

the jurisdiction conferred upon the Federal Energy Regulatory Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that an oral hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at hearing.

**Magalie R. Salas,**  
Secretary.

[FR Doc. 02-23862 Filed 9-19-02; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EG02-183-000, et al.]

#### Spring Canyon Energy, L.L.C., et al.; Electric Rate and Corporate Regulation Filings

September 13, 2002.

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

##### 1. Spring Canyon Energy, L.L.C.

[Docket No. EG02-183-000]

On September 10, 2002, Spring Canyon Energy, L.L.C. (the Applicant) whose address is 10440 N. Central Expressway, No. 1400, Dallas, Texas 75231, filed with the Federal Energy Regulatory Commission an application for determination of exempt wholesale generator status pursuant to part 365 of the Commission's regulations.

The Applicant states that it will be engaged directly or indirectly and exclusively in the business of owning and/or operating a 430 MW (up to 540 MW with duct burners) electric generating facility located near Mona, Utah and selling electric energy at wholesale. The Applicant requests a determination that the Applicant is an exempt wholesale generator under Section 32(a)(1) of the Public Utility Holding Company Act of 1935.

*Comment Date:* October 4, 2002.

##### 2. City of Corona v. Southern California Edison Company

[Docket No. EL02-126-000]

Take notice that on September 11, 2002, the City of Corona, California (Corona) tendered for filing a Complaint and Request for Fast Track Processing, pursuant to section 206 of the Rules and Practice and Procedure of the Federal Energy Regulatory Commission, against Southern California Edison (SCE) alleging violations of Sections 202, 210, and 212 of the Federal Power Act and the Commission's regulations implementing such sections.

Corona requests an order directing SCE to promptly process Corona's Wholesale Distribution Access Tariff application and interconnect Corona as requested in the application filed with SCE on December 20, 2001, as well as an order to show cause directed against SCE as to why it should not be found in violation of the Federal Power Act, SCE's own tariffs, and the Commission's regulations for the actions described in the Complaint. A copy of the filing was served upon the Parties.

*Comment Date:* October 3, 2002.

##### 3. Avista Energy, Inc.

[Docket No. ER96-2408-018]

Take notice that on September 9, 2002, Avista Energy, Inc. filed with the Federal Energy Regulatory Commission its three-year updated market analysis. Avista Energy, Inc., an indirect, wholly-owned subsidiary of Avista Corporation, is an electricity and natural gas trading and marketing company headquartered in Spokane, Washington.

Copies of this filing have been served upon parties on the Commission's official service list for this docket.

*Comment Date:* September 30, 2002.

##### 4. Foote Creek II and Foote Creek III

[Docket Nos. ER99-3450-002 and ER99-2769-003]

Take notice that on September 9, 2002, Foote Creek II and Foote Creek III, filed with the Federal Energy Regulatory Commission (Commission) their three-year updated market analysis. Foote Creek II and III has had no changes in ownership, generation capacity, transmission or market-based rates for this project.

Foote Creek III has changed the name of the utility purchasing the power the project produces from Public Service Company of Colorado to ExCel Energy.

*Comment Date:* September 30, 2002.

##### 5. New York Independent System Operator, Inc.

[Docket Nos. ER00-3591-012, ER00-1969-014, ER00-3038-007, EL00-70-008, ER02-2081-001]

Take notice that on September 9, 2002, the New York Independent System Operator, Inc. (NYISO) tendered for filing a compliance filing in accordance with the Commission's August 9, 2002 order in the above-captioned proceedings.

A copy of this filing was served upon all signatories to the OATT and Services Tariff and upon all persons designated on the official service lists compiled by the Secretary in the above-captioned proceedings.

*Comment Date:* September 30, 2002.

##### 6. California Power Exchange Corporation

[Docket No. ER02-2234-003]

Take notice that on September 9, 2002, the California Power Exchange Corporation made a filing to comply with the Commission's August 8, 2002 order in this proceeding (100 FERC ¶ 61,178).

*Comment Date:* September 30, 2002.

##### 7. PPL Electric Utilities Corporation

[Docket No. ER02-2419-000]

Take notice that on September 4, 2002, PPL Electric Utilities Corporation (PPL) submitted as a supplement to its initial filing in the captioned proceeding a one-line diagram of the interconnection facilities governed by the generator interconnection agreement between PPL and Bloomsburg Hospital.

*Comment Date:* September 25, 2002.

