

authorization to sell power at market-based rates.

*Comment Date:* March 26, 2003.

## 2. Green Mountain Energy Company

[Docket No. ER02-1600-001]

Take notice that on July 1, 2002, Green Mountain Energy Company tendered for filing revised tariff sheets in accordance with the Commission Order dated May 9, 2002.

*Comment Date:* March 20, 2003.

## 3. Termoelectrica U.S., LLC

[Docket No. ER03-175-004]

Take notice that on March 5, 2003, Termoelectrica U.S., LLC (Termoelectrica US) tendered for filing a Substitute First Revised Rate Schedule FERC No. 1 to clarify language prohibiting sales between Termoelectrica U.S. and its affiliate, San Diego Gas & Electric Company and requesting a shortened notice period for such filing.

*Comment Date:* March 20, 2003.

## 4. Detroit Edison Company

[Docket No. ER03-576-001]

Take notice that on March 4, 2003, the Detroit Edison Company (Detroit Edison) tendered for filing with the Federal Energy Regulatory Commission (Commission), a compliance filing pursuant to the Commission's order issued on February 20, 2003, in Docket Nos. EC03-40-000 and ER03-343-000, ITC Holding Corp., *et al.*, 102 FERC 61,182 (2003). The compliance filing is Detroit Edison's First Revised FERC Electric Rate Schedules 40 and 41, and consists of certain revised and executed service level agreements between Detroit Edison and International Transmission Company. The filing revises and supplements the filing made by Detroit Edison in the above-referenced docket on February 28, 2003.

*Comment Date:* March 25, 2003.

## 5. Duke Energy Trenton, LLC

[Docket No. ER03-591-000]

Take notice that, on March 5, 2003, Duke Energy Trenton, LLC tendered for filing a Notice of Cancellation pursuant to 18 CFR 35.15, in order to reflect the cancellation of its market-based rate tariff, designated as FERC Electric Tariff, Original Volume No. 1, originally accepted for filing in Docket Nos. ER00-1782-000 and ER00-1782-001.

*Comment Date:* March 26, 2003.

## 6. Florida Power Corporation

[Docket No. ER03-592-000]

Take notice that on March 5, 2003, Florida Power Corporation, doing business as Progress Energy Florida, Inc.

(Progress Energy Florida or the Company), tendered for filing a modification to its Agreement for Partial Requirements Resale Service, Transmission/Distribution Service and Demand and Energy Loss Service with Florida Municipal Power Agency, FERC Rate Schedule 107, to add an additional delivery point and delete a delivery point.

Progress Energy Florida states that copies of the filing were served upon the public utility's jurisdictional customers, and the Florida Public Service Commission.

*Comment Date:* March 26, 2003.

## 7. Aquila, Inc.

[Docket No. ER03-593-000]

Take notice that on March 5, 2003, Aquila, Inc. (Aquila), filed with the Commission, pursuant to Section 205 of the Federal Power Act, 16 U.S.C. 824d, and part 35 of the Commission regulations, 18 CFR part 35, an Interconnection Agreement between Aquila, Inc. d/b/a WestPlains Energy-Kansas and the Glen Elder City Government dated as of February 7, 2003. The Interconnection Agreement is filed as Service Agreement No. 105 to Aquila's FERC Electric Tariff, Third Revised Volume No. 26.

*Comment Date:* March 26, 2003.

## 8. CinCap VII, LLC

[Docket No. ER03-594-000]

Take notice that on March 5, 2003, CinCap VII, LLC tendered for filing a Notice of Cancellation, pursuant to 18 CFR 35.15, giving notice of cancellation of its market-based electric tariff filed with the Federal Energy Regulatory Commission.

*Comment Date:* March 26, 2003.

## 9. CinCap Madison, LLC

[Docket No. ER03-595-000]

Take notice that on March 5, 2003, CinCap Madison, LLC tendered for filing a Notice of Cancellation, pursuant to 18 CFR 35.15, giving notice of cancellation of its market-based electric tariff filed with the Federal Energy Regulatory Commission.

