

with the Commission and is available for public inspection.

a. *Type of Application*: Subsequent license.

b. *Project No.*: P-3030-019.

c. *Date filed*: December 21, 2012.

d. *Applicant*: Antrim County.

e. *Name of Project*: Elk Rapids Hydroelectric Project

f. *Location*: On the Elk River in the village of Elk Rapids in Antrim, Grand Traverse, and Kalkaskia counties, Michigan. The project does not affect federal lands.

g. *Filed Pursuant to*: Federal Power Act 16 USC 791 (a)-825(r).

h. *Applicant Contact*: William Stockhausen, Elk Rapids Hydroelectric Power, LLC, 218 West Dunlap Street, Northville, MI 48167; or at (248) 349-2833.

i. *FERC Contact*: Lee Emery at (202) 502-8379 or by email at [lee.emery@ferc.gov](mailto:lee.emery@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. Pursuant to section 4.32(b)(7) of 18 CFR of the Commission's regulations, if any resource agency, Indian Tribe, or person believes that an additional scientific study should be conducted in order to form an adequate factual basis for a complete analysis of the application on its merit, the resource agency, Indian Tribe, or person must file a request for a study with the Commission not later than 60 days from the date of filing of the application, and serve a copy of the request on the applicant.

l. *Deadline for filing additional study requests and requests for cooperating agency status*: February 19, 2013.

All documents may be filed electronically via the Internet. *See* 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site <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) or toll free at 1-866-208-3676, or for TTY, (202) 502-8659. Although the Commission strongly encourages electronic filing, documents may also be paper-filed. To paper-file, mail an original and seven copies to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426.

m. The application is not ready for environmental analysis at this time.

n. The existing Elk Rapids Hydroelectric Project is located on the Elk River in Antrim, Grand Traverse, and Kalkaskia counties, Michigan. The project consists of: (1) 2,560-acre Skegemog Lake; (2) 7,730-acre Elk Lake; (3) a 121-foot-long, 52-foot-high, 26-foot-wide existing powerhouse that spans the main channel of the Elk River, with an operating head of 10.5 feet, (4) four 22-foot-wide bays with a trash rack having a 1½-inch clear bar spacing; (5) two turbine-generator units for a combined installed capacity of 0.700 megawatt; (6) two turbine gates used to spill excess water; (7) a 14-foot-wide overflow spillway equipped with stoplogs; (8) a 20-foot by 30-foot substation enclosure; (9) a 50-foot-long underground 12.5-kilovolt transmission line to connect the project substation to the local utility distribution lines; and (10) other appurtenant facilities.

The project operates in a run-of-river mode and the water surface elevation is maintained at 590.8 feet Elk Rapids dam gage datum from April 15 through November 1 and at 590.2 feet Elk Rapids dam gage datum from November 1 through April 15. The average annual generation is about 2,422 megawatt-hours.

o. 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. A copy is also available for inspection and reproduction at the address in item h above.

You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via email of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

p. With this notice, we are initiating consultation with the Michigan State Historic Preservation Officer (SHPO), as required by section 106 of the National Historic Preservation Act, and the

regulations of the Advisory Council on Historic Preservation, 36 CFR 800.4.

q. *Procedural schedule and final amendments*: The application will be processed according to the following preliminary Hydro Licensing Schedule. Revisions to the schedule will be made as appropriate.

Issue Notice of Acceptance—March 2013

Issue Scoping Document 1 for comments—April 2013

Comments due on Scoping Document 1—June 2013

Issue Scoping Document 2—June 2013

Issue notice of ready for environmental analysis—September 2013

Issue Environmental Assessment (EA)—March 2014

Comments on due on EA—April 2014

Final amendments to the application must be filed with the Commission no later than 30 days from the issuance date of the notice of ready for environmental analysis.

Dated: January 9, 2013.

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

[FR Doc. 2013-00647 Filed 1-14-13; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 5944-021]

#### **Moretown Hydro Energy Company; Ampersand Moretown Hydro, LLC; Notice of Application for Transfer of License, and Soliciting Comments and Motions To Intervene**

On September 25, 2012, Moretown Hydro Energy Company (transferor) and Ampersand Moretown Hydro, LLC (transferee) filed an application for transfer of license for the Moretown No. 8 Hydropower Project, No. 5944, located on the Mad River in Washington County, Vermont.

