

to the proceedings for this project should, on or before the comment date stated below, file with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, 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 NGA (18 CFR 157.10). A person obtaining party status will be placed on the service list maintained by the Secretary of the Commission and will receive copies of all documents filed by the applicant and by all other parties. A party must submit 14 copies of filings made with the Commission and must mail a copy to the applicant and to every other party in the proceeding. Only parties to the proceeding can ask for court review of Commission orders in the proceeding.

However, a person does not have to intervene in order to have comments considered. The second way to participate is by filing with the Secretary of the Commission, as soon as possible, an original and two copies of comments in support of or in opposition to this project. The Commission will consider these comments in determining the appropriate action to be taken, but the filing of a comment alone will not serve to make the filer a party to the proceeding. The Commission's rules require that persons filing comments in opposition to the project provide copies of their protests only to the party or parties directly involved in the protest.

Persons who wish to comment only on the environmental review of this project should submit an original and two copies of their comments to the Secretary of the Commission. Environmental commenters will be placed on the Commission's environmental mailing list, will receive copies of the environmental documents, and will be notified of meetings associated with the Commission's environmental review process. Environmental commenters will not be required to serve copies of filed documents on all other parties. However, the non-party commenters will not receive copies of all documents filed by other parties or issued by the Commission (except for the mailing of environmental documents issued by the Commission) and will not have the right to seek court review of the Commission's final order.

The Commission strongly encourages electronic filings of comments, protests and interventions via the Internet in lieu of paper. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the

Commission's Web site (www.ferc.gov) under the "e-Filing" link.

Comment Date: October 22, 2004.

Magalie R. Salas,
Secretary.

[FR Doc. E4-2541 Filed 10-7-04; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. RP04-616-000]

Northern Natural Gas Company v. ANR Pipeline Company; Notice of Complaint for Fast Track Processing

October 1, 2004.

Take notice that on September 30, 2004, Northern Natural Gas Company (Northern) filed a complaint against ANR Pipeline Company, pursuant to Rule 206 of the Commission's Rules of Practice and Procedure, 18 CFR 385.206 (2003). Northern requests that the Commission grant relief in a dispute regarding the Janesville Interconnect between Northern and ANR Pipeline Company.

Any person desiring to intervene or to protest this filing must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a notice of intervention or motion to intervene, as appropriate. The Respondent's answer and all interventions, or protests must be filed on or before the comment date. The Respondent's answer, motions to intervene, and protests must be served on the Complainants.

The Commission encourages electronic submission of protests and interventions in lieu of paper using the "eFiling" link at <http://www.ferc.gov>. Persons unable to file electronically should submit an original and 14 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

This filing is accessible on-line at <http://www.ferc.gov>, using the "eLibrary" link and is available for review in the Commission's Public Reference Room in Washington, DC. There is an "eSubscription" link on the web site that enables subscribers to receive email notification when a document is added to a subscribed

docket(s). For assistance with any FERC Online service, please email FERCOnlineSupport@ferc.gov, or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659. *Comment Date:* 5 p.m. Eastern Time on October 20, 2004.

Magalie R. Salas,
Secretary.

[FR Doc. E4-2539 Filed 10-7-04; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. AC04-92-000, et al.]

Sulphur Springs Valley Electric Cooperative, Inc., et al.; Electric Rate and Corporate Filings

September 30, 2004.

The following filings have been made with the Commission. The filings are listed in ascending order within each docket classification.

1. Sulphur Springs Valley Electric Cooperative, Inc.

[Docket No. AC04-92-000]

On August 20, 2004, Sulphur Springs Valley Electric Cooperative, Inc. (SSVEC), filed a request for waiver from the requirements of Order No. 646. 106 FERC ¶ 61,113 (2003). Interested parties may file a petition to intervene.

Comment Date: 5 p.m. Eastern Time on October 14, 2004.

