

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 may issue a preliminary determination on non-environmental issues prior to the completion of its review of the environmental aspects of the project.

This preliminary determination typically considers such issues as the need for the project and its economic effect on existing customers of the applicant, on other pipelines in the area, and on landowners and communities.

For example, the Commission considers the extent to which the applicant may need to exercise eminent domain to obtain rights-of-way for the proposed project and balances that against the non-environmental benefits to be provided by the project. Therefore, if a person has comments on community and landowner impacts from this proposal, it is important either to file comments or to intervene as early in the process as possible.

Protests and interventions may be filed electronically via the internet in lieu of paper; see 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the "e-Filing" link. The Commission strongly encourages electronic filings.

If the Commission decides to set the application for a formal hearing before an Administrative Law Judge, the Commission will issue another notice describing that process. At the end of the Commission's review process, a final Commission order approving or denying a certificate will be issued.

Comment Date: May 15, 2003.

**Magalie R. Salas,**  
*Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP03-99-000]

#### Norteno Pipeline Company and OkTex Pipeline Company; Notice of Application

April 24, 2003.

Take notice that on April 15, 2003, Norteno Pipeline Company (Norteno) and OkTex Pipeline Company (OkTex), both located at 100 West Fifth Street, Tulsa, Oklahoma 74103, filed with the Federal Energy Regulatory Commission (Commission) in Docket No. CP03-99-000, a joint application pursuant to Sections 153.15 through 153.17 of the Commission's regulations and Executive Order No. 10485, as amended by Executive Order No. 12038, for authorization permitting OkTex to succeed to Norteno's Presidential Permit, as more fully described in the application. This filing is available for review at the Commission in the Public Reference Room or may be viewed on the Commission's Web site at <http://www.ferc.gov> using the "FERRIS" link. Enter the docket number excluding the last three digits in the docket number field to access the document. For

assistance, please contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-free at (866)208-3676, or for TTY, contact (202)502-8659.

On March 31, 2003, Applicants filed a related application, in Docket No. CP03-76-000 requesting authorization for Norteno to abandon and OkTex to acquire Norteno's interstate facilities including three pipelines that cross the United States/Mexico International Boundary line at El Paso Texas (Del Norte facilities). Norteno and OkTex state that they are both wholly owned subsidiaries of ONEOK, Inc. and the transfer of facilities is said to be in the nature of a corporate restructuring. Accordingly, Applicants herein seek succession by OkTex to Norteno's Presidential Permit. Applicants state that they do not seek any change in the terms and conditions of Norteno's existing Presidential Permit apart from the succession of OkTex as the holder of that authority.

On April 15, 2003, Applicants filed another related application in Docket No. CP03-100-000 to allow OkTex to also succeed to Norteno's Section 3 authority to operate the transferred border crossing facilities for the import and export of natural gas.

Any questions regarding this application should be directed to Vivian C. Hale, Gabel & Gotwals, 1100 ONEOK Plaza, 100 West Fifth Street, Tulsa, Oklahoma 74103-4217, or call (918)595-4822 or FAX (918)595-4990.

There are two ways to become involved in the Commission's review of this project. First, any person wishing to obtain legal status by becoming a party 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.

Protests and interventions may be filed electronically via the internet in lieu of paper; see 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the "e-Filing" link. The Commission strongly encourages electronic filings.

If the Commission decides to set the application for a formal hearing before an Administrative Law Judge, the Commission will issue another notice describing that process. At the end of the Commission's review process, a final Commission order approving or denying a certificate will be issued.

*Comment Date:* May 15, 2003.

**Magalie R. Salas,**

*Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket Nos. EL00-95-045 and EL00-98-042]

#### **San Diego Gas & Electric Company, Complainant, v. Sellers of Energy and Ancillary Services Into Markets Operated by the California Independent System Operator and the California Power Exchange, Respondents: Investigation of Practices of the California Independent System Operator and the California Power Exchange; Notice of Technical Conference**

April 24, 2003.

As directed by the Commission Order issued on March 26, 2003, in Docket No. EL00-95-045 and EL00-98-042, 102 FERC ¶ 61,317 (2003), the Federal Energy Regulatory Commission Staff is convening a technical conference to address issues concerning the information that will be submitted with generators' fuel cost allowance claims. Staff will issue an agenda the week of May 12, 2003. The conference will be held at FERC headquarters, 888 First

Street, NE, Washington, DC, on May 22, 2003, beginning at 9 a.m.

