

June 30, 2013. PNM's filing is available for public inspection at its offices in Albuquerque, New Mexico.

Copies of this filing have been served upon Gallup, the New Mexico Public Regulation Commission and the New Mexico Attorney General.

*Comment Date:* July 5, 2002.

## 20. Kansas City Power & Light Company

[Docket No. ER02-2112-000]

Take notice that on June 17, 2002, Kansas City Power & Light Company (KCPL) tendered for filing with the Federal Energy Regulatory Commission (Commission) a Facilities Agreement, dated May 3, 2002 between Kansas City Power & Light Company (KCPL) and the city of Baldwin City, Kansas. KCPL proposes an effective date of July 1, 2002 and requests any necessary waiver of the Commission's notice requirement.

*Comment Date:* July 8, 2002.

### Standard Paragraph

E. 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 "RIMS" link, select "Docket #" and follow the instructions (call 202-208-2222 for assistance). 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.

**Magalie R. Salas,**  
*Secretary.*

[FR Doc. 02-16247 Filed 6-26-02; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EL00-95-061]

## San Diego Gas & Electric Company California Independent System Operator Corporation California Power Exchange Corporation; Notice of Filing

June 21, 2002.

Take notice that on May 28, 2002, California Independent System Operator Corporation tendered for filing with the Federal Energy Regulatory Commission (Commission), a compliance filing pursuant to the Commission's February 27, 2002 order issued in the above-proceeding.

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 "RIMS" link, select "Docket #" and follow the instructions (call 202-208-2222 for assistance). 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:* June 28, 2002.

**Linwood A. Watson, Jr.,**  
*Deputy Secretary.*

[FR Doc. 02-16249 Filed 6-26-02; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

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

June 21, 2002.

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.:* 12174-000.
  - c. *Date filed:* May 30, 2002.
  - d. *Applicant:* Lexington Hydro, LLC.
  - e. *Name and Location of Project:* The Lexington Project would be located on Los Gatos Creek, a tributary of the Guadalupe River in Santa Clara County, California. The project would be located on an existing dam owned by Pacific Water & Power. The project would be partially located on lands owned by Pacific Water & Power.
  - f. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. 791(a)—825(r).
  - g. *Applicant contact:* Mr. Brent L. Smith, President, Northwest Power Services, Inc., P.O. Box 535, Rigby, ID 83442, (208) 745-8630, fax (208) 745-7909.
  - h. *FERC Contact:* Tom Papsidero, (202) 219-2715.
  - i. *Deadline for filing comments, protests, and motions to intervene:* 60 days from the issuance date of this notice.
- 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. Motions to intervene, protests, and 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 under the "e-Filing" link. Please include the project number (P-12174-000) on any comments or motions filed.
- The Commission's Rules of Practice and Procedure require all interveners 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 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.
- j. *Description of Project:* The proposed project would use the existing Lexington Reservoir, impounded by an

existing 810-foot-long, 205-foot-high earthfill dam, and having a surface area of 450 acres and a storage capacity of 21,430 acre-feet at normal maximum water surface elevation 645 feet msl and include: (1) A proposed powerhouse with a total installed capacity of 1 megawatt, (2) a proposed 200-foot-long, 3.5-foot-diameter penstock, (3) a proposed 1-mile-long, 15 kv transmission line, and (4) appurtenant facilities. The project would operate in a run-of-river mode and would have an average annual generation of 8.76 GWh.

k. Copies of this filing are on file with the Commission and are available for public inspection. This filing may also be viewed on the web at <http://www.ferc.gov> using the "RIMS" link, select "Docket #" and follow the instructions (call 202-208-2222 for assistance).

l. *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.

m. *Preliminary Permit*—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.

n. *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.

o. *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.

p. *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, 385.211, 385.214. 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.

q. *Filing and Service of Responsive Documents*—Any filings must bear in all capital letters the title "COMMENTS", "NOTICE OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION", "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. An additional copy must be sent to Director, Division of Hydropower Administration and Compliance, Federal Energy Regulatory Commission, at the above-mentioned address. A copy of any notice of intent, competing application or motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

r. *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 comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an

agency's comments must also be sent to the Applicant's representatives.

**Linwood A. Watson, Jr.,**

*Deputy Secretary.*

[FR Doc. 02-16250 Filed 6-26-02; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of License Amendment Request and Soliciting Comments, Motions To Intervene, and Protests

June 21, 2002.

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

a. *Application Type*: Request for License Amendment.

b. *Project No*: 2833-086.

c. *Date Filed*: April 10, 2002.

d. *Applicant*: Lewis County Public Utility District.

e. *Name of Project*: Cowlitz Falls Hydroelectric Project

f. *Location*: The project is located on the Cowlitz River just below its confluence with the Cispus River in Lewis County, Washington.

g. *Filed Pursuant to*: 18 CFR 4.200.

h. *Applicant Contact*: Mr. David J. Muller, Lewis County Public Utility District, P.O. Box 330, Chehalis, WA 98532-0330, (360) 748-9261.

i. *FERC Contact*: Any questions on this notice should be addressed to Mr. Erich Gaedeke at (202) 208-0777, or e-mail address: [erich.gaedeke@ferc.gov](mailto:erich.gaedeke@ferc.gov).

j. *Deadline for filing comments and or motions*: July 22, 2002.

All documents (original and seven copies) should be filed with: Magalie R. Salas, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington DC 20426. Please include the project number (P-2833-086) on any comments or motions filed.

k. *Description of Request*: The Lewis County Public Utility District (licensee) filed an application to amend its approved Fish and Wildlife Mitigation Plan for the Cowlitz Falls Hydroelectric Project. The licensee requests Commission approval to modify its Mitigation Trout Stocking Program in Lake Scanewa to better strike a balance between meeting the project mitigation catch rate and protecting Endangered Species Act listed species. The Washington State Department of Fish and Wildlife has already approved the licensee's proposal.