

proposed tariff (FERC Electric Tariff, Original Volume No. 2) and supporting cost data for its annual revenue requirement under Midwest Independent System Operator, Inc.'s (Midwest ISO) proposed Schedule 21—Reactive Supply and Voltage Control from Independent Generation Sources Service. Zeeland requests an effective date of October 1, 2004.

Zeeland states that it has served copies of this filing on the Michigan Public Service Commission, the Midwest ISO, and Michigan Electric Transmission Company.

*Comment Date:* 5 p.m. Eastern Time on August 31, 2004.

#### Standard Paragraph

Any person desiring to intervene or to protest this filing must file 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 notice of intervention or motion to intervene, as appropriate. Such notices, motions, or protests must be filed on or before the comment date. Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant. On or before the comment date, it is not necessary to serve motions to intervene or protests on persons other than the Applicant.

The Commission encourages electronic submission of protests and interventions in lieu of paper using the "eFiling" link at <http://www.ferc.gov>. Persons unable to file electronically should submit an original and 14 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

This filing is accessible on-line at <http://www.ferc.gov>, using the "eLibrary" link and is available for review in the Commission's Public Reference Room in Washington, DC. There is an "eSubscription" link on the Web site that enables subscribers to receive e-mail notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please e-mail [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

**Linda Mitry,**

*Acting Secretary.*

[FR Doc. E4-1868 Filed 8-19-04; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. AD04-9-001]

#### Billing Procedures for Annual Charges for the Costs of Other Federal Agencies for Administering Part I of the Federal Power Act; Notice Issuing "Other Federal Agency Cost" Submission Form and Extending Related Submission Deadlines

August 13, 2004.

1. By order issued June 18, 2004, the Commission acted on matters remanded to it by the court in *City of Tacoma, WA, et al. v. FERC*, 331 F.3d 106 (D.C. Cir. 2003). The court concluded that the Commission is required to determine the reasonableness of costs incurred by other Federal agencies (OFAs) in connection with their participation in Commission proceedings under Part I of the Federal Power Act (FPA)<sup>1</sup> when those agencies seek to include such costs in the administrative annual charges licensees must pay to reimburse the United States for the cost of administering Part I.<sup>2</sup> The court also remanded issues regarding the eligibility of specific types of OFA costs for reimbursement, and the availability of refunds for certain charges.

2. The June 18 Order (1) determined which OFA costs are eligible to be included in administrative annual charges; (2) established procedures for Commission review of future OFA cost submittals, as well as those currently on appeal and (3) introduced a proposed new form to be used in submitting OFA costs, the form to be finalized in a technical conference.<sup>3</sup>

3. The technical conference, held on July 1, 2004, was attended by Commission staff and counsel representing affected licensees. The licensees made recommendations with respect to the guidance the Commission should give the OFAs in filling out the form, but did not propose any alterations to the form itself. The licensees did not make any specific recommendations regarding the form's content or design. Attached to this

<sup>1</sup> 16 U.S.C. 794-823b.

<sup>2</sup> The OFAs are the Bureau of Indian Affairs, the Bureau of Land Management, Bureau of Reclamation, National Park Service, and U.S. Fish and Wildlife Service (all in the Department of the Interior); Corps of Engineers (in the Department of the Army); U.S. Forest Service (in the Department of Agriculture); and National Oceanic and Atmospheric Administration (in the Department of Commerce).

<sup>3</sup> The form was attached to the order and is posted on the Commission's Web site, <http://www.ferc.gov/>

notice is the final form, which is the same as that proposed in the June 18 Order.

4. Numerous licensees have requested rehearing of the June 18 order. To provide more certainty to the annual charges billing process, the Commission has decided to delay the billing of the OFA costs that would have been included in the 2004 annual charges statement until after the rehearing requests are addressed. The Commission informed licensees of this decision in an August 4, 2004 letter included with the Statement of Annual Charges for Administration, Government Dams and Indian Lands for Bill Year 2004. Similarly, the Commission is extending the deadlines stated in the June 18 Order for OFAs to submit their cost data for Fiscal Years 1998-2003. The Commission will establish a new deadline for these submittals after the rehearing requests have been addressed. Anyone having questions regarding this notice should contact Anton Porter at (202) 502-8728, e-mail at [anton.porter@ferc.gov](mailto:anton.porter@ferc.gov).

**Magalie R. Salas,**

*Secretary.*

[FR Doc. E4-1879 Filed 8-19-04; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 2210-095-VA]

#### Appalachian Power Company; Notice of Availability of Environmental Assessment

August 16, 2004.

In accordance with the National Environmental Policy Act of 1969 and the Federal Energy Regulatory Commission's (Commission) regulations, 18 CFR Part 380 (Order No. 486, 52 FR 47897), the Office of Energy Projects has reviewed an application for non-project use of project lands and waters at the Smith Mountain Pumped Storage Project (FERC No. 2210) and has prepared an Environmental Assessment (EA) for the proposed non-project use. The project is located on the Roanoke and Blackwater Rivers in Bedford, Campbell, Pittsylvania, Franklin, and Roanoke Counties, Virginia.

