

“Policies”). The Eighty-Seventh Agreement proposes changes to the Policies to account for the implementation of the FTR Markets in NEPOOL and the presence of Non-Participant FTR Customers transacting in those markets and to clarify certain provisions of the Policies.

A September 16, 2002 effective date was requested. The NEPOOL Participants Committee states that copies of these materials were sent to the NEPOOL Participants, Non-Participant Transmission Customers and the New England state governors and regulatory commissions.

*Comment Date:* August 5, 2002.

#### **6. New York Independent System Operator, Inc.**

[Docket No. ER02-2318-000]

Take notice that on July 12, 2002, the New York Independent System Operator, Inc. (NYISO) hereby respectfully requests that the Federal Energy Regulatory Commission (Commission) grant it permission to waive: (i) performance charges applicable to certain categories of Generators that were previously deferred on an interim basis by the NYISO; and (ii) performance charges applicable to suppliers of Regulation and Frequency Response Service (Regulation) that could not be accurately or fairly assessed.

*Comment Date:* August 2, 2002.

#### **7. Idaho Power Company**

[Docket No. ER02-2319-000]

Take notice that on July 15, 2002 Idaho Power Company filed a Service Agreement for Non-Firm Point-to-Point Transmission Service between Idaho Power Company and FPL Energy Power Marketing, Inc., under its open access transmission tariff in the above-captioned proceeding.

*Comment Date:* August 5, 2002.

#### **8. Idaho Power Company**

[Docket No. ER02-2320-000]

Take notice that on July 15, 2002, Idaho Power Company filed a Service Agreement for Firm Point-to-Point Transmission Service between Idaho Power Company and FPL Energy Power Marketing, Inc., under its open access transmission tariff in the above-captioned proceeding.

*Comment Date:* August 5, 2002.

#### **9. California Independent System Operator Corporation**

[Docket No. ER02-2321-000]

Take notice that on July 15, 2002, the California Independent System Operator Corporation (ISO) tendered for filing

Amendment No. 46. The purpose of the amendment is to modify the provisions of the ISO Tariff concerning Metered Subsystems. The ISO also filed the Northern California Power Agency Metered Subsystem Aggregator Agreement; the City of Roseville Metered Subsystem Agreement; and the Silicon Valley Power Metered Subsystem Agreement. This filing is in accordance with an Offer of Settlement being filed in Docket Nos. ER01-2998-000, ER02-358-000, and EL02-64-000.

The ISO requests the amendment and the agreements be made effective on September 1, 2002. The ISO states that this filing has been served on the California Public Utilities Commission, all California ISO Scheduling Coordinators.

*Comment Date:* August 5, 2002.

#### **10. New England Power Pool and ISO New England Inc.**

[Docket No. ER02-2330-000]

Take notice that on July 15, 2002, the New England Power Pool (NEPOOL) Participants Committee, joined by ISO New England Inc., submitted Market Rule 1 and related materials for filing at the Commission. Market Rule 1 contains comprehensive changes to the NEPOOL arrangements to adopt for New England a revised wholesale market design, commonly referred to in New England as the “standard market design”, for the implementation of locational marginal pricing and a multi-settlement system. The NEPOOL Participants Committee and ISO New England request that the Commission accept Market Rule 1 to become effective on September 15, 2002.

The NEPOOL Participants Committee states that copies of these materials were sent to the NEPOOL Participants, Non-Participant Transmission Customers and the New England state governors and regulatory commissions.

*Comment Date:* August 5, 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. 02-18784 Filed 7-24-02; 8:45 am]

**BILLING CODE 6717-01-P**

### **DEPARTMENT OF ENERGY**

#### **Federal Energy Regulatory Commission**

**[Project No. 10855-002—Michigan Dead River Project]**

#### **Upper Peninsula Power Company; Notice of Proposed Restricted Service List for a Programmatic Agreement for Managing Properties Included in or Eligible for Inclusion in the National Register of Historic Places**

July 19, 2002.

Rule 2010 of the Federal Energy Regulatory Commission’s (Commission) Rules of Practice and Procedure provides that, to eliminate unnecessary expense or improve administrative efficiency, the Secretary may establish a restricted service list for a particular phase or issue in a proceeding.<sup>1</sup> The restricted service list should contain the names of persons on the service list who, in the judgment of the decisional authority establishing the list, are active participants with respect to the phase or issue in the proceeding for which the list is established.

The Commission staff is consulting with the Michigan State Historic Preservation Officer (hereinafter, SHPO) and the Advisory Council on Historic Preservation (hereinafter, Advisory Council) pursuant to the Council’s regulations, 36 CFR part 800, implementing section 106 of the National Historic Preservation Act, as amended, (16 U.S.C. Section 470 f), to prepare a Programmatic Agreement for managing properties included in, or eligible for inclusion in, the National Register of Historic Places at Project No. 10855-002.

<sup>1</sup> 18 CFR 385.2010.

The Programmatic Agreement, when executed by the Commission, the SHPO, and the Advisory Council, would satisfy the Commission's Section 106 responsibilities for all individual undertakings carried out in accordance with the license until the license expires or is terminated (36 CFR 800.13[e]). The Commission's responsibilities pursuant to Section 106 for the project would be fulfilled through the Programmatic Agreement, which the Commission staff proposes to draft in consultation with certain parties listed below. The executed Programmatic Agreement would be incorporated into any license issued.

