

states that the refunds were distributed on August 1, 2003 with the exception of the refund to SCANA Energy Marketing which was delivered on August 18, 2003.

*Comment Date:* September 25, 2003.

#### 4. Mirant Kendall, LLC

[Docket Nos. ER03-998-001 and ER03-563-018]

Take notice that on September 2, 2003, ISO New England Inc. (ISO) submitted a Compliance Filing as directed by the Commission in its August 22, 2003 Order Accepting Certain Bid Cost Input Information for Filing, and Directing Compliance Filing, 104 FERC ¶ 61,219. The ISO states that copies of the filing have been served on all parties to the above-captioned proceeding.

*Comment Date:* September 23, 2003.

#### 5. PacifiCorp

[Docket No. ER03-1095-001]

Take notice that on September 4, 2003, PacifiCorp, tendered for filing in accordance with 18 CFR 35 of the Commission's Rules and Regulations a red-lined version of PacifiCorp's First Revised FERC Rate Schedule No. 306 which was previously filed with the Commission on July 21, 2003 in Docket No. ER03-1095-000.

PacifiCorp states that copies of this filing were supplied to the Public Utility Commission of Oregon and the Washington Utilities and Transportation Commission.

*Comment Date:* September 25, 2003.

#### 6. Energy Cooperative Association of Pennsylvania

[Docket No. ER03-1165-001]

Take notice that on September 4, 2003, Energy Cooperative Association of Pennsylvania (ECAP) filed a supplement to its application filed on August 6, 2003 for approval of market-based rates as a power marketer. The supplemental information pertains to formatting and presentation of Rate Schedule FERC No. 1.

*Comment Date:* September 25, 2003.

#### 7. Exelon Corporation

[Docket No. ER03-1279-000]

Take notice that on August 29, 2003, Exelon Corporation submitted for filing Fully Executed Network Service and Network Operating Agreements between the Cities of Batavia and St. Charles, Illinois and Commonwealth Edison Company and Commonwealth Edison Company of Indiana, Inc.

*Comment Date:* September 19, 2003.

#### 8. Allegheny Energy Supply Conemaugh, LLC

[Docket No. ER03-1286-000]

Take notice that on September 3, 2003, Allegheny Energy Supply Conemaugh, LLC (Conemaugh) filed a Notice of Cancellation of FERC Electric Tariff, Original Volume No. 1, which was accepted for filing and made effective January 1, 2001 in Docket No. ER01-791-000. Conemaugh requests that the cancellation be made effective September 3, 2003.

*Comment Date:* September 24, 2003.

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

[Docket No. ER03-1296-000]

Take notice that on September 2, 2003, the New York Independent System Operator, Inc. (NYISO) tendered for filing revisions to the ISO Market Administration and Control Area Services Tariff (the Services Tariff) proposing a revised supplemental supply fee. The NYISO has requested an effective date of May 21, 2003, the effective date of the NYISO's March 21, 2003 filing implementing the Demand Curve proposal.

The NYISO states that it has served a copy of this filing upon all parties that have executed service agreements under the NYISO's Open Access Transmission Tariff or the Services Tariff and upon the New York State Public Service Commission and to the electric utility regulatory agencies in New Jersey and Pennsylvania.

*Comment Date:* September 23, 2003.

#### 10. Midwest Independent Transmission System Operator, Inc.

[Docket No. ES03-56-000]

Take notice that on September 3, 2003, Midwest Independent Transmission System Operator, Inc. (Midwest ISO) submitted an application pursuant to Section 204 of the Federal Power Act seeking authorization to issue notes or other evidence of indebtedness in an amount not to exceed \$125 million.

The Midwest ISO also requests a waiver from the Commission's competitive bidding requirement at 18 CFR 34.2.

*Comment Date:* October 10, 2003.

#### Standard Paragraph

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 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 filed to access the document. For assistance, call (202) 502-8222 or TTY, (202) 502-8659. 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. The Commission strongly encourages electronic filings.

Magalie R. Salas,  
*Secretary.*

[FR Doc. 03-23668 Filed 9-16-03; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Application for Amendment of License and Soliciting Comments, Motions To Intervene, and Protests

September 10, 2003.

