

of the Federal Power Act (FPA).<sup>1</sup> The FPA authorizes the Commission to determine headwater benefits received by downstream hydropower project owners. Headwater benefits are the additional energy production possible at a downstream hydropower project resulting from the regulation of river flows by an upstream storage reservoir.

When the Commission completes a study of a river basin, it determines headwater benefits charges that will be apportioned among the various downstream beneficiaries. A headwater benefits charge and the cost incurred by the Commission to complete an evaluation are paid by downstream

hydropower project owners. In essence, the owners of non-federal hydropower projects that directly benefit from a headwater improvement must pay an equitable portion of the annual charges for interest, maintenance, and depreciation of the headwater project to the U.S. Treasury. The regulations provide for apportionment of these costs between the headwater project and downstream projects based on downstream energy gains and propose equitable apportionment methodology that can be applied to all rivers basins in which headwater improvements are built. The Commission requires owners of non-federal hydropower projects to

file data for determining annual charges as outlined in 18 Code of Federal Regulations (CFR) Part 11.

*Type of Respondents:* There are two types of entities that respond, Federal and Non-Federal hydropower project owners. The Federal entities that typically respond are the US Army Corps of Engineers and the US Department of Interior Bureau of Reclamation. The Non-Federal entities may consist of any Municipal or Non-Municipal hydropower project owner.

*Estimate of Annual Burden:*<sup>2</sup> The Commission estimates the total Public Reporting Burden for this information collection as:

| Number of respondents | Number of responses per respondent | Total number of responses | Average burden hours per response | Estimated total annual burden |
|-----------------------|------------------------------------|---------------------------|-----------------------------------|-------------------------------|
| (A)                   | (B)                                | (A) × (B) = (C)           | (D)                               | (C) × (D)                     |
| 3                     | 1                                  | 3                         | 40                                | 120                           |

The total estimated annual cost burden to respondents is \$8,460 [120 hours \* \$70.50/hour<sup>3</sup> = \$8,460]

*Comments:* Comments are invited on:

- (1) Whether the collection of information is necessary for the proper performance of the functions of the Commission, including whether the information will have practical utility;
- (2) the accuracy of the agency's estimate of the burden and cost of the collection of information, including the validity of the methodology and assumptions used;
- (3) ways to enhance the quality, utility and clarity of the information collection;
- and (4) ways to minimize the burden of the collection of information on those who are to respond, including the use of automated collection techniques or other forms of information technology.

Dated: February 7, 2014.

**Nathaniel J. Davis, Sr.,**

*Deputy Secretary.*

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**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 14430-002]

#### Monroe Hydro, LLC; Notice of Application Accepted for Filing and Soliciting Comments, Motions To Intervene, Protests, Recommendations, and Terms and Conditions

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

a. *Type of Application:* Conduit Exemption.

b. *Project No.:* 14430-002.

c. *Date filed:* October 10, 2013.

d. *Applicant:* Monroe Hydro, LLC.

e. *Name of Project:* Monroe Drop Hydroelectric Project.

f. *Location:* The proposed Monroe Drop Hydroelectric Project would be located on the North Unit Irrigation District Main Canal in Jefferson County, Oregon.

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

h. *Applicant Contact:* Ms. Gia Schneider, Natel Energy, 2175 Monarch Street, Alameda, CA 95401; phone (510) 342-5269.

i. *FERC Contact:* Robert Bell, (202) 502-6062, [robert.bell@ferc.gov](mailto:robert.bell@ferc.gov).

j. *Status of Environmental Analysis:*

This application is ready for environmental analysis at this time, and the Commission is requesting comments, reply comments, recommendations, terms and conditions, and prescriptions.

k. *Deadline for filing responsive documents:* The Commission directs, pursuant to section 4.34(b) of the Regulations (see Order No. 533, issued May 8, 1991, 56 FR 23108 (May 20, 1991)) that all comments, motions to intervene, protests, recommendations, terms and conditions, and prescriptions concerning the application be filed with the Commission: 60 days from the issuance of this notice. All reply comments must be filed with the Commission: 105 days from the issuance of this notice.

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/docs-filing/efiling.asp>. The Commission strongly encourages electronic filings.

