

of Reclamation's Clear Creek Dam and Reservoir would consist of: (1) An existing 52-foot-long, 48-inch-diameter steel penstock, (2) a proposed powerhouse containing one generating unit having an installed capacity of 1.23 MW, (3) a proposed 100-foot-long, 12.47 kV transmission line, and (4) appurtenant facilities.

The project would have an annual generation of 6,320 MWh that would be sold to a local utility.

l. A copy of this filing are on file with the Commission and are available for public inspection. This filing may be viewed on the Commission's Web site at <http://www.ferc.gov> using the "RIMS" link select docket # and follow the instructions ((202)208-2222 for assistance).

m. Preliminary Permit—Anyone desiring to file a competing application for preliminary permit for a proposed project must submit the competing application itself, or a notice of intent to file such an application, to the Commission on or before the specified comment date for the particular application (see 18 CFR 4.36).

Submission of a timely notice of intent allows an interested person to file the competing preliminary permit application no later than 30 days after the specified comment date for the particular application. A competing preliminary permit application must conform with 18 CFR 4.30(b) and 4.36.

n. Preliminary Permit—Any qualified development applicant desiring to file a competing development application must submit to the Commission, on or before a specified comment date for the particular application, either a competing development application or a notice of intent to file such an application. Submission of a timely notice of intent to file a development application allows an interested person to file the competing application no later than 120 days after the specified comment date for the particular application. A competing license application must conform with 18 CFR 4.30(b) and 4.36.

o. Notice of Intent—A notice of intent must specify the exact name, business address, and telephone number of the prospective applicant, and must include an unequivocal statement of intent to submit, if such an application may be filed, either a preliminary permit application or a development application (specify which type of application). A notice of intent must be served on the applicant(s) named in this public notice.

p. Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. The

term of the proposed preliminary permit would be 36 months. The work proposed under the preliminary permit would include economic analysis, preparation of preliminary engineering plans, and a study of environmental impacts. Based on the results of these studies, the Applicant would decide whether to proceed with the preparation of a development application to construct and operate the project.

q. 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, 385.211, 385.214. 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.

r. Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS", "NOTICE OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION", "PROTEST", "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. An additional copy must be sent to Director, Division of Hydropower Administration and Compliance, Federal Energy Regulatory Commission, at the above-mentioned address. A copy of any notice of intent, competing application or motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

s. 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.

**Linwood A. Watson, Jr.,**

*Acting Secretary.*

[FR Doc. 01-28787 Filed 11-16-01; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Applicaiton Accepted for Filing and Soliciting Comments, Motions To Intervene, and Protests

November 9, 2001.

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

a. *Application Type:* Preliminary Permit.

b. *Project No.:* 12133-000.

c. *Date filed:* October 15, 2001.

d. *Applicant:* Lake Eau Claire Water Power Company, Inc.

e. *Name of Project:* Lake Eau Claire Dam Water Power Project.

f. *Location:* Would utilize the existing Lake Eau Claire and its Dam, which are located in and owned by Eau Claire County, Wisconsin.

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

h. *Applicant Contact:* Mr. Thomas J. Reiss, Jr., Lake Eau Claire Water Power Company, Inc., P.O. Box 553, 319 Hart Street, Watertown, WI 53094, (920) 261-7975.

i. *FERC Contact:* James Hunter, (202) 219-2839.

j. *Deadline for filing comments and or motions:* 60 days from the issue date of this notice.

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 (P-12133-000) on any comments or motions filed.

k. *Description of Project:* The proposed project would consist of: (1) the existing 25-foot-high, 170-foot-long reinforced concrete dam and impoundment, which has a 793-acre surface area at normal pool elevation 899.75 feet, (2) a proposed 12-foot-diameter inlet cut through the dam, (3) a proposed 50-foot-long, 12-foot-diameter penstock, (4) a proposed 20-foot by 40-foot powerhouse containing an 800-kilowatt generating unit, (5) a proposed 400-foot-long underground transmission line, and (6) appurtenant facilities. The project would have an

annual generation of 1.85 gigawatthours that would be sold to Northern States Power Company.