2. MGE Energy, Inc., MGE Power LLC, MGE Power Elm Road LLC

[Docket No. EL04-136-000]

Take notice that on September 23, 2004, MGE Power LLC and MGE Power Elm Road LLC (Petitioners) filed a Petition Declaratory Order requesting the Commission to find that Petitioners are not public utilities under section 201(e) of the Federal Power Act.

Comment Date: 5 p.m. Eastern Time on October 22, 2004.

3. California Electricity Oversight Board, Complainant v. California Independent System Operator Corporation, Respondent

[Docket No. EL04-139-000]

Take notice that on September 29, 2004, the California Electricity Oversight Board (CEOB) filed a complaint requesting relief against California Independent System Operator Corporation (CAISO) pursuant to Rule 206 of the Commission's Rules of Practice and Procedure, 18 CFR, 385.206. CEOB requests (1) the Commission direct the CAISO to run

Automatic Mitigation Procedures (AMP) in all hours of the Ex Post Price exceeds \$91.87/MWh.; and (2) CEOB urges the Commission to direct the CAISO Department of Market Analysis to investigate and report to the Commission on whether a different financial break point for AMP should be more rationally set.

Comment Date: 5 p.m. Eastern Time on October 19, 2004.

4. Northeast Utilities Service Company; Select Energy, Inc.; Select Energy New York, Inc.; Northeast Generation Company

[Docket Nos. ER96-496-011, ER99-14-008, ER02-556-003 and ER99-4463-002]

Take notice that on September 27, 2004, Northeast Utilities Service Company (NUSCO), on behalf of The Connecticut Light and Power Company, Western Massachusetts Electric Company, Holyoke Water Power Company, Holyoke Power and Electric Company, and Public Service of New Hampshire (the NU Operating Companies), Select Energy, Inc. (Select), Select Energy New York, Inc. (SENY), and Northeast Generation Company (NGC) (collectively, Applicants) jointly filed with the Commission an updated market power analysis. NUSCO also states that the NU Operating Companies, Select, and NGC submit revised tariff sheets to amend their market-based rate schedules to add the market behavior rules adopted by the Commission in Docket Nos. EL01-118-000 and 001.

Comment Date: 5 p.m. Eastern Time on October 18, 2004.

5. Idaho Power Company

[Docket No. ER97-1481-004]

Take notice that, on September 27, 2004, Idaho Power Company submitted a revised market-based rate tariff three-year update filing, in compliance with the Commission's Order issued on May 13, 2004, in Docket No. ER97-1481-003.

Idaho Power states that copies of the filing were served on parties on the official service list in Docket No. ER97-1481-003.

Comment Date: 5 p.m. Eastern Time on October 18, 2004.

6. Wisconsin Electric Power Company

[Docket No. ER98-855-004]

Take notice that, on September 27, 2004, Wisconsin Electric Power Company (Wisconsin Electric) submitted a compliance filing pursuant to the Commission's Order Implementing New Generation Market Power Analysis and Mitigation Procedures, issued on May 13, 2004, in Docket No. ER02-1406-001, *et al.*

Wisconsin Electric states that copies of the filing were served on parties on the official service list in Docket Nos. ER98-855-002 and 003.

Comment Date: 5 p.m. Eastern Time on October 18, 2004.

7. Avista Corporation; Avista Energy, Inc.; Spokane Energy, LLC; Avista Turbine Power, Inc.

[Docket Nos. ER99-1435-006, ER96-2408-019, ER98-4336-008, and ER00-1814-002]

Take notice that on September 27, 2004 and September 28, 2004, Avista Corporation d/b/a Avista Utilities (Avista Utilities) submitted a revised generation market power study submitted on behalf of three affiliates of Avista Utilities, Avista Energy, Inc., Spokane Energy, LLC and Avista Turbine Power, Inc., pursuant to the Commission's order issued May 13, 2004 in Docket No. ER02-1406-001, *et al.*

Comment Date: 5 p.m. Eastern Time on October 18, 2004.

