

Declaratory Order. The petition requests Commission approval for CalPX to enter into a settlement between and among CalPX, Southern California Edison Company and San Diego Gas & Electric Company regarding a billing dispute and participant account summaries. CalPX filed a petition for waiver of the filing fee for the Petition for Declaratory Order.

*Comment Date:* December 15, 2003.

#### 5. White River Electric Association, Inc.

[Docket No. ER02-2001-000]

Take notice that on July 30, 2003, White River Electric Association, Inc., filed a Request for Waiver of the Order No. 2001 requirement to file Electric Quarterly Reports.

*Comment Date:* December 16, 2003.

#### 6. Covanta Union, Inc.

[Docket No. ER02-2001-000]

Take notice that on July 30, 2003, Covanta Union, Inc., filed a Request for Waiver of the Order No. 2001 requirement to file Electric Quarterly Reports.

*Comment Date:* December 16, 2003.

#### 7. Sun River Electric Cooperative, Inc.

[Docket No. ER02-2001-000]

Take notice that on July 30, 2003, Sun River Electric Cooperative, Inc. filed a Request for Waiver of the Order No. 2001 requirement to file Electric Quarterly Reports.

*Comment Date:* December 16, 2003.

#### 8. New York State Electric & Gas Corporation

[Docket No. ER03-587-006]

Take notice that New York State Electric & Gas Corporation (NYSEG) on November 20, 2003, tendered for filing, in compliance with the Commission's order issued April 29, 2003 in Docket No. ER03-587-000, FERC Rate Schedule 105, an agreement between NYSEG and Connecticut Light & Power Company.

*Comment Date:* December 11, 2003.

#### 9. New York State Electric & Gas Corporation

[Docket No. ER03-587-007]

Take notice that New York State Electric & Gas Corporation (NYSEG) on November 20, 2003, tendered for filing in compliance with the Commission's order issued April 28, 2003 in Docket No. ER03-587-000, FERC Rate Schedule 27, an agreement between NYSEG and Massachusetts Electric Company.

*Comment Date:* December 11, 2003.

#### 10. Xcel Energy Services Inc.

[Docket No. ER04-211-000]

Take notice that on November 20, 2003, Xcel Energy Services, Inc. (XES),

on behalf of Southwestern Public Service Company (SPS), submitted for filing a Brokering Agreement for Excess Energy (Agreement) between Southwestern Public Service Company and Otter Tail Power Company. XES requests that the Agreement become effective October 16, 2003.

*Comment Date:* December 11, 2003.

#### 11. United States Department of Energy and Bonneville Power Administration

[Docket No. NJ03-3-001]

Take notice that on November 20, 2003, Bonneville Power Administration filed a Compliance Filing and Motion for Clarification along with a revised Open Access Transmission Tariff regarding, and in accordance with, the Order Granting Petition for Declaratory Order, Subject to the Filing of Tariff Modifications, and Granting Exemption from Filing Fee, 105 FERC ¶ 61,077, issued in this proceeding on October 21, 2003.

*Comment Date:* December 11, 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, 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.

Linda Mitry,

*Acting Secretary.*

[FR Doc. E3-00440 Filed 12-2-03; 8:45 a.m.]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 696-013—Utah]

#### PacifiCorp; Notice of Availability of Environmental Assessment

November 26, 2003.

In accordance with the National Environmental Policy Act of 1969 and the Federal Energy Regulatory Commission's (Commission) regulations, 18 CFR part 380 (Order No. 486, 52 FR 47897), the Office of Energy Projects has reviewed the application for surrender of the license for the American Fork Hydroelectric Project and has prepared an Environmental Assessment (EA) for the project. The project is located on American Fork Creek, near the City of American Fork, about three miles east of Highland, in Utah County, Utah. The project occupies about 28.8 acres of land within the Uinta National Forest, administered by the U.S. Forest Service (FS) and approximately 2,000 feet of the project's flowline passes through the Timpanogos Cave National Monument, administered by the U.S. Department of the Interior, National Park Service (NPS).

The EA contains the staff's analysis of the potential environmental impacts of the project and concludes that surrendering the project, with the appropriate environmental protective measures, would not constitute a major federal action that would significantly affect the quality of the human environment.

