

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. E8-26194 Filed 11-3-08; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 13291-000]

NSC Smelter, LLC; Notice of Preliminary Permit Application Accepted for Filing and Soliciting Comments, Motions To Intervene and Competing Applications

October 28, 2008.

On September 19, 2008, NSC Smelter, LLC filed an application, pursuant to section 4(f) of the Federal Power Act (FPA), proposing to study the feasibility of the Cliffs Energy Pumped Storage Project to be located in Klickitat County, Washington partially on lands owned by the Department of the Army.

The proposed project would consist of: (1) An upper earthen dam with a length of 5,200 feet and height of 260 feet; (2) an upper reservoir with a surface area of 219 acres, a capacity of 14,000 acre-feet, and a maximum pool elevation of 2,436 feet msl; (3) a lower earthen dam with a length of 9,500 feet and a height of 120 feet; (4) a lower reservoir with a surface area of 209 acres, a capacity of 14,000 acre-feet, and a maximum pool elevation of 624 feet msl; (5) an 8,000 foot long, 25 foot diameter concrete penstock; (6) a powerhouse containing 4 pump/turbine units with a total installed capacity of 1,050 MW; (7) a 5 mile long, 500 kV transmission line and; (8) appurtenant facilities. The proposed project would have an annual production of 21 GWh which would be sold to a local utility.

Applicant Contact: Scott Tillman, 3313 West Second St., The Dalles, OR 97058, (541) 298-0819.

FERC Contact: Steven Sachs (202) 502-8666.

Deadline for filing comments, motions to intervene, competing applications (without notices of intent), or notices of intent to file competing applications: 60 days from the issuance of this notice.

Comments, motions to intervene, notices of intent and competing applications may be filed electronically via the internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the

"e-Filing" link. If unable to be filed electronically, documents may be paper-filed. To paper-file, an original and eight copies should be mailed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

For more information on how to submit these types of filings please go to the Commission's Web site located at <http://www.ferc.gov/filing-comments.asp>. More information about this project can be viewed or printed on the "eLibrary" link of the Commission's Web site at <http://www.ferc.gov/docs-filing/elibrary.asp>. Enter the docket number (P-13291) in the docket number field to access the document. For assistance, call toll-free 1-866-208-3372.

Kimberly D. Bose,

Secretary.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 12569-001]

Public Utility District No. 1 of Okanogan County; Notice of Application Accepted for Filing and Soliciting Motions To Intervene and Protests

October 29, 2008.

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

a. *Type of Application:* Major License.
b. *Project No.:* 12569-001.

c. *Date filed:* August 22, 2008.

d. *Applicant:* Public Utility District No. 1 of Okanogan County.

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

f. *Location:* On the Similkameen River, near the Town of Oroville, Okanogan County, Washington. The project would occupy about 35.47 acres of federal land under the jurisdiction of the U.S. Bureau of Land Management.

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

h. *Applicant Contact:* John R. Grubich, General Manager, Public Utility District No. 1 of Okanogan County, P.O. Box 912, Okanogan, WA 98840, (509) 422-8485.

i. *FERC Contact:* Dianne Rodman, 888 First Street, NE., Room 6B-02, Washington, DC 20426, (202) 502-6077, dianne.rodman@ferc.gov.

Kim A. Nguyen, 888 First Street, NE., Room 61-01, Washington, DC 20426, (202) 502-6105, kim.nguyen@ferc.gov.

j. *Deadline for filing motions to intervene and protests:* 60 days from the issuance date of this notice.

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.

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

Motions to intervene and protests 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 instructions on the Commission's Web site (<http://www.ferc.gov>) under the "e-Filing" link.

k. This application has been accepted for filing, but is not ready for environmental analysis at this time.

l. The Enloe Project would consist of: (1) An existing 315-foot-long and 54-foot-high concrete gravity arch dam with an integrated 276-foot-long central overflow spillway with 5-foot-high flashboards; (2) an existing 76.6-acre reservoir (narrow channel of the Similkameen River) with a storage capacity of 775 acre-feet at 1049.3 feet mean sea level; (3) an 190-foot-long intake canal on the east abutment of the dam diverting flows into the penstock intake structure; (4) a 35-foot-long by 30-foot-wide penstock intake structure; (5) two above-ground 8.5-foot-diameter steel penstocks carrying flows from the intake to the powerhouse; (6) a powerhouse containing two vertical Kaplan turbine/generator units with a total installed capacity of 9.0 megawatts; (7) a 180-foot-long tailrace channel that would convey flows from the powerhouse to the Similkameen River, downstream of the Similkameen Falls; (8) a new substation adjacent to the powerhouse; (9) a new 100-foot-long, 13.2-kilovolt primary transmission line from the substation connecting to an existing distribution line; (10) new and upgraded access roads, and (11) appurtenant facilities. The project is estimated to generate an average of 54 gigawatt-hours annually.

