

market power concerns and should not affect CAG's existing market-based rate authority.

CAG states that copies of the filing were served upon the Public Service Commission of the District of Columbia, Maryland Public Service Commission, Virginia State Corporation Commission, State of New Jersey Board of Public Utilities and Delaware Public Service Commission.

Comment Date: May 24, 2004.

5. California Independent System Operator Corporation

[Docket No. ER02-651-004]

Take notice that on May 3, 2004, the California Independent System Operator Corporation (ISO) submitted a filing to comply with the Commission's Order issued on April 1, 2004, in Docket No. ER02-651-002, 107 FERC ¶ 61,001. The ISO states that the compliance filing has been served on all parties to these proceedings.

Comment Date: May 24, 2004.

6. Ohio Valley Electric Corporation

[Docket No. ER03-1414-001]

Take notice that on May 3, 2004, Ohio Valley Electric Corporation submitted a compliance filing pursuant to Commission's Order issued April 1, 2004 in Docket No. ER03-1414-000.

Ohio Valley Electric Corporation states that a copy of this filing was served upon PSEG Lawrenceburg Energy Company LLC.

Comment Date: May 24, 2004.

7. PJM Interconnection, L.L.C.

[Docket No. ER04-676-001]

Take notice that on May 3, 2004, PJM Interconnection, L.L.C. (PJM) submitted for filing a substitute executed construction service agreement (CSA) among PJM, Industrial Power Generating Corporation, and Monongahela Power Company, The Potomac Edison Company, and West Penn Power Company, all doing business as Allegheny Power. PJM requests waiver of the Commission's notice requirements to allow a March 12, 2004 effective date for the substitute CSA.

PJM states that copies of this filing were served upon persons designated on the official service list compiled by the Secretary in this proceeding, the parties to the agreements, and the state regulatory commissions within the PJM region.

Comment Date: May 24, 2004.

8. Virginia Electric and Power Company

[Docket No. ER04-712-001]

Take notice that on May 3, 2004, Virginia Electric and Power Company, doing business as Dominion Virginia Power, tendered for filing a revised tariff sheet (Revised Sheet) in Virginia Electric and Power Company's FERC Electric Tariff, Second Revised Volume No. 5 (OATT) modifying the pricing of Backup Supply Service for Unbundled Retail Transmission Customers under Schedule 10 to its OATT. Dominion Virginia Power continues its request for waiver of the Commission's notice of filing requirements to allow the Revised Sheet to become effective as of the date of the Virginia State Corporation Commission's (SCC) final order in Case No. PUE-2003-00118.

Dominion Virginia Power states that copies of the filing were served upon the Commission's official service list in this proceeding.

Comment Date: May 24, 2004.

9. Southwest Power Pool, Inc.

[Docket Nos. RT04-1-002 and ER04-48-002]

Take notice that on May 3, 2004, Southwest Power Pool, Inc. (SPP), in compliance with Commission Order in *Southwest Power Pool, Inc.*, 106 FERC ¶ 61,110 (2004), submitted tariff revisions and additional documentary support in connection with SPP's efforts to become a fully compliant regional transmission organization (RTO) under Commission Order Nos. 2000 and 2000-A.

SPP states that copies of this compliance filing were served upon all persons on the service list in this docket, as well as all SPP Members and each state regulatory commission in the SPP service area.

Comment Date: May 24, 2004.

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. E4-1177 Filed 5-14-04; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 935-053]

PacifiCorp; Notice of Application and Applicant Prepared Environmental Assessment Tendered for Filing with the Commission, and Establishing Procedural Schedule for Relicensing and Deadline for Submission of Final Amendments

May 11, 2004.

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

a. *Type of Application:* New major license.

b. *Project No.:* 935-053.

c. *Date Filed:* April 28, 2004.

d. *Applicant:* PacifiCorp.

e. *Name of Project:* Merwin Hydroelectric Project.

f. *Location:* On the North Fork Lewis River, in Clark and Cowlitz Counties, Washington. The project occupies 142.65 acres of Federal land administered by the Bureau of Land Management.

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

h. *Applicant Contact:* Frank C. Shrier, Lead Project Manager, Hydro Licensing, PacifiCorp 825 NE. Multnomah Street, Suite 1500 Portland, Oregon 97232; telephone (503) 813-6622.

i. *FERC Contact:* Jon Cofrancesco at (202) 502-8951; or e-mail at jon.cofrancesco@ferc.gov.

j. *Deadline for filing comments on the application:* 60 days from the filing date shown in paragraph (c), or June 28, 2004.

