

Commission, 888 First Street, NE., Washington, DC 20426. A copy of any motion to intervene must also be served upon each representative of the Applicants specified in the particular application.

o. *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 Applicants. 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 Applicants' representatives.

Kimberly D. Bose,
Secretary.

[FR Doc. E8-20866 Filed 9-8-08; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 2392-024]

Dalton Hydro LLC, Ampersand Gilman Hydro LP; Notice of Application for Transfer of License, and Soliciting Comments, Motions To Intervene, and Protests

September 3, 2008.

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

a. *Application Type:* Transfer of License.

b. *Project No.:* 2392-024.

c. *Date Filed:* July 25, 2008 and supplemented on July 31, 2008.

d. *Applicants:* Dalton Hydro, LLC (transferor), Ampersand Gilman Hydro LP (transferee).

e. *Name and Location of Project:* The Gilman Project is located on the Connecticut River in Essex County, Vermont and Coos County, New Hampshire.

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

g. *Applicant Contacts:* For the transferor: Steve Harmsen, City of Martinsville, WV, C/O West American Finance Company, 26 North State Street, Salt Lake City, UT.

For the transferee: A.J. Goulding, Ampersand Gilman Hydro LP, C/O London Economics International LLC, 717 Atlantic Avenue, Suite 1A, Boston, MA 02111.

h. *FERC Contact:* Robert Bell at (202) 502-6062.

i. *Deadline for filing comments, protests, and motions to intervene:* September 30, 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 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 under the "e-Filing" link. The Commission strongly encourages electronic filings. Please include the Project Number on any comments or motions filed.

The Commission's Rules of Practice and Procedure require all intervenors filing a document with the Commission to serve a copy of that document on each person in 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 documents on that resource agency.

j. *Description of Application:* The Applicants seek Commission approval to transfer the license for the Gilman Project from Dalton Hydro, LLC to Ampersand Gilman Hydro LP.

k. This filing 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 "FERRIS" link. Enter the docket number (P-2392) in the docket number field to access the document. For assistance, call toll-free 1-866-208-3676 or e-mail FERCOnlineSupport@ferc.gov. For TTY, call (202) 502-8659. A copy is also available for inspection and reproduction at the addresses in item g. above.

l. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

m. *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.

n. *Filing and Service of Responsive Documents*—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. Any of the above-named documents must be filed by providing the original and eight copies to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. A copy of any motion to intervene must also be served upon each representative of the Applicants specified in the particular application.

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Kimberly D. Bose,
Secretary.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[P-13235-000]

Middlebury Electric, LLC; Notice of Application for Preliminary Permit Accepted for Filing and Soliciting Comments, Motions to Intervene, and Protests

September 2, 2008.

On June 5, 2008, Middlebury Electric, LLC filed an application, pursuant to section 4(f) of the Federal Power Act (FPA), to study the feasibility of Middlebury Upper Hydroelectric Project. The proposed project would be located on the Otter Creek in Addison County, Vermont. The properties that would be associated with the proposed Middlebury Upper Hydroelectric Project are owned by the applicant.

The proposed project using the existing properties, including the sluiceway, intake infrastructure, and flume, would consist of: (1) A proposed powerhouse, containing a single 400 kW generating unit; (2) a proposed penstock approximately 120 feet long, 7.5 feet wide; (3) a proposed new transmission line around 500 feet long; and (4) appurtenant facilities. The proposed