

**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

[Docket No. CD20–2–000]

**Ute Mountain Ute Tribe Farm and Ranch Enterprise; Notice of Preliminary Determination of a Qualifying Conduit Hydropower Facility and Soliciting Comments and Motions To Intervene**

On November 13, 2019, the Ute Mountain Ute Tribe Farm and Ranch Enterprise filed a notice of intent to

construct a qualifying conduit hydropower facility, pursuant to section 30 of the Federal Power Act (FPA). The proposed UMUT–FRE Irrigation Hydro Project would have an installed capacity of 221 kilowatts (kW), and would be located along the applicant’s existing irrigation system near Towaoc, Montezuma County, Colorado.

*Applicant Contact:* Tim Olsen, 1428 S Humboldt St., Denver, CO 80210, Phone No. (303) 777–3341, Email: [tolsen@windtechnology.com](mailto:tolsen@windtechnology.com).

*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) 10 turbine-generators, each with a capacity between 10–30 kW, with a total capacity of 221 kW; (2) 10 powerhouse vaults; and (3) appurtenant facilities. The proposed project would have an estimated annual generation of up to 636 megawatt-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)	The conduit the facility uses is a tunnel, canal, pipeline, aqueduct, flume, ditch, or similar man-made 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
FPA 30(a)(3)(C)(i)	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)	The facility has an installed capacity that does not exceed 40 megawatts	Y
FPA 30(a)(3)(C)(iii)	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 UMUT–FRE Irrigation Hydro Project will not alter the primary purpose of the conduits, which is to transport water for irrigation. 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 30 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.

<sup>1</sup> 18 CFR 385.2001–2005 (2019).

*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.*, CD20–2) 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: November 14, 2019.

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

[FR Doc. 2019–25124 Filed 11–19–19; 8:45 am]

**BILLING CODE 6717–01–P**

**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

**Combined Notice of Filings #1**

Take notice that the Commission received the following electric rate filings:

*Docket Numbers:* ER19–38–004.  
*Applicants:* Fairless Energy, L.L.C.  
*Description:* Compliance filing; Settlement compliance filing to be effective 12/12/2018.

*Filed Date:* 11/14/19.  
*Accession Number:* 20191114–5061.  
*Comments Due:* 5 p.m. ET 12/5/19.  
*Docket Numbers:* ER20–372–000.  
*Applicants:* Pennsylvania Electric Company, Jersey Central Power & Light Company, Metropolitan Edison Company, PJM Interconnection, L.L.C.  
*Description:* § 205(d) Rate Filing: Penelec et al submit Revised WASPs, Service Agreement Nos. 4221, 4222, and 4223 to be effective 1/12/2020.  
*Filed Date:* 11/13/19.  
*Accession Number:* 20191113–5146.  
*Comments Due:* 5 p.m. ET 12/4/19.  
*Docket Numbers:* ER20–373–000.  
*Applicants:* Midcontinent Independent System Operator, Inc.  
*Description:* § 205(d) Rate Filing: 2019–11–14\_SA 3369 Entergy Mississippi (Choctaw) GIA to be effective 10/31/2019.  
*Filed Date:* 11/14/19.  
*Accession Number:* 20191114–5005.  
*Comments Due:* 5 p.m. ET 12/5/19.  
*Docket Numbers:* ER20–374–000.  
*Applicants:* Duke Energy Carolinas, LLC.  
*Description:* § 205(d) Rate Filing: DEC-Midway Solar Green ASOA (SA No. 529) to be effective 11/1/2019.  
*Filed Date:* 11/14/19.  
*Accession Number:* 20191114–5017.  
*Comments Due:* 5 p.m. ET 12/5/19.  
*Docket Numbers:* ER20–375–000.  
*Applicants:* ISO New England Inc., Emera Maine.  
*Description:* § 205(d) Rate Filing: Changes to ISO New England OATT Schedule 20A–EM to be effective 11/1/2020.  
*Filed Date:* 11/14/19.  
*Accession Number:* 20191114–5018.  
*Comments Due:* 5 p.m. ET 12/5/19.  
*Docket Numbers:* ER20–376–000.  
*Applicants:* New York State Electric & Gas Corporation, New York Independent System Operator, Inc.  
*Description:* § 205(d) Rate Filing: Reimbursement Agreement (SA 2492) between NYSEG and Greenidge Generation to be effective 10/18/2019.  
*Filed Date:* 11/14/19.  
*Accession Number:* 20191114–5027.  
*Comments Due:* 5 p.m. ET 12/5/19.  
*Docket Numbers:* ER20–377–000.  
*Applicants:* PJM Interconnection, L.L.C.  
*Description:* § 205(d) Rate Filing: First Revised ISA, SA No. 4807, Queue No. AD2–035 to be effective 10/15/2019.  
*Filed Date:* 11/14/19.  
*Accession Number:* 20191114–5082.  
*Comments Due:* 5 p.m. ET 12/5/19.  
*Docket Numbers:* ER20–378–000.  
*Applicants:* Pacific Gas and Electric Company.

