

Dated: February 6, 2024.

**Debbie-Anne A. Reese,**

*Acting Secretary.*

[FR Doc. 2024-02760 Filed 2-9-24; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 15331-000]

#### Marlow Hydro, LLC; Notice of Intent To File License Application and Setting Deadline To File Final License Application

a. *Type of Filing:* Notice of Intent to File a License Application and Setting a Deadline to File a Final License Application.

b. *Project No.:* 15331-000.

c. *Date Filed:* June 20, 2023.

d. *Submitted By:* Marlow Hydro, LLC. (Marlow Hydro).

e. *Name of Project:* Nash Mill Dam Hydroelectric Project (Nash Mill Project).

f. *Location:* On the Ashuelot River, near the town of Marlow, Cheshire County, New Hampshire.

g. *Filed Pursuant to:* 18 CFR 5.5 and 385.216 of the Commission's regulations. Marlow Hydro filed a request to withdraw its surrender application on June 20, 2023.<sup>1</sup> The request is being treated as a Notice of Intent to File an Original License Application, which would have been filed pursuant to 18 CFR 5.5 of the Commission's regulations.

h. *Potential Applicant Contact:* Anthony B. Rosario, 139 Henniker Street, Hillsborough, NH 03244; (603) 494-1854; or email at [t-iem@tds.net](mailto:t-iem@tds.net).

i. *FERC Contact:* Prabha Madduri at (202) 502-8017; or by email at [prabharanjani.madduri@ferc.gov](mailto:prabharanjani.madduri@ferc.gov).

j. On December 6, 2023, Commission staff issued a letter providing Marlow Hydro with details regarding the process for filing a license application for the Nash Mill Project. As stated above, on June 20, 2023, Marlow Hydro filed a notice of withdrawal of a surrender application for the Nash Mill Project and a request to return to a licensing process. The request to reinstate the subsequent licensing proceeding was

denied. Staff determined, however, (1) that the pre-filing work (Pre-Application Document request, and approval, to use the TLP, and Joint Agency Meeting) performed by Marlow Hydro satisfies the requirements of 18 CFR 4.38(b) for first stage consultation; (2) that Marlow Hydro should proceed with second stage consultation; and (3) that the June 20, 2023 notice of withdrawal of the surrender application should serve as a notice of intent to file an original license application for the Nash Mill Project (see paragraph g).

k. There typically is no filing deadline for an original license application. However, Marlow Hydro is currently operating the project under section 18 CFR 16.21(a) of the Commission's regulations authorizing it to operate the project until the Commission acts on its application (see the *Notice of Authorization for Continued Project Operation* issued on December 22, 2022). Thus, to ensure that Marlow Hydro files a timely application for the Commission to act on, establishing a deadline for Marlow Hydro's original license application is warranted. Staff has determined that it is reasonable to expect second stage consultation and a final license application to be completed by the end of July of 2024. Therefore, the final license application for this project is due by July 31, 2024.

l. With this notice, we are initiating informal consultation with the U.S. Fish and Wildlife Service and NOAA Fisheries under section 7 of the Endangered Species Act and the joint agency regulations thereunder at 50 CFR part 402; and NOAA Fisheries under section 305(b) of the Magnuson-Stevens Fishery Conservation and Management Act and implementing regulations at 50 CFR 600.920. We are also initiating consultation with the New Hampshire Division of Historical Resources, as required by section 106 of the National Historic Preservation Act, and the implementing regulations of the Advisory Council on Historic Preservation at 36 CFR 800.2.

m. With this notice, we are designating Marlow Hydro, LLC as the Commission's non-Federal representative for carrying out informal consultation pursuant to section 106 of the National Historic Preservation Act.

n. A copy of the draft application may be viewed on the Commission's website (<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](mailto:ferconlinesupport@ferc.gov), (866) 208-3676 (toll free), or (202) 502-8659 (TTY).

o. The Commission's Office of Public Participation (OPP) supports meaningful public engagement and participation in Commission proceedings. OPP can help members of the public, including landowners, environmental justice communities, Tribal members, and others, access publicly available information and navigate Commission processes. For public inquiries and assistance with making filings such as interventions, comments, or requests for rehearing, the public is encouraged to contact OPP at (202) 502-6595 or [OPP@ferc.gov](mailto:OPP@ferc.gov).

