

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Docket No. ER00-3243-002, et al.]

**West Texas Utilities Company, et al.; Electric Rate and Corporate Regulation Filings**

October 6, 2000.

Take notice that the following filings have been made with the Commission:

**1. West Texas Utilities Company**

[Docket No. ER00-3243-002]

Take notice that on October 3, 2000, West Texas Utilities Company (WTU) filed a copy of its Wholesale Power Choice Tariff (WPC Tariff). The Tariff is reformatted to conform with the requirements of Order No. 614 but there are no changes to the currently effective tariff language.

WTU seeks an effective date of June 15, 2000 and, accordingly, seeks waiver of the Commission's notice requirements.

Copies of the filing have been served on all of WTU's customers under the WPC Tariff and on the Public Utility Commission of Texas.

*Comment date:* October 24, 2000, in accordance with Standard Paragraph E at the end of this notice.

**2. Sierra Pacific Power Company and Nevada Power Company**

[Docket No. ER00-2997-001]

Take notice that on October 4, 2000, Sierra Pacific Power Company and Nevada Power Company tendered for filing their compliance filing in the above-captioned docket.

This filing has been served on all parties on the official service list in this proceeding.

*Comment date:* October 25, 2000, in accordance with Standard Paragraph E at the end of this notice.

**3. Madison Gas & Electric Company, Wisconsin Public Service Corp., and American Transmission Company LLC**

[Docket No. EC00-136-000]

Take notice that on October 3, 2000, Madison Gas & Electric Company and Wisconsin Public Service Corp. filed supplemental information relating to their Section 203 Application for Authorization to Transfer Transmission Assets.

A copy of the filing has been served on the Public Service Commission of Wisconsin.

*Comment date:* October 24, 2000, in accordance with Standard Paragraph E at the end of this notice.

**4. Cinergy Services, Inc.**

[Docket No. ER01-16-000]

Take notice that on October 3, 2000, Cinergy Services, Inc. (Cinergy) and South Jersey Energy Company filed a Notice of Cancellation of Service Agreement No. 127, under Cinergy Operating Companies, Resale of Transmission Rights and Ancillary Service Rights, FERC Electric Tariff Original Volume No. 8.

Cinergy requests an effective date of October 1, 2000.

*Comment date:* October 24, 2000, in accordance with Standard Paragraph E at the end of this notice.

**5. Cinergy Services, Inc.**

[Docket No. ER01-17-000]

Take notice that on October 3, 2000, Cinergy Services, Inc. (Cinergy) and Wisconsin Power & Light Company filed a Notice of Cancellation of Service Agreement No. 148, under Cinergy Operating Companies, Resale of Transmission Rights and Ancillary Service Rights, FERC Electric Tariff Original Volume No. 8.

Cinergy requests an effective date of October 1, 2000.

*Comment date:* October 24, 2000, in accordance with Standard Paragraph E at the end of this notice.

**6. Cinergy Services, Inc.**

[Docket No. ER01-18-000]

Take notice that on October 3, 2000, Cinergy Services, Inc. (Cinergy) and American Energy Trading, Inc. filed a Notice of Cancellation of Service Agreement No. 10, under Cinergy Operating Companies, Resale of Transmission Rights and Ancillary Service Rights, FERC Electric Tariff Original Volume No. 8.

Cinergy requests an effective date of October 1, 2000.

*Comment date:* October 24, 2000, in accordance with Standard Paragraph E at the end of this notice.

**7. Cinergy Services, Inc.**

[Docket No. ER01-19-000]

Take notice that on October 3, 2000, Cinergy Services, Inc. (Cinergy) and Maine Public Service Company filed a Notice of Cancellation of Service Agreement No. 78, under Cinergy Operating Companies, Resale of Transmission Rights and Ancillary Service Rights, FERC Electric Tariff Original Volume No. 8.

Cinergy requests an effective date of October 1, 2000.

*Comment date:* October 24, 2000, in accordance with Standard Paragraph E at the end of this notice.

**8. Cinergy Services, Inc.**

[Docket No. ER01-20-000]

Take notice that on October 3, 2000, Cinergy Services, Inc. (Cinergy) and Niagara Mohawk Power Corporation filed a Notice of Cancellation of Service Agreement No. 94, under Cinergy Operating Companies, Resale of Transmission Rights and Ancillary Service Rights, FERC Electric Tariff Original Volume No. 8.

