



DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 2516-070, Project No. 2517-049]

PE Hydro Generation, LLC; Notice Of Application For Temporary Variance Of Water Veil Requirement Pursuant To Article 406 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. Application Type: Temporary variance of water veil requirement pursuant to Article 406
- b. Project Nos: 2516-070
2517-049
- c. Date Filed: January 28, 2026
- d. Applicant: PE Hydro Generation, LLC (licensee)
- e. Name of Projects: Dam No. 4 Hydro Station (P-2516)
Dam No. 5 Hydro Station (P-2517)
- f. Location: The projects are located on the Potomac River in Berkeley (P-2516 and P-2517) and Jefferson (P-2516) counties, West Virginia. The projects occupy federal lands within the Chesapeake and Ohio Canal National Historic Park, administered by the National Park Service.

- g. Filed Pursuant to: Federal Power Act, 16 USC 791a - 825r
- h. Applicant Contact: Ms. Angela Woolard, Manager, License and Compliance, PE Hydrogeneration, LLC, c/o Eagle Creek Renewable Energy, LLC, 7315 Wisconsin Ave., Suite 1100W, Bethesda, MD 20814, angela.woolard@eaglecreekre.com, (804) 624-0422.
- i. FERC Contact: Ms. Joy Kurtz, (202) 502-6760, joy.kurtz@ferc.gov.
- j. Cooperating agencies: With this notice, the Commission is inviting federal, state, local, and Tribal agencies with jurisdiction and/or special expertise with respect to environmental issues affected by the proposal, that wish to cooperate in the preparation of any environmental document, if applicable, to follow the instructions for filing such requests described in item k below. Cooperating agencies should note the Commission's policy that agencies that cooperate in the preparation of any environmental document cannot also intervene. *See* 94 FERC ¶ 61,076 (2001).
- k. Deadline for filing comments, motions to intervene, and protests: **March 20, 2026 5:00 pm Eastern Time.**

The Commission strongly encourages electronic filing. Please file comments, motions to intervene, and protests 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>. For assistance, please contact FERC Online Support at FERCOnlineSupport@ferc.gov, (866) 208-3676 (toll free), or (202) 502-8659 (TTY). 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, 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, Secretary, Federal Energy Regulatory Commission, 12225 Wilkins Avenue, Rockville, MD 20852. The first page of any filing should include the docket numbers P-2516-070 and P-2517-049. 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.

1. Description of Request: The licensee requests Commission approval for a temporary variance from the veil flow requirement specified in Article 406 of both project licenses to allow National Park Service to conduct safety inspections, evaluations and maintenance at Dams 4 and 5. The variance would last approximately 15 days at each dam and occur between May 15, and September 15, 2026. During the variance, the licensee would not release the required one- or two-inch veil flow (whichever flow is applicable per Article 406, which varies based on date and flow) over Dams 4 and 5 on the days when inspections are occurring in order provide safe conditions for the personnel conducting the inspections. During the variance period (including reservoir drawdown and refill), the licensee would continue to provide the required minimum flows below the dams articulated in Article 404.

m. Locations of the Application: This filing may be viewed on the Commission's website 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. 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 1-866-208-3676 or e-mail FERCOnlineSupport@ferc.gov, for TTY, call (202) 502-8659. Agencies may obtain copies of the application directly from the applicant.

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, .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 particular application.

p. Filing and Service of 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 commenting, 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 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 385.2010.

q. For public inquiries and assistance with making filings such as interventions, comments, or requests for rehearing, contact the Office of Public Participation at (202) 502-6595 or OPP@ferc.gov.

(Authority: 18 CFR 2.1)

Dated: February 18, 2026.

Debbie-Anne A. Reese,

Secretary.

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