

**Example Data:**

1 LHU	123456789	ABC LDC	09/15/2001	08/01/2001	Joe Adams	202-123-7654	O
2 LMU	123456789	09/1998 SP		0.11	10000	CA Border	
3 LMU	123456789	09/1998 MO		0.09	5000	San Juan	
4 LMU	123456789	09/1998 MO		0.12	4000	CA Border	
5 LMU	123456789	10/1998 SP		0.12	8000	San Juan	
6 LMU	123456789	10/1998 MO		0.14	6000	CA Border	

etc.

  

105 LMU	123456789	08/2001 SP		0.21	10000	CA Border	
106 LMU	123456789	08/2001 MO		0.14	5000	San Juan	

etc.

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**Attachment****Commenters**

AEC Storage and HUB Services  
 American Public Gas Association  
 California Electricity Oversight Board  
 The Canadian Association of Petroleum Producers and the Alberta Department of Energy  
 Duke Energy  
 Dynergy Marketing and Trade  
 Electric Power Supply Association  
 El Paso Merchant Energy, L.P.  
 Enron North America Corp. and Enron Energy Services, Inc.  
 Independent Petroleum Association of America  
 Indicated Shippers-Aera Energy, LLC, Amoco Production Company, Burlington Resources Oil & Gas Company LP, Conoco Inc., Coral Energy Resources LLC, Marathon Oil, Texaco Natural Gas Inc.  
 National Association of Gas Consumers  
 The Natural Gas Supply Association  
 Nevada Attorney General's Bureau of Consumer Protection  
 Occidental Energy Marketing  
 Pacific Gas and Electric Company  
 Pan-Alberta Gas LTD., Pan-Alberta Gas (U.S.) Inc., Mirant Americas Energy Marketing Canada, LTD., and Mirant Americas Energy Marketing, LP.  
 PG&E Nation Al Energy Group Companies  
 PPL Energyplus, LLC  
 Process Gas Consumers Group, the American Iron and Steel Institute, the Georgia Industrial Group, American Forest and Paper Association and United States Gypsum Company  
 The Public Utilities Commission of the State of California  
 Northwest Industrial Gas Users  
 Reliant Energy Services, Inc.  
 Sempra Energy Trading Corp.  
 Southern California Gas Company and San Diego Gas & Electric Company  
 Tractabel Power, Inc. and Tractabel Energy Marketing, Inc.  
 TXU Energy Trading Company  
 Undersigned Producers-Exxon Mobil Corporation, Conoco Inc., and Chevron U.S.A. Inc.  
 The Williams Companies, Inc.

[FR Doc. 01-19267 Filed 8-1-01; 8:45 am]

BILLING CODE 6717-01-P

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission****[Docket No. RM98-1-000]****Regulations Governing Off-the-Record Communications; Public Notice**

July 27, 2001.

This constitutes notice, in accordance with 18 CFR 385.2201(h), of the receipt of exempt and prohibited off-the-record communications.

Order No. 607 (64 FR 51222, September 22, 1999) requires Commission decisional employees, who make or receive an exempt or a prohibited off-the-record communication relevant to the merits of a contested on-the-record proceeding, to deliver a copy of the communication, if written, or a summary of the substance of any oral communication, to the Secretary.

Prohibited communications will be included in a public, non-decisional file associated with, but not part of, the decisional record of the proceeding. Unless the Commission determines that the prohibited communication and any responses thereto should become part of the decisional record, the prohibited off-the-record communication will not be considered by the Commission in reaching its decision. Parties to a proceeding may seek the opportunity to respond to any facts or contentions made in a prohibited off-the-record communication, and may request that the Commission place the prohibited communication and responses thereto in the decisional record. The Commission will grant such requests only when it determines that fairness so requires. Any person identified below as having made a prohibited off-the-record communication should serve the document on all parties listed on the official service list for the applicable proceeding in accordance with Rule 2010, 18 CFR 385.2010.

Exempt off-the-record communications will be included in the decisional record of the proceeding, unless the communication was with a cooperating agency as described by 40 CFR 1501.6, made under 18 CFR 385.2201(e)(1)(v).

The following is a list of exempt and prohibited off-the-record communications received in the Office of the Secretary within the preceding 14 days. The documents may be viewed on the Internet at <http://www.ferc.fed.us/online/rims.htm> (call 202-208-2222 for assistance).

**Exempt**

1. Project No. 2415-041-07-26-01—Allyson Brooks
2. Project No. 2042-013-07-26-01—Tim Welch
3. Project No. 1962-000-07-24-01—Charles Hall

**David P. Boergers,***Secretary.*

[FR Doc. 01-19279 Filed 8-1-01; 8:45 am]

BILLING CODE 6717-01-P

**ENVIRONMENTAL PROTECTION AGENCY****[FRL-7021-8]****Meeting of the National Drinking Water Advisory Council; Notice of Public Meeting**

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice.

**SUMMARY:** Under section 10(a)(2) of Public Law 92-423, "The Federal Advisory Committee Act," notice is hereby given that a meeting of the National Drinking Water Advisory Council established under the Safe Drinking Water Act, as amended (42 U.S.C.S300f *et seq.*), will be held on August 22, 2001 from 1:00 p.m. until 5:00 p.m. and August 30, 2001 from 1:00 p.m. until 5:00 p.m. (Eastern Standard Time), at Resolve 1255 23rd St. NW.,

(Suite 275), Washington, DC. Some members of the Council will be participating by conference call. The meeting is open to the public, but due to past experience, seating will be limited.

The purpose of the meeting is for the Council to deliberate on the recommendations from the Arsenic Cost Working Group. The Arsenic Cost Working Group, comprised of nationally recognized technical experts, will have completed their review of the cost of compliance estimates associated with the January 22, 2001 Arsenic Rule. The Council will also provide its recommendations on the Arsenic Cost Review to the Agency. Oral statements from the public will be taken if time permits. Written statements from the public will also be accepted.

