

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

[Docket Nos. CP04-36-000, CP04-41-000, CP04-42-000, and CP04-43-000]

**Weaver's Cove Energy, LLC and Mill River Pipeline, LLC; Notice of Filing**

December 30, 2003.

Take notice that on December 19, 2003, Weaver's Cove Energy, LLC (Weaver's Cove), Docket No. CP04-36-000, One New Street, Fall River, Massachusetts 02720, pursuant to section 3(a) of the Natural Gas Act (NGA), 15 U.S.C. 717b(a) and parts 153 and 380 of the Federal Energy Regulatory Commission's (Commission) Rules and Regulations, filed an application for authorization to site, construct and operate a liquefied natural gas (LNG) terminal (LNG Terminal) in Fall River, Massachusetts.

Also on December 19, 2003, Mill River Pipeline, LLC (Mill River), One New Street, Fall River, Massachusetts 02720, Docket No. CP04-41-000, pursuant to section 7(c) of the NGA and Part 157 of the Commission's Rules and Regulations file an application to construct, install, own, operate and maintain two new natural gas lateral pipelines and ancillary facilities (Laterals). Mill River also requests: (1) In Docket No. CP04-42-000, a blanket certificate pursuant to subpart F of part 157 of the Commission's Rules and Regulations to perform certain routine activities and operations; and (2) in Docket No. CP04-43-000, pursuant to subpart G of part 284 of the Commission's Rules and Regulations, authority to provide open-access transportation of natural gas for others.

Both of these filings are 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 "eLibrary" link. Enter the appropriate docket number, excluding the last three digits, in the docket number field to access the document. For assistance, please 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.

**Weaver's Cove**

Weaver's Cove proposes to site, construct, and operate an LNG terminal, including a marine berth, an LNG storage tank, regasification facilities, and an LNG truck distribution facility, on a site located on Tauton River on the north end of the city of Fall River, Massachusetts. The terminal will

receive LNG and deliver pipeline quality natural gas to the laterals proposed by Mill River at a pressure of approximately 1,000 psi. The terminal also will incorporate four truck filings stations for loading trucks that will transport LNG to peak shaving storage facilities and industrial customers throughout New England. The proposed terminal will have a peak day sendout capacity of 800 MMcf/d (8000,000 Dth/d).

**Mill River**

Mill River proposes to construct, install, own operate and maintain two laterals: Western Lateral and Northern Lateral, connecting the outlet of the proposed Weaver's Cove LNG Terminal to the interstate facilities of Algonquin Gas Transmission Company's (Algonquin). The Western Lateral will be a 2.52 mile, 24-inch diameter pipeline originated at the Weaver's Cove LNG Terminal site and terminated at the existing Algonquin 20-inch diameter G-22 lateral pipeline. The Northern Lateral will be a 3.59 mile, 24-inch diameter pipeline originated at the Weaver's Cove LNG Terminal site and terminated at the existing Algonquin G-1 12"/20" lateral pipelines. The two laterals have a design pressure of 1,440 psi and a normal operating pressure of up to 1,000 psi.

Any questions regarding these applications are to be directed to Ted Gehrig, President, Weaver's Cove Energy, LLC and Mill River Pipeline, LLC, One New Street, Fall River, MA 02720.

There are two ways to become involved in the Commission's review of these projects. First, any person wishing to obtain legal status by becoming a party to the proceedings for these projects should, on or before the below listed comment date, file with the Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426, a motion to intervene in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the NGA (18 CFR 157.10). A person obtaining party status will be placed on the service list maintained by the Secretary of the Commission and will receive copies of all documents filed by the applicant and by all other parties. A party must submit 14 copies of the filings made with the Commission and must mail a copy to the applicant and to every other party in the proceeding. Only parties to the proceeding can ask for court review of the Commission orders in the proceedings.

However, a person does not have to intervene in order to have comments considered. The second way to participate is by filing with the Secretary of the Commission, as soon as possible, an original and two copies of comments in support of or in opposition to these projects. The Commission will consider these comments in determining the appropriate action to be taken, but the filing of a comment alone will not serve to make the filer a party to the proceeding. The Commission's rules require that persons filing comments in opposition to the projects provide copies of their protests only to the party or parties directly involved in the protest.

Persons may wish to comment only on the environmental review of these projects. Environmental commenters will be placed on the Commission's environmental mailing list, will receive copies of environmental documents issued by the Commission, and will be notified of meetings associated with the Commission's environmental review process. Environmental commenters will not be required to serve copies of filed documents on all other parties. However, environmental commenters are also not parties to the proceeding and will not receive copies of all documents filed by other parties or non-environmental documents issued by the Commission. They will not have the right to seek court review of the Commission's final order. Coincidentally, with this Notice of Application, the Commission is issuing a notice regarding the environmental comment process. This notice describes the comment procedures and comment deadline.<sup>1</sup>

The Commission may issue a preliminary determination on non-environmental issues prior to the completion of its review of the environmental aspects of the projects. This preliminary determination typically considers such issues as the need for the projects and its economic effect on existing customers of the applicants, on other pipelines in the area, and on landowners and communities. For example, the Commission considers the extent to which the applicant may need to exercise eminent domain to obtain rights-of-way for the proposed project and balances that against the non-environmental benefits to be provided by the projects. Therefore, if a person has comments on community and

<sup>1</sup> See Notice of Status Change of Environmental Review and Expiration of Scoping Period for the Proposed Cove LNG Project, issued December 31, 2003.

landowner impacts from these proposals, it is important either to file comments or to intervene as early in the process as possible.

Motions to intervene, protests and 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 "e-Filing" link. The Commission strongly encourages electronic filings.

*Comment Date:* January 13, 2004.

Magalie R. Salas,

Secretary.

