

DEPARTMENT OF ENERGY

Federal Energy Regulatory
Commission

[Docket No. ER95-835-002, et al.]

Yankee Atomic Electric Company, et
al. Electric Rate and Corporate
Regulation Filings

May 15, 1998.

Take notice that the following filings have been made with the Commission:

1. Yankee Atomic Electric Company

[Docket No. ER95-835-002]

Take notice that on April 8, 1997, Yankee Atomic Electric Company tendered for filing an amended compliance report in the above-referenced docket.

Comment date: May 26, 1998, in accordance with Standard Paragraph E at the end of this notice.

2. Stratton Energy Associates, (a New York limited partnership)

[Docket Nos. EC98-42-000 and ER98-2931-000]

Take notice that on May 6, 1998, Stratton Energy Associates (SEA), a New York limited partnership, submitted petition for waiver of the Commission's rule restricting the filing of rate schedules to a period no less than 60 days, but not more than 120 days, prior to the date on which electric service is scheduled to commence and become effective under the rate schedule. 18 CFR 35.3. This request is made with regard to SEA's Rate Schedule No. 2, which is being filed simultaneously with such petition.

SEA further requests that the Commission waive its cost-of-service filing requirements applicable to initial rate filings, 18 CFR 35.12(b)(5), and to accept the SEA Rate Schedule No. 2 as filed. SEA also petitions the Commission to waive certain Commission rules that the Commission has previously determined not to be appropriately applicable to qualifying facilities such as the SEA facility.

Finally, SEA requests that the Commission find that the SEA Rate Schedule No. 2 constitutes a formula rate. Therefore, upon any acceptance of this rate by the Commission, any changes in charges due to the operation of the formula need not be filed with the Commission as a change in a rate schedule. See 13 CFR 35.13.

SEA Rate Schedule No. 2 governs the sale of electricity from a 45 megawatt biomass fired electric generation facility located in the Town of Eustis, Maine (the Project).

The purpose of these filings is to allow for the closing and implementation of a series of transactions that will provide savings to the ratepayers of CMP, to the extent determined by the Maine Public Utilities Commission. SEA Rate Schedule No. 2 will replace an existing high cost wholesale power sales agreement between SEA and Central Maine Power Company (CMP). The effective date of SEA Rate Schedule No. 2, and closing on associated transactions, is subject to final approval by the Maine Public Service Commission. The transactions do not require and will not result in the withdrawal of any capacity from the market.

SEA requests that the Commission expedite public review of the filing, in light of the fact that the Maine Public Utilities Commission is reviewing the actual ratepayer impact of the forgoing transactions in a concurrent docket. The Commission ordinarily allows 60 days after the date of such a filing before final action can be taken.

Comment date: June 15, 1998, in accordance with Standard Paragraph E at the end of this notice.

3. Atlantic City Electric Company, Inc.

[Docket No. ER97-3189-013]

Take notice that on March 27, 1998, Public Service Electric and Gas Company submitted an amendment to the compliance filing it submitted on January 26, 1998 in compliance with Ordering Paragraph (P) and (T) of the Commission's Order in Pennsylvania-New Jersey-Maryland Interconnection, et al., 81 FERC ¶ 61,257 (1997). PSE&G states that this amendment is required to conform the rates in the January 26, 1998, compliance filing with the revised transmission rates filed in response to the Commission's order on clarification in Pennsylvania-New Jersey-Maryland Interconnection, et al., 82 FERC ¶ 61,068 (1998).

Comment date: May 26, 1998, in accordance with Standard Paragraph E at the end of this notice.

4. Central Power and Light Company, West Texas Utilities Company, Public Service Company of Oklahoma, and Southwestern Electric Power Company

[Docket No. ER98-857-000]

Take notice that on May 12, 1998, Central Power and Light Company, West Texas Utilities Company, Public Service Company of Oklahoma, and Southwestern Electric Power Company (collectively, the CSW Operating Companies) gave notice of the withdrawal of their filing in the above

captioned proceeding. The CSW Operating Companies state that the Commission's December 10 order issued in Docket No. OA97-24-000 and the submission of a revised open access transmission tariff on February 17, 1998 in response to that order, renders the submission of their filing in this proceeding unnecessary.

The CSW Operating Companies state that a copy of this filing has been served on the Public Utility Commission of Texas, the Louisiana Public Service Commission, the Arkansas Public Service Commission, the Oklahoma Corporation Commission and all parties to this proceeding.

Comment date: June 1, 1998, in accordance with Standard Paragraph E at the end of this notice.

5. PJM Interconnection, L.L.C.

[Docket No. ER98-1386-000]

Take notice that on April 17, 1998, the PJM Interconnection, L.L.C. (PJM), tendered for filing a letter stating that MidCon and MC2 rescind their request to withdraw from membership in PJM.