**DATES:** The meetings will be held on August 22 and 30, 2001 in Washington, DC

**SUPPLEMENTARY INFORMATION:** Following the January 22, 2001 **Federal Register** promulgation of the arsenic rule, a number of concerns were raised to EPA by States, public water systems, and other stakeholders regarding the adequacy of science and the basis for national cost estimates underlying the rule. Because of the importance of the arsenic rule and the national debate surrounding it related to science and costs, EPA's Administrator publicly announced on March 20, 2001, that the Agency would take additional steps to reassess the scientific and cost issues associated with this rule and seek further public input on each of these important issues.

The Council encourages the hearing of outside statements and will allocate, if time permits, a portion of the meeting for this purpose. Any outside parties interested in presenting an oral statement should petition the Council by telephone at (202) 260-9194, before August 20, 2001. Requests made after this date will not be accepted. Oral statements will be limited to five minutes per speaker and no more than 30 minutes total.

Any person who wishes to file a written statement can do so before or after a Council meeting. Written statements received prior to the meeting will be distributed to all members of the Council before any final discussion or vote is completed. Any statements received after the meeting will become part of the permanent meeting file and will be forwarded to the Council members for their information.

Members of the public that would like to attend the meeting, present an oral statement, or submit a written

statement, should contact Ms. Janet Pawlukiewicz, Designated Federal Officer, National Drinking Water Advisory Council, U.S. EPA, Office of Ground Water and Drinking Water (4601), 1200 Pennsylvania Avenue, NW., Washington, DC 20460. The telephone number is (202) 260-9194 or E-Mail [pawlukiewicz.janet@epa.gov](mailto:pawlukiewicz.janet@epa.gov)

Dated: July 26, 2001.

**Cynthia C. Dougherty,**

*Director, Office of Ground Water and Drinking Water.*

[FR Doc. 01-19324 Filed 8-1-01; 8:45 am]

**BILLING CODE 6560-50-P**

## **ENVIRONMENTAL PROTECTION AGENCY**

**[FRL-7020-8]**

### **Clean Water Act (CWA) 303(d): Proposed Addition of Six Waters to the State of New Jersey's 1998 Section 303(d) List**

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

**ACTION:** Notice.

**SUMMARY:** EPA today notices its intent to disapprove the State of New Jersey's omission of six waters on its 1998 Clean Water Act Section 303(d). EPA is proposing to add the following six waters to New Jersey's 1998 Section 303(d) list: Ackerman's Creek, Berry's Creek, Birch Swamp Creek, Capoolony Creek, Edmund's Creek, and the Singac River. EPA solicits public comment on the addition of the above six waterbodies to New Jersey's Clean Water Act Section 303(d) list.

**DATES:** Comments on the proposed action must be submitted to EPA on or before August 17, 2001.

**ADDRESSES:** Copies of the relevant supporting documents may be obtained by writing to Ms. Rosella O'Connor, U.S. Environmental Protection Agency Region 2, 290 Broadway, 24th Floor, New York, New York 10006-1866, [oconnor.rosella@epamail.epa.gov](mailto:oconnor.rosella@epamail.epa.gov), or by calling (212) 637-3823.

The administrative record containing background technical information is on file and may be inspected at the U.S. EPA, Region 2 office between the hours of 8 a.m. and 5:30 p.m., Monday through Friday, except holidays. Arrangements to examine the administrative record may be made by contacting Ms. Rosella O'Connor.

**FOR FURTHER INFORMATION CONTACT:** Ms. Rosella O'Connor, telephone number (212) 637-3823.

**SUPPLEMENTARY INFORMATION:**

I. Background

II. Proposed Action

#### **I. Background**

Section 303(d) of the Clean Water Act (CWA) and EPA's implementing regulations at 40 CFR 130.7, require states and territories to: develop lists of water-quality limited waters still requiring Total Maximum Daily Loads (TMDLs); establish a priority ranking of these waters; identify pollutants causing their impairment; and identify waters targeted for TMDL development over the next two (2) years. TMDLs include a determination of pollutant loadings compatible with achievement of applicable state water quality standards. State 303(d) lists and TMDLs are submitted to the EPA for approval or disapproval.

Under 40 CFR 130.7(b)(1), water quality-limited segments are not required to be listed on a State's Section 303(d) list where: effluent limitations required by the CWA; more stringent effluent limitations required by State or local authority; or, other pollution control requirements required by State, local or federal authority, are stringent enough to implement applicable water quality standards. Waters may be removed from the 303(d) list if any of the listed control actions result in meeting water quality standards by the next listing cycle. If water quality standards are not expected to be achieved by the next listing cycle, through implementation of other required controls, it is appropriate for waters to remain on the 303(d) list to ensure that implementation of the required controls and progress towards compliance with applicable water quality standards occur.

On September 15, 1998, the State of New Jersey ("New Jersey") submitted its 1998 CWA Section 303(d) list to EPA for review and approval. On October 8, 1998, EPA approved New Jersey's CWA Section 303(d) list. This list included approximately 1,048 water-quality limited segments. This list was challenged in a lawsuit commenced in the Federal District Court for the District of New Jersey, entitled *American Littoral Society and New Jersey Public Interest Research Group v. United States Environmental Protection Agency, et al.* [Civil Action No. 96-339 (MLC)]. In a preliminary decision and order issued in this case in December 2000, the Court directed EPA to provide for the inclusion on New Jersey's 303(d) list the five following waters: Ackerman's Creek; Berry's Creek; Birch Swamp Brook; Capoolony Creek; and Edmund's Creek. These five waters should have