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

Dated: February 6, 2024.

**Debbie-Anne A. Reese,**

*Acting Secretary.*

[FR Doc. 2024-02814 Filed 2-9-24; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP23-24-000]

#### Double E Pipeline, LLC; Notice of Request for Extension of Time

Take notice that on January 31, 2024, Double E Pipeline, LLC. (Double E) requested that the Federal Energy Regulatory Commission (Commission) grant an extension of time, until February 18, 2025, to complete construction and place into service the Red Hills Lateral Project (Project) located in Eddy and Lea Counties, New Mexico. On December 19, 2022, the Commission issued a Notice of Request Under Blanket Authorization, which established a 60-day comment period, ending on February 17, 2023, to file protests. No protests were filed during the comment period, and accordingly the project was authorized on February 18, 2023, and by Rule should have been completed within one year.

In its 2024 Extension of Time Request, Double E states that pre-construction activities are ongoing, but that it will not complete all work associated with the Project by the February 18, 2024, deadline. Accordingly, Double E requests an extension of time until February 18, 2025, to complete construction of project facilities.

This notice establishes a 15-calendar day intervention and comment period

<sup>1</sup> Marlow Hydro filed a notice of intent to file a subsequent license application on October 17, 2017, and a license application on December 1, 2020. On May 5, 2021, Marlow Hydro filed to withdraw the application and on June 17, 2022, to surrender the license. On June 20, 2023, Marlow Hydro requested to withdraw its surrender application and return to a licensing process. The withdrawal of the surrender became effective on July 5, 2023, pursuant to 18 CFR 385.216.

deadline. Any person wishing to comment on Double E's request for an extension of time may do so. No reply comments or answers will be considered. If you wish to obtain legal status by becoming a party to the proceedings for this request, you should, on or before the comment date stated below, file a motion to intervene in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the Natural Gas Act (18 CFR 157.10).

As a matter of practice, the Commission itself generally acts on requests for extensions of time to complete construction for NGA facilities when such requests are contested before order issuance. For those extension requests that are contested,<sup>1</sup> the Commission will aim to issue an order acting on the request within 45 days.<sup>2</sup> The Commission will address all arguments relating to whether the applicant has demonstrated there is good cause to grant the extension.<sup>3</sup> The Commission will not consider arguments that re-litigate the issuance of the certificate order, including whether the Commission properly found the project to be in the public convenience and necessity and whether the Commission's environmental analysis for the certificate complied with the National Environmental Policy Act (NEPA).<sup>4</sup> At the time a pipeline requests an extension of time, orders on certificates of public convenience and necessity are final and the Commission will not re-litigate their issuance.<sup>5</sup> The Director of the Office of Energy Projects, or his or her designee, will act on all of those extension requests that are uncontested.

In addition to publishing the full text of this document in the **Federal Register**, the Commission provides all interested persons an opportunity to view and/or print the contents of this document via the internet through the Commission's Home Page (<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. Public

access to records formerly available in the Commission's physical Public Reference Room, which was located at the Commission's headquarters, 888 First Street NE, Washington, DC 20426, are now available via the Commission's website. For assistance, contact FERC at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or call toll free, (866) 208-3676 or TTY (202) 502-8659.

The Commission strongly encourages electronic filings of comments in lieu of paper using the "eFile" link at <http://www.ferc.gov>. In lieu of electronic filing, you may submit a paper copy which must reference the Project docket number.

*To file via USPS:* Debbie-Anne A. Reese, Acting Secretary, Federal Energy Regulatory Commission, 888 First Street NE, Washington, DC 20426.

*To file via any other courier:* Debbie-Anne A. Reese, Acting Secretary, Federal Energy Regulatory Commission, 12225 Wilkins Avenue, Rockville, Maryland 20852.

The Commission's Office of Public Participation (OPP) supports meaningful public engagement and participation in Commission proceedings. OPP can help members of the public, including landowners, environmental justice communities, Tribal members and others, access publicly available information and navigate Commission processes. For public inquiries and assistance with making filings such as interventions, comments, or requests for rehearing, the public is encouraged to contact OPP at (202) 502-6595 or [OPP@ferc.gov](mailto:OPP@ferc.gov).