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; see 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site (<http://www.ferc.gov>) under the "e-Filing" link. After logging into the e-Filing system, select "Comment on Filing" from the Filing Type Selection screen and continue with the filing process. The Commission strongly encourages electronic filing.

The Commission's rules of practice require all interveners filing documents with the Commission to serve a copy of that document on each person on 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.

k. *Cooperating Agencies:* We are asking Federal, State, local, and tribal agencies with jurisdiction and/or special expertise with respect to environmental issues to cooperate with us in the preparation of the environmental document. Agencies who would like to request cooperating status should follow the instructions for filing comments described in item j above. Agencies granted cooperating status will be precluded from being an intervener in this proceeding consistent with the Commission's regulations.

l. With this notice, we are initiating consultation with the Washington State Historic Preservation Officer (SHPO), as required by 106, National Historic Preservation Act, and the regulations of the Advisory Council on Historic Preservation, 36 CFR 800.4.

m. *Status:* This application has not been accepted for filing. We are not soliciting motions to intervene, protests, or final terms and conditions at this time.

n. *The Project Description:* The existing project consists of: (1) A 728-foot-long concrete radius arch dam; (2) a reservoir with a surface area of 4,040 acres at the normal maximum operating level (239.6 feet mean sea level); (3) a 1,462-foot-long diversion tunnel; (4) an intake structure; (5) three 150-foot-long penstocks; (6) a powerhouse, containing three 45 megawatt (MW) and one 1 MW generating units, having a total installed capacity of 136 MW; (8) a gated spillway; and (9) appurtenant facilities.

PacifiCorp operates the Merwin Project as a regulation facility in a

coordinated manner with three upstream hydroelectric projects for the purposes of power generation, flood management, recreation, and downstream fish habitat enhancement. The project provides minimum instream flows to meet ramping requirements for the lower river. PacifiCorp does not propose any major modifications to project facilities or upgrades and proposes to implement various environmental measures at the project.

o. *Locations of the Application:* A copy of the application 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 docket number, excluding the last three digits in the docket number field (P-935), to access the document. For assistance, contact FERC Online Support at 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/esubscribenow.htm> to be notified via email of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

p. *Procedural schedule and final amendments:* The application will be processed according to the following Hydro Licensing Schedule. Revisions to the schedule may be made as appropriate.

Milestone	Target date
Issue acceptance or deficiency letter.	July 2004.
Request additional information (if necessary).	July 2004.
Notice soliciting final terms and conditions.	July 2004.
Notice of Draft NEPA Document.	October 2004.
Notice of Final NEPA Document.	February 2005.
Ready for Commission Decision on the Application.	October 2005.

Final amendments to the application must be filed with the Commission no later than 30 days from the issuance date of the notice soliciting final terms and conditions.

Linda Mitry,

Acting Secretary.

[FR Doc. E4-1164 Filed 5-14-04; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 2111-018]

PacifiCorp; Notice of Application and Applicant Prepared Environmental Assessment Tendered for Filing With the Commission, and Establishing Procedural Schedule for Relicensing and Deadline for Submission Of Final Amendments

May 11, 2004.

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

a. *Type of Application:* New Major License.

b. *Project No.:* 2111-018.

c. *Date Filed:* April 28, 2004.

d. *Applicant:* PacifiCorp.

e. *Name of Project:* Swift No. 1 Hydroelectric Project.

f. *Location:* On the North Fork Lewis River, in Skamania County, Washington. The project occupies 63.25 acres of federal land administered by the Bureau of Land Management and 229.00 acres of federal lands administered by the U.S. Forest Service.

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

h. *Applicant Contact:* Frank C. Shrier, Lead Project Manager, Hydro Licensing, PacifiCorp 825 N.E. Multnomah Street, Suite 1500, Portland, Oregon 97232; Telephone (503) 813-6622.

i. *FERC Contact:* Jon Cofrancesco at (202) 502-8951; or e-mail at jon.cofrancesco@ferc.gov.

j. *Deadline for filing comments on the application:* 60 days from the filing date shown in paragraph (c), or June 28, 2004.

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; see 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site (<http://www.ferc.gov>) under the "e-Filing" link. After logging into the e-Filing system, select "Comment on Filing" from the Filing Type Selection screen and continue with the filing process. The Commission strongly encourages electronic filing.

The Commission's Rules of Practice require all interveners filing documents with the Commission to serve a copy of that document on each person on the official service list for the project. Further, if an intervener files comments