

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Project No. 11426–000]

**T.A. Keck III and H.S. Keck.; Notice of Termination of License (Minor Project) by Implied Surrender and Soliciting Comments, Protests, and Motions to Intervene**

Take notice that the following hydroelectric proceeding has been initiated by the Commission:

a. *Type of Proceeding*: Termination of License by Implied Surrender (Minor Project).

b. *Project No.*: 11426–000.

c. *Date Initiated*: June 21, 2024.

d. *Licensee*: T.A. Keck II and H.S. Keck.

e. *Name of Project and Location of Project*: The Blackstone Mill Hydroelectric Project is located on East Mahantango Creek, a tributary of the Susquehanna River, near the town of Pillow, in Dauphin County, Pennsylvania. The project does not include federal lands.

f. *Filed Pursuant to*: Standard Article 16.

g. *Licensee Contact Information*: Mr. Theodore Keck III, Blackstone Mill, P.O. Box 98, Pillow, PA 17080, email: [admin@blackstonemill.com](mailto:admin@blackstonemill.com).

h. *FERC Contact*: Jennifer Polardino, (202) 502–6437, [jennifer.polardino@ferc.gov](mailto:jennifer.polardino@ferc.gov).

i. *Resource Agency Comments*: Federal, state, local and Tribal agencies are invited to file comments on the proceeding. If any agency does not file comments within the time specified for filing comments, it would be presumed to have no comments.

j. *Deadline for filing comments, motions to intervene and protests*: July 22, 2024.

The Commission strongly encourages electronic filing. Please file motions to intervene, protests, 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 In lieu of electronic filing, you may submit a paper copy. Submissions sent via the U.S. Postal Service must be addressed to: Debbie-Anne A. Reese, Acting Secretary, Federal Energy Regulatory Commission, 888 First Street

NE, Room 1A, Washington, DC 20426. Submissions sent via any other carrier must be addressed to: Debbie-Anne A. Reese, Acting Secretary, Federal Energy Regulatory Commission, 12225 Wilkins Avenue, Rockville, Maryland 20852. The first page of any filing should include docket number P–11426–000. Comments emailed to Commission staff are not considered part of the Commission record.

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 whose name appears 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.

k. *Description of Project Facilities*: (1) an existing 102-foot-long dam about 2.5 feet high; (2) an existing reservoir with a surface area of about 3 acres and a total volume approximately 7-acre-feet at the normal surface elevation of approximately 470 feet mean sea level; (3) an existing headrace or power canal approximately 3,200 feet long by 20 feet wide by 5 feet deep; (4) an existing stone-masonry powerhouse containing two generating units rated at 50 kilowatts (50 kW) and 15 kW for a total installed capacity of 65 kW; (5) an overhead 240-volt transmission line about 60 feet long; and (6) appurtenant facilities.

l. *Description of Proceeding*: Standard Article 16 of the license states in part: If the licensee shall abandon or discontinue good faith operation of the project, or refuse to comply with the terms of the license and the lawful orders of the Commission mailed to the record of address of the licensee or its agent, the Commission will deem it to be intent of the licensee to surrender the license.

The current license expired on October 31, 2023, and since the licensee did not file a notice of intent to file an application for a subsequent license on November 6, 2018, the Commission issued a notice soliciting, from any interested party, a notice of intent to file a license application and pre-application document for the project. The project received no response to the notice. By letters dated May 14, 2019, August 2, 2019, September 14, 2023, and December 14, 2023, Commission staff requested the licensee to file their plan and schedule for a license surrender. The licensee did not file the requested information. On April 17,

2024, Commission staff sent a letter notifying the licensee that the Commission will open a proceeding to terminate their license by implied surrender.

m. This filing may be viewed on the Commission's website at <http://www.ferc.gov/docs-filing/elibrary.asp>. Enter the docket number excluding the last three digits in the docket number field to access the notice. You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via email of new filings and issuances related to this or other pending projects. For assistance, call toll-free 1–866–208–3676 or email [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov). For TTY, call (202) 502–8659.

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

o. *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, and .214, respectively. 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 application.

p. *Filing and Service of Responsive Documents*: Any filing must (1) bear in all capital letters the title "COMMENTS," "PROTEST," or "MOTION TO INTERVENE" as applicable; (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, motions to intervene, or protests must set forth their evidentiary basis. Any filing made by an intervenor must be prepared by the Commission in this proceeding, in accordance with 18 CFR 385.2010.

q. 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*.

Dated: June 21, 2024.