##### 8. California Independent System Operator Corporation

[Docket No. ER02-2487-001]

Take notice that on September 10, 2002, the California Independent System Operator Corporation (ISO) tendered for filing Errata to the First Revised Service Agreement No. 381 Under ISO Rate Schedule No. 1, which is a Participating Generator Agreement (PGA) between the ISO and Metropolitan Water District of Southern California (MWD). The Errata corrects the requested effective date of the First Revised Service Agreement No. 381. The ISO filed First Revised Service Agreement No. 381 on August 22, 2002 to update Schedule 1 of the PGA. The ISO requests that the revised PGA be made effective as of August 22, 2002.

The ISO states that this filing has been served on all entities that are on the official service list for Docket No. ER02-2487-000.

*Comment Date:* October 1, 2002.

**Standard Paragraph**

E. 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 "RIMS" link, select "Docket #" and follow the instructions (call 202-208-2222 for assistance). 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.

**Magalie R. Salas,**

*Secretary.*

[FR Doc. 02-23859 Filed 9-19-02; 8:45 am]

BILLING CODE 6717-01-P

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission****Notice of Application Ready for Environmental Analysis and Soliciting Comments, Recommendations, Terms and Conditions, and Prescriptions**

September 13, 2002.

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

a. *Type of Application:* New Major License.

b. *Project No.:* 469-013.

c. *Date filed:* October 30, 2001.

d. *Applicant:* ALLETE, Inc., d.b.a. Minnesota Power Inc.

e. *Name of Project:* Winton Hydroelectric Project.

f. *Location:* On the Kawishiwi River, near the Town of Ely, in Lake and St. Louis Counties, Minnesota. The project occupies federal lands within the Superior National Forest.

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

h. *Applicant Contact:* John Paulson, Minnesota Power, 30 West Superior Street, Duluth, MN 55802, [jpaulson@minpower.com](mailto:jpaulson@minpower.com), 218-722-5642, ext. 3569.

i. *FERC Contact:* Tom Dean, [thomas.dean@ferc.gov](mailto:thomas.dean@ferc.gov), 202-502-6041.

j. *Deadline for filing comments, recommendations, terms and conditions, and prescriptions:* 60 days from the issuance date of this notice.

All documents (original and eight copies) should be filed with: Magalie R. Salas, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

The Commission's Rules of Practice require all intervenors filing documents with the Commission to serve a copy of that document on each person on the official service list for the project. Further, if an intervenor 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.

Comments, recommendations, terms and conditions, and prescriptions may be filed electronically via the Internet in lieu of paper. The Commission strongly encourages electronic filings. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site (<http://www.ferc.gov>) under the "e-Filing" link.

k. This application has been accepted, and is now ready for environmental analysis at this time.

l. *Description of the Project:* The project consists of the following two developments:

The Winton Development consists of the following existing facilities: (1) The Winton Dam comprising: (a) a 227-foot-long earth dike; (b) a 29-foot-high, 176-foot-long spillway section; (c) an 84-foot-long Taintor gate and log sluice section; (d) an 80-foot-long stop-log gate section; (e) an 111-foot-long and a 120-foot-long non-over-flow section; (f) a 176-foot-long forebay; and (g) a 1,250-foot-long earth dike; (3) a 2,982-acre reservoir comprising the Garden, Farm, South Farm, and Friday Lakes at a normal water surface elevation of 1,385.67 feet USGS; (4) two 215-foot-long, 9-foot-diameter underground penstocks extending to; (5) a powerhouse containing two generating units with a total installed capacity of 4,000 kW; and (6) other appurtenances.

The Birch Lake Reservoir Development consists of: (1) A 7-foot high, 227-foot-long dam comprising: (a) a 72-foot-long Taintor gate section; and (b) an 85-foot-long sluice gate section; and (2) the 7,624-acre Birch Lake

reservoir at normal water surface elevation of 1,420.5 feet USGS. This development provides water storage for the Winton Development.

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 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 (202) 502-8222 or for TTY, (202) 208-1659. A copy is also available for inspection and reproduction at the address in item h above.

n. 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 60 days from the issuance date of this notice. All reply comments must be filed with the Commission within 105 days from the date of this notice.

Anyone may obtain an extension of time for these deadlines from the Commission only upon a showing of good cause or extraordinary circumstances in accordance with 18 CFR 385.2008.

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 person 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.

o. *Procedural schedule:* The application will be processed according to the following Hydro Licensing Schedule. Revisions to the schedule will be made as appropriate.

Notice of availability of the draft EA—  
March 2003