Upper Peninsula Power Company, as prospective licensee for Project No. 10855-002, is invited to participate in consultations to develop the Programmatic Agreement and to sign as a concurring party to the Programmatic Agreement. For purposes of commenting on the Programmatic Agreement, we propose to restrict the service list for Project No. 10855-002 as follows:

- Dr. Laura Henley Dean, Advisory Council on Historic Preservation, The Old Post Office Building, Suite 803, 1100 Pennsylvania Avenue, NW., Washington, DC 20004.
- David Hickey, City of Marquette, Board of Light and Power, 2200 Wright Street, Marquette, MI 49855-1366.
- Robert J. Meyers, Supervisor—Hydros, Upper Peninsula Power Company, PO Box 537, Ishpeming, MI 49849-0537.
- Brian D. Conway, SHPO, Michigan Historical Center, 717 West Allegan Street, Lansing, MI 48909.
- Robert Powless, Tribal Historic Preservation Officer, Bad River Band of Lake Superior Chippewa Indians, P.O. Box 39, Odanah, WI 54861.
- George Beck, Tribal Historic Preservation Officer, Lac Vieux Desert Band of Lake Superior Chippewa Indians, P.O. Box 249, Watersmeet, MI 49969.
- Mary Manydeeds, Bureau of Indian Affairs, Midwest Regional Office, One Federal Drive, Room 550, Ft. Snelling, MN 55111.

Any person on the official service list for the above-captioned proceedings may request inclusion on the restricted service list, or may request that a restricted service list not be established, by filing a motion to that effect within 15 days of this notice date. An original and 8 copies of any such motion must be filed with the Secretary of the Commission (888 First Street, NE, Washington, DC 20426) and must be served on each person whose name appears on the official service list. If no

such motions are filed, the restricted service list will be effective at the end of the 15 day period. Otherwise, a further notice will be issued ruling on the motion.

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

*Deputy Secretary.*

[FR Doc. 02-18831 Filed 7-24-02; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

**[Project No. 2589-024—Michigan Marquette Project]**

#### **Marquette Board of Power and Light; Notice of Proposed Restricted Service List for a Programmatic Agreement for Managing Properties Included in or Eligible for Inclusion in the National Register of Historic Places**

July 19, 2002.

Rule 2010 of the Federal Energy Regulatory Commission's (Commission) Rules of Practice and Procedure provides that, to eliminate unnecessary expense or improve administrative efficiency, the Secretary may establish a restricted service list for a particular phase or issue in a proceeding.<sup>1</sup> The restricted service list should contain the names of persons on the service list who, in the judgment of the decisional authority establishing the list, are active participants with respect to the phase or issue in the proceeding for which the list is established.

The Commission staff is consulting with the Michigan State Historic Preservation Officer (hereinafter, SHPO) and the Advisory Council on Historic Preservation (hereinafter, Advisory Council) pursuant to the Council's regulations, 36 CFR part 800, implementing section 106 of the National Historic Preservation Act, as amended, (16 U.S.C. 470f), to prepare a Programmatic Agreement for managing properties included in, or eligible for inclusion in, the National Register of Historic Places at Project No. 2589-024.

The Programmatic Agreement, when executed by the Commission, the SHPO, and the Advisory Council, would satisfy the Commission's Section 106 responsibilities for all individual undertakings carried out in accordance with the license until the license expires or is terminated (36 CFR 800.13[e]). The Commission's responsibilities pursuant to Section 106 for the project would be fulfilled through the Programmatic

Agreement, which the Commission staff proposes to draft in consultation with certain parties listed below. The executed Programmatic Agreement would be incorporated into any license issued.

Marquette Board of Power and Light, as prospective licensee for Project No. 2589-024, is invited to participate in consultations to develop the Programmatic Agreement and to sign as a concurring party to the Programmatic Agreement. For purposes of commenting on the Programmatic Agreement, we propose to restrict the service list for Project No. 2589-024 as follows:

- Dr. Laura Henley Dean, Advisory Council on Historic Preservation, The Old Post Office Building, Suite 803, 1100 Pennsylvania Avenue, NW., Washington, DC 20004.
- David Hickey, City of Marquette, Board of Light and Power, 2200 Wright Street, Marquette, MI 49855-1366.
- Robert J. Meyers, Supervisor—Hydros, Upper Peninsula Power Company, PO Box 537, Ishpeming, MI 49849-0537.
- Brian D. Conway, SHPO, Michigan Historical Center, 717 West Allegan Street, Lansing, MI 48909.
- Robert Powless, Tribal Historic Preservation Officer, Bad River Band of Lake Superior Chippewa Indians, P.O. Box 39, Odanah, WI 54861.
- George Beck, Tribal Historic Preservation Officer, Lac Vieux Desert Band of Lake Superior Chippewa Indians, P.O. Box 249, Watersmeet, MI 49969.
- Mary Manydeeds, Bureau of Indian Affairs, Midwest Regional Office, One Federal Drive, Room 550, Ft. Snelling, MN 55111.

Any person on the official service list for the above-captioned proceedings may request inclusion on the restricted service list, or may request that a restricted service list not be established, by filing a motion to that effect within 15 days of this notice date. An original and 8 copies of any such motion must be filed with the Secretary of the Commission (888 First Street, NE., Washington, DC 20426) and must be served on each person whose name appears on the official service list. If no such motions are filed, the restricted service list will be effective at the end of the 15 day period. Otherwise, a further notice will be issued ruling on the motion.

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

*Deputy Secretary.*

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<sup>1</sup> 18 CFR 385.2010.