

*Comment date:* March 3, 2000, in accordance with Standard Paragraph E at the end of this notice.

### 30. Tucson Electric Power Company

[Docket No. ER00-1612-000]

Take notice that on February 10, 2000, Tucson Electric Power Company (Tucson), tendered for filing an Umbrella Service Agreement between Tucson and Phelps Dodge Energy Services, L.L.C., for short-term power sales under Tucson's Market-Based Power Sales Tariff, FERC Electric Tariff Original Volume No. 3.

*Comment date:* March 3, 2000, in accordance with Standard Paragraph E at the end of this notice.

### 31. Commonwealth Edison Company

[Docket No. ER00-1613-000]

Take notice that on February 11, 2000, Commonwealth Edison Company (ComEd), tendered for filing a Service Agreement, establishing Peoples Energy Services Corporation, as a customer under the terms of ComEd's Power Sales and Reassignment of Transmission Rights Tariff PSRT-1 (PSRT-1 Tariff). The Commission has previously designated the PSRT-1 Tariff as FERC Electric Tariff, First Revised Volume No. 2.

ComEd also submits for filing a revised Index of Customers reflecting name changes for current customers: First Energy Trading and Power Marketing, Inc., renamed FirstEnergy Trading Services, Inc.; Electric Clearinghouse, Inc., renamed Dynegy Power Marketing, Inc.; El Paso Power Services Company and Sonat Power Marketing Company L.P., consolidated and renamed El Paso Merchant Energy, L.P.; and Illinova Power Marketing, Inc., renamed Illinova Energy Partners.

ComEd requests an effective date of January 28, 2000, and accordingly seeks waiver of the Commission's notice requirements. Copies of this filing were served upon PESC, FET, DYN, EPME, and IEP.

*Comment date:* March 3, 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, N.E., Washington, D.C. 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. 00-4209 Filed 2-22-00; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP00-45-000]

#### Eastern Shore Natural Gas Company; Notice of Intent to Prepare an Environmental Assessment for the Proposed 2000 System Expansion Project; Request for Comments on Environmental Issues and Notice of Site Visit

February 16, 2000.

The staff of the Federal Energy Regulatory Commission (FERC or Commission) will prepare an environmental assessment (EA) that will discuss the environmental impacts of 2000 System Expansion Project involving construction and operation of facilities proposed by Eastern Shore Natural Gas Company (Eastern Shore) in Chester County, Pennsylvania, Cecil County, Maryland, and New Castle and Kent Counties, Delaware.<sup>1</sup> Eastern Shore would construct: 2.1 miles of 16-inch-diameter pipeline loop; 10.1 miles of new 6-inch-diameter pipeline; five delivery points; and minor auxiliary piping and valves at its existing Daleville Compressor Station. Eastern Shore would also abandon 1 mile on 2-inch-diameter pipeline and replace it with 4-inch-diameter pipeline. The facilities would provide additional natural gas delivery capacity to serve increased demands from Eastern Shore's three local distribution companies. 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.

If you are a landowner receiving this notice, you should have been contacted by the pipeline company about the acquisition of an easement to construct,

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

operate, and maintain the proposed facilities. The pipeline company seek to negotiate a mutually acceptable agreement. However, if the project is approved by the Commission, that approval conveys with it the right of eminent domain. Therefore, if easement negotiations fail to produce an agreement, the pipeline company could initiate condemnation proceedings in accordance with state law. A fact sheet prepared by the FERC entitled "An Interstate Natural Gas Facility on My Land? What Do I Need To Know?" was attached to the project notice Eastern Shore provided to landowners along and adjacent to the proposed route. This fact sheet addresses a number of typically asked questions, including the use of eminent domain. It is available for viewing on the FERC Internet website ([www.ferc.fed.us](http://www.ferc.fed.us)).

#### Summary of the Proposed Project

Eastern Shore want to construct the 2000 Expansion Project to expand the capacity of certain of its facilities in Delaware, Pennsylvania, and Maryland to transport an additional 14,130 decatherms per day of natural gas to three local distribution.

