

**Schedule for Environmental Review**

Issuance of Notice of Availability of the final EIS—April 28, 2017  
90-day Federal Authorization Decision Deadline—July 27, 2017

If a schedule change becomes necessary for the final EIS, an additional notice will be provided so that the relevant agencies are kept informed of the projects' progress.

**Project Description**

The Mountaineer XPress Project consists of new pipeline and compression facilities, all in the state of West Virginia. The major proposed facilities include 163.9 miles of new 36-inch-diameter pipeline in Marshall and Cabell Counties; 5.8 miles of new 24-inch-diameter pipeline in Doddridge County; 0.4 mile of replacement 30-inch-diameter pipeline on segments of Columbia Gas' SM80 and SM80 loop pipelines in Cabell County; three new compressor stations (totaling 106,300 horsepower) in Doddridge, Calhoun, and Jackson Counties; two new regulating stations in Ripley and Cabell Counties; and added compression at three existing compressor stations in Marshall, Wayne, and Kanawha Counties.

The Gulf XPress Project consists of construction and operation of seven new compressor stations, and upgrades at one existing meter station and one pending compressor station (under Docket No. CP15-539) on Columbia Gulf's existing system, spread across Kentucky (Carter, Boyd, Rowan, Garrard, and Metcalfe Counties), Tennessee (Davidson and Wayne Counties), and Mississippi (Union and Grenada Counties).

**Background**

On September 16, 2015, the Commission staff granted Columbia Gas' request to use the FERC's Pre-filing environmental review process and assigned the Mountaineer XPress Project temporary Docket No. PF15-31-000. On November 18, 2015, the Commission issued a *Notice of Intent to Prepare an Environmental Impact Statement for the Planned Mountaineer XPress Project, Request for Comments on Environmental Issues, and Notice of*

*Public Scoping Meetings*. The Gulf XPress Project did not utilize the FERC's Pre-filing environmental process, and on June 2, 2016, the Commission issued a *Notice of Intent to Prepare an Environmental Impact Statement for the Proposed Gulf XPress Project, Request for Comments on Environmental Issues, and Notice of Public Scoping Meeting*.

The Notices of Intent were sent to our environmental mailing list that include federal, state, and local government agencies; elected officials; affected landowners; regional environmental groups and nongovernmental organizations; Native Americans and Indian tribes; local libraries and newspapers; and other interested parties. Major environmental issues raised during scoping included karst terrain; impacts on groundwater and surface waterbodies; impacts on forests; impacts on special status species; impacts on property values and the use of eminent domain; impacts on the local economy; impacts on historic properties and districts; visual impacts from compressor stations; impacts on land use; impacts on air quality and noise from construction and operation of pipeline facilities; and public health and safety.

The U.S. Army Corps of Engineers; U.S. Environmental Protection Agency; West Virginia Department of Environmental Protection; and West Virginia Division of Natural Resources are cooperating agencies in the preparation of the EIS.

**Additional Information**

In order to receive notification of the issuance of the EIS and to keep track of all formal issuances and submittals in specific dockets, the Commission offers a free service called eSubscription (<http://www.ferc.gov/docs-filing/esubscription.asp>). Additional data about the projects can be obtained electronically through the Commission's Internet Web site ([www.ferc.gov](http://www.ferc.gov)). Under "Dockets & Filings," use the "eLibrary" link, select "General Search" from the menu, enter the docket numbers excluding the last three digits (*i.e.*, CP16-357 or CP16-361), and the search dates. Questions about the projects can be directed to the Commission's Office of External Affairs at (866) 208-FERC.

Dated: September 14, 2016.

