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Magalie R. Salas,

Secretary.

[FR Doc. E4-1858 Filed 8-19-04; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. EC04-146-000, et al.]

FortisUS Energy Corporation, et al.; Electric Rate and Corporate Filings

August 13, 2004.

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

1. FortisUS Energy Corporation, Maritime Electric Company, Limited, Fortis Properties Corporation

[Docket No. EC04-146-000]

Take notice that on August 12, 2004, FortisUS Energy Corporation, (FortisUS) Maritime Electric Company, Limited, and Fortis Properties Corporation (collectively, Applicants) submitted an application pursuant to section 203 of the Federal Power Act and part 33 of the Commission's regulations for authorization of a disposition of jurisdictional facilities. Applicant states that in the intra-corporate transaction described in the application, the ownership of FortisUS Energy Corporation, a public utility, will be transferred from Maritime Electric Company, Limited to Fortis Properties Corporation. Applicants further state that each of FortisUS Energy Corporation, Maritime Electric Company, Limited, and Fortis Properties Corporation are, and will continue to be, wholly-owned subsidiaries of Fortis Inc., a Canadian corporation.

Comment Date: 5 p.m. Eastern Time on September 2, 2004.

2. S&P Windfarm, LLC

[Docket No. EG04-92-000]

Take notice that on August 11, 2004, S&P Windfarm, LLC (S&P) 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.

S&P states that it owns and operates a 1.9 MW wind energy conversion facility near Brewster, Minnesota.

S&P states that a copy of this Application has been served on the Secretary of the Securities and Exchange Commission and on the Minnesota Public Utilities Commission.

Comment Date: 5 p.m. Eastern Time on September 1, 2004.

3. DL Windy Acres, LLC

[Docket No. EG04-93-000]

Take notice that on August 11, 2004, DL Windy Acres, LLC (DL Windy) 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.

DL Windy states that it owns and operates a 1.9 MW wind energy conversion facility near Brewster, Minnesota.

DL Windy states that a copy of this Application has been served on the Secretary of the Securities and Exchange Commission and on the Minnesota Public Utilities Commission.

Comment Date: 5 p.m. Eastern Time on September 1, 2004.

4. IDT Energy, Inc.

[Docket No. ER04-1035-001]

Take notice that on August 10, 2004, IDT Energy, Inc. (IDT Energy) submitted modifications to IDT Energy's FERC Rate Schedule No. 1, which originally had been filed in this proceeding on July 21, 2004. IDT Energy requests an effective date of September 20, 2004.

Comment Date: 5 p.m. Eastern Time on August 31, 2004.

5. Xcel Energy Operating Companies, Northern States Power Company d/b/a Xcel Energy

[Docket No. ER04-1107-000]

Take notice that on August 10, 2004, Xcel Energy Services Inc. (XES) on behalf of Northern States Power Company d/b/a Xcel Energy (NSP) filed a signed Contract for Interconnection, Load Control Boundary and Maintenance between NSP and the United States Department of Energy Western Area Power Administration (Pick-Sloan Missouri Basin Program, Eastern Division) dated July 12, 2004.

XES states that it proposes that the Interconnection Agreement be designated as Rate Schedule 446-NSP to the Xcel Energy Operating Companies FERC Electric Tariff, Original Volume No. 3. XES requests an effective date of January 31, 2001.

Comment Date: 5 p.m. Eastern Time on August 31, 2004.

6. Holland Energy, LLC

[Docket No. ER04-1075-000]

Take notice that on August 2, 2004, Holland Energy, Inc. (Holland) submitted, under section 205 of the Federal Power Act, its proposed FERC Electric Tariff, Original Volume No. 2, for reactive supply and voltage control from independent generation resources service provided to the transmission system under the operational control of the Midwest Independent Transmission System Operator, Inc.

Comment Date: 5 p.m. Eastern Time on August 23, 2004.

7. Mid-American Energy Commission

[Docket No. ER04-1108-000]

Take notice that on August 10, 2004, MidAmerican Energy Company (MidAmerican) filed with the Commission an amended Interconnection Agreement with the City of Carlisle, Iowa. MidAmerican requests an effective date of June 28, 2004.

Comment Date: 5 p.m. Eastern Time on August 31, 2004.

8. Central Vermont Public Service Corporation

[Docket No. ER04-1109-000]

Take notice that on August 10, 2004, Central Vermont Public Service Corporation (Central Vermont) tendered for filing a revised Network Integration Transmission Service Agreement and Network Operating Agreement with Vermont Electric Cooperative, Inc. (VEC) under Central Vermont's Open Access Transmission Tariff, FERC Electric Tariff, Second Revised Volume No. 7. Central Vermont states that the revised Service Agreement deletes references to metering facilities that have been removed and adds a delivery point. Central Vermont requests an effective date of July 15, 2004.

Central Vermont states that copies of the filing were served upon VEC, the Vermont Public Service Board and the Vermont Department of Public Service.