*Description:* § 205(d) Rate Filing: 11–14–19 Unexecuted Agreements, City and County of San Francisco WDT SA (SA 275) to be effective 1/13/2020.  
*Filed Date:* 11/14/19.  
*Accession Number:* 20191114–5093.  
*Comments Due:* 5 p.m. ET 12/5/19.  
*Docket Numbers:* ER20–379–000.  
*Applicants:* Commonwealth Edison Company, PJM Interconnection, L.L.C.  
*Description:* § 205(d) Rate Filing: ComEd submits revisions to OATT, Att. H13A re: Materials and Supplies to be effective 1/1/2020.  
*Filed Date:* 11/14/19.  
*Accession Number:* 20191114–5094.  
*Comments Due:* 5 p.m. ET 12/5/19.  
*Docket Numbers:* ER20–380–000.  
*Applicants:* Midcontinent Independent System Operator, Inc.  
*Description:* § 205(d) Rate Filing: 2019–11–14\_SA 3370 ATC-Red Barn Energy GIA (J855) to be effective 10/30/2019.  
*Filed Date:* 11/14/19.  
*Accession Number:* 20191114–5121.  
*Comments Due:* 5 p.m. ET 12/5/19.  
 Take notice that the Commission received the following qualifying facility filings:  
*Docket Numbers:* QF20–280–000.  
*Applicants:* Geisinger Wyoming Valley.  
*Description:* Form 556 of Geisinger Wyoming Valley.  
*Filed Date:* 11/14/19.  
*Accession Number:* 20191114–5067.  
*Comments Due:* None Applicable.  
*Docket Numbers:* QF20–282–000.  
*Applicants:* The Cooper Health System.  
*Description:* Form 556 of The Cooper Health System.  
*Filed Date:* 11/14/19.  
*Accession Number:* 20191114–5104.  
*Comments Due:* None Applicable.  
 The filings are accessible in the Commission's eLibrary system by clicking on the links or querying the docket number.  
 Any person desiring to intervene or protest in any of the above proceedings must file in accordance with Rules 211 and 214 of the Commission's Regulations (18 CFR 385.211 and 385.214) on or before 5:00 p.m. Eastern time on the specified comment date. Protests may be considered, but intervention is necessary to become a party to the proceeding.  
 eFiling is encouraged. More detailed information relating to filing requirements, interventions, protests, service, and qualifying facilities filings can be found at: <http://www.ferc.gov/docs-filing/efiling/filing-req.pdf>. For other information, call (866) 208–3676 (toll free). For TTY, call (202) 502–8659.

Dated: November 14, 2019.  
**Nathaniel J. Davis, Sr.,**  
*Deputy Secretary.*  
 [FR Doc. 2019–25145 Filed 11–19–19; 8:45 am]  
**BILLING CODE 6717–01–P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL–10002–23–Region 6]

### Underground Injection Control Program; Hazardous Waste Injection Restrictions; Petition for Exemption Reissuance—Class I Hazardous Waste Injection; ExxonMobil Corporation Pasadena, Texas Facility

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice of a final decision on a UIC no migration petition reissuance.

**SUMMARY:** Notice is hereby given that a reissuance of an exemption to the Land Disposal Restrictions, under the 1984 Hazardous and Solid Waste Amendments to the Resource Conservation and Recovery Act, has been granted to ExxonMobil for two Class I hazardous waste injection wells located at their Pasadena, Texas facility. The company has adequately demonstrated to the satisfaction of the Environmental Protection Agency (EPA) by the petition reissuance application and supporting documentation that, to a reasonable degree of certainty, there will be no migration of hazardous constituents from the injection zone for as long as the waste remains hazardous. This final decision allows the underground injection by ExxonMobil of the specific restricted hazardous wastes identified in this exemption reissuance request, into Class I hazardous waste injection wells WDW–397 and 398 until December 31, 2040, unless the EPA moves to terminate this exemption. Additional conditions included in this final decision may be reviewed by contacting the EPA Region 6 Ground Water/UIC Section. There were two public comment periods for this decision because the newspaper failed to publish the first notice. They were 6/12–7/29/19 and 8/21–10/7/19 and no comments were received. This decision constitutes final Agency action and there is no Administrative appeal.  
**DATES:** This action is effective as of October 29, 2019.

**ADDRESSES:** Copies of the petition reissuance and all pertinent information relating thereto are on file at the following location: Environmental Protection Agency, Region 6, Water Division, Safe Drinking Water Branch