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

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**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Docket No. CD16-21-000]

**Mary Ann Gaston; Notice of Preliminary Determination of a Qualifying Conduit Hydropower Facility and Soliciting Comments and Motions To Intervene**

On September 1, 2016, as supplemented on September 13, 2016, Mary Ann Gaston filed a notice of intent to construct a qualifying conduit hydropower facility, pursuant to section 30 of the Federal Power Act (FPA), as amended by section 4 of the Hydropower Regulatory Efficiency Act of 2013 (HREA). The proposed Gaston Hydro Facility would have an installed capacity of 4 kilowatts (kW), and would be located near the end of an existing irrigation pipeline on the applicant's land. The project would be located near the Town of Norwood in San Miguel County, Colorado.

*Applicant Contact:* Mary Ann Gaston, 1280 CR44ZN, Norwood, CO 81423  
Phone No. (970) 327-0333.

*FERC Contact:* Christopher Chaney, Phone No. (202) 502-6778, email: [Christopher.Chaney@ferc.gov](mailto:Christopher.Chaney@ferc.gov).

*Qualifying Conduit Hydropower Facility Description:* The proposed project would consist of: (1) A barrel housing containing one 4-jet Turgo turbine/generating unit with an installed capacity of 4 kW; (2) 4 short, 2-inch-diameter intake manifold pipes; (3) one 8-inch-diameter tailrace pipe discharging water to an existing irrigation pond; and (4) appurtenant facilities. The proposed project would have an estimated annual generating capacity of 6,382 kilowatt-hours.

A qualifying conduit hydropower facility is one that is determined or deemed to meet all of the criteria shown in the table below.

TABLE 1—CRITERIA FOR QUALIFYING CONDUIT HYDROPOWER FACILITY

Statutory provision	Description	Satisfies (Y/N)
FPA 30(a)(3)(A), as amended by HREA ..	The conduit the facility uses is a tunnel, canal, pipeline, aqueduct, flume, ditch, or similar manmade water conveyance that is operated for the distribution of water for agricultural, municipal, or industrial consumption and not primarily for the generation of electricity.	Y

TABLE 1—CRITERIA FOR QUALIFYING CONDUIT HYDROPOWER FACILITY—Continued

Statutory provision	Description	Satisfies (Y/N)
FPA 30(a)(3)(C)(i), as amended by HREA	The facility is constructed, operated, or maintained for the generation of electric power and uses for such generation only the hydroelectric potential of a non-federally owned conduit.	Y
FPA 30(a)(3)(C)(ii), as amended by HREA.	The facility has an installed capacity that does not exceed 5 megawatts. ....	Y
FPA 30(a)(3)(C)(iii), as amended by HREA.	On or before August 9, 2013, the facility is not licensed, or exempted from the licensing requirements of Part I of the FPA.	Y

**Preliminary Determination:** The proposed addition of the hydroelectric project along the existing irrigation pipeline will not alter its primary purpose. Therefore, based upon the above criteria, Commission staff preliminarily determines that the proposal satisfies the requirements for a qualifying conduit hydropower facility, which is not required to be licensed or exempted from licensing.

**Comments and Motions to Intervene:** Deadline for filing comments contesting whether the facility meets the qualifying criteria is 45 days from the issuance date of this notice.

Deadline for filing motions to intervene is 30 days from the issuance date of this notice.

Anyone may submit comments or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210 and 385.214. Any motions to intervene must be received on or before the specified deadline date for the particular proceeding.

**Filing and Service of Responsive Documents:** All filings must (1) bear in all capital letters the “COMMENTS CONTESTING QUALIFICATION FOR A CONDUIT HYDROPOWER FACILITY” or “MOTION TO INTERVENE,” as applicable; (2) state in the heading the name of the applicant and the project number of the application to which the filing responds; (3) state the name, address, and telephone number of the person filing; and (4) otherwise comply with the requirements of sections 385.2001 through 385.2005 of the Commission’s regulations.<sup>1</sup> All comments contesting Commission staff’s preliminary determination that the facility meets the qualifying criteria must set forth their evidentiary basis.