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. This filing may also be viewed on the web at <http://www.ferc.gov> using the "RIMS" link, select "Docket#" and follow the instructions (call 202-208-2222 for assistance). A copy is also available for inspection and reproduction at the address in item (h) above.

m. *Preliminary Permit*—Anyone desiring to file a competing application for preliminary permit for a proposed project must submit the competing application itself, or a notice of intent to file such an application, to the Commission on or before the specified comment date for the particular application (see 18 CFR 4.36). Submission of a timely notice of intent allows an interested person to file the competing preliminary permit application no later than 30 days after the specified comment date for the particular application. A competing preliminary permit application must conform with 18 CFR 4.30(b) and 4.36.

n. *Preliminary Permit*—Any qualified development applicant desiring to file a competing development application must submit to the Commission, on or before a specified comment date for the particular application, either a competing development application or a notice of intent to file such an application. Submission of a timely notice of intent to file a development application allows an interested person to file the competing application no later than 120 days after the specified comment date for the particular application. A competing license application must conform with 18 CFR 4.30(b) and 4.36.

o. *Notice of Intent*—A notice of intent must specify the exact name, business address, and telephone number of the prospective applicant, and must include an unequivocal statement of intent to submit, if such an application may be filed, either a preliminary permit application or a development application (specify which type of application). A notice of intent must be served on the applicant(s) named in this public notice.

p. *Proposed Scope of Studies under Permit*—A preliminary permit, if issued, does not authorize construction. The term of the proposed preliminary permit would be 36 months. The work proposed under the preliminary permit

would include economic analysis, preparation of preliminary engineering plans, and a study of environmental impacts. Based on the results of these studies, the Applicant would decide whether to proceed with the preparation of a development application to construct and operate the project.

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

r. *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, 385.211, 385.214. 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.

s. *Filing and Service of Responsive Documents*—Any filings must bear in all capital letters the title "COMMENTS", "RECOMMENDATIONS FOR TERMS AND CONDITIONS", "PROTEST", OR "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

t. *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.

u. *Comments, 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 at <http://www.ferc.gov> under the "e-Filing" link.

**Linwood A. Watson, Jr.,**

*Acting Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RM00-12-000]

#### Electronic Filing of Documents; Notice of Additional Qualified Documents for Electronic Filing

November 9, 2001.

Take notice that beginning November 13, 2001, the Commission will accept additional types of documents for filing via the Internet in lieu of paper copies.

Order No. 619,<sup>1</sup> authorized the Secretary of the Commission to issue and amend a list of qualified documents that, at the filer's option, may be submitted via the Internet without also filing paper copies.<sup>2</sup> The Commission defined the initial set of qualified documents and issued electronic filing instructions in a notice issued October 6, 2000.<sup>3</sup> That notice identified the initial set of qualified documents, including:

1. Comments on applications and other filings
2. Comments on technical conferences
3. Comments filed in connection with environmental documents (Notices, Environmental Assessments, and Environmental Impact Statements)<sup>4</sup>
4. Protests<sup>5</sup> and responses to certain protests.<sup>6</sup>
5. Reply comments.

By notice issued March 8, 2001,<sup>7</sup> the Secretary expanded the initial list of qualified documents to include the following:

1. Comments in response to Notices of Proposed Rulemakings<sup>8</sup>
2. Motion/Notice of Intervention<sup>9</sup>
3. Motion/Notice of Intervention Out-of-Time<sup>10</sup>
4. Withdrawal of Intervention<sup>11</sup>
5. Reply Comments and Responses to Motions to Intervene

The Secretary also confirmed that responses to Notices of Inquiry were qualified documents for filing via the Internet.

<sup>1</sup> III FERC Stats. & Regs., Regulations Preambles ¶ 31,107.

<sup>2</sup> 18 CFR 385.2003(c)(2), 65 FR 57088.

<sup>3</sup> "Notice of Qualified Documents for Electronic Filing", Docket No. RM00-12-000, issued October 6, 2000.

<sup>4</sup> 18 CFR 380.10(a).

<sup>5</sup> 18 CFR 385.211 and 18 CFR 343.3 (see also 18 CFR 4.5, 4.13, 4.23, 35.8(a), 154.210(a), 157.10, and 157.205(e)).

<sup>6</sup> 18 CFR 343.3(b).

<sup>7</sup> 94 FERC ¶61,239.

<sup>8</sup> 18 CFR 385.1903 and 18 CFR 380.10(b).

<sup>9</sup> 18 CFR 385.214, 385.1306 (See also 18 CFR 35.8(a), 154.210(a) and (b), 157.210, 157.106, 343.2(a), and 380.10).

<sup>10</sup> 18 CFR 385.214(b)(3).

<sup>11</sup> 18 CFR 385.216.