Comment Date: 5 p.m. Eastern Time on August 31, 2004.

9. Mirant Zeeland, LLC

[Docket No. ER04-1110-000]

Take notice that on August 10, 2004, Mirant Zeeland, LLC (Zeeland) filed its

proposed tariff (FERC Electric Tariff, Original Volume No. 2) and supporting cost data for its annual revenue requirement under Midwest Independent System Operator, Inc.'s (Midwest ISO) proposed Schedule 21—Reactive Supply and Voltage Control from Independent Generation Sources Service. Zeeland requests an effective date of October 1, 2004.

Zeeland states that it has served copies of this filing on the Michigan Public Service Commission, the Midwest ISO, and Michigan Electric Transmission Company.

Comment Date: 5 p.m. Eastern Time on August 31, 2004.

Standard Paragraph

Any person desiring to intervene or to protest this filing must file 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 notice of intervention or motion to intervene, as appropriate. Such notices, motions, or protests must be filed on or before the comment date. Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant. On or before the comment date, it is not necessary to serve motions to intervene or protests on persons other than the Applicant.

The Commission encourages electronic submission of protests and interventions in lieu of paper using the "eFiling" link at <http://www.ferc.gov>. Persons unable to file electronically should submit an original and 14 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

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Linda Mitry,

Acting Secretary.

[FR Doc. E4-1868 Filed 8-19-04; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. AD04-9-001]

Billing Procedures for Annual Charges for the Costs of Other Federal Agencies for Administering Part I of the Federal Power Act; Notice Issuing "Other Federal Agency Cost" Submission Form and Extending Related Submission Deadlines

August 13, 2004.

1. By order issued June 18, 2004, the Commission acted on matters remanded to it by the court in *City of Tacoma, WA, et al. v. FERC*, 331 F.3d 106 (D.C. Cir. 2003). The court concluded that the Commission is required to determine the reasonableness of costs incurred by other Federal agencies (OFAs) in connection with their participation in Commission proceedings under Part I of the Federal Power Act (FPA)¹ when those agencies seek to include such costs in the administrative annual charges licensees must pay to reimburse the United States for the cost of administering Part I.² The court also remanded issues regarding the eligibility of specific types of OFA costs for reimbursement, and the availability of refunds for certain charges.

2. The June 18 Order (1) determined which OFA costs are eligible to be included in administrative annual charges; (2) established procedures for Commission review of future OFA cost submittals, as well as those currently on appeal and (3) introduced a proposed new form to be used in submitting OFA costs, the form to be finalized in a technical conference.³

3. The technical conference, held on July 1, 2004, was attended by Commission staff and counsel representing affected licensees. The licensees made recommendations with respect to the guidance the Commission should give the OFAs in filling out the form, but did not propose any alterations to the form itself. The licensees did not make any specific recommendations regarding the form's content or design. Attached to this

¹ 16 U.S.C. 794-823b.

² The OFAs are the Bureau of Indian Affairs, the Bureau of Land Management, Bureau of Reclamation, National Park Service, and U.S. Fish and Wildlife Service (all in the Department of the Interior); Corps of Engineers (in the Department of the Army); U.S. Forest Service (in the Department of Agriculture); and National Oceanic and Atmospheric Administration (in the Department of Commerce).

³ The form was attached to the order and is posted on the Commission's Web site, <http://www.ferc.gov/>.

notice is the final form, which is the same as that proposed in the June 18 Order.

4. Numerous licensees have requested rehearing of the June 18 order. To provide more certainty to the annual charges billing process, the Commission has decided to delay the billing of the OFA costs that would have been included in the 2004 annual charges statement until after the rehearing requests are addressed. The Commission informed licensees of this decision in an August 4, 2004 letter included with the Statement of Annual Charges for Administration, Government Dams and Indian Lands for Bill Year 2004. Similarly, the Commission is extending the deadlines stated in the June 18 Order for OFAs to submit their cost data for Fiscal Years 1998-2003. The Commission will establish a new deadline for these submittals after the rehearing requests have been addressed. Anyone having questions regarding this notice should contact Anton Porter at (202) 502-8728, e-mail at anton.porter@ferc.gov.

Magalie R. Salas,

Secretary.

[FR Doc. E4-1879 Filed 8-19-04; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 2210-095-VA]

Appalachian Power Company; Notice of Availability of Environmental Assessment

August 16, 2004.

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 an application for non-project use of project lands and waters at the Smith Mountain Pumped Storage Project (FERC No. 2210) and has prepared an Environmental Assessment (EA) for the proposed non-project use. The project is located on the Roanoke and Blackwater Rivers in Bedford, Campbell, Pittsylvania, Franklin, and Roanoke Counties, Virginia.

In the application, Appalachian Power Company (licensee) requests Commission authorization to permit Resource Partners, L.L.C. to install and operate boat dock facilities at a residential development known as The Cottages at Contentment Island located