Applicants seek Commission approval to transfer the license for the Moretown No. 8 Hydropower Project from transferor to transferee.

*Applicants' Contact*: Transferor: Ms. Linda Bearisto, General Counsel, c/o Algonquin Power Fund (America) Inc., 2845 Bristol Circle, Oakville, Ontario, Canada L6H 7H7. For Transferee: Ms. Julie Perry, c/o Ampersand Hydro, LLC, 717 Atlantic Avenue, Suite 1A, Boston, MA 02111, telephone (617) 733-7202.

*FERC Contact*: Patricia W. Gillis (202) 502-8735.

Deadline for filing comments and motions to intervene: 15 days from the

issuance date of this notice. Comments and motions to intervene may be filed electronically via the Internet. See 18 CFR 385.2001(a)(1) and the instructions on the Commission's Web site under <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. If unable to be filed electronically, documents may be paper-filed. To paper-file, an original plus seven copies should be mailed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426. 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>. Enter the docket number (P-5944) in the docket number field to access the document. For assistance, call toll-free 1-866-208-3372.

Dated: January 9, 2013.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. 2013-00641 Filed 1-14-13; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 12514-056]

#### Northern Indiana Public Service Company; Notice of Application for Temporary Variance of License Article 403 and Soliciting Comments, Motions to Intervene and Protests

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

a. *Application Type*: Extension of temporary variance of license article 403.

b. *Project No.*: 12514-056.

c. *Date Filed*: November 28, 2012.

d. *Applicant*: Northern Indiana Public Service Company (licensee).

e. *Name of Project*: Norway-Oakdale Hydroelectric Project.

f. *Location*: The Norway-Oakdale Project is located on the Tippecanoe River near the town of Monticello, in Carroll and White counties, Indiana. The project consists of the upper Norway development and the lower Oakdale development each of which has a dam and powerhouse.

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

h. *Applicant Contact*: Mr. Justin Darling, Hydro Supervisor—Chemical and Environmental Compliance, Northern Indiana Public Service Company, 1414 W. Broadway, Monticello, IN 47960, 574-583-1154.

i. *FERC Contact*: Mr. Robert Ballantine at 202-502-6289, [robert.ballantine@ferc.gov](mailto:robert.ballantine@ferc.gov).

j. *Deadline for filing comments, motions to intervene, and protests*: February 8, 2013.

All documents may be filed electronically via the Internet. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's web site at <http://www.ferc.gov/docs-filing/efiling.asp>. If unable to be filed electronically, documents may be paper-filed. To paper-file, an original and seven copies should be mailed to: Secretary, Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426. 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.

Please include the project number (P-12514) on any comments, motions, or recommendations filed.

k. *Description of Request*: Northern Indiana Public Service Company, licensee for the Norway-Oakdale Hydroelectric Project, requests the Commission to grant an extension of time to a temporary variance of license Article 403 that was granted by the Commission on October 4, 2012, due to continued regional drought conditions. In that order, the Commission granted a temporary variance of license article 403 until December 31, 2012. Article 403, in part, requires the licensee to operate the project in a run-of-river manner where, project outflow is equal to project inflow and to maintain lake elevations of Lake Shafer within  $\pm 0.25$  feet of elevation 647.47 feet National Geodetic Vertical Datum (NGVD) and Lake Freeman within  $\pm 0.25$  feet of elevation 612.45 NGVD. The U.S. Fish and Wildlife Service and the Indiana Department of Natural Resources have requested that the licensee release a minimum flow of 200 cubic feet per second (cfs) from the Oakdale Dam for the preservation of federally endangered mussel species which inhabit the Tippecanoe River downstream of the project reservoirs. Due to the potential continuation of regional drought conditions affecting the project watershed, the release of 200 cfs

downstream of the project, at times, may not be equal to project inflow and therefore may result in the lake elevations decreasing below 0.25 feet NGVD as permitted by Article 403 of the project license. The licensee is requesting that the temporary variance be extended to December 1, 2013.

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 to access the document. You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via email of new filings and issuances related to this or other pending projects. For assistance, call 866-208-3676 or email [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. *Filing and Service of Responsive Documents*: Any filing must (1) Bear in all capital letters the title "COMMENTS"; "PROTESTS", or "MOTION TO INTERVENE" as applicable; (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. All comments, motions to intervene, or protests must set forth their evidentiary basis and otherwise comply with the