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Signed in Washington, DC on December 21, 2004.

Bruce I. Knight,

Chief, Natural Resources Conservation Service.

[FR Doc. 05-268 Filed 1-5-05; 8:45 am]

BILLING CODE 3410-16-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. RP04-25-003]

Texas Eastern Transmission, LP; Notice of Compliance Filing

December 30, 2004.

Take notice that on December 15, 2004, Texas Eastern Transmission, LP (Texas Eastern) tendered for filing further explanation regarding the calculation of its TIME Project Applicable Shrinkage Adjustment (ASA) surcharge, initially set forth in the October 17, 2003 annual ASA filing. Texas Eastern states that the instant filing is made pursuant to the "Order On Compliance Filing," issued by the Commission on November 23, 2004 in the captioned docket (November 23 Order, 109 FERC ¶ 61,212 (2004)).

Texas Eastern states that ordering paragraph "C" of the November 23 Order directs it to provide additional explanation that supports the proposed exclusion of system ASA cost elements from the TIME Project ASA Surcharge rate. Texas Eastern states that it is including Attachment II, Schedule B of the October 17 Filing, as well as that of the 2004 ASA tracker filing, which lists the cost elements used in determining

the system ASA Surcharge rate, in Appendix A to the filing.

Texas Eastern states that copies of the filing have been served upon all parties on the official service list.

Any person desiring to protest this filing must file in accordance with Rule 211 of the Commission's Rules of Practice and Procedure (18 CFR 385.211). Protests to this filing 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. Such protests must be filed on or before the date as indicated below. Anyone filing a protest must serve a copy of that document on all the parties to the proceeding.

The Commission encourages electronic submission of protests 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 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, or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

Protest Date: 5 p.m. Eastern Time on January 10, 2005.

Magalie R. Salas,

Secretary.

[FR Doc. E5-9 Filed 1-5-05; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. OR05-5-000]

ConocoPhillips Company Complainant v. SFPP, L.P., Respondent; Notice of Complaint

December 30, 2004.

Take notice that on December 29, 2004, pursuant to Rule 206 of the Commission's Rules of Practice and Procedure (18 CFR 385.206) and the Procedural Rules Applicable to Oil Pipeline Proceedings (18 CFR 341.1(a)), ConocoPhillips Company

(ConocoPhillips) filed a Complaint in the above-referenced proceeding. ConocoPhillips alleges that SFPP, L.P. (SFPP) has violated and continued to violate the Interstate Commerce Act, 48 U.S.C. app. 1 *et seq.* by charging unjust and unreasonable rates for all of SFPP's jurisdictional interstate services associated with its East, West, North and Oregon Lines and its charge for drain-dry service at its Watson Station as more fully set forth in the Complaint.

ConocoPhillips requests that the Commission: (1) Examine the rates and charges of SFPP challenged in this complaint; (2) determine that the challenged rates are unjust and unreasonable; (3) establish just, reasonable, and nondiscriminatory rates to replace the challenged rates; (4) order reparations and/or refunds to ConocoPhillips, including interest, for the applicable reparations and/or refund period; (5) award ConocoPhillips reasonable attorneys' fees and costs; and (6) order such other relief as may be appropriate.

ConocoPhillips states that it has served the Complaint on SFPP.

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. The Respondent's answer and all interventions, or protests must be filed on or before the comment date. The Respondent's answer, motions to intervene, and protests must be served on the Complainants.

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, or call

(866) 208-3676 (toll free). For TTY, call (202) 502-8659.

Comment Date: January 28, 2005.

Magalie R. Salas,

Secretary.

[FR Doc. E5-8 Filed 1-5-05; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

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

December 30, 2004.

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

- a. *Type of Application:* Preliminary permit.
- b. *Project No.:* 12551-000.
- c. *Date Filed:* October 12, 2004.
- d. *Applicant:* Mansfield Hollow Hydro.
- e. *Name of Project:* Mansfield Hollow Project.
- f. *Location:* On the Natchaug River, in Tolland County, Connecticut. The dam is administered by the U.S. Army Corps of Engineers.
- g. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. 791(a)-825(r).
- h. *Applicant Contact:* Mr. Salvatore Shifrin, Mansfield Hollow Hydro, 78 Bricktop Road, Windham, CT 06280, (860) 423-3731.
- i. *FERC Contact:* Robert Bell, (202) 502-6062.
- j. *Deadline for Filing Comments, Protests, and Motions to Intervene:* 60 days from the issuance date of this notice.

The Commission's Rules of Practice and Procedure require all intervenors 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 intervenor 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. *Description of Project:* The proposed project would consist of: (1) Proposed intake, (2) a proposed 12-foot-wide, 8-foot-high stone line canal 330 feet long, (3) an existing powerhouse containing three generating units having a total installed capacity of 500 kilowatts, (4) an existing 100-foot-long, 5-foot-wide, 7-foot-high concrete conduit tailrace, (5) a proposed 275-

foot-long, transmission line; and (6) appurtenant facilities. The project would have an annual generation of 2.407 gigawatt-hours that would be sold to a local utility.

l. *Locations of Applications:* 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 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, please contact FERC Online Support at FERCOnlineSupport@ferc.gov or toll free at 1-866-208-3676, or TTY, contact (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. *Competing 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.

o. *Competing Development Application:* 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.

p. *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.

q. *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.

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, .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.

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 under "e-filing" link. The Commission strongly encourages electronic filing.

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. 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. 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