8. The Empire District Electric Company

[Docket No. ER99-1757-005]

Take notice that, on September 27, 2004 and September 28, 2004, The Empire District Electric Company (Empire District) submitted a compliance filing pursuant to the Commission's order issued May 13, 2004 in Docket No. ER02-1406-001, *et al.*, *Acadia Power Partners, LLC*, 107 FERC ¶ 61,168 (2004). Empire also submitted an amended market-based tariff to incorporate the Market Behavior Rules.

Empire District states that copies of the filing were served on parties on the official service list in the above-captioned proceeding.

Comment Date: 5 p.m. Eastern Time on October 18, 2004.

9. AG-Energy, L.P.; Power City Partners, L.P.; Seneca Power Partners, L.P.; Sterling Power Partners, L.P.; Sithe/Independence Power Partners, L.P.; Sithe Energy Marketing, L.P.

[Docket Nos. ER98-2782-007, ER03-42-007, and ER02-2202-006]

Take notice that on September 27, 2004, AG-Energy, L.P., Power City Partners, L.P., Seneca Power Partners, L.P., Sterling Power Partners, L.P., Sithe/Independence Power Partners, L.P., and Sithe Energy Marketing, L.P. (collectively, the Sithe Entities) submitted a revised triennial market power update in compliance with the Commission's May 13, 2004 Order, *Acadia Power Partners, LLC, et al.*, Docket Nos. ER02-1406-001, *et al.*, 107 FERC ¶ 61,168 (2004).

Sithe Entities state that copies of the filing were served on parties on the official service list in the above-captioned proceedings.

Comment Date: 5 p.m. Eastern Time on October 18, 2004.

10. Puget Sound Energy, Inc.

[Docket No. ER99-845-005]

Take notice that on September 24, 2004, Puget Sound Energy, Inc. (Puget) tender for filing a supplement to its August 11, 2004 filing of a generation market power analysis in accordance with *AEP Power Marketing, Inc., et al.*, 107 FERC ¶ 61,018, order on reh'g, 108 FERC ¶ 61,026 (2004) and *Acadia Power Partners, LLC, et al.*, 107 FERC ¶ 61,168 (2004) (May 13 Order).

Comment Date: 5 p.m. Eastern Time on October 15, 2004.

11. Mountain View Power Partners, Inc.

[Docket No. ER01-751-006]

Take notice that, on September 27, 2004, Mountain View Power Partners, Inc. (MVPP) submitted an amendment to it updated market power analysis in compliance with the Commission's order issued May 13, 2004 Implementing New Generation Market Power Analysis and Mitigation Procedures, 107 FERC ¶ 61,168 (2004).

Comment Date: 5 p.m. Eastern Time on October 18, 2004.

12. Westar Energy, Inc.; Kansas Gas and Electric Company

[Docket No. ER03-9-002]

Take notice that, on September 27, 2004, Westar Energy, Inc. and Kansas Gas and Electric Company (together, Westar) submitted a compliance filing pursuant to the Commission's order issued May 13, 2004 in Docket No. ER02-1406-001, *et al.*, *Acadia Power Partners, LLC*, 107 FERC ¶ 61,168 (2004). Westar also submitted for filing a revised market-based rate to incorporate the market behavior rules.

Westar states that copies of the filing were served on parties on the official service list in Docket No. ER99-1757-000.

Comment Date: 5 p.m. Eastern Time on October 18, 2004.

13. Delmarva Power & Light Company

[Docket Nos. ER04-509-001 and ER04-1250-000]

Take notice that on September 24, 2004, Delmarva Power & Light Company (Delmarva) tendered for filing (1) seven executed Mutual Operating Agreements (MOA) with, respectively: the City of Seaford, Delaware; the City of Milford, Delaware; the City of Newark, Delaware; the City of New Castle, Delaware; the

Town of Middletown, Delaware; the Town of Clayton, Delaware; and the Town of Smyrna, Delaware (collectively, the Municipalities), and (2) amendments to Attachment H of the PJM Interconnection, LLC Open Access Transmission Tariff (Tariff Amendments).