The EA is on file with the Commission and is available for public inspection. Copies of the EA are available for review in Public Reference, Room 2-A at the Commission's offices at 888 First Street, NE, Washington, DC. The EA may also be viewed on the Commission's Web site at <http://www.ferc.gov> using the "eLibrary" link. For assistance, contact FERC On Line Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or call toll free at (866) 208-3676, or for TTY contact (202) 502-8659.

Any comments should be filed within 45 days from the date of this notice and should be addressed to Magalie R. Salas, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. Please reference Project No. 696-013 on all comments. Comments 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 "eFiling" link.

For further information, please contact Kenneth Hogan at (202) 502-8434.

**Magalie R. Salas,**  
Secretary.

[FR Doc. E3-00433 Filed 12-2-03; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Application Accepted for Filing and Soliciting Comments, Motions To Intervene, Protests, Recommendations, and Terms and Conditions

November 25, 2003.

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection:

a. *Type of Application:* Conduit Exemption.

b. *Project No.:* 12477-000.

c. *Date filed:* October 20, 2003.

d. *Applicant:* Southern Nevada Water Authority (Authority).

e. *Name of Project:* Horizon Ridge Small Conduit Hydroelectric Project.

f. *Location:* The project would be located in the existing Horizon Ridge Rate-of-Flow Control (ROFC) station upstream of the Horizon Ridge Reservoir in southeastern Las Vegas, Clark County, Nevada. The Authority's water is diverted from the Colorado River at Lake Mead.

g. *Filed Pursuant to:* Federal Power Act 16 U.S.C. 791a-825r.

h. *Applicant Contact:* Mr. Rodney J. Clark, Southern Nevada Water Authority, 1900 East Flamingo Road, Suite 170, Las Vegas, NV 89119, (702) 862-3428.

i. *FERC Contact:* James Hunter, (202) 502-6086.

j. *Status of Environmental Analysis:* This application is ready for environmental analysis at this time, and the Commission is requesting comments, reply comments, recommendations, terms and conditions, and prescriptions.

k. *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, recommendations, terms and conditions, and prescriptions concerning the application be filed with the Commission by December 26, 2003. All reply comments must be filed with the Commission by January 12, 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.

l. *Description of Project:* The proposed project would consist of: (1) A generating unit with a rated capacity of 605 kilowatts replacing the pressure dissipating valve in one of three pipelines in the ROFC station, and (2) the other two pipelines in the station, to be used as bypass facilities. The average annual energy production would be 3.515 gigawatt hours. Power produced by the project would help offset the energy requirements of operating the Horizon Ridge pumping facilities.

m. This filing is available for review and reproduction at the Commission in the Public Reference Room, Room 2A, 888 First Street, NE., Washington, DC 20426. The filing may also be viewed on the web at <http://www.ferc.gov> using the "eLibrary" link. Enter the docket number excluding the last three digits (P-12477) 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 review and reproduction at the address in item h. above.

n. *Development Application*—Any qualified applicant desiring to file a competing application must submit to the Commission, on or before the specified deadline date for the particular application, a competing development application, or a notice of intent to file such an application. Submission of a timely notice of intent allows an interested person to file the competing development application no later than 120 days after the specified deadline date for the particular application. Applications for preliminary permits will not be accepted in response to this notice.

o. *Notice of Intent*—A notice of intent must specify the exact name, business address, and telephone number of the prospective applicant, and must include an unequivocal statement of intent to submit, if such an application may be filed, either a preliminary permit

application or a development application (specify which type of application). A notice of intent must be served on the applicant(s) named in this public notice.

p. *Protests or Motions to Intervene*—Anyone may submit a protest or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, 385.211, and 385.214. In determining the appropriate action to take, the Commission will consider all protests 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 protests or motions to intervene must be received on or before the specified deadline date for the particular application.

q. All filings must (1) bear in all capital letters the title "PROTEST", "MOTION TO INTERVENE", "NOTICE OF INTENT TO FILE COMPETING APPLICATION," "COMPETING APPLICATION," "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 person protesting or intervening; 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. Any of these documents must be filed by providing the original and the number of copies required by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. An additional copy must be sent to Director, Division of Hydropower Administration and Compliance, Office of Energy Projects, Federal Energy Regulatory Commission, at the above address. A copy of any protest or motion to intervene must be served upon each representative of the applicant specified in the particular application. A copy of all other filings in reference to this application must be accompanied by proof of service on all persons listed in the service list prepared by the Commission in this