Cinergy requests an effective date of October 1, 2000.

*Comment date:* October 24, 2000, in accordance with Standard Paragraph E at the end of this notice.

**9. Cinergy Services, Inc.**

[Docket No. ER01-21-000]

Take notice that on October 3, 2000, Cinergy Services, Inc. (Cinergy) and Montaup Electric Company filed a Notice of Cancellation of Service Agreement No. 87, under Cinergy Operating Companies, Resale of Transmission Rights and Ancillary Service Rights, FERC Electric Tariff Original Volume No. 8.

Cinergy requests an effective date of October 1, 2000.

*Comment date:* October 24, 2000, in accordance with Standard Paragraph E at the end of this notice.

**10. Cinergy Services, Inc.**

[Docket No. ER01-22-000]

Take notice that on October 3, 2000, Cinergy Services, Inc. (Cinergy) and IES Utilities, Inc. filed a Notice of Cancellation of Service Agreement No. 65, under Cinergy Operating Companies, Resale of Transmission Rights and Ancillary Service Rights, FERC Electric Tariff Original Volume No. 8.

Cinergy requests an effective date of October 1, 2000.

*Comment date:* October 24, 2000, in accordance with Standard Paragraph E at the end of this notice.

**11. Cinergy Services, Inc.**

[Docket No. ER01-23-000]

Take notice that on October 3, 2000, Cinergy Services, Inc. (Cinergy) and South Carolina Public Service Authority filed a Notice of Cancellation of Service Agreement No. 126, under Cinergy Operating Companies, Resale of Transmission Rights and Ancillary Service Rights, FERC Electric Tariff Original Volume No. 8.

Cinergy requests an effective date of October 1, 2000.

*Comment date:* October 23, 2000, in accordance with Standard Paragraph E at the end of this notice.

**12. The Detroit Edison Company**

[Docket No. ER01-24-000]

Take notice that on October 3, 2000, The Detroit Edison Company (Detroit Edison) tendered for filing Service Agreements (Service Agreements) for Short-term Firm and Non-Firm Point-to-Point Transmission Service under the Joint Open Access Transmission Tariff of Consumers Energy Company and Detroit Edison, FERC Electric Tariff No. 1. These Service Agreements are between Detroit Edison and The Energy Authority, dated as of September 5, 2000. The parties have not engaged in any transactions under the Service Agreements prior to thirty days to this filing.

Detroit Edison requests that the Service Agreements be made effective as rate schedules as of October 5, 2000.

*Comment date:* October 24, 2000, in accordance with Standard Paragraph E at the end of this notice.

**13. Alliant Energy Corporate Services, Inc.**

[Docket No. ER01-25-000]

Take notice that on October 3, 2000, Alliant Energy Corporate Services, Inc. (Alliant Energy) tendered for filing executed Service Agreements for short-term firm point-to-point transmission service and non-firm point-to-point transmission service, establishing Midwest Renewable Energy Corporation as a point-to-point Transmission Customer under the terms of the Alliant Energy Corporate Services, Inc. transmission tariff.

Alliant Energy Corporate Services, Inc. requests an effective date of September 25, 2000, and accordingly, seeks waiver of the Commission's notice requirements.

A copy of this filing has been served upon the Illinois Commerce Commission, the Minnesota Public Utilities Commission, the Iowa Department of Commerce, and the Public Service Commission of Wisconsin.

*Comment date:* October 24, 2000, in accordance with Standard Paragraph E at the end of this notice.

**14. The Detroit Edison Company**

[Docket No. ER01-26-000]

Take notice that on October 3, 2000, The Detroit Edison Company (Detroit Edison) tendered for filing Service Agreements (Service Agreements) for Short-term Firm and Non-Firm Point-to-Point Transmission Service under the Joint Open Access Transmission Tariff of Consumers Energy Company and Detroit Edison, FERC Electric Tariff No. 1. These Service Agreements are

between Detroit Edison and NRG Power Marketing, Inc., dated as of August 31, 2000. The parties have not engaged in any transactions under the Service Agreements prior to thirty days to this filing.

Detroit Edison requests that the Service Agreements be made effective as rate schedules as of September 29, 2000.

*Comment date:* October 24, 2000, in accordance with Standard Paragraph E at the end of this notice.