Delmarva requests an effective date of July 1, 2004.

Delmarva states that copies of the filing were served upon the Municipalities, DEMEC and the Delaware Public Service Commission.

Comment Date: 5 p.m. Eastern Time on October 15, 2004.

14. Mystic L, LLC, Mystic Development, LLC, Fore River Development, LLC

[Docket Nos. ER04-657-002, ER04-660-002, and ER04-659-002]

Take notice that, on September 24, 2004, Boston Generating, LLC, (Boston Generating) on behalf of its three project companies Mystic I, LLC, Mystic Development, LLC and Fore River Development, LLC (collectively the Project Companies) submitted for filing an updated triennial market analysis, and revised tariffs to change the names of the Project Companies and incorporate the Commission's Market Behavior Rules.

Boston Generating states that copies of the filing were served on parties on the official service list in Docket Nos. ER98-1943-000, ER01-42-000 and ER01-41-000.

Comment Date: 5 p.m. Eastern Time on October 15, 2004.

15. Conectiv Energy Supply, Inc.

[Docket No. ER04-1125-000]

Take notice that, on September 27, 2004, Conectiv Energy Supply, Inc. (CESI) filed a request for withdrawal of its filing in the above captioned proceeding.

CESI states that this filing was served on the Maryland Public Service Commission.

Comment Date: 5 p.m. Eastern Time on October 18, 2004.

16. Virginia Electric and Power Company

[Docket No. ER04-1241-000]

Take notice that on September 27, 2004, Virginia Electric and Power Company (Dominion Virginia Power) tendered for filing an amendment to the Contract for the Purchase of Electricity for Resale by Rural Electric Cooperatives dated March 20, 1967, by and between Dominion Virginia Power and Central Virginia Electric Cooperative, designated as First Revised Rate

Schedule FERC No. 94. Dominion Virginia Power requests an effective date of November 26, 2004.

Dominion Virginia Power states that copies of the filing were served upon Central Virginia Electric Cooperative, the Virginia State Corporation Commission, and the North Carolina Utilities Commission.

Comment Date: 5 p.m. Eastern Time on October 18, 2004.

17. Public Service Company of New Mexico

[Docket No. ER04-1242-000]

Take notice that on September 27, 2004, Public Service Company of New Mexico (PNM) submitted the following agreements for filing (1) Six separate Economic Benefit Contracts between PNM and the following entities, filed as Non-Conforming Network Integration Transmission Service Agreements under PNM's Open Access Transmission Tariff: (a) PNM's Wholesale Power Marketing Department (PNM Merchant), Western Area Power Administration (Western), and Pueblo de Cochiti; (b) PNM Merchant, Western, and Pueblo of San Felipe; (c) PNM Merchant, Western, and Pueblo of Sandia; (d) PNM Merchant, Western, and Pueblo of Santa Ana; (e) PNM Merchant, Western, and Pueblo of Santo Domingo; and (f) PNM Merchant, Western, and Pueblo of Tesuque; and (2) an Amended and Restated Contract No. 8-07-40-P0695 between PNM and Western. PNM states that the purpose of the agreements is to facilitate Western's allocation of Federal power to certain pueblos located within PNM's service territory.

PNM states that copies of the filing were served upon Western, the Pueblos, and informational copies were served upon the New Mexico Public Regulation Commission and the New Mexico Attorney General.

Comment Date: 5 p.m. Eastern Time on October 18, 2004.

18. The Cincinnati Gas & Electric Company

[Docket No. ER04-1247-000]

Take notice that on September 27, 2004, The Cincinnati Gas & Electric Company (CG&E) tendered for filing a Notice of Cancellation, pursuant to 18 CFR 35.15, to reflect the termination of the Long Term Power Sales Agreement between CG&E and The Union Light, Heat & Power Company (ULH&P), Rate Schedule FERC No. 56.

