

*Comment Date:* February 11, 2003.

#### 4. Midwest Independent Transmission System Operator, Inc.

[Docket No. ER02-1420-008]

Take notice that in compliance with the Commission's Order in Midwest Independent Transmission System Operator Inc., 101 FERC ¶ 61,319, on January 21, 2003, the Midwest Independent Transmission System Operator, Inc. (Midwest ISO) submitted revisions to the Second Revised, Volume No. 1 Resulting Company Open Access Transmission Tariff (Resulting Company Tariff) and the Second Revised Agreement (Resulting Company Agreement) of Transmission Facilities Owners to Organize the company formerly known as the Midwest Independent Transmission System Operator, Inc., a Delaware Non-stock Corporation. The Midwest ISO has requested the Commission to determine the effective date of its compliance filing to be the day immediately following the consummation of the business combination between the Midwest ISO and Southwest Power Pool as contemplated by the Purchase and Assumption Agreement.

The Midwest ISO has requested waiver of the requirements set forth in 18 CFR 385.2010. The Midwest ISO states that it has electronically served a copy of this filing upon all Midwest ISO Members, Member representatives of Transmission Owners and Non-Transmission Owners, the Midwest ISO Advisory Committee participants, Policy Subcommittee participants, as well as all state commissions within the region. In addition, the filing has been electronically posted on the Midwest ISO's Web site at <http://www.midwestiso.org> under the heading "Filings to FERC" for other interested parties in this matter. The Midwest ISO also states that it will provide hard copies to any interested parties upon request.

*Comment Date:* February 11, 2003.

#### 5. New England Power Pool and ISO New England, Inc.

[Docket No. ER02-2330-007]

Take notice that on January 21, 2003, the New England Power Pool (NEPOOL) Participants Committee and ISO New England Inc., (ISO-NE) submitted their Report of Compliance in response to the requirements of the Commission's December 20, 2002 Order, 101 FERC ¶ 61,344.

The Participants Committee states that copies of these materials were sent to the New England state governors and regulatory commissions and the Participants in NEPOOL.

*Comment Date:* February 11, 2003.

#### 6. Northeast Utilities Service Company

[Docket No. ER03-434-000]

Take notice that on January 21, 2003, Northeast Utilities Service Company (NUSCO), on behalf of The Connecticut Light and Power Company (CL&P), tendered for filing the executed Interconnection Agreement (IA) by and between CL&P and Exeter Energy Limited Partnership (Exeter), designated as Original Service Agreement No. 94 under Northeast Utilities System Companies' Open Access Transmission Tariff No. 9. The IA is a new agreement establishing the terms and conditions under which CL&P will provide interconnection service to Exeter's 26 megawatt waste tire fired electrical generating facility (Generating Facility) located in Sterling, Connecticut.

NUSCO states that a copy of this filing has been mailed to Exeter and that Exeter fully consents to and supports this filing. NUSCO requests an effective date of July 15, 2002 for the IA and requests any waivers of the Commission's regulations that may be necessary to permit such an effective date.

*Comment Date:* February 11, 2003.

#### 7. ISO New England Inc.

[Docket No. OA97-237-000]

Take notice that on January 22, 2003, ISO New England Inc. filed its "Quarterly Report for Regulators," as required by New England Power Pool Market Rules and Procedures 17, for the first quarter.

*Comment Date:* February 12, 2003.

#### Standard Paragraph

Any person desiring to intervene or to protest this filing should file with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, 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 motion to intervene. All such motions or protests should be filed on or before the comment date, and, to the extent applicable, must be served on the applicant and on any other person designated on the official service list. This filing is available for review at the Commission 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

filed to access the document. For assistance, 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. 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.

**Magalie R. Salas,**

*Secretary.*

[FR Doc. 03-2266 Filed 1-30-03; 8:45 am]

**BILLING CODE 6717-01-P**

### DEPARTMENT OF ENERGY

#### Federal Energy Regulatory Commission

[Docket No. ER00-38-003, et al.]

#### Broad River Energy LLC, et al.; Electric Rate and Corporate Filings

January 27, 2003.

