

Settlement Agreement in Docket No. ER01-1344-000, the Northern Maine Independent System Administrator, Inc., the Maine Public Utilities Commission, Commission Trial Staff, the Maine Public Advocate, and current MPS open access transmission tariff customers.

*Comment Date:* March 31, 2004.

#### 11. Idaho Power Company

[Docket No. ER04-643-000]

Take notice that on March 12, 2004, Idaho Power Company (Idaho Power) submitted for filing First Revised Service Agreement No. 174 under its Open Access Transmission Tariff providing for 75 MW of long-term from transmission service to the Idaho Power Merchant Group.

*Comment Date:* April 2, 2004.

#### 12. Duke Energy Lee, LLC

[Docket No. ER04-644-000]

Take notice that on March 12, 2004, Duke Energy Lee, LLC (Duke Lee) filed revisions to its FERC Electric Tariff, Original Volume No. 1 (Tariff), specifically (1) enumerating ancillary service products sold into the ancillary service markets operated by PJM Interconnection, L.L.C., (2) providing for the resale of firm transmission rights and other similar congestion-related contracts, and (3) reflecting the Commission's current language preferences with respect to (a) use of an Internet site with respect to the provision of certain ancillary services and (b) obtaining Commission approval for certain affiliate transactions. Duke Lee requested an effective date of March 13, 2004.

*Comment Date:* April 2, 2004.

#### 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, call (202) 502-8222 or TTY, (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. E4-660 Filed 3-24-04; 8:45 am]

**BILLING CODE 6717-01-P**

### DEPARTMENT OF ENERGY

#### Federal Energy Regulatory Commission

[Docket No. ER02-2330-025, et al.]

#### ISO New England Inc., et al.; Electric Rate And Corporate Filings

March 18, 2004.

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

##### 1. ISO New England Inc.

[Docket No. ER02-2330-025]

Take notice that on March 15, 2004, ISO New England Inc. submitted a compliance filing providing a status report on the implementation of Standard Market Design in New England.

*Comment Date:* April 5, 2004.

##### 2. Duke Energy South Bay, Inc.

[Docket No. ER03-117-004]

Take notice that on March 15, 2004, Duke Energy South Bay, LLC (Duke South Bay) submitted for filing an errata to the refund report filed on March 12, 2004, in Docket No. ER03-117-003.

*Comment Date:* April 5, 2004.

##### 3. Southern California Edison Company

[Docket No. ER03-142-005]

Take notice that on March 15, 2004, Southern California Edison Company (SCE) tendered for filing a refund report in compliance with the Order Approving Uncontested Settlement issued by the Commission on February 12, 2004, in Docket No. ER03-142-000 106 FERC ¶ 61,118.

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

*Comment Date:* April 5, 2004.

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

[Docket No. ER03-1312-004]

Take notice that on March 15, 2004, the Midwest Independent Transmission System Operator, Inc. (Midwest ISO) supplemented its March 1, 2004, filing concerning Schedule 20 (Treatment of Station Power) of its Open Access Transmission Tariff, FERC Electric Tariff, Second Revised Volume No. 1.

The Midwest ISO has requested waiver of the service requirements set forth in 18 CFR 385.2010. Midwest ISO states that it has electronically served a copy of this filing, with attachments, upon all Midwest ISO Members, Member representatives of Transmission Owners and Non-Transmission Owners, the Midwest ISO Advisory Committee 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 [www.midwestiso.org](http://www.midwestiso.org) under the heading "Filings to FERC" for other interested parties in this matter. The Midwest ISO will provide hard copies to any interested parties upon request.

*Comment Date:* April 5, 2004.

#### 5. Williams Power Company, Inc., Williams Generation Company—Hazelton, Williams Flexible Generation, LLC

[Docket Nos. ER03-1331-003, ER97-4587-004, and ER00-2469-001]

Take notice that on March 12, 2004, Williams Power Company, Inc., (WPC) Williams Generation Company—Hazelton and Williams Flexible Generation, LLC tendered for filing a joint triennial market power update in compliance with the Commission's orders authorizing them to engage in wholesale sales of electric power at market-based rates.

*Comment Date:* April 2, 2004.

#### 6. American Electric Power Service Corporation

[Docket No. ER04-645-000]

Take notice that on March 12, 2004, the American Electric Power Service Corporation (AEP), as agent for Appalachian Power Company (APCo) tendered for filing as an Initial Rate Schedule, an executed Letter Agreement between APCo Bristol Virginia Utilities. AEP requests an effective date of February 9, 2004.

AEP states that a copy of the filing was served upon Bristol Virginia Utilities and the Virginia State Corporation Commission.

*Comment Date:* April 5, 2004.

**7. Core Equities, Inc.**

[Docket No. ER04-646-000]

Take notice that on March 15, 2004, Core Equities, Inc. (Core) petitioned the Commission for acceptance of Core Rate Schedule FERC No. 1; the granting of certain blanket approvals, including the authority to sell electricity at market-based rates; and the waiver of certain Commission regulations.