CG&E states that copies of the filing were served upon ULH&P.

Comment Date: 5 p.m. Eastern Time on October 18, 2004.

19. The Union Light, Heat and Power Company; The Cincinnati Gas & Electric Company

[Docket No. ER04-1248-000]

Take notice that on September 27, 2004, The Union Light, Heat and Power Company (ULH&P) and The Cincinnati Gas & Electric Company (CG&E) (collectively, the Applicants) each tendered for filing a Purchase, Sale and Operation Agreement between CG&E and ULH&P.

Applicants state that copies of the filing were served upon the Kentucky Public Service Commission.

Comment Date: 5 p.m. Eastern Time on October 18, 2004.

20. The Cincinnati Gas & Electric Company

[Docket No. ER04-1249-000]

Take notice that on September 27, 2004, The Cincinnati Gas & Electric Company (CG&E) tendered for filing a Facilities Operation Agreement between CG&E and The Union Light, Heat and Power Company (ULH&P). CG&E states that the Facilities Operation Agreement sets forth the rates, terms, and conditions under which CG&E will transform the voltage of electric power originating at generating plants to be owned by ULH&P.

CG&E states that copies of the filing were served upon the Kentucky Public Service Commission.

Comment Date: 5 p.m. Eastern Time on October 18, 2004.

Standard Paragraph

Any person desiring to intervene or to protest this filing must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a notice of intervention or motion to intervene, as appropriate. Such notices, motions, or protests must be filed on or before the comment date. Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant and all parties to this proceeding.

The Commission encourages electronic submission of protests and interventions in lieu of paper using the "eFiling" link at <http://www.ferc.gov>. Persons unable to file electronically should submit an original and 14 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

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Magalie R. Salas,
Secretary.

[FR Doc. E4-2538 Filed 10-7-04; 8:45 am]

BILLING CODE 6717-01-P

ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-6656-5]

Environmental Impact Statements and Regulations; Availability of EPA Comments

Availability of EPA comments prepared pursuant to the Environmental Review Process (ERP), under section 309 of the Clean Air Act and section 102(2)(c) of the National Environmental Policy Act, as amended. Requests for copies of EPA comments can be directed to the Office of Federal Activities at (202) 564-7167. An explanation of the ratings assigned to draft environmental impact statements (EISs) was published in the **Federal Register** dated April 2, 2004 (69 FR 17403).

Draft EISs

ERP No. D-AFS-K65273-CA Rating EC2, Cottonwood Fire Vegetation Management Project, Control Vegetation that is Competing with Conifer Seedlings, Sierraville Ranger District, Tahoe National Forest, Sierra County, CA.

Summary: EPA expressed concerns due to impacts to water quality and sensitive resources, related to potential use of the herbicide triclopyr and cumulative impacts.

ERP No. D-NPS-E65070-AL Rating LO, Selma to Montgomery National Historic Trail Comprehensive Management Plan, Implementation, Dallas, Lowndes and Montgomery Counties, AL.

Summary: EPA has no objection to the preferred alternative for managing this historic trail.

ERP No. D-NPS-L61227-OR Rating LO, Crater Lake National Park General Management Plans, Implementation,

Klamath, Jackson and Douglas Counties, OR.

Summary: EPA supports the selection on the environmentally preferred alternative which includes increased non-motorized recreational opportunities in the Park.

Final EISs

ERP No. F-DOE-L09817-WA BP Cherry Point Cogeneration Project, To Build a 720-megawatt Gas-Fired Combined Cycle Cogeneration Facility, Energy Facility Site Evaluation Council (EFSEC), Whatcom County, WA.

Summary: No comment letter was sent to the preparing agency.

ERP No. F-SFW-L64048-WA Nisqually National Wildlife Refuge (NWR) Comprehensive Conservation Plan, Habitat Restoration, Refuge Boundary Expansion and Related Environmental and Recreational Opportunities, Approval and Implementation, Puget Sound, Nisqually River Delta, Thurston and Pierce Counties, WA.