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

a. *Application Type:* Amendment of License for Approval of Shoreline Management Plan.

b. *Project No:* 2210-090.

c. *Date Filed:* September 3, 2003.

d. *Applicant:* Appalachian Power Company (APC).

e. *Name of Project:* Smith Mountain Pumped Storage Project.

f. *Location:* The project is located on the Roanoke River, in Bedford, Pittsylvania, Franklin, and Roanoke Counties, Virginia.

g. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. 791 (a) 825(r) and 799 and 801.

h. *Applicant Contact:* Teresa P. Rogers, Hydro Generation Department, American Electric Power, P.O. Box 2021, Roanoke, VA 24022-2121, (540) 985-2451.

i. *FERC Contact*: Any questions on this notice should be addressed to Mrs. Heather Campbell at (202) 502-6182, or e-mail address: [heather.campbell@ferc.gov](mailto:heather.campbell@ferc.gov).

j. *Deadline for filing comments and or motions*: October 10, 2003.

All documents (original and eight copies) should be filed with: Ms. Magalie R. Salas, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington DC 20426. Please include the project number (P-2210-090) on any comments or motions filed. 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 Ae-Filing@ link. The Commission strongly encourages e-filings.

k. *Description of Request*: APC is requesting Commission approval of a Shoreline Management Plan (plan). The plan would provide guidelines and regulations for shoreline development at Smith Mountain Lake and Leesville Lake. It would also permit APC to permit activities within the project boundary without further Commission approval beyond what its allowed by current license conditions.

l. *Location of the Applications*: This filing is available for review at the Commission in the Public Reference Room 888 First Street, NE., Room 2A, Washington, DC 20426 or may be viewed on the Commission's Web site at <http://www.ferc.gov> using the "eLibrary" link. Enter the docket number excluding the last three digits in the docket number field to access the document. For assistance, call toll-free 1-866-208-3676 or e-mail [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov). For TTY, call (202) 502-8659. 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.

n. 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.

o. 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.

p. *Agency Comments*: Federal, state, and local agencies are invited to file comments on the described applications. 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.

**Magalie R. Salas,**  
Secretary.

[FR Doc. 03-23658 Filed 9-16ndash;03; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Request To Use Alternative Procedures in Preparing a License Application

September 10, 2003.

Take notice that the following request to use alternative procedures to prepare a license application has been filed with the Commission.

a. *Type of Application*: Request to use alternative procedures to prepare a license application.

b. *Project No.*: P-2230-033.

c. *Date filed*: September 2, 2003.

d. *Applicant*: City and Borough of Sitka, Alaska.

e. *Name of Project*: Blue Lake Project.

f. *Location*: The existing project is located about 5 miles east of the City of Sitka, Alaska on Sawmill Creek (formerly the Medvetcha River).

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

h. *Applicant Contact*: Mike Prewitt, 105 Jarvis Street, Sitka, Alaska 99835; phone (626) 568-0798; e-mail [dean@cityofsitka.com](mailto:dean@cityofsitka.com).

i. *FERC Contact*: Nick Jayjack at (202) 502-6073; e-mail [Nicholas.Jayjack@ferc.gov](mailto:Nicholas.Jayjack@ferc.gov).

j. *Deadline for Comments*: 30 days from the 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.

Comments 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 "eFiling" link.

k. *The project consists of*: (1) A 211-foot-high arch dam at river mile 2.7 of Sawmill Creek; (2) a 1,225-surface-acre reservoir; (3) a 7,110-foot-long power conduit composed of tunnels and penstocks; (4) one main powerhouse and two smaller powerhouses together containing four generating units with a combined installed capacity of 7.54 megawatts; (5) a switchyard located adjacent to the main powerhouse; (6) a 69-kilovolt, 5-mile-long primary transmission line running from the switchyard to two substations in Sitka; (7) a 470-foot-long, underground transmission line and a 7,700-foot-long underground and overhead transmission line connecting the two smaller powerhouses to the switchyard; and (8) other appurtenant facilities. The project occupies 812 acres of lands administered by the U.S. Forest Service.

l. A copy of the request to use the alternative procedures 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 "eLibrary" link. Enter the project number (P-2230) in the docket number field to access the document. For assistance, contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-free at 1-866-208-3676, or for TTY, (202) 502-8659. A copy is also available for inspection and reproduction at the address in item h above.

You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via e-mail of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

m. City and Borough of Sitka, Alaska (the City) has demonstrated that it has made an effort to contact all federal and state resources agencies, non-governmental organizations (NGO), and others affected by the project. The City has also demonstrated that a consensus exists that the use of the alternative procedures is appropriate in this case. The City has submitted a