Core states that it intends to engage in wholesale electric power and energy purchases and sales as a marketer. Core also states that it is not in the business of generating or transmitting electric power and that it is a privately held corporation with no affiliates or subsidiaries.

*Comment Date:* April 5, 2004.

**8. PacifiCorp**

[Docket No. ER04-647-000]

Take notice that on March 15, 2004, PacifiCorp tendered for filing in accordance with 18 CFR 35 of the Commission's Rules and Regulations, First Revised Sheet Nos. 45 through 47 (Appendix A) to PacifiCorp's First Revised FERC Rate Schedule No. 297 (Transmission Service and Operating Agreement) with Utah Associated Municipal Power Systems (UAMPS).

PacifiCorp states that copies of this filing were supplied to the Public Utility Commission of Oregon, the Washington Utilities and Transportation Commission, and UAMPS.

*Comment Date:* April 5, 2004.

**9. Public Service Company of New Mexico**

[Docket No. ER04-648-000]

Take notice that on March 15, 2004, Public Service Company of New Mexico (PNM) submitted for filing an Interim Invoicing Agreement with respect to invoicing for coal deliveries from San Juan Coal Company among PNM, Tucson Electric Power Company (TEP), and the other owners of interests in the San Juan Generating Station covering the period from January 1, 2004, through December 31, 2004. PNM states that Interim Invoicing Agreement is an appendix to the San Juan Project Participation Agreement (PPA), and effectively modifies the PPA for that same period. PNM request an effective date of January 1, 2004.

PNM states that copies of the filing have been sent to the New Mexico Public Regulation Commission, the New Mexico Attorney General, TEP, and each of the owners of an interest in the San Juan Generating Station.

*Comment Date:* April 5, 2004.

**10. Minnesota Power, Superior Water, Light & Power Company, Rainy River Energy Corporation**

[Docket No. ER04-649-000]

Take notice that on March 15, 2004, Minnesota Power and its affiliates, Superior Water, Light & Power Company and Rainy River Energy Corporation (Applicants), filed revised market based rate tariffs to reflect the fact that the Applicants are no longer affiliated with Split Rock Energy LLC.

*Comment Date:* April 5, 2004.

**11. Mirant Kendall, L.L.C.**

[Docket No. ER04-650-000]

Take notice that on March 15, 2004, Mirant Kendall, L.L.C. (Mirant Kendall) tendered for filing pursuant to section 205 of the Federal Power Act and part 35 of the Commission's regulations an amended and restated tie agreement (the Tie Agreement) and a substation agreement (the Substation Agreement) by and between Mirant Kendall and Cambridge Electric Light Company (Cambridge Electric). Mirant Kendall states that the proposed Agreements would provide for the construction and operation of a generator tie line within Mirant Kendall's generating station in Cambridge, Massachusetts and the conveyance of certain property rights for the construction and operation of a substation in Cambridge, Massachusetts. Mirant Kendall has requested an effective date for the Tie Agreement of March 16, 2004. Mirant Kendall has requested an effective date for the Substation Agreement coincident with the later of (a) approval of the United States Bankruptcy Court of the Northern District of Texas, Fort Worth Division and (b) approval in writing by Mirant Kendall's debtor-in-possession lender of Mirant Kendall's entry into such Substation Agreement.

Mirant Kendall states that a copy of this filing has been sent to Cambridge Electric.

*Comment Date:* April 5, 2004.

**12. San Manuel Power Co. LLC**

[Docket No. ER04-651-000]

Take notice that on March 15, 2004, San Manuel Power Co. LLC (San Manuel) filed a Notice of Cancellation of its Electric Tariff, Original Volume No. 1, effective March 31, 2004.

*Comment Date:* April 5, 2004.

**13. FirstEnergy Solutions Corp.**

[Docket No. ER04-652-000]

Take notice that on March 15, 2004, FirstEnergy Solutions Corp. (Solutions) tendered for filing a revised Service Schedule A—Reactive Supply and Voltage Control from Generation

Sources Service (Reactive Supply Service) under its Tariff for Sales of Ancillary Services and Interconnected Operations Services. Solutions states that revisions are being made to establish or update charges for Reactive Supply Service that it provides to transmission systems controlled by the Midwest Independent Transmission System Operator, Inc. and PJM Interconnection, LLC. Solutions has proposed to make the revised Service Schedule A effective on May 1, 2004.

*Comment Date:* April 5, 2004.

**14. PJM Interconnection, L.L.C.**

[Docket No. ER04-653-000]

Take notice that on March 15, 2004, PJM Interconnection, L.L.C. (PJM) submitted the initial allocation of financial transmission rights (FTRs) for the zone of Commonwealth Edison Company (ComEd), which will come under the PJM tariff and market rules on May 1, 2004. PJM proposes an effective date of May 1, 2004, for the initial FTR allocation in the ComEd zone.