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

##### 1. Broad River Energy LLC

[Docket No. ER00-38-003]

Take notice that on January 22, 2003, Broad River Energy LLC submitted for filing its triennial market analysis update.

*Comment Date:* February 12, 2003.

##### 2. Lyon Rural Electric Cooperative

[Docket No. ER02-2001-000]

Take notice that on December 16, 2002, Lyon Rural Electric Cooperative (Lyon) filed a request for waiver of the requirements of Order No. 2001 pursuant to 18 CFR 385.207 of the Federal Energy Regulatory Commission's Regulations. Lyon's filing is available for public inspection at its offices in Rock Rapids, Iowa.

*Comment Date:* February 18, 2003.

##### 3. NM Colton Genco LLC, NM Mid-Valley Genco LLC, and NM Milliken Genco LLC

[Docket Nos. ER03-320-001, ER03-321-001, and ER03-322-001]

Take notice that on January 23, 2003, NM Colton Genco LLC (NM Colton), NM Mid-Valley Genco LLC (NM Mid-Valley) and NM Milliken Genco LLC (NM Milliken) (collectively, Applicants), tendered for filing with the Federal Energy Regulatory Commission, an amendment to the Application of NM

Colton Genco LLC, NM Mid-Valley Genco LLC, and NM Milliken Genco LLC for Order Approving Market Based Rates filed with the Commission on December 23, 2002.

*Comment Date:* February 13, 2003.

#### 4. Elk Hills Power, LLC

[Docket No. ER03-394-001]

Take notice that on January 22, 2003, Elk Hills Power, LLC (Elk Hills) tendered for filing amendments to its petition for waivers and blanket approvals under various regulations of the Federal Energy Regulatory Commission and for an order accepting its FERC Electric Tariff No. 1, originally filed on January 9, 2003.

*Comment Date:* February 12, 2003.

#### 5. Avista Corporation

[Docket No. ER03-435-000]

Take notice that on January 22, 2003, Avista Corporation (Avista) tendered for filing with the Federal Energy Regulatory Commission (Commission), pursuant to part 35 of the Commission's Rules and Regulations, 18 CFR part 35, Original Service Agreement No. 297, which is an Agreement for Purchase and Sale of Power between Avista and Public Utility District No. 1 of Douglas County, Washington.

Avista requests an effective date of January 1, 2003.

Avista states that copies of the filing were served upon Douglas, the sole party to the Service Agreement.

*Comment Date:* February 12, 2003.

#### 6. Southern California Edison Company

[Docket No. ER03-436-000]

Take notice that on January 22, 2003, Southern California Edison Company (SCE) tendered for filing revisions to the Agreement For Interconnection Service and the Interconnection Facilities Agreement between SCE and Harbor Cogeneration Company (Harbor), Service Agreement Nos. 2 and 9 under SCE's FERC Electric Tariff, First Revised Volume No. 6.

The revisions to these agreements reflect an extension of their terms and conditions to provide interconnection service to Harbor's 110 MW generating facility through April 30, 2003.

SCE states that copies of this filing were served upon the Public Utilities Commission of the State of California and Harbor.

*Comment Date:* February 12, 2003.

#### 7. Puget Sound Energy, Inc.

[Docket No. ER03-437-000]

Take notice that on January 22, 2003, Puget Sound Energy, Inc. (Puget) tendered for filing: (i) A change in Puget

Rate Schedule FERC No. 86 between the Department of Energy acting by and through the Bonneville Power Administration (Bonneville) and Puget, effective October 1, 2001 (the Revision); and (ii) the Settlement Exchange Agreement between Puget and Bonneville, executed September 17, 1985, as amended.

Puget states that a copy of the filing was served upon Bonneville. Puget also states that the Revision is to Exhibit E to the Settlement Exchange Agreement between Puget and Bonneville. Exhibit E relates to transmission service and charges by Bonneville for deliveries by Bonneville under the Settlement Exchange Agreement.

*Comment Date:* February 12, 2003.