*Comment Date:* March 26, 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. 03-6014 Filed 3-14-03; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP03-46-000]

### Dominion Transmission, Inc., Texas Eastern Transmission, LP; Notice of Intent To Prepare an Environmental Assessment for the Proposed Oakford HP Project and Request for Comments on Environmental Issues

March 11, 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 Oakford HP Project involving the upgrade of horsepower at the Oakford and South Oakford Compressor Stations by Dominion Transmission, Inc. (DTI) and Texas Eastern Transmission, LP (Texas Eastern) in Westmoreland County, Pennsylvania.<sup>1</sup> The project involves increasing the horsepower on two electrical motor-driven compressor units at the South Oakford Station and increasing the horsepower on three

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

electrical motor-driven compressor units at the Oakford Station in Westmoreland County, Pennsylvania. This EA will be used by the Commission in its decision-making process to determine whether the project is in the public convenience and necessity.

### Summary of the Proposed Project

In Docket No. CP03-46-000, DTI and Texas Eastern request authorization to increase the horsepower on two existing electrical motor-driven compressor units at the South Oakford Station and three electrical motor-driven compressor units at the Oakford Station in order to provide greater operating flexibility. This increase in horsepower would allow the stations to increase the daily withdrawal rate as needed. DTI and Texas Eastern proposes to:

- increase the horsepower of engines #3 and #4 from 5,000 to 5,750 at the South Oakford Compressor Station
- increase the horsepower of engines #13, #14, and #15 from 4,000 to 4,600 at the Oakford Compressor Station.

DTI and Texas Eastern would modify the software controls so that each of the engines may be operated at the design rating as described above. This operation would not require any installation, construction, or facility reconfiguration beyond the modifications of the software controls. Therefore, there would be no issues involving land use, vegetation and wildlife, water use and quality, cultural resources, socioeconomic, geological resources, and soils. There would be no issues regarding air emissions because these compressor units are powered by electrical motors. However, based on a comment letter, preliminary review of the proposed modifications and the environmental information provided by DTI and Texas Eastern, existing and proposed noise levels attributed to the South Oakford Compressor Station may warrant additional public comment.

### The EA Process

The National Environmental Policy Act (NEPA) requires the Commission to take into account the environmental impacts that could result from an action whenever it considers the issuance of a Certificate of Public Convenience and Necessity. NEPA also requires us<sup>2</sup> to discover and address concerns the public may have about proposals. This process is referred to as "scoping". The main goal of the scoping process is to focus the analysis in the EA on the important environmental issues. By this

Notice of Intent, the Commission requests public comments on the scope of the issues it will address in the EA. All comments received are considered during the preparation of the EA. State and local government representatives are encouraged to notify their constituents of this proposed action and encourage them to comment on their areas of concern.

Our independent analysis of the issues will be presented in the EA. Depending on the comments received during the scoping process, the EA may be published and mailed to Federal, state, and local agencies, public interest groups, interested individuals, affected landowners, newspapers, libraries, and the Commission's official service list for this proceeding. A comment period will be allotted for review if the EA is published. We will consider all comments on the EA before we make our recommendations to the Commission.

To ensure your comments are considered, please carefully follow the instructions in the public participation section below.

### Public Participation

You can make a difference by providing us with your specific comments or concerns about the project. By becoming a commentor, your concerns will be addressed in the EA and considered by the Commission. You should focus on the potential environmental effects of the proposal, alternatives to the proposal, and measures to avoid or lessen environmental impact. The more specific your comments, the more useful they will be. Please carefully follow these instructions to ensure that your comments are received in time and properly recorded:

- Send an original and two copies of your letter to: Magalie R. Salas, Jr., Secretary, Federal Energy Regulatory Commission, 888 First St., NE., Room 1A, Washington, DC 20426.
- Label one copy of the comments for the attention of the Gas 1, PJ-11.1.
- Reference Docket No. CP03-46-000
- Mail your comments so that they will be received in Washington, DC on or before April 14, 2003.