The general location of the proposed project facilities is shown in appendix 1, figure 1.<sup>2</sup>

- Eastern Shore seeks authority to
- construct and operate 2.1-miles of 16-inch-diameter pipeline loop adjacent to an existing pipeline on its existing right-of-way in Chester County, Pennsylvania (appendix 1, figure 2);
  - abandon one mile of two-inch diameter lateral pipeline and replace it with 4-inch-diameter pipeline in New Castle County, Delaware, and Cecil County, Maryland on existing right-of-way (figure 3); and
  - construct and operate 10.1 miles of 6-inch-diameter new mainline and 5 new delivery points (meter and regulator stations) in Kent County, Delaware, primarily on or adjacent to Norfolk Southern Railroad and Delaware Department of Transportation (DelDOT) rights-of-way (figure 4).

#### Land Requirements for Construction

Construction of the proposed facilities would require about 72 acres of land. Following construction, the land disturbed by construction activities

<sup>2</sup> The appendices referenced in this notice are not being printed in the **Federal Register**. Copies are available on the Commission's website at the "RIMS" link or from the Commission's Public Reference and Files Maintenance Branch, 888 First Street NE, Washington, DC 20426, or call (202) 208-1371. For instructions on connecting to RIMS refer to the last page of this notice. Copies of the appendices were sent to all those receiving this notice in the mail.

would be restored and allowed to revert to its former use except for 1.53 acres which would be maintained as new aboveground facility sites (the five delivery points). Project construction would generally follow existing utility easement (Eastern Shore, DelDOT, and Norfolk Southern rights-of-way).

During construction 45 acres of temporary easement and 27 acres of permanent pipeline easement would be required. Of the 27 acres of permanent easement, 14.5 acres would be newly acquired (for the 10.1 miles of new mainline in Kent County, Delaware). The shorter pipeline loop and lateral replacement project segments would remain on existing Eastern Shore pipeline easements and would require no more permanent right-of-way beyond the existing 12.5 acres.

### 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 to discover and address concerns the public may have about proposals. We call this "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.

The EA will discuss impacts that could occur as a result of the construction and operation of the proposed project under these general headings:

- geology and soils
- water resources, fisheries, and wetlands
- vegetation and wildlife
- endangered and threatened species
- land use
- cultural resources
- air quality and noise
- hazardous waste
- public safety

We will also evaluate possible alternatives to the proposed project or portions of the project, and make recommendations on how to lessen or avoid impacts on the various resource areas.

Our independent analysis of the issues will be 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.

### Currently Identified Environmental Issues

We have already identified several issues that we think deserve attention based on a preliminary review of the proposed facilities and the environmental information provided by Eastern Shore. This preliminary list of issues may be changed based on your comments and our analysis.

- Nineteen single family homes and one apartment complex are located within 50 feet of the project.
- Two federally listed endangered or threatened species and four state species of concern may occur in the proposed project area.
- A stream which would be crossed 3 times by project construction is under consideration by the National Park Service for Wild and Scenic River designation.
- On February 11, 2000, Eastern Shore filed a route variation which avoids a land parcel on which a cemetery maintained by the Old Fellows is located. The route variation is at approximately mile post 8.5 in Milford, Delaware. We would evaluate the reasonableness of this alternative.

### Public Participation

You can make a difference by providing us with your specific comments or concerns about the project. By becoming a commentator, your concerns will be addressed in the EA/EIS and considered by the Commission. You should focus on the potential environmental effects of the proposal, alternatives to the proposal (including alternative [Locations/routes]), 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 two copies of your letter to: David P. Boergers, 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 Environmental Review and Compliance Branch, PR-11.2.
- Reference Docket No. CP00-45-000.
- Mail your comments so that they will be received in Washington, DC on or before March 17, 2000.

If you do not want to send comments at this time but still want to remain on our mailing list, please return the Information Request (appendix 3). If you do not return the Information Request, you may be removed from the environmental mailing list.

On February 23, 2000, the Office of Energy Projects staff will conduct a precertification site visit of the project route and possible alternative routes. All parties may attend. Those planning to attend must provide their own transportation.