#### 8. ManChief Power Company, L.L.C.

[Docket No. ER03-438-000]

Take notice that on January 22, 2003, ManChief Power Company, L.L.C. (ManChief Power) tendered for filing pursuant Section 205 of the Federal Power Act proposed revisions to its FERC Electric Tariff, Original Volume No. 1 (Tariff).

ManChief Power requests that the Tariff be modified to provide for sales of electric energy and capacity by ManChief Power on a stand-alone basis. The Tariff currently is shared by ManChief Power with Fulton Cogeneration Associates, L.P. (Fulton) with whom ManChief Power previously was, but is no longer, affiliated.

ManChief Power requests an effective date of November 4, 2002.

*Comment Date:* February 12, 2003.

#### 9. Fulton Cogeneration Associates, L.P.

[Docket No. ER03-439-000]

Take notice that on January 22, 2003, Fulton Cogeneration Associates, L.P. (Fulton), tendered for filing pursuant Section 205 of the Federal Power Act proposed revisions to its FERC Electric Tariff, Original Volume No. 1 (Tariff).

Fulton requests that the Tariff be modified to provide for sales of electric energy and capacity by Fulton on a stand-alone basis. The Tariff is currently shared by Fulton and ManChief Power Company, L.L.C. (ManChief).

Fulton requests an effective date of November 4, 2002, the date that member interests in ManChief were transferred to an unaffiliated entity.

*Comment Date:* February 12, 2003.

#### 10. California Independent System Operator Corporation

[Docket No. ER03-440-000]

Take notice that on January 22, 2003, the California Independent System Operator Corporation (ISO) tendered for

filing a notice concerning the termination of the Scheduling Coordinator Agreement (SCA) between the ISO and the Department of Water and Power of the City of Los Angeles (LADWP). The ISO requests that the SCA be terminated effective May 21, 2003.

The ISO states that copies of this filing have been served upon all parties in Docket No. ER99-2241-000.

*Comment Date:* February 12, 2003.

#### 11. Progress Energy Inc. on behalf of Progress Energy Carolinas, Inc.

[Docket No. ER03-441-000]

Take notice that on January 23, 2003, Progress Energy Carolinas (Progress Carolinas) filed a Service Agreement with Virginia Electric Power Company under Progress Carolinas' market-based rates Tariff, FERC Electric Tariff, First Revised, Volume No. 5.

Progress Carolinas is requesting an effective date of January 1, 2003 for this Agreement. Progress states that copies of the filing were served upon the North Carolina Utilities Commission and the South Carolina Public Service Commission.

*Comment Date:* February 13, 2003.

#### 12. Progress Energy, Inc. on behalf of Progress Energy Carolinas, Inc.

[Docket No. ER03-442-000]

Take notice that on January 23, 2003, Progress Energy Carolinas, Inc. (Progress Carolinas) tendered for filing an executed long-term Service Agreement between Progress Carolinas and the following eligible buyer, The Town of Winterville, NC. Service to this eligible buyer will be in accordance with the terms and conditions of Progress Carolinas Market-Based Rates Tariff, FERC Electric Tariff No. 5.

Progress Carolinas requests an effective date of March 1, 2003 for this Service Agreement. Progress also states that copies of the filing were served upon the North Carolina Utilities Commission and the South Carolina Public Service Commission.

*Comment Date:* February 13, 2003.

#### 13. Public Service Company of New Mexico

[Docket No. ER03-443-000]

Take notice that on January 23, 2003, Public Service Company of New Mexico (PNM) submitted for filing an executed service agreement, dated January 1, 2003, for firm point-to-point transmission service and ancillary services, between PNM Transmission Development and Contracts (Transmission Provider) and PNM International Business Development

(Transmission Customer), under the terms of PNM's Open Access Transmission Tariff. The agreement is for 27 MW of reserved transmission capacity (and certain ancillary services) from the San Juan Generating Station 345kV Switchyard to the Luna 345kV Switching Station and represents the Transmission Customer's exercise of its Right of First Refusal to extend service under a predecessor (now expired) agreement for one year (through calendar year 2003). PNM requests January 1, 2003, as the effective date for each agreement. PNM's filing is available for public inspection at its offices in Albuquerque, New Mexico.