The Commission's Rules of Practice and Procedure 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

<sup>1</sup> 16 U.S.C. 803

<sup>2</sup> The Commission defines burden as the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. For

further explanation of what is included in the information collection burden, reference 5 Code of Federal Regulations 1320.3.

<sup>3</sup> \$70.50/hour is the average FERC employee salary plus benefits. We assume (based upon

consultation of subject matter experts for this industry) that respondents to this collection are similarly compensated in terms of salary and benefits.

issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

l. *Description of the project:* The proposed Monroe Drop Hydroelectric Project would consist of: (1) A proposed 16.19-foot-long, 12-inch-diameter intake pipe; (2) a proposed powerhouse containing one proposed generating unit with an installed capacity of 80 kilowatts; (3) a proposed 9.42-foot-long, 12-inch-diameter exit pipe; and (4) appurtenant facilities. The applicant estimates the project would have an average annual generation of 0.4745 gigawatt-hours.

m. This filing is available for review and reproduction at the Commission in the 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, P-14430, 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. A copy is also available for review and reproduction at the address in item h above.

n. *Development Application*—Any qualified applicant desiring to file a competing application must submit to the Commission, on or before the specified deadline date for the particular application, 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 deadline date for the particular application. Applications for preliminary permits will not be accepted in response to this notice.

o. *Protests or Motions to Intervene*—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.

p. All filings must (1) bear in all capital letters the title "PROTEST," "MOTION TO INTERVENE," "COMMENTS," "REPLY COMMENTS," "RECOMMENDATIONS," "TERMS AND CONDITIONS," or

"PRESCRIPTIONS;" (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, recommendations, terms and conditions or prescriptions must set forth their evidentiary basis and otherwise comply with the requirements of 18 CFR 4.34(b). Agencies may obtain copies of the application directly from the applicant. Any of these documents must be filed by providing the original and seven copies to: The Secretary, Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426. An additional copy must be sent to Director, Division of Hydropower Administration and Compliance, Office of Energy Projects, Federal Energy Regulatory Commission, at the above address. A copy of any protest or motion to intervene must be served upon each representative of the applicant specified in the particular application. 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.

Dated: February 6, 2014.

**Kimberly D. Bose,**  
Secretary.

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 2246-064]

#### Yuba County Water Agency; Notice of Application Accepted for Filing, 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. *Type of Application:* Application for Temporary Variance of License Requirement.

b. *Project No.:* 2246-064.

c. *Date Filed:* February 5, 2014.

d. *Applicants:* Yuba County Water Agency (licensee).

e. *Name of Projects:* Yuba River Project.

f. *Location:* Yuba River and Oregon Creek in Yuba, Sierra, and Nevada Counties, California.

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

h. *Applicant Contact:* Mr. Curt Aikens, General Manager, Yuba County Water Agency, 1220 F Street, Marysville, CA 95901.

Phone: (530) 741-5015.

i. *FERC Contact:* Mr. John Aedo, (415) 369-3335, [john.aedo@ferc.gov](mailto:john.aedo@ferc.gov).

j. Deadline for filing comments, motions to intervene, protests, and recommendations is 15 days from the issuance date of this notice (February 22, 2014). The Commission strongly encourages electronic filing. Please file motions to intervene, protests, comments, or recommendations 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. Please include the project number (P-2246-064) on any comments, motions to intervene, protests, or recommendations filed.

k. *Description of Request:* The licensee requests a temporary variance of the minimum flow requirements of article 33(d) of its project license. The licensee states that the Yuba River watershed conditions are extremely dry, with no indication of changing. Therefore the licensee requests that it be allowed a variance from the fixed and calculated minimum flow requirements of 600 and 673 cubic feet per second (cfs), respectively in the lower Yuba River below Englebright Reservoir so that it may conserve water storage at the upstream Bullards Bar Reservoir. The licensee requests Commission approval to implement the flow variance through March 31, 2014, during which time, it will instead, release 500 cfs to the lower Yuba River. The licensee also requests that the method for determining compliance with article 33 be temporarily modified, such that compliance with the minimum flow requirements be based on 5-day running averages of the applicable daily streamflows, with instantaneous flows