[FR Doc. E4-12 Filed 1-8-04; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EL04-39-000, et al.]

#### City of Riverside, CA et al.; Electric Rate and Corporate Filings

December 29, 2004.

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

##### 1. City of Riverside, California

[Docket No. EL04-39-000]

Take notice that on December 18, 2003, the City of Riverside, California (Riverside) submitted for filing changes to its Transmission Revenue Balancing Account Adjustment (TRBAA) and to Appendix I of its Transmission Owner (TO) Tariff. Riverside requests a January 1, 2004 effective date for its filing. Riverside further requests that the Commission waive any fees for the filing of its revised TRBAA.

*Comment Date:* January 8, 2004.

##### 2. City of Anaheim, California

[Docket No. EL04-40-000]

Take notice that on December 18, 2003, the City of Anaheim, California (Anaheim) submitted for filing changes to its Transmission Revenue Balancing Account Adjustment (TRBAA) and to Appendix I of its Transmission Owner (TO) Tariff. Anaheim requests a January 1, 2004 effective date for its filing. Anaheim further requests that the Commission waive any fees for the filing of its revised TRBAA.

*Comment Date:* January 8, 2004.

##### 3. Bonneville Power Administration

[Docket No. EL04-44-000]

Take notice that on December 23, 2003, the Bonneville Power

Administration, a federal power marketing administration within the U.S. Department of Energy, filed a Petition for Declaratory Order requesting a finding that, under the circumstances described in the Petition, the passive participants in a lease financing of certain electric transmission facilities will not be considered public utilities under Section 201 of the Federal Power Act.

*Comment Date:* January 8, 2004.

##### 4. Cordova Energy Company LLC

[Docket No. ER99-2156-002]

Take notice that on December 17, 2003, Cordova Energy Company LLC submitted its First Revised FERC Electric Rate Schedule No. 1 in compliance with the Commission's June 24, 2002 Letter Order in Docket No. ER99-2156-001.

*Comment Date:* January 7, 2004.

##### 5. Outback Power Marketing Inc.

[Docket No. ER01-297-002]

Take notice that on December 12, 2003, Outback Power Marketing Inc. (Outback) tendered for filing: (i) An updated market power analysis in compliance with the Federal Energy Regulatory Commission's (Commission) order authorizing Outback to engage in wholesale sales of electric power at market based rates in Docket No. ER01-297-000; and (ii) an amendment to its market-based rate tariff to adopt the Commission's new Market Behavior Rules issued in Docket Nos. EL01-118-000 and EL01-118-001.

*Comment Date:* January 14, 2003.

##### 6. California Power Exchange Corporation

[Docket No. ER03-830-001]

Take notice that on December 17, 2003, the California Power Exchange Corporation (CalPX) submitted a filing to comply with the Commission's December 5, 2003 Order, 105 FERC ¶61,273.

*Comment Date:* January 7, 2004.

##### 7. ANC Utility Services, Inc.

BP Energy Company, Brownsville Power I, L.L.C., Caledonia Power I, L.L.C. CAM Energy Products, LP, Cargrill Power Markets, LLC, Chanarambie Power Partners, LLC, Chehalis Power Generating Limited Partnership, Choctaw Generation Limited Partnership, Exelon Generation Company, L.L.C., Flying Cloud LLC, FPL Energy North Dakota Wind II, LLC, KeySpan-Glenwood Energy Center LLC, KeySpan-Port Jefferson LLC, KeySpan-Ravenswood LLC, Kiowa Power Partners, LLC, LMP Capital, LLC, Morgan Stanley Capital Group Inc., Morgan Stanley Capital Group Inc., Northern Indiana Public Service Company, Occidental Energy Marketing, Inc., Occidental Power Marketing, L.P., Occidental Power Services, Inc., PB Financial Services, Inc., San Diego Gas & Electric Company, Solaro Energy Marketing Corporation, Tampa Electric Company, Tenaska Frontier Partners, Ltd., Tenaska Gateway Partners, L.P., Tenaska Georgia Partners, L.P., Tenaska-Oxy Power Services, L.P., Tensaka Virginia Partners, L.P., Tractebel Energy Marketing, Inc., Trigen-Syracuse Energy Corporation, Virginia Electric and Power Company,

[Docket Nos. ER03-965-001, ER00-3614-003, ER01-826-002, ER01-282-001, ER03-736-002, ER02-2551-001, ER03-1340-002, ER03-717-001, ER98-377-002, ER00-3251-006, ER03-932-002, ER03-1105-001, ER02-1470-001, ER02-1573-001, ER99-2387-002, ER02-2509-001, ER03-653-002, ER04-310-001, ER03-168-001, ER00-2173-001, ER02-799-001, ER99-3665-003, ER02-1947-005, ER04-47-001, ER99-3426-004, ER03-752-002, ER99-2342-002, ER98-1767-006, ER99-2992-002, ER99-3165-002, ER02-2550-001, ER02-1942-001, ER94-142-028, ER00-2603-002, and ER97-3561-003]

Take notice that on December 17, 18, 19, and 22, 2003, the above referenced companies submitted a compliance filing in response to the Commission's November 17, 2003 Order Amending Market-based Rate Tariffs and Authorizations, in Docket No. EL01-118-000 and 001.

*Comment Date:* January 14, 2004.

##### 8. Xcel Energy Services Inc., Northern States Power Company

[Docket No. ER03-1278-002]

Take notice that on December 16, 2003, Xcel Energy Services Inc. (XES) on behalf of Northern States Power Company (NSP) submitted a refund report. The refund report was required by the Commission's December 4, 2003 Letter Order in Docket No. ER03-1278-000 and ER03-1278-001.

*Comment Date:* January 6, 2004.