PNM states that copies of the filing have been sent to PNM International Business Development, PNM Transmission Development and Contracts, the New Mexico Public Regulation Commission and the New Mexico Attorney General.

*Comment Date:* February 13, 2003.

#### 14. Public Service Company of New Mexico

[Docket No. ER03-444-000]

Take notice that on January 23, 2003, Public Service Company of New Mexico (PNM) submitted for filing two executed service agreements for firm point-to-point transmission service with Texas-New Mexico Power Company (TNMP), under the terms of PNM's Open Access Transmission Tariff. The agreements are for 5 MW and 15 MW (respectively) of reserved transmission capacity from the Four Corners 345kV Switchyard to the Hidalgo 345kV Switching Station during calendar year 2003. PNM requests January 1, 2003, as the effective date for each agreement. PNM's filing is available for public inspection at its offices in Albuquerque, New Mexico.

PNM states that copies of the filing have been sent to TNMP, the New Mexico Public Regulation Commission and the New Mexico Attorney General.

*Comment Date:* February 13, 2003.

#### 15. Midwest Independent Transmission System Operator, Inc.

[Docket No. ER03-445-000]

Take notice that on January 23, 2003, pursuant to Section 205 of the Federal Power Act and Section 35.12 of the Commission's regulations, 18 CFR 35.12 the Midwest Independent Transmission System Operator, Inc. (Midwest ISO) submitted for filing an Interconnection and Operating Agreement among Dakota I Power Partners, the Midwest ISO and Montana-Dakota Utilities Co., a Division of MDU Resources Group, Inc.

Midwest ISO states a copy of this filing was sent to the Dakota I Power

Partners and Montana-Dakota Utilities Co.

*Comment Date:* February 13, 2003.

#### 16. Calpine Philadelphia, Inc.

[Docket No. ER03-446-000]

Take notice that on January 23, 2003, Calpine Philadelphia, Inc., (CPI), filed a Notice of Succession to adopt O'Brien (Philadelphia) Cogeneration, Inc.'s market-based rate authorizations.

*Comment Date:* February 13, 2003.

#### Standard Paragraph

Any person desiring to intervene or to protest this filing should file with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, 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 motion to intervene. All such motions or protests should be filed on or before the comment date, and, to the extent applicable, must be served on the applicant and on any other person designated on the official service list. This filing is available for review at the Commission 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 filed to access the document. For assistance, 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. 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.

**Magalie R. Salas,**

*Secretary.*

[FR Doc. 03-2267 Filed 1-30-03; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP03-31-000]

#### Paiute Pipeline Company; Notice of Intent To Prepare an Environmental Assessment for the Proposed Carson Lateral Replacement Project and Request for Comments on Environmental Issues

January 27, 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 Paiute Pipeline Company's (Paiute) proposed Carson Lateral Replacement Project in Lyon, Douglas, Carson City, and Washoe Counties, Nevada.<sup>1</sup> Paiute seeks to construct about 14 miles of 20-inch-diameter pipeline; abandon about 8 miles of existing 10-inch-diameter pipeline; and modify 4 existing regulation stations. The EA will be used by the Commission in its decision-making process to determine whether the project is in the public convenience and necessity.

If you are a landowner receiving this notice, you may be contacted by a Paiute representative about the acquisition of an easement to construct, operate, and maintain the proposed facilities. The pipeline company would seek to negotiate a mutually acceptable agreement. However, if the project is approved by the Commission, that approval conveys with it the right of eminent domain. Therefore, if easement negotiations fail to produce an agreement, Paiute could initiate condemnation proceedings in accordance with state law.

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 Paiute 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>).

This Notice of Intent (NOI) is being sent to landowners along Paiute's proposed pipeline route; Federal, state, and local government agencies; national and local elected officials; regional environmental and public interest

<sup>1</sup> Paiute's application was filed on December 19, 2002, under section 7 of the Natural Gas Act and part 157 of the Commission's regulations.