The Commission strongly encourages electronic filing. Please file motions to intervene and comments using the Commission’s eFiling system at <http://www.ferc.gov/docs-filing/efiling.asp>. Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system

at <http://www.ferc.gov/docs-filing/ecomment.asp>. You must include your name and contact information at the end of your comments. For assistance, please contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), (866) 208-3676 (toll free), or (202) 502-8659 (TTY). In lieu of electronic filing, please send a paper copy to: Secretary, Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426. A copy of all other filings in reference to this application must be accompanied by proof of service on all persons listed in the service list prepared by the Commission in this proceeding, in accordance with 18 CFR 4.34(b) and 385.2010.

**Locations of Notice of Intent:** Copies of the notice of intent can be obtained directly from the applicant or such copies can be viewed and reproduced at the Commission in its Public Reference Room, Room 2A, 888 First Street NE., Washington, DC 20426. The filing may also be viewed on the web at <http://www.ferc.gov/docs-filing/elibrary.asp> using the “eLibrary” link. Enter the docket number (i.e., CD16-21) in the docket number field to access the document. For assistance, call toll-free 1-866-208-3676 or email [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov). For TTY, call (202) 502-8659.

Dated: September 14, 2016.

**Kimberly D. Bose,**  
Secretary.

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 2376-049]

#### Appalachian Power Company, Eagle Creek Reusens Hydro, LLC; Notice of Application for Transfer of License and Soliciting Comments, Motions To Intervene, and Protests

On September 1, 2016, Appalachian Power Company (transferor) and Eagle

Creek Reusens Hydro, LLC (transferee) filed an application for the transfer of license of the Reusens Project No. 2376. The project is located on the James River in Amherst and Bedford counties, Virginia.

The applicants seek Commission approval to transfer the license for the Reusens Project from Appalachian Power Company to Eagle Creek Reusens Hydro, LLC.

**Applicants Contact:** For transferor: Ms. Noelle J. Coates, American Electric Service Corporation, Three James Center, 1051 E. Cary Street, Suite 1100, Richmond, VA 23219, Phone: 804-698-5541, Email: [njcoates@aep.com](mailto:njcoates@aep.com); Ms. Amanda R. Connor, American Electric Service Corporation, 801 Pennsylvania Ave NW., Suite 735, Washington, DC 20004-2615, Phone: 202-383-3436, Email: [arconner@aep.com](mailto:arconner@aep.com); and Mr. John A. Whittaker, IV and Ms. Kimberly Ognisty, Winston & Strawn LLP, 1700 K Street NW., Washington, DC 20006, Phones: 202-282-5766 and 202-282-5217, Emails: [jwhittaker@winston.com](mailto:jwhittaker@winston.com) and [koginsty@winston.com](mailto:koginsty@winston.com). For transferee: Mr. Bernard Cherry, Eagle Creek Reusens Hydro, LLC, 65 Madison Avenue, Morristown, NJ 07960, Phone: 973-998-8400, Email: [Bud.cherry@eaglecreekre.com](mailto:Bud.cherry@eaglecreekre.com); and Mr. Donald H. Clarke and Mr. Joshua E. Adrian, Duncan, Weinberg, Genzer & Pembroke, P.C., 1615 M Street NW., Suite 800, Washington, DC 20036, Emails: [dhc@dwgp.com](mailto:dhc@dwgp.com) and [jea@dwgp.com](mailto:jea@dwgp.com).

**FERC Contact:** Patricia W. Gillis, (202) 502-8735, [patricia.gillis@ferc.gov](mailto:patricia.gillis@ferc.gov).

**Deadline for filing comments, motions to intervene, and protests:** 30 days from the date that the Commission issues this notice. The Commission strongly encourages electronic filing. Please file comments, motions to intervene, and protests using the Commission’s eFiling system at <http://www.ferc.gov/docs-filing/efiling.asp>. Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system at <http://www.ferc.gov/docs-filing/ecomment.asp>. You must include your name and contact information at the end

<sup>1</sup> 18 CFR 385.2001–2005 (2016).