For additional information concerning the conference, interested persons may contact Leonard Tao at *Leonard.Tao@ferc.gov* or Rahim Amerkhail at *Rahim.Amerkhail@ferc.gov*. No telephone communication bridge will be provided at this technical conference.

**Magalie R. Salas,**

*Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket Nos. CP03-79-000, CP03-33-000, CP03-34-000 and CP03-35-000]

#### **National Fuel Gas Supply Corporation; Wyckoff Gas Storage Company, LLC; Supplemental Notice of Intent To Prepare an Environmental Assessment for the Proposed National Fuel Gas Supply Corporation Line Z-67 Project and Request for Comments on Environmental Issues**

April 24, 2003.

The staff of the Federal Energy Regulatory Commission (FERC or Commission) will prepare an environmental assessment (EA) that will discuss the environmental impacts of the National Fuel Gas Supply Corporation (National Fuel) Line Z-67 Project in Steuben County, New York.<sup>1</sup> This project is related to Wyckoff Gas Storage Company, LLC's (Wyckoff) proposed Wyckoff Gas Storage Project in Docket Nos. CP03-33-000, CP03-34-000 and CP03-35-000, involving construction and operation of natural gas storage facilities in Steuben County, New York. We<sup>2</sup> issued a notice of intent to prepare an EA for Wyckoff's project on February 10, 2003. The EA being prepared for the Wyckoff project will be expanded to include National Fuel's Line Z-67 Project. The facilities National Fuel proposes to abandon include about 6.8 miles of 8-inch-diameter pipeline (Line Z-67), one block valve, and two bridle valve connections. This EA will be used by the Commission in its decision-making process to determine

<sup>1</sup> National Fuel's application was filed with the Commission under Section 7 of the Natural Gas Act and part 157 of the Commission's regulations.

<sup>2</sup> "We", "us", and "our" refer to the environmental staff of the Office of Energy Projects (OEP).

whether the project is in the public convenience and necessity.

A fact sheet prepared by the FERC entitled "An Interstate Natural Gas Facility On My Land? What Do I Need To Know?" was attached to the project notice Wyckoff provided to landowners. This fact sheet addresses a number of typically asked questions, including the use of eminent domain and how to participate in the Commission's proceedings. It is available for viewing on the FERC Internet Web site (<http://www.ferc.gov>).

### Summary of the Proposed Project

National Fuel states that it would abandon its facilities only if the Wyckoff Storage Project is developed. After completion of abandonment activities, Wyckoff would exercise its option to acquire National Fuel's right-of-way under the right-of-way agreements, subject to a reservation allowing National Fuel to use the right-of-way for a single pipeline. This would be consistent with the terms and conditions of the applicable right-of-way agreements. National Fuel's facilities that would be abandoned would consist of:

- 35,670 feet of 8-inch-diameter pipeline Line Z-67, would be abandoned in place near the Towns of Troupsburg and Jasper, Steuben County, New York. Landowners request that the pipeline be removed. If pipeline sections are removed at the request of landowners, that work would be performed by Wyckoff. One block valve and two bridle valve connections would be abandoned by removal along Line Z-67.
- One 100-horsepower nonjurisdictional skid mounted field compressor would also be retired by removal.

The location of the project facilities is shown in appendix 1.<sup>3</sup>

### Land Requirements for Construction

Abandonment of the proposed facilities would require less than 0.1 acre of land, and the work would be performed on National Fuel's existing right-of-way. At milepost (MP) 0.0, an approximate 5-foot by 15-foot bell hole would be dug over the existing trench line on the edge of an agricultural field in order to cut and remove the

<sup>3</sup> The appendices referenced in this notice are not being printed in the **Federal Register**. Copies are available on the Commission's Web site at the "FERRIS" link or from the Commission's Public Reference and Files Maintenance Branch, 888 First Street, NE., Washington, DC 20426, or call (202) 502-8371. For instructions on connecting to FERRIS refer to the last page of this notice. Copies of the appendices were sent to all those receiving this notice in the mail.