three miles southwest of Arlington, Gilliam County, Oregon. The Jones Canyon SS will provide the wind project with transmission access to BPA's McNary-Jones Canyon 230-kilovolt transmission line and the Jones Canyon-Santiam 230-kilovolt transmission line.

**ADDRESSES:** Copies of the ROD and EIS may be obtained by calling BPA's toll-free document request line, 1-800-622-4520. The ROD and EIS Summary are also available on our Web site, <http://www.efw.bpa.gov>.

#### FOR FURTHER INFORMATION CONTACT:

Andrew M. Montaño, Bonneville Power Administration—KEC-4, P.O. Box 3621, Portland, Oregon 97208-3621; toll-free telephone number 1-800-622-4519; fax number 503-230-5699; or e-mail [ammontano@bpa.gov](mailto:ammontano@bpa.gov).

Issued in Portland, Oregon, on April 3, 2009.

**Stephen J. Wright,**

*Administrator and Chief Executive Officer.*  
[FR Doc. E9-9094 Filed 4-20-09; 8:45 am]

**BILLING CODE 6450-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 459-264]

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

April 14, 2009.

a. *Type of Application:* Non-project use of project lands and waters.

b. *Project Number:* 459-264.

c. *Date Filed:* April 2, 2009.

d. *Applicant:* AmerenUE.

e. *Name of Project:* Osage Hydroelectric Project.

f. *Location:* The proposed non-project use is located at mile marker 25 + 0.7 of Kinchlow Hollow on the Lake of the Ozarks, in Camden County, Missouri.

g. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. 791a-825r.

h. *Applicant Contact:* Mr. Jeff Green, Shoreline Supervisor, Ameren/UE, P.O. Box 993, Lake Ozark, MO 65049, (573) 365-9214.

i. *FERC Contact:* Any questions on this notice should be addressed to Shana High at (202) 502-8674.

j. *Deadline for filing comments and or motions:* May 15, 2009.

All documents (original and eight copies) should be filed with: Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

The Commission's Rules of Practice and Procedure require all interveners filing documents with the Commission to serve a copy of that document on each person whose name appears on 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. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

k. *Description of Request:* Union Electric Company, dba AmerenUE, filed an application seeking Commission authorization to permit three existing docks that were installed in 2006 without proper authorization and agency review. The three docks, which would be permitted to DIM, LLC, serve a multi-family residential development, and accommodate a total of 36 boats. No dredging, fuel dispensing, or sewage pumping facilities were performed or installed, nor are any proposed. This application was filed after consultation with the appropriate agencies.

l. *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. 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 (P-459) 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 1-866-208-3372 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. Any filings must bear in all capital letters the title "COMMENTS", "PROTEST", or "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers.

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.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. E9-9084 Filed 4-20-09; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 12632-001]

#### East Texas Electric Cooperative, Inc.; Notice of License Application and Applicant Prepared Environmental Assessment (APEA) Filed With the Commission and Soliciting Comments and Preliminary Terms and Conditions, Recommendations, and Prescriptions

April 14, 2009.

Take notice that the following hydroelectric application and applicant-prepared environmental assessment have been filed with the Commission and is available for public inspection:

a. *Type of Application:* Original Major License—Existing Dam.

b. *Project No.:* 12632-001.

c. *Date Filed:* March 31, 2009.

d. *Applicant:* East Texas Electric Cooperative, Inc. (Cooperative).

e. *Name of Project:* Lake Livingston Hydroelectric Project.

f. *Location:* On the Trinity River, in San Jacinto, Polk, Trinity, and Walker Counties, Texas. The project would not occupy any federal lands.

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

h. *Applicant Contact:* Edd Hargett, East Texas Electric Cooperative, Inc., 2905 Westward Drive, P.O. Box 631623, Nacogdoches, TX 75963; (936) 560-9532; [eddh@gtpower.com](mailto:eddh@gtpower.com).

i. *FERC Contact:* Sarah Florentino at (202) 502-6863 or [sarah.florentino@ferc.gov](mailto:sarah.florentino@ferc.gov).

j. *Cooperating agencies:* Federal, state, local, and Tribal agencies with jurisdiction and/or special expertise with respect to environmental issues that wish to cooperate in the preparation of the environmental document should follow the instructions for filing such requests described in item l below. Cooperating agencies should note the Commission's policy that agencies that cooperate in the preparation of the environmental document cannot also intervene. See, 94 FERC ¶ 61,076 (2001).

k. *The proposed project would use the following existing facilities:* (1) The Trinity River Authority's (TRA) existing 14,400-foot-long (approximate) Lake Livingston dam, which has a crest elevation of 145.0 feet mean sea level (msl) and consists of (a) a basic earth embankment section, (b) outlet works, and (c) a spillway; and (2) the 83,000-acre Lake Livingston, which has a normal water surface elevation of 131.0 feet msl and gross storage capacity of 1,750,000 acre-feet.

*The proposed project would consist of the following new facilities:* (1) An intake structure and headrace channel approximately 800 feet long; (2) three steel penstocks, about 14 feet in diameter and 450 feet in length; (3) a powerhouse containing three generating units, having a total installed capacity of 24 MW; (4) an approximate 2,000-foot-long tailrace channel; (5) an approximate 2.5-mile-long, 138-kilovolt transmission line interconnecting the project with Entergy's existing Rich substation near Goodrich; and (6) an electric switchyard and other appurtenant facilities. The project would have an estimated annual generation of 124.030 gigawatt-hours, which the Cooperative would sell at wholesale to its constituent electric cooperatives.

l. The application has not been accepted for filing and is not ready for environmental analysis at this time.

m. A copy of the application is available for review 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, 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. The Cooperative has distributed a copy of the license application and APEA to interested entities. Copies of these documents are also available for review at the Sam Houston Electric Cooperative, 1157 East Church Street, Livingston, Texas 77351.

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, contact FERC Online Support.

n. With this notice we are soliciting preliminary terms, conditions, recommendations, prescriptions, and comments on the license application and APEA. 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. In addition, all comments on the license application and APEA should be sent to the address in item (h). All filings must (i) include the project name and number, (ii) bear the heading "Preliminary Comments," "Preliminary Recommendations," "Preliminary Terms and Conditions," or "Preliminary Prescriptions," (iii) furnish the name, address, and telephone number of the person submitting the filing, and (iv) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. All comments, preliminary recommendations, terms and conditions, or prescriptions must set forth their evidentiary basis and otherwise comply with the requirements of 18 CFS 4.34(b). Any entity interested in commenting on the license application and APEA must do so within 60 days from the date of filing of the license application (or by June 13, 2009).

Comments and preliminary recommendations, terms and conditions, and prescriptions may be filed electronically via the Internet in lieu of paper. The Commission strongly encourages electronic filings. See 18 CFR 385.2001(a)(1)(iii) and the