

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.

Magalie R. Salas,
Secretary.

[FR Doc. E4-1842 Filed 8-18-04; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP04-392-000]

Penn-Jersey Pipe Line Co. and NUI Utilities, Inc. (Elizabethtown Gas Division); Notice of Application

August 11, 2004.

On August 3, 2004, Penn-Jersey Pipe Line Co. (Penn-Jersey) and NUI Utilities, Inc. (Elizabethtown Gas Division) (NUI) filed a Joint Application pursuant to sections 7(b) and 7(f) of the Natural Gas Act, as amended, 15 U.S.C. 717f(b) and 717f(f) (2000), and part 157 of the Commission's regulations, 18 CFR part 157 (2004), for an order (i) approving Penn-Jersey's abandonment of its jurisdictional facilities and service authorized under its part 157 certificate of public convenience and necessity; (ii) granting NUI/Elizabethtown a determination of a service area within which NUI/Elizabethtown may, without further Commission authorization, enlarge or expand its facilities, and (iii) granting such waivers or other relief as the Commission may deem necessary or appropriate, all as more fully set forth in the application which is on file with the Commission. The filing may be also viewed on the Web at <http://www.ferc.gov> using the "e-Library" 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, (866) 208-3676, or for TTY, (202) 502-8659.

Any questions regarding the application should be directed to C.R. Carver, President and Treasurer, Penn-Jersey Pipe Line Co., 105 Stewart Rd, Short Hills, NJ 07078-1923, at (973) 379-5342 or by fax at (973) 467-0529 or Mary Patricia Keefe, NUI Utilities, Inc.,

1085 Morris Ave, Union, NJ 07083 at (908) 351-7373 or by fax at (908) 352-3908.

There are two ways to become involved in the Commission's review of this project. First, any person wishing to obtain legal status by becoming a party to the proceedings for this project should, before the comment date of this notice, file with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, a motion to intervene in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the NGA (18 CFR 157.10). A person obtaining party status will be placed on the service list maintained by the Secretary of the Commission and will receive copies of all documents filed by the applicant and by all other parties. A party must submit 14 copies of filings made with the Commission and must mail a copy to the applicant and to every other party in the proceeding. Only parties to the proceeding can ask for court review of Commission orders in the proceeding.

However, a person does not have to intervene in order to have comments considered. The second way to participate is by filing with the Secretary of the Commission, as soon as possible, an original and two copies of comments in support of or in opposition to this project. The Commission will consider these comments in determining the appropriate action to be taken, but the filing of a comment alone will not serve to make the filer a party to the proceeding. The Commission's rules require that persons filing comments in opposition to the project provide copies of their protests only to the party or parties directly involved in the protest.

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.

Comment Date: September 1, 2004.

Magalie Roman Salas,
Secretary.

[FR Doc. E4-1843 Filed 8-18-04; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket Nos. ER04-539-001, ER04-539-002, and EL04-121-000]

PJM Interconnection, LLC; Notice of Initiation of Investigation and Refund Effective Date

August 11, 2004.

On August 10, 2004, the Commission issued an order in the above-referenced dockets initiating an investigation in Docket No. EL04-121-000 pursuant to section 206 of the Federal Power Act to determine whether the existing tariff provision providing for an exemption from mitigation for generators in particular control areas needs to be revised in light of the expansions of the PJM system.

The refund effective date in Docket No. EL04-121-000, established pursuant to section 206(b) of the Federal Power Act, will be 60 days following publication of this notice in the **Federal Register**.

Magalie R. Salas,
Secretary.

[FR Doc. E4-1836 Filed 8-18-04; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 2016-073]

City of Tacoma, Washington; Notice Rejecting Request for Rehearing

August 11, 2004.

On June 10, 2004, the Director, Division of Hydropower Administration and Compliance, issued an order approving a public information management plan filed by Tacoma Power pursuant to Article 405 of the license for the Cowlitz River Hydroelectric Project No. 2016.¹ On July 13, 2004, Friends of the Cowlitz and CPR-Fish filed a request for rehearing of that order.

Pursuant to Section 313(a) of the Federal Power Act, 16 U.S.C. 8251(a), a request for rehearing may be filed only by a party (intervenor) to the proceeding. With regard to a licensee's post-licensing compliance filings, the Commission entertains motions to intervene only where the filing entails a material change in the plan of project development or terms of the license;

¹ 107 FERC ¶62,225 (2004).

would adversely affect the rights of a property holder in a manner not contemplated by the license; or involves an appeal by an agency or entity specifically given a consultation role by the license article pursuant to which the compliance filing is made.² None of these circumstances was present here,³ and accordingly the Commission did not issue notice of, or entertain non-consulted entities' intervention motions concerning, Tacoma Power's Article 405 compliance filing.⁴ In light of this, the rehearing request filed by Friends of the Cowlitz and CPR-Fish is rejected.