Please note that we are continuing to experience delays in mail deliveries from the U.S. Postal Service. As a result, we will include all comments that we receive within a reasonable time frame in our environmental analysis of this project. However, the Commission strongly encourages electronic filing of any comments or interventions or protests to this proceeding. See 18 CFR 385.2001(a)(1)(iii) and the instructions

on the Commission's Web site at <http://www.ferc.gov> under the "e-Filing" link and the link to the User's Guide. Before you can file comments you will need to create a free account which can be created by clicking on "Login to File" and then "New User Account."

### Becoming an Intervenor

In addition to involvement in the EA scoping process, you may want to become an official party to the proceeding known as an "intervenor". Intervenor play a more formal role in the process. Among other things, intervenors have the right to receive copies of case-related Commission documents and filings by other intervenors. Likewise, each intervenor must provide 14 copies of its filings to the Secretary of the Commission and must send a copy of its filings to all other parties on the Commission's service list for this proceeding. If you want to become an intervenor you must file a motion to intervene according to Rule 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.214) (see appendix 1).<sup>3</sup> Only intervenors have the right to seek rehearing of the Commission's decision.

Affected landowners and parties with environmental concerns may be granted intervenor status upon showing good cause by stating that they have a clear and direct interest in this proceeding which would not be adequately represented by any other parties. You do not need intervenor status to have your environmental comments considered.

### Environmental Mailing List

This notice is being sent to individuals, organizations, and government entities interested in and/or potentially affected by the proposed project. It is also being sent to all identified potentially affected landowners.

### Additional Information

Additional information about the project is available from the Commission's Office of External Affairs, at 1-866-208-FERC or on the FERC

<sup>3</sup> Interventions may also be filed electronically via the Internet in lieu of paper. See the previous discussion on filing comments electronically. 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 section of this notice titled Additional Information. Copies of the appendices were sent to all those receiving this notice in the mail.

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

Internet Web site (<http://www.ferc.gov>) using the FERRIS link. Click on the FERRIS link, enter the docket number excluding the last three digits in the Docket Number field. Be sure you have selected an appropriate date range. 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. The FERRIS link on the FERC Internet Web site also provides access to the texts of formal documents issued by the Commission, such as orders, notices, and rulemakings.

**Magalie R. Salas,**

*Secretary.*

[FR Doc. 03-6011 Filed 3-14-03; 8:45 am]

BILLING CODE 6717-01-P

## 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

March 10, 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.:* 12437-000.

c. *Date filed:* January 27, 2003.

d. *Applicant:* Twin Falls Canal Company.

e. *Name of Project:* Low Line Midway Hydroelectric Project.

f. *Location:* The project would be located on the existing Low Line Canal in Twin Falls County, Idaho. The Low Line Canal conveys water diverted from the Snake River at Milner Dam. The project would not occupy federal or tribal lands.

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

h. *Applicant Contact:* Mr. John J. Straubhar, P.O. Box 5071, Twin Falls, ID 83303-5071, (208) 736-8225.

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

j. *Status of Environmental Analysis:* This application is ready for environmental analysis at this time—see the following paragraphs about filing responsive documents.

k. *Deadline for filing comments, protests, and motions to intervene:* April 11, 2003.

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 gated intake structure at the end of a realigned section of Twin Falls Canal, water surface elevation 4019 feet mean sea level (msl), (2) two 12-foot-diameter, 200 to 300-foot-long penstocks, (3) a powerhouse containing two generating units with a total installed capacity of 2,300 kilowatts, and (4) a tailrace with a water surface elevation of 3993.6 feet msl constructed by excavating 1,300 linear feet of the canal floor to elevation 3,986 feet. The average annual generation would be 8 gigawatt hours.

m. 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, 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 may also be obtained by calling the Applicant.

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. *Filing and Service of Responsive Documents*—The application is ready for environmental analysis at this time, and the Commission is requesting comments, reply comments, recommendations, terms and conditions, and prescriptions.

r. 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, recommendations, terms and conditions and prescriptions concerning the application be filed with the Commission within 30 days from the issuance date of this notice. All reply comments must be filed with the Commission within 45 days from the date of this notice.

s. 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 an original and eight copies 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