In the application, Appalachian Power Company (licensee) requests Commission authorization to permit Resource Partners, L.L.C. to install and operate boat dock facilities at a residential development known as The Cottages at Contentment Island located

along the Blackwater River portion of Smith Mountain Lake. No dredging is planned as part of this proposal. The EA contains the Commission staff's analysis of the probable environmental impacts of the proposal and concludes that approving the licensee's application, with staff's recommended environmental measures, would not constitute a major federal action significantly affecting the quality of the human environment.

The EA is attached to a Commission order titled "Order Modifying and Approving Non-Project Use of Project Lands and Waters," which was issued August 13, 2004, and is available for review and reproduction at the Commission's Public Reference Room, located at 888 First Street, NE., Room 2A, Washington, DC 20426. The EA may also be viewed on the Commission's Web site at <http://www.ferc.gov> using the "eLibrary" link. Enter the docket number (prefaced by P-) and 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 (866) 208-3676, or for TTY, contact (202) 502-8659.

**Linda Mitry,**

*Acting Secretary.*

[FR Doc. E4-1865 Filed 8-19-04; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP04-346-000]

#### CenterPoint Energy—Mississippi River Transmission Corporation; Notice of Intent To Prepare an Environmental Assessment for the Proposed AmerenUE Pipeline Project and Request for Comments on Environmental Issues

August 13, 2004.

The staff of the Federal Energy Regulatory Commission (FERC or Commission) will prepare an environmental assessment (EA) that will discuss the environmental impacts of the AmerenUE Pipeline Project involving construction and operation of facilities by CenterPoint—Mississippi River Transmission Corporation (MRT) in Madison and St. Clair Counties, Illinois. These facilities consist of about 3.6 miles of 20-inch-diameter pipeline lateral, a new meter station, and a 6,232-horsepower (hp) compressor station. The EA will be used by the Commission

in its decision-making process to determine whether the project is in the public convenience and necessity.

A fact sheet prepared by the FERC entitled "An Interstate Natural Gas Facility On My Land? What Do I Need To Know?" is available for viewing on the FERC Internet Web site (<http://www.ferc.gov>). This fact sheet addresses a number of typically asked questions, including how to participate in the Commission's proceedings.

#### Summary of the Proposed Project

The proposed pipeline lateral (Line A-334) would extend from an interconnection with MRT's existing Alton Loop East Lateral Line at its Horseshoe Lake Terminal to the new meter station at Union's Venice Power Plant. The new meter station would be installed at the Venice Power Plant and would consist of a 2-inch mini-turbine and 10-inch ultrasonic meter installed on a prefabricated skid assembly complete with upstream and downstream block valves on each meter. The Horseshoe Lake Compressor Station would consist of four units with appurtenant facilities, to be installed within MRT's 5.7 acre Horseshoe Lake facility lot, where MRT's Alton Loop East Line and the new Line A-334 would interconnect, and where a meter/regulator station currently exists.

The general location of MRT's proposed facilities is shown on the map attached as appendix 1.<sup>1</sup>

#### Land Requirements for Construction

About 51.1 acres of land would be affected during construction of this project. Upon completion of construction, about 25.4 acres would be maintained as permanent operational right-of-way.

Construction of Line A-334 would parallel an abandoned railroad track to the greatest extent possible (2.2 miles) and would use a nominal 50-foot-wide right-of-way for both construction and permanent operation in this area. Typically, for construction of Line A-334, MRT proposes to use a 75-foot-wide construction right-of-way, consisting of 50 feet of permanent right-of-way and 25 feet of temporary workspace. Several agricultural fields and cultivated areas exist along the pipeline route. In these locations, MRT

<sup>1</sup>The appendices referenced in this notice are not being printed in the **Federal Register**. Copies of all appendices, other than appendix 1 (map), are available on the Commission's Web site at the "eLibrary" link or from the Commission's Public Reference Room, 888 First Street, NE., Washington, DC 20426, or call (202) 502-8371. For instructions on connecting to eLibrary refer to the last page of this notice. Copies of the appendices were sent to all those receiving this notice in the mail.

would perform topsoil segregation, and proposes to use a 100-foot-wide construction right-of-way, consisting of 50 feet of permanent right-of-way, 25 feet of temporary workspace, and 25 feet of additional temporary workspace. Construction of Line A-334 would require about 13.6 acres of additional temporary workspaces where it crosses roads, railroads, wetlands, and utilities. About 33.9 acres of land would be affected during construction of the lateral and about 21.8 acres would be maintained as permanent right-of-way. Land used as temporary workspaces and additional temporary workspaces would revert to the existing land use.

The proposed meter station would use about 0.2 acre (75 feet by 100 feet) of land at Union's Venice Power Plant for both construction and operation.

The proposed Horseshoe Lake Compressor Station would use about 3.4 acres of land for both construction and operation within MRT's 5.7 acre Horseshoe Lake facility lot. MRT would fence area of about 2.9 acres around the proposed compressor station.

All access roads designated for use during construction are existing dirt, gravel, or paved roads.

#### 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<sup>2</sup> to discover and address concerns the public may have about proposals. This process is referred to as "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 staff requests public comments on the scope of the issues to 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.

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

<sup>2</sup>"We", "us", and "our", refer to the environmental staff of the Office of Energy Projects (OEP).