**15. The Detroit Edison Company**

[Docket No. ER01-27-000]

Take notice that on October 3, 2000, The Detroit Edison Company (Detroit Edison) tendered for filing Service Agreements (Service Agreements) for Short-term Firm and Non-Firm Point-to-Point Transmission Service under the Joint Open Access Transmission Tariff of Consumers Energy Company and Detroit Edison, FERC Electric Tariff No. 1. These Service Agreements are between Detroit Edison and Coral Power, L.L.C., dated as of August 29, 2000. The parties have not engaged in any transactions under the Service Agreements prior to thirty days to this filing.

Detroit Edison requests that the Service Agreements be made effective as rate schedules as of September 29, 2000.

*Comment date:* October 24, 2000, in accordance with Standard Paragraph E at the end of this notice.

**16. The Detroit Edison Company**

[Docket No. ER01-28-000]

Take notice that on October 3, 2000, The Detroit Edison Company (Detroit Edison) tendered for filing a Service Agreement (Service Agreement) for Firm Point-to-Point Transmission Service under the Joint Open Access Transmission Tariff of Consumers Energy Company and Detroit Edison, FERC Electric Tariff No. 1. The Service Agreement is between Detroit Edison and Nordic Marketing, L.L.C., dated as of July 25, 2000. The parties have not engaged in any transactions under the Service Agreements prior to thirty days to this filing.

Detroit Edison requests that the Service Agreements be made effective as rate schedules as of August 25, 2000.

*Comment date:* October 24, 2000, in accordance with Standard Paragraph E at the end of this notice.

**17. Xcel Energy Services, Inc.**

[Docket No. ER01-29-000]

Take notice that on October 3, 2000, Xcel Energy Services, Inc. (XES), on behalf of Public Service Company of Colorado (Public Service), submitted for

filing the Master Power Purchase and Sale Agreement between Public Service and Allegheny Energy Supply Company, LLC., which is an umbrella service agreement under Public Service's Rate Schedule for Market-Based Power Sales (Public Service FERC Electric Tariff, Original Volume No. 6).

XES requests that this agreement become effective on August 2, 2000.

*Comment date:* October 24, 2000, in accordance with Standard Paragraph E at the end of this notice.

**18. Erie Boulevard Hydropower, L.P.**

[Docket No. ER01-30-000]

Take notice that on October 3, 2000, Erie Boulevard Hydropower, L.P. (Erie) tendered for filing an executed Temporary Facility Usage Agreement dated July 10, 2000 between Erie and Niagara Mohawk Power Corporation (NMPC). This agreement has been executed for the purpose of permitting NMPC to use, at no cost, Erie's substation at Erie's School Street hydro project for the purpose of delivering, on a temporary basis, the output of 6 MW generating station recently acquired from Erie by the Green Island Power Authority.

*Comment date:* October 24, 2000, in accordance with Standard Paragraph E at the end of this notice.

**19. USPowerEnergy, LLC**

[Docket No. ER01-36-000]

Take notice that on October 3, 2000, USPowerEnergy, LLC (USPE) petitioned the Federal Energy Regulatory Commission (Commission) for acceptance of USPE 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.

USPE intends to engage in wholesale electric power and energy purchases and sales as a marketer. USPE is not in the business of generating or transmitting electric power. USPE provides energy services primarily to commercial, institutional, and small industrial customers; and distributes energy efficiency equipment and supplies.

*Comment date:* October 24, 2000, in accordance with Standard Paragraph E at the end of this notice.

**Standard Paragraphs**

E. Any person desiring to be heard or to protest such filing should file a motion to intervene or protest 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). All such motions or protests should be filed on or before the comment date. 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. Copies of these filings are on file with the Commission and are available for public inspection. This filing may also be viewed on the Internet at <http://www.ferc.fed.us/online/rims.htm> (call 202-208-2222 for assistance).

**David P. Boergers,**  
Secretary.

[FR Doc. 00-26550 Filed 10-16-00; 8:45 am]

BILLING CODE 6717-01-P

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-6887-1]

### Notice of Availability of Guidance for Controlling Nonpoint Source Pollution From Agriculture and Request for Comments

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** EPA has developed and is requesting comments on draft technical guidance for managing agricultural sources of nonpoint pollution. This guidance is intended to provide technical assistance to State program managers and others on the best available, economically achievable means of reducing nonpoint source pollution of surface and ground water from agriculture. The guidance provides background information about agricultural nonpoint source pollution, where it comes from and how it enters the Nation's waters, discusses the broad concepts of assessing and addressing water quality problems on a watershed level, and presents up-to-date technical information about how to reduce agricultural nonpoint source pollution.