**Debbie-Anne A. Reese,**  
*Acting Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP24-475-000]

#### Eastern Gas Transmission and Storage, Inc.; Notice of Request Under Blanket Authorization and Establishing Intervention and Protest Deadline

Take notice that on June 11, 2024, Eastern Gas Transmission and Storage, Inc. (EGTS), 10700 Energy Way, Glen Allen, Virginia 23060, filed in the above referenced docket, a prior notice request pursuant to sections 157.205 and 157.216 of the Commission's regulations under the Natural Gas Act (NGA), and EGTS's blanket certificate issued in Docket No. CP82-537-000, for authorization to abandon approximately 4.34 miles of 12-inch-diameter transmission pipeline (TL-263) from Black Eagle Junction to Slaughters Creek Junction and associated facilities located in Kanawha County, West Virginia (TL-263 Abandonment Project). EGTS states TL-263 has been the subject of repeated damage from flooding of the adjacent Slaughter Creek, causing the cost of repair and maintenance of the pipeline to exceed its rate of return, all as more fully set forth in the request which is on file with the Commission and open to public inspection.

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>). From the Commission's Home Page on the internet, this information is available on eLibrary. The full text of this document is available on eLibrary in PDF and Microsoft Word format for viewing, printing, and/or downloading. To access this document in eLibrary, type the docket number excluding the last three digits of this document in the docket number field.

User assistance is available for eLibrary and the Commission's website during normal business hours from FERC Online Support at (202) 502-6652 (toll free at 1-866-208-3676) or email at *ferconlinesupport@ferc.gov*, or the Public Reference Room at (202) 502-8371, TTY (202) 502-8659. Email the Public Reference Room at *public.reference@ferc.gov*.

Any questions concerning this request should be directed to Kenan Carioti, Regulatory Specialist, BHE GT&S, LLC, 10700 Energy Way, Glen Allen, Virginia 23060, by phone at (866) 319-3382, or by email at *certificates@bhegts.com*.

#### Public Participation

There are three ways to become involved in the Commission's review of this project: you can file a protest to the project, you can file a motion to intervene in the proceeding, and you can file comments on the project. There is no fee or cost for filing protests, motions to intervene, or comments. The deadline for filing protests, motions to intervene, and comments is 5:00 p.m. Eastern Time on August 20, 2024. How to file protests, motions to intervene, and comments is explained below.

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*.

#### Protests

Pursuant to section 157.205 of the Commission's regulations under the NGA,<sup>1</sup> any person<sup>2</sup> or the Commission's staff may file a protest to the request. If no protest is filed within the time allowed or if a protest is filed and then withdrawn within 30 days after the allowed time for filing a protest, the proposed activity shall be deemed to be authorized effective the day after the time allowed for protest. If a protest is filed and not withdrawn within 30 days after the time allowed for filing a protest, the instant request for authorization will be considered by the Commission.

<sup>1</sup> 18 CFR 157.205.

<sup>2</sup> Persons include individuals, organizations, businesses, municipalities, and other entities. 18 CFR 385.102(d).

Protests must comply with the requirements specified in section 157.205(e) of the Commission's regulations,<sup>3</sup> and must be submitted by the protest deadline, which is August 20, 2024. A protest may also serve as a motion to intervene so long as the protestor states it also seeks to be an intervenor.

#### Interventions

Any person has the option to file a motion to intervene in this proceeding. Only intervenors have the right to request rehearing of Commission orders issued in this proceeding and to subsequently challenge the Commission's orders in the U.S. Circuit Courts of Appeal.

To intervene, you must submit a motion to intervene to the Commission in accordance with Rule 214 of the Commission's Rules of Practice and Procedure<sup>4</sup> and the regulations under the NGA<sup>5</sup> by the intervention deadline for the project, which is August 20, 2024. As described further in Rule 214, your motion to intervene must state, to the extent known, your position regarding the proceeding, as well as your interest in the proceeding. For an individual, this could include your status as a landowner, ratepayer, resident of an impacted community, or recreationist. You do not need to have property directly impacted by the project in order to intervene. For more information about motions to intervene, refer to the FERC website at <https://www.ferc.gov/resources/guides/how-to/intervene.asp>.

All timely, unopposed motions to intervene are automatically granted by operation of Rule 214(c)(1). Motions to intervene that are filed after the intervention deadline are untimely and may be denied. Any late-filed motion to intervene must show good cause for being late and must explain why the time limitation should be waived and provide justification by reference to factors set forth in Rule 214(d) of the Commission's Rules and Regulations. A person obtaining party status will be placed on the service list maintained by the Secretary of the Commission and will receive copies (paper or electronic) of all documents filed by the applicant and by all other parties.

#### Comments

Any person wishing to comment on the project may do so. The Commission considers all comments received about the project in determining the

<sup>3</sup> 18 CFR 157.205(e).

<sup>4</sup> 18 CFR 385.214.

<sup>5</sup> 18 CFR 157.10.