Summary: No comment letter was sent to the preparing agency.

Dated: October 5, 2004.

Robert W. Hargrove,
Director, NEPA Compliance Division, Office of Federal Activities.

[FR Doc. 04-22667 Filed 10-7-04; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-6656-4]

Environmental Impact Statements; Notice of Availability

Responsible Agency: Office of Federal Activities, General Information (202) 564-7167 or <http://www.epa.gov/compliance/nea/>.

Weekly receipt of Environmental Impact Statements.

Filed September 27, 2004, through

October 1, 2004,

Pursuant to 40 CFR 1506.9.

EIS No. 040460, Draft EIS, COE, AZ, Santa Cruz River Paseco de las Iglesias Feasibility Study, To Identify, Define and Solve Environmental Degradation, Flooding and Water Resource Problem, City of Tucson, Pima county, AZ, Comment Period Ends: November 22, 2004, Contact: Michael J. Fink (602) 640-2001.

EIS No. 040461, Final EIS, FHW, NC, US-17 Interstate Corridor Improvements, south of NC-1127 (Possum Track Road) to north of NC-1418 (Roberson Road) Funding and Permit Issuance, City of Washington

and Town of Chocowinity Vicinity, Beaufort and Pitt Counties, NC, Wait Period Ends: November 8, 2004, Contact: John F. Sullivan (919) 856-4346.

EIS No. 040462, Draft EIS, AFS, WY, Cottonwood II Vegetation Management Project, Proposal to Implement Vegetation Management in the North and South Cottonwood Creek Drainages, Bridger-Teton National Forest, Big Piney Ranger District, Sublette County, WY, Comment Period Ends: November 22, 2004, Contact: Greg Clark (307) 276-3375.

EIS No. 040463, Final EIS, COE, MS, IA, MO, IL, MN, WI, PROGRAMMATIC EIS—Upper Mississippi River and Illinois Waterway System Navigation Feasibility Study (UMR-IWW), Addressing Navigation Improvement Planning and Ecological Restoration Needs, MS, IL, IA, MN, MO, WI, Wait Period Ends: November 8, 2004, Contact: Denny Lunderberg (309) 794-5632.

EIS No. 040464, Final EIS, FHW, PA, City of Lebanon Bridge Over Norfolk Southern Railroad Tracks Construction Project, 12th Street to Lincoln Avenue, Funding, Lebanon County, PA, Wait Period Ends: November 8, 2004, Contact: James A. Cheatham (717) 221-3461.

EIS No. 040465, Draft EIS, NPS, AZ, Colorado River Management Plan, To Provide a Wilderness-Type River Experience for Visitors, General Management Plan, Grand Canyon National Park, Colorado River, Coconino County, AZ, Comment Period Ends: January 6, 2004, Contact: Rick Ernenwein (928) 779-6279. This document is available on the Internet at: <http://www.nps.gov/grca/crmp/>.

EIS No. 040466, Draft Supplement, AFS, UT, Table Top Exploratory Oil and Gas Wells, New Information from the Approval 1994 Final EIS, Wasatch-Cache National Forest, Evanston Ranger District, Summit County, UT, Comment Period Ends: November 22, 2004, Contact: Roger Kesterson (307) 782-6555.

EIS No. 040467, Draft EIS, COE, NB, Cornhusker Army Ammunition Plant (CHAAP) Land Disposal Industrial Tracts, Proposed Disposal and Reuse of Tracts 32, 33, 34, 35, 36, 47, 61, 62, Hall County, NE, Comment Period Ends: November 22, 2004, Contact: Randal P. Sellers (402) 221-3054.

EIS No. 040468, Draft EIS, AFS, ID, Meadows Slope Wildland Fire Protection Project, Proposes to Create and Maintains Fuelbreak of Reduced Crown Fire Hazard, Payette National Forest, New Meadows Rangers