

proposes a variety of environmental and recreation measures.

m. A copy of the application is available for review at the Commission in the Public Reference Room or 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 (P-459), to access the document. For assistance, contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-free at 1-866-208-3676, or for TTY, (202) 502-8659. A copy is also available for inspection and reproduction at the address in item h above.

n. Anyone may submit comments on this application. In determining the appropriate action to take, the

Commission will consider all comments filed. Comments must be received on or before the specified deadline date for comments identified in paragraph j above.

All filings must: (1) Bear in all capital letters the title "COMMENTS," "REPLY COMMENTS," "RECOMMENDATIONS," "TERMS AND CONDITIONS," or "PRESCRIPTIONS;" (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 agency or other individual submitting the filing; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. All comments, recommendations, terms

and conditions or prescriptions must set forth their evidentiary basis and otherwise comply with the requirements of 18 CFR 4.34(b). Agencies may obtain copies of the application directly from the applicant. Each filing must be accompanied by proof of service on all persons listed on the service list prepared by the Commission in this proceeding, in accordance with 18 CFR 4.34(b) and 385.2010.

You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via e-mail of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

o. The revised tentative schedule for processing the application is as follows:

Milestone	Date
Deadline for Agency Recommendations .....	January 2005.
Deadline for Reply Comments .....	March 2005.
Issuance of EA .....	March/April 2005.
Public Comments on EA due .....	May/June 2005.
Ready for Commission Decision on the Application .....	November 2005.

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

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**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

[Project No. P-2726-012]

**Malad Hydroelectric Project; Notice of Meetings**

November 23, 2004.

The Commission is scheduled to meet with representatives of the Shoshone-Paiute Tribes of the Duck Valley Indian Reservation and Shoshone-Bannock Tribes of the Fort Hall Indian Reservation involving the Malad Hydroelectric Project (Project No. 2726-012). Meetings will be held with the following tribes at the locations and times listed below:

Shoshone-Paiute Tribes, December 16, 2004, 9 a.m. (m.s.t.); Red Lion Canyon Springs Hotel, Cedar Room, 1357 Blue Lakes Blvd. N., Twin Falls, ID 83301.

Shoshone-Bannock Tribes, December 16, 2004, 3 p.m. (m.s.t.); Fort Hall Indian Reservation, Tribal Conference Room at the Tribal Business Center.

Members of the public and intervenors in the referenced proceedings may attend these meetings; however, participation will be limited to tribal representatives and the

Commission representatives. If the Tribes decide to disclose information about a specific location which could create a risk or harm to an archeological site or Native American cultural resource, the public will be excused for that portion of the meeting when such information is disclosed.<sup>1</sup> If you plan to attend any of these meetings, please contact Dr. Frank Winchell at the Federal Energy Regulatory Commission. He can be reached at 202-502-6104. The meetings will be transcribed by a court reporter, and transcripts will be made available by the Commission after the meetings.

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

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**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

[Docket No. RM98-1-000]

**Records Governing Off-the-Record Communications; Public Notice**

November 23, 2004.

This constitutes notice, in accordance with 18 CFR 385.2201(b), of the receipt

<sup>1</sup> Protection from public disclosure involving this kind of specific information is based upon 18 CFR 4.32(b)(3)(ii) of the Commission's regulations implementing the Federal Power Act.

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 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 a part of, the decisional record of the proceeding. Unless the Commission determines that the prohibited communication and any responses thereto should become a 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 a request only when it determines that fairness so requires. Any person identified below as having made a prohibited off-the-record communication shall 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.