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 or toll-free at 1-866-208-3676, or for TTY, (202) 502-8659. 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/subscription.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. Any qualified applicant desiring to file a competing application must submit to the Commission, on or before the specified intervention deadline date, a competing development application, or a notice of intent to file such an application. Submission of a timely notice of intent allows an interested person to file the competing development application no later than 120 days after the specified intervention deadline date. Applications for preliminary permits will not be accepted in response to this notice.

A notice of intent must specify the exact name, business address, and telephone number of the prospective applicant, and must include an unequivocal statement of intent to submit a development application. A notice of intent must be served on the applicant(s) named in this public notice.

Anyone may submit a protest or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, 385.211, and 385.214. In determining the appropriate action to take, the Commission will consider all protests 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 protests or motions to intervene must be received on or before the specified deadline date for the particular application.

When the application is ready for environmental analysis, the Commission will issue a public notice requesting comments, recommendations, terms and conditions, or prescriptions.

All filings must (1) bear in all capital letters the title "PROTEST" or "MOTION TO INTERVENE," "NOTICE OF INTENT TO FILE COMPETING APPLICATION," or "COMPETING APPLICATION;" (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. Agencies may obtain copies of the application directly from the applicant. A copy of any protest or motion to intervene must be served upon each representative of the applicant specified in the particular application.

Kimberly D. Bose,

Secretary.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket Nos. CP04-47-001 and CP05-396-001]

Sabine Pass LNG, L.P.; Notice of Application To Amend

October 29, 2008.

Take notice that on October 21, 2008, Sabine Pass LNG, L.P. (Sabine Pass), 700 Milam, Suite 800, Houston, TX 77002, filed an application in Docket Nos. CP04-47-001 and CP05-396-001, pursuant to Section 3(a) of the Natural Gas Act (NGA), 15 U.S.C. § 717b and Parts 153 and 380 of the regulations of the Federal Energy Regulatory Commission (Commission), (18 CFR Parts 153 and 380), for authorization to modify the operation of its existing liquefied natural gas (LNG) receiving terminal facility located in Cameron Parish, Louisiana for the additional purpose of exporting LNG which is expected to be imported into the United States.

This filing is available for review at the Commission's Washington, DC offices or may be viewed on the Commission's Web site at <http://www.ferc.gov> using the "e-Library" link. Enter the docket number, excluding the last three digits, in the docket number field to access the document. For assistance, please contact FERC Online Support at FERCOnlineSupport@ferc.gov or call toll-free at (866) 208-3676, or for TTY, contact (202) 502-8659.

Any questions regarding the application should be directed to Patricia Outtrim, Cheniere Energy, Inc., 700 Milam, Suite 800, Houston, Texas 77002, (713) 265-0212 or Lisa M. Tonery, Fulbright & Jaworski L.L.P., 666

Fifth Avenue, New York, NY 10103, (212) 318-3009, lttonery@fulbright.com.

Sabine Pass now intends to operate its facility to export LNG on a short-term basis by holding cargos of imported LNG in their tanks for re-export as desired by their LNG shippers/customers. Sabine Pass seeks to modify up to four 24-inch check valves on Unloading Arms A and D on the West and East Jetty Platforms in the marine portion of the Sabine Pass facility. No other facility modifications are required.

On August 15, 2008, Sabine Pass's affiliate, Cheniere Marketing, Inc. filed an application with the DOE—Fossil Energy seeking DOE—FE authorization to export LNG from Sabine Pass's Cameron Parish facilities. Specifically, CMI has applied for blanket authorization to allow it to export up to 64 Bcf on a cumulative basis, of LNG that has been imported into the United States from foreign sources, for a two-year period.

There will be no additional ship transits to the Sabine Pass facility as a result of the proposed export operations beyond the number anticipated for full utilization of the Sabine Pass Project as contemplated and authorized in the Letter of Recommendation and Waterway Suitability Report issued for the Sabine Pass Project.

Pursuant to section 157.9 of the Commission's rules, (18 CFR 157.9), within 90 days of this Notice the Commission staff will either complete its environmental assessment (EA) and place it into the Commission's public record (eLibrary) for this proceeding; or issue a Notice of Schedule for Environmental Review. If a Notice of Schedule for Environmental Review is issued, it will indicate, among other milestones, the anticipated date for the Commission staff's issuance of the final environmental impact statement (FEIS) or EA for this proposal. The filing of the EA in the Commission's public record for this proceeding or the issuance of a Notice of Schedule for Environmental Review will serve to notify federal and state agencies of the timing for the completion of all necessary reviews, and the subsequent need to complete all federal authorizations within 90 days of the date of issuance of the Commission staff's FEIS or EA.

There are two ways to become involved in the Commission's review of this project. First, any person wishing to obtain legal status by becoming a party to the proceeding for this project should file with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, a motion to intervene in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR