

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 eLibrary (FERRIS) link. Enter the 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. 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.

**Linda Mitry,**

*Acting Secretary.*

[FR Doc. E4-996 Filed 4-30-04; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 6564-002 Oregon]

#### Jane A. Horning; Notice of Availability of Environmental Assessment

April 23, 2004.

In accordance with the National Environmental Policy Act of 1969 and the Federal Energy Commission's (Commission) regulations, 18 CFR Part 380 (Order No. 486, 52 FR 47897), the Office of Energy Projects has reviewed the application for surrender of exemption for the constructed Brunswick Creek Project. Jane A. Horning is the exemptee. The project is located on Brunswick Creek, near North Plains, Washington County, Oregon. The Commission staff has prepared an Environmental Assessment (EA) on the exemption surrender.

The EA contains the staff's analysis of the potential environmental impacts of the surrender of the exemption, and has concluded that surrendering the

exemption, would not constitute a major federal action that would significantly affect the quality of the human environment.

A copy of the EA is attached to the Commission order titled "Order Accepting Surrender of Exemption", which was issued on April 23, 2004. The EA is available for review at the Commission in the Public Reference Room or may be viewed on the Commission's website 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, 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.

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

**FOR FURTHER INFORMATION CONTACT:** Mr. Blake Condo at (202) 502-8914.

**Magalie R. Salas,**

*Secretary.*

[FR Doc. E4-975 Filed 4-30-04; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Application for Surrender of Exemption and Soliciting Comments, Motions To Intervene, and Protests

April 27, 2004.

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

- a. *Application Type:* Surrender of Exemption (5 MW or Less).
- b. *Project No.:* 6338-003.
- c. *Date Filed:* March 29, 2004.
- d. *Applicant:* Suncook Leathers, Inc.
- e. *Name of Project:* Pittsfield.
- f. *Location:* Located on the Suncook River in Merrimack County, New Hampshire.
- g. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. 791a-825r.
- h. *Applicant Contact:* David Ossoff, Pittsfield Hydropower Co., Inc., P.O. Box 248, 5 Main St., Pittsfield, New Hampshire 03263, (603) 435-6678.
- i. *FERC Contact:* Regina Saizan, (202) 502-8765.
- j. *Status of Environmental Analysis:* This application is ready for

environmental analysis at this time, and the Commission is requesting comments, reply comments, and recommendations for terms and conditions.

k. *Deadline for filing responsive documents:* The Commission directs, pursuant to Section 4.34(b) of the Regulations (see Order No. 533 issued May 8, 1991, 56 FR 23108, May 20, 1991) that all comments, motions to intervene, protests, and recommendations for terms and conditions concerning the application be filed with the Commission by May 28, 2004. All reply comments must be filed with the Commission by June 14, 2004.

Comments, protests, and interventions may be filed electronically via the Internet CFR 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.

The Commission's Rules of Practice and Procedure require all interveners filing documents with the Commission to serve a copy of that document on each person in the official service list for the project. Further, if an intervener files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

l. *Description of Proposed Action:* The existing project consists of: (1) A 21-foot-high, 421-foot-long concrete and stone gravity dam; (2) a 20-acre reservoir; (3) an intake structure; (4) a 9-foot-diameter, 200-foot-long steel penstock; (5) a powerhouse containing a 420-kW turbine-generator; (6) a 65-foot-long tailrace; and (7) appurtenant facilities. The applicant seeks to surrender the exemption because the project is no longer economically feasible.

m. *Locations of Application:* A copy of the application is available for inspection and reproduction at the Commission in the Public Reference Room, located at 888 First Street NE., Room 2A, Washington, DC 20426, or by calling (202) 502-8371. This filing may also be viewed on the Commission's website at <http://www.ferc.gov> using the "eLibrary" link. Enter the docket number, here P-6338, in the docket number field to access the document. For assistance, call toll-free (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