

principles of comparable open access and non-discrimination contained in the FPA and articulated in Federal Energy Regulation Commission Order No. 888, as amended (Promoting Wholesale Competition Through Open Access Non-Discriminatory Transmission Services by Public Utilities). In furtherance of this policy, DOE intends to condition any Presidential permit issued in this proceeding on compliance with these open access principles.

Procedural Matters: Any person desiring to become a party to this proceeding or to be heard by filing comments or protests to this application should file a petition to intervene, comment or protest at the address provided above in accordance with § 385.211 or 385.214 of the Federal Energy Regulatory Commission's Rules of Practice and Procedures (18 CFR 385.211, 385.214). Fifteen copies of each petition and protest should be filed with DOE on or before the date listed above.

Additional copies of such petitions to intervene or protest also should be filed directly with Tony Duggleby, Chief Executive Officer, Sea Breeze Pacific Regional Transmission System, Inc., Lobby Box 91, Suite 1400, 333 Seymour Street, Vancouver, BC, Canada V6B 5A6 and with either John G. Osborn or Gordon F. Grimes at Bernstein, Shur, Sawyer & Nelson, 100 Middle Street, P.O. Box 9729, Portland, ME 04104-5029.

Before a Presidential permit may be issued or amended, the DOE must determine that the proposed action will not adversely impact on the reliability of the U.S. electric power supply system. In addition, DOE must consider the environmental impacts of the proposed action (*i.e.*, granting the Presidential permit, with any conditions and limitations, or denying it) pursuant to the National Environmental Policy Act of 1969 (NEPA). DOE also must obtain the concurrences of the Secretary of State and the Secretary of Defense before taking final action on a Presidential permit application.

The NEPA compliance process is a cooperative non-adversarial process involving members of the public, state governments, Tribal governments, and the Federal government. The process affords all persons interested in or potentially affected by the environmental consequences of a proposed action an opportunity to present their views, which will be considered in the preparation of the environmental documentation for the proposed action. Intervening and becoming a party to this proceeding will not create any special status for the petitioner with regard to the NEPA

process. Notices of forthcoming NEPA activities and information on how to participate in those activities will appear in the **Federal Register**.

Copies of this application will be made available, upon request, for public inspection and copying at the address provided above. In addition, the application may be viewed on, or downloaded from, the Office of Fossil Energy Web site at <http://www.fe.doe.gov/programs/ElectricityRegulation>. Select "Pending Proceedings" from the options menu.

Issued in Washington, DC, on February 14, 2005.

Anthony J. Como,

*Deputy Director, Electric Power Regulation,
Office of Fossil Energy.*

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. ER05-365-000]

Elk River Windfarm LLC; Notice of Issuance of Order

February 11, 2005.

Elk River Windfarm LLC (Elk River) filed an application for market-based rate authority, with an accompanying tariff. The proposed tariff provides for wholesale sales of energy, capacity and ancillary services at market-based rates. Elk River also requested waiver of various Commission regulations. In particular, Elk River requested that the Commission grant blanket approval under 18 CFR part 34 of all future issuances of securities and assumptions of liability by Elk River.

On February 10, 2005, the Commission granted the request for blanket approval under part 34, subject to the following:

Any person desiring to be heard or to protest the blanket approval of issuances of securities or assumptions of liability by Elk River should file a motion to intervene or protest 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, 385.214 (2004).

Notice is hereby given that the deadline for filing motions to intervene or protest, is March 14, 2005.

Absent a request to be heard in opposition by the deadline above, Elk River is authorized to issue securities and assume obligations or liabilities as

a guarantor, indorser, surety, or otherwise in respect of any security of another person; provided that such issuance or assumption is for some lawful object within the corporate purposes of Elk River, compatible with the public interest, and is reasonably necessary or appropriate for such purposes.

The Commission reserves the right to require a further showing that neither public nor private interests will be adversely affected by continued approval of Elk River's issuances of securities or assumptions of liability.

Copies of the full text of the Commission's Order are available from the Commission's Public Reference Room, 888 First Street, NE., Washington, DC 20426. The Order 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. 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 the "e-Filing" link. The Commission strongly encourages electronic filings.

Magalie R. Salas,

Secretary.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. ER05-332-000]

Klondike Wind Power II, LLC; Notice of Issuance of Order

February 11, 2005.

Klondike Wind Power II LLC (Klondike II) filed an application for market-based rate authority, with an accompanying tariff. The proposed tariff provides for wholesale sales of energy, capacity and ancillary services at market-based rates. Klondike II also requested waiver of various Commission regulations. In particular, Klondike requested that the Commission grant blanket approval under 18 CFR part 34 of all future issuances of securities and assumptions of liability by Klondike II.

On February 10, 2005, the Commission granted the request for blanket approval under part 34, subject to the following:

Any person desiring to be heard or to protest the blanket approval of