*Comment Date:* 5:00 p.m. Eastern Time on February 21, 2024.

Dated: February 6, 2024.

**Debbie-Anne A. Reese,**

*Acting Secretary.*

[FR Doc. 2024-02815 Filed 2-9-24; 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 corporate filings:

*Docket Numbers:* EC24-47-000.

*Applicants:* Erie Boulevard Hydropower, L.P.

*Description:* Application for Authorization Under Section 203 of the Federal Power Act of Erie Boulevard Hydropower, L.P.

*Filed Date:* 2/5/24.

*Accession Number:* 20240205-5193.

*Comment Date:* 5 p.m. ET 2/26/24.

Take notice that the Commission received the following exempt wholesale generator filings:

*Docket Numbers:* EG24-102-000.

*Applicants:* Wythe County Solar Project, LLC.

*Description:* Wythe County Solar Project, LLC submits Notice of Self-Certification of Exempt Wholesale Generator Status.

*Filed Date:* 2/6/24.

*Accession Number:* 20240206-5054.

*Comment Date:* 5 p.m. ET 2/27/24.

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

*Docket Numbers:* ER10-1951-066; ER11-4462-090; ER13-2474-026; ER14-2708-028; ER14-2709-027; ER14-2710-027; ER15-30-025; ER15-58-025; ER16-1440-021; ER16-2240-021; ER16-2241-020; ER16-2297-021; ER17-838-064; ER18-1981-016; ER18-2032-016; ER18-2314-014; ER19-1128-010; ER19-2495-012; ER19-2513-012; ER20-637-010; ER20-780-010; ER20-792-010; ER20-1991-010; ER20-2237-010; ER20-2597-010; ER20-2603-010; ER20-2648-009.

*Applicants:* Northern Divide Wind, LLC, Skeleton Creek Wind, LLC, Soldier Creek Wind, LLC, Weatherford Wind, LLC, Ponderosa Wind, LLC, Oklahoma Wind, LLC, Sooner Wind, LLC, Wilton Wind Energy I, LLC, Wilton Wind Energy II, LLC, Wessington Springs Wind, LLC, Rush Springs Energy Storage, LLC, Sholes Wind, LLC, Wildcat Ranch Wind Project, LLC, Pratt Wind, LLC, NextEra Energy Marketing, LLC, Osborn Wind Energy, LLC, Ninnescah Wind Energy, LLC, Rush Springs Wind Energy, LLC, Roswell Solar, LLC, Palo Duro Wind Interconnection Services, LLC, Seiling Wind Interconnection Services, LLC, Palo Duro Wind Energy, LLC, Seiling Wind II, LLC, Seiling Wind, LLC, Steele Flats Wind Project, LLC, NEPM II, LLC, NextEra Energy Services Massachusetts, LLC.

*Description:* Notice of Change in Status of Armadillo Flats Wind Project, LLC, et al.

*Filed Date:* 1/31/24.

*Accession Number:* 20240131-5650.

*Comment Date:* 5 p.m. ET 2/21/24.

*Docket Numbers:* ER18-2118-017; ER20-2019-009; ER11-2642-025; ER10-1849-031; ER10-1852-091; ER12-895-030; ER12-1228-032; ER13-712-033; ER14-2707-027; ER15-1925-025; ER15-2676-024; ER16-1672-023; ER16-2190-021; ER16-2191-021; ER16-2275-020; ER16-2276-020; ER16-2453-022; ER17-2152-018; ER18-882-019; ER18-2003-016; ER18-

<sup>1</sup> Contested proceedings are those where an intervenor disputes any material issue of the filing. 18 CFR 385.2201(c)(1).

<sup>2</sup> *Algonquin Gas Transmission, LLC*, 170 FERC ¶ 61,144, at P 40 (2020).

<sup>3</sup> *Id.* at P 40.

<sup>4</sup> Similarly, the Commission will not re-litigate the issuance of an NGA section 3 authorization, including whether a proposed project is not inconsistent with the public interest and whether the Commission's environmental analysis for the permit order complied with NEPA.

<sup>5</sup> *Algonquin Gas Transmission, LLC*, 170 FERC ¶ 61,144, at P 40 (2020).