Reviewers should note that the draft technical guidance is entirely consistent with the Guidance Specifying Management Measures for Sources of Nonpoint Pollution in Coastal Waters, which EPA published in January 1993 under section 6217(g) of the Coastal Zone Act Reauthorization Amendments of 1990 (CZARA). The draft document does not supplant or replace the requirements of the 1993 document. It enhances the technical information contained in the 1993 coastal guidance

to include inland as well as coastal context and to provide updated technical information based on current understanding and implementation of best management practices. It does not set new or additional standards for either CZARA section 6217 or Clean Water Act section 319 programs.

**DATES:** Written comments must be postmarked no later than January 16, 2001.

**ADDRESSES:** Comments may be addressed to Sharon Buck, Assessment and Watershed Protection Division (4503-F), U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460; or electronically mailed to [buck.sharon@epa.gov](mailto:buck.sharon@epa.gov).

#### FOR FURTHER INFORMATION CONTACT:

Persons requesting additional information or a complete draft of the document should contact Sharon Buck at (202) 260-0306; [buck.sharon@epa.gov](mailto:buck.sharon@epa.gov); or U.S. Environmental Protection Agency (4503-F), 1200 Pennsylvania Avenue, NW., Washington, DC 20460. The complete text of the draft guidance is also available on EPA's Internet site on the Nonpoint Source Control Branch homepage <<http://www.epa.gov/owow/nps/new.html>>.

#### SUPPLEMENTARY INFORMATION:

##### I. Background

In recent years, State, territory, and tribal water quality assessments have identified nonpoint source (NPS) pollution as the most significant cause of degradation in surveyed waters nationwide. In 1987, Congress enacted section 319 of the Clean Water Act to establish a national program to control nonpoint sources of water pollution. Under Section 319, States, territories, and tribes address NPS pollution by assessing the NPS pollution problems within the state, territory, or tribal lands, identifying the sources of pollution, and implementing management programs to control the NPS pollution. Section 319 also authorizes EPA to award grants to States and tribes to assist them in implementing management programs which have been approved by EPA. Program implementation includes non-regulatory and regulatory programs, technical assistance, financial assistance, education, training, technology transfer, and demonstration projects. In fiscal year 2000, Congress appropriated and EPA awarded \$200 million dollars for nonpoint source management program grants. EPA has awarded a total of \$1 billion under

Section 319 to States, Territories, and Indian tribes since 1990.

In 1993, under the authority of section 6217(g) of the Coastal Zone Act Reauthorization Amendments, EPA issued *Guidance Specifying Management Measures for Sources of Nonpoint Pollution in Coastal Waters* (EPA840-B-92-002). That guidance document details management measures appropriate for the control of five sources of nonpoint pollution in the coastal zone: agriculture, forestry, urban areas, marinas and recreational boating, and hydromodification. The document also includes management measures for wetlands, riparian areas, and vegetated treatment systems as they are important to the abatement of nonpoint source pollution in coastal waters. State and Territory Coastal Nonpoint Pollution Control Programs were required to adopt measures "in conformity" with the coastal management measures guidance.

The 1993 management measures guidance focused on conditions and examples of management measure implementation from the coastal zone. To date, technical guidance on the best available, economically achievable measures for controlling nonpoint sources with a national scope has not been released. The draft national management measures guidance is intended to address this gap. While the practices detailed in the 1993 guidance generally apply to inland areas, EPA has recognized the utility of developing and publishing a technical guidance document that explicitly addresses nonpoint source pollution on a nationwide basis. Moreover, additional data and examples from inland regions are available to enrich the national guidance. In addition, significant changes have occurred in sectors of the agriculture industry since 1993. These changes have helped to prompt the revision and expansion of the agriculture chapter of the 1993 guidance.

##### II. Scope of the Draft Guidance—Sources of Agricultural Nonpoint Pollution Addressed

The draft technical guidance continues to focus on the major sources of agricultural pollution identified in the 1993 coastal guidance by EPA in consultation with a number of other federal agencies and other leading national experts, including several experts from State land grant universities. Specifically, the guidance identifies management measures for the following:

1. Nutrients;
2. Pesticides;