### 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 2). 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.

Additional information about the proposed project is available from Mr. Paul McKee of the Commission's Office of External Affairs at (202) 208-1088 or on the FERC website ([www.ferc.fed.us](http://www.ferc.fed.us)) using the "RIMS" link to information in this docket number. Click on the "RIMS" link, select "Docket #" from the RIMS Menu, and follow the instructions. For assistance with access

to RIMS, the RIMS helpline can be reached at (202) 208-2222.

Similarly, the "CIPS" link on the FERC Internet website provides access to the texts of formal documents issued by the Commission, such as orders, notices, and rulemakings. From the FERC internet website, click on the "CIPS" link, select "Docket #" from the CIPS menu, and follow the instructions. For assistance with access to CIPS, the CIPS helpline can be reached at (202) 208-2474.

**David P. Boergers,**  
Secretary.

[FR Doc. 00-4181 Filed 2-22-00; 8:45 am]

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**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

**Notice of Amendment of License and Soliciting Comments, Motions to Intervene, and Protests**

February 16, 2000.

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

a. *Application Type:* Non-Project Use of Project Lands and Waters.

b. *Project No.:* 2210-044.

c. *Date Filed:* February 1, 2000.

d. *Applicant:* Appalachian Power Company.

e. *Name of Project:* Smith Mountain.

f. *Location:* The Smith Mountain Project is located on the Roanoke River in Bedford, Campbell, Franklin, Pittsylvania, and Roanoke Counties, Virginia. This project does not utilize Federal or Tribal lands.

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

h. *Applicant Contact:* Frank M. Simms, American Electric Power, 1 Riverside Plaza, Columbus, OH 43215-2373 telephone (614) 223-2918.

i. *FERC Contact:* Any questions on this notice should be addressed to Jon Cofrancesco at

*Jon.Cofrancesco@ferc.fed.us* or telephone 202-219-0079.

j. *Deadline for filing comments and or motions:* March 21, 2000.

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

Please include the project number (2210-00) on any comments or motions filed.

k. *Description of Project:* Appalachian Power Company, licensee for the Smith Mountain Project, requests approval to grant permission to Magnum Point Marina, to install and operate two floating boat docks with a total of 26 slips within the boundary of the Smith Mountain Project. The proposed docks would be located along the Blackwater River portion of Smith Mountain Lake and added to the marina's existing facilities which include three boat docks with a total of 16 slips, a boat launching ramp, a maintenance building, a store, sanitary facilities, and paved parking. The installation of the proposed dock may require the dredging of approximately 926 cubic yards of material within the reservoir.

l. *Locations of the application:* A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room, located at 888 First Street, NE, Room 2A, Washington, DC 20426, or by calling (202) 208-1371. The application may be viewed on the web at *www.ferc.fed.us* Call (202) 208-2222 for assistance. A copy is also available for inspection and reproduction at the address in item h above.

m. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

Comments, Protests, or Motions to Intervene—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments 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 comments, protests, or motions to intervene must be received on or before the specified

comment date for the particular application.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS", "RECOMMENDATIONS FOR TERMS AND CONDITIONS", "PROTESTS", OR "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

Agency Comments—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

**David P. Boergers,**  
Secretary.

[FR Doc. 00-4185 Filed 2-22-00; 8:45 am]

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**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

[Project No. 2631-007-MA]

**International Paper Company; Notice Establishing Subsequent Licensing Procedural Schedule and a Deadline for Submission of Final Amendments**

February 16, 2000.

The license for the Woronoco Hydroelectric Project, FERC Project No. 2631, located on the Westfield River, in Hampden County, Massachusetts, expires on September 1, 2001. An application for a new license has been filed as follows:

Project No.	Applicant	Contact
P-2631-007 .....	International Paper Company .....	Ted Lewellyn, International Paper Co., Paper Mill Road, Millers Falls, MA 01349, (413) 659-2337 Michael K. Chapman, International Paper Co., 6400 Poplar Avenue, Memphis, TN 38197, (901) 763-5888 Jon Christensen, Kleinschmidt Associates, 75 Main Street, Pittsfield, MA 04967, (207) 487-3328