PJM states that copies of the filing were served on all PJM members and the utility regulatory commissions in the PJM region.

*Comment Date:* April 5, 2004.

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

[Docket No. ER04-655-000]

Take notice that on March 15, 2004, Midwest Independent Transmission (Midwest ISO) and the Midwest ISO Transmission Owners and Coordinating Owner submitted for filing proposed revisions to the Agreement of Transmission Facilities Owners to Organize the Midwest Independent Transmission System Operator, Inc., a Delaware Non-Stock Corporation (Midwest ISO Agreement), Midwest ISO FERC Electric Tariff, First Revised Rate Schedule No. 1, in order to revise the distribution of revenues collected under Schedule 18 of the Midwest ISO Open Access Transmission Tariff consistent with the Settlement approved in Docket No. ER03-580-000, *et al.*

The Midwest ISO and the Midwest ISO Transmission Owners and Coordinating Owner requested waiver of the notice provisions of section 205 of the Federal Power Act in order to accommodate an effective date of October 1, 2003, the effective date of Schedule 18.

The Midwest ISO and the Midwest ISO Transmission Owners and Coordinating Owner requested waiver of the service requirements set forth in 18 CFR 385.2010. Midwest ISO states that it has electronically served a copy of

this filing, with attachments, upon all Midwest ISO Members, Member representatives of Transmission Owners and Non-Transmission Owners, 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 [www.midwestiso.org](http://www.midwestiso.org) under the heading Filings to FERC for other interested parties in this matter. The Midwest ISO will provide hard copies to any interested parties upon request.

*Comment Date:* April 5, 2004.

### 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'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, call (202) 502-8222 or TTY, (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. E4-664 Filed 3-24-04; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Application for Surrender of Exemption and Soliciting Comments, Motions To Intervene, and Protests

March 18, 2004.

Take notice that the following hydroelectric application has been filed

with the Commission and is available for public inspection:

- a. *Application Type:* Surrender of exemption (5 MW or less).
- b. *Project No.:* 8486-001.
- c. *Date Filed:* March 5, 2004.
- d. *Applicant:* The Simeon Company.
- e. *Name of Project:* Union Village Dam.
- f. *Location:* Located on the Branch River, in Carroll County, New Hampshire.
- g. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. 791a-825r.
- h. *Applicant Contact:* Dennis P. Strozzi, The Simeon Company, 76 Westbury Park Road, Watertown, Connecticut 06795-0400, (203) 945-4225.

i. *FERC Contact:* Brittany Schoenen, (202) 502-6097.

j. *Deadline for Filing Responsive Documents:* The Commission directs, pursuant to section 4.34(b) of the Regulations (see Order No. 533 issued May 8, 1991, 56 FR 23108, May 20, 1991) that all comments, motions to intervene, protests, and recommendations for terms and conditions concerning the application be filed with the Commission by April 19, 2004.

Comments, 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.

The Commission's rules of practice and procedure require all interveners filing documents with the Commission to serve a copy of that document on each person in the official service list for the project. Further, if an intervener files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

k. *Description of Proposed Action:* The existing project consists of: (1) A 15-foot-high, 112-foot-long stone masonry and concrete dam; (2) a 2-acre reservoir; (3) an 80-foot-wide uncontrolled spillway with 2-foot-high flashboards; (4) a 4-foot-diameter, 10-foot-long underground steel penstock; (5) a 75-kW turbine-generator; and (6) appurtenant facilities. The licensee would like to surrender its exemption and cease operation of the facility.

l. *Locations of Application:* A copy of the application is available for inspection and reproduction at the Commission in the Public Reference Room, located at 888 First Street NE.,

Room 2A, Washington, DC 20426, or by calling (202) 502-8371. This filing may also be viewed on the Commission's Web site at <http://www.ferc.gov> using the "eLibrary" link. Enter the docket number, here P-6429, in the docket number field to access the document. For assistance, call toll-free 1-866-208-3676 or e-mail [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov). For TTY, call (202) 502-8659. A copy is also available for inspection and reproduction at the address in item h above.

m. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

n. *Comments, Protests, or Motions to Intervene*—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of rules of practice and procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

o. *Filing and Service of Responsive Documents*—Any filings must bear in all capital letters the title "COMMENTS," "REPLY COMMENTS," "RECOMMENDATIONS FOR TERMS AND CONDITIONS," "PROTEST," OR "MOTION TO INTERVENE," as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and eight copies to: Magalie R. Salas, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. An additional copy must be sent to the Director, Division of Hydropower Administration and Compliance, Federal Energy Regulatory Commission, at the above-mentioned address. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

p. *Agency Comments*—Federal, State, and local agencies are invited to file comments on the described applications. A copy of the applications may be obtained by agencies directly from the Applicant. If any agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also