This notice constitutes final agency action. Request for rehearing by the Commission of this rejection notice must be filed within 30 days of the date of issuance of this notice, pursuant to 18 CFR 385.713 (2004).

Magalie R. Salas,

Secretary.

[FR Doc. E4-1837 Filed 8-18-04; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. RP04-449-000]

Trunkline Gas Company, LLC; Notice of Proposed Changes in FERC Gas Tariff

August 11, 2004.

Take notice that on August 9, 2004, Trunkline Gas Company, LLC (Trunkline) tendered for filing as part of its FERC Gas Tariff, Third Revised Volume No. 1, the revised tariff sheets listed on Appendix A attached to the filing proposed to become effective September 10, 2004.

Trunkline states that this filing is being made to propose generally applicable tariff provisions that offer contract demand reduction rights under specified circumstances. Trunkline also states that it proposes to allow shippers to elect from four types of contract demand reduction options if they meet the eligibility requirements set forth in the tariff. They include (1) regulatory unbundling; (2) loss of load; (3) plant outage and (4) buyout.

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 in accordance with the provisions of section 154.210 of the Commission's regulations (18 CFR 154.210). Anyone filing an intervention or protest must serve a copy of that document on the Applicant. Anyone filing an intervention or protest on or before the intervention or protest date need not 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, or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

Magalie R. Salas,

Secretary.

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DEPARTMENT OF ENERGY

Western Area Power Administration

Boulder Canyon Project—Base Charge and Rates

AGENCY: Western Area Power Administration, DOE.

ACTION: Notice of Base Charge and Rates.

SUMMARY: The Deputy Secretary of the Department of Energy (DOE) has approved the FY 2005 Base Charge and Rates (Rates) for Boulder Canyon Project

(BCP) electric service provided by the Western Area Power Administration (Western). The Rates will provide sufficient revenue to pay all annual costs, including interest expense, and investment repayment within the allowable period.

DATES: The Rates will be effective the first day of the first full billing period beginning on or after October 1, 2004. These Rates will stay in effect through September 30, 2005, or until superseded by other rates.

FOR FURTHER INFORMATION CONTACT: Mr. Jack Murray, Rates Team Lead, Desert Southwest Customer Service Region, Western Area Power Administration, P.O. Box 6457, Phoenix, AZ 85005-6457, telephone (602) 352-2442, e-mail jmurray@wapa.gov.

SUPPLEMENTARY INFORMATION: The Deputy Secretary of Energy approved the existing Rate Schedule BCP-F6 for BCP electric service on September 18, 2000 (Rate Order No. WAPA-94, 65 FR 60932, October 13, 2000), on an interim basis. Rate Schedule BCP-F6, effective October 1, 2000, through September 30, 2005, allows for an annual recalculation of the rates. On July 31, 2001, the Federal Energy Regulatory Commission (Commission) approved Rate Order No. WAPA-94 on a final basis.

Under Rate Schedule BCP-F6, the existing composite rate, effective on October 1, 2003, was 12.91 mills per kilowatthour (mills/kWh), the base charge was \$51,719,075, the energy rate was 6.46 mills/kWh, and the capacity rate was \$1.17 per kilowattmonth (kWmonth). The newly calculated Rates for BCP electric service, to be effective October 1, 2004, will result in an overall composite rate of 14.82 mills/kWh. This is an increase of approximately 15 percent when compared with the existing BCP electric service composite rate. The increase is due to an increase in the annual base charge and a decrease in the projected energy sales. The Fiscal Year (FY) 2005 base charge is increasing to \$57,654,683. The increase is due mainly to an increase in annual operation, maintenance, visitor services expenses, and replacement costs. A contributing factor to the increases is the additional security costs incurred at the Hoover Dam. The FY 2005 energy rate of 7.41 mills/kWh is approximately a 15-percent increase from the existing energy rate of 6.46 mills/kWh. The increase in the energy rate is due to a decrease in the projected energy sales resulting from a continuing drop in lake elevations due to poor hydrology in the lower Colorado River basin. The FY 2005 capacity rate of \$1.39/kWmonth is approximately a 19-percent increase

² Kings River Conservation District, 36 FERC ¶61,365 (1986). In addition, intervention in a relicensing proceeding does not carry over into post-licensing proceedings. See Pacific Gas and Electric Company, 40 FERC ¶61,035 (1987).

³ Article 405 gave neither of these entities a consultation role. See 98 FERC ¶61,274 at 62,110 (2002).

⁴ Even if their rehearing requests would have been entertained, Friends of the Cowlitz and CPR-Fish did not move to intervene in this proceeding.