Comment date: May 27, 1998, in accordance with Standard Paragraph E at the end of this notice.

6. The Washington Water Power Co.

[Docket No. ER98-2434-000]

Take notice that on May 12, 1998, The Washington Water Power Company (WWP), filed notice of withdrawal of its filing with the Federal Energy Regulatory Commission of a Long-Term Firm Point-To-Point Transmission Service Agreement with Avista Energy, Inc.

Comment date: June 1, 1998, in accordance with Standard Paragraph E at the end of this notice.

7. Minnesota Power & Light Company

[Docket No. ER98-2628-000]

Take notice that on April 24, 1998, Minnesota Power & Light Company tendered for filing an amendment in the above-referenced docket.

Comment date: May 27, 1998, in accordance with Standard Paragraph E at the end of this notice.

8. Oeste Power Generation, L.L.C.

[Docket No. ER98-2961-000]

Take notice that on May 12, 1998, Oeste Power Generation, L.L.C. (Oeste Power), tendered for filing a service agreement establishing NorAm Energy Services, Inc. (NES), as a customer under Oeste Power's market-based rate sales tariff. Oeste Power requests an effective date of April 13, 1998, for the service agreement.

Oeste Power states that a copy of the filing was served on NES.

Comment date: June 1, 1998, in accordance with Standard Paragraph E at the end of this notice.

9. Alta Power Generation, L.L.C.

[Docket No. ER98-2962-000]

Take notice that on May 12, 1998, Alta Power Generation, L.L.C. (Alta Power), tendered for filing a service agreement establishing NorAm Energy Services, Inc. (NES), as a customer under Alta Power's market-based rate sales tariff. Alta Power requests an effective date of April 13, 1998, for the service agreement.

Alta Power states that a copy of the filing was served on NES.

Comment date: June 1, 1998, in accordance with Standard Paragraph E at the end of this notice.

10. Ocean Vista Power Generation, L.L.C.

[Docket No. ER98-2963-000]

Take notice that on May 12, 1998, Ocean Vista Power Generation, L.L.C. (Ocean Vista), tendered for filing a service agreement establishing NorAm Energy Services, Inc. (NES), as a customer under Ocean Vista's market-based rate sales tariff. Ocean Vista requests an effective date of April 13, 1998, for the service agreement.

Ocean Vista states that a copy of the filing was served on NES.

Comment date: June 1, 1998, in accordance with Standard Paragraph E at the end of this notice.

11. Mountain Vista Power Generation, L.L.C.

[Docket No. ER98-2964-000]

Take notice that on May 12, 1998, Mountain Vista Power Generation, L.L.C. (Mountain Vista), tendered for filing a service agreement establishing NorAm Energy Services, Inc. (NES), as a customer under Mountain Vista's market-based rate sales tariff. Mountain Vista requests an effective date of April 13, 1998 for the service agreement.

Mountain Vista states that a copy of the filing was served on NES.

Comment date: June 1, 1998, in accordance with Standard Paragraph E at the end of this notice.

12. Consumers Energy Company

[Docket No. ER98-2965-000]

Take notice that on May 12, 1998, Consumers Energy Company (Consumers) tendered for filing an executed Service Agreement for Network Integration Transmission Service pursuant to Consumers' Open Access Transmission Service Tariff and a Network Operating Agreement. Both were with the Cannon-Muskegon

Corporation and have effective dates of May 1, 1998.

Copies of the filed agreement were served upon the Michigan Public Service Commission and the customer.

Comment date: June 1, 1998, in accordance with Standard Paragraph E at the end of this notice.

13. FirstEnergy System

[Docket No. ER98-2966-000]

Take notice that on May 12, 1998, FirstEnergy System filed a Service Agreement to provide Non-Firm Point-to-Point Transmission Service for Merchant Energy Group of the Americas, the Transmission Customer. Services are being provided under the FirstEnergy System Open Access Transmission Tariff submitted for filing by the Federal Energy Regulatory Commission in Docket No. ER97-412-000. The proposed effective date under this Service Agreement is April 27, 1998.

Comment date: June 1, 1998, in accordance with Standard Paragraph E at the end of this notice.

14. Alliant Service, Inc.

[Docket No. ER98-2967-000]

Take notice that on May 12, 1998, Alliant Services, Inc., tendered for filing an executed Service Agreements for firm and non-firm point-to-point transmission service, establishing Northern States Power Company as a point-to-point Transmission Customer under the terms of the Alliant Services, Inc., transmission tariff.

Alliant Services, Inc., requests an effective date of April 17, 1998, and accordingly, seeks waiver of the Commission's notice requirements. A copy of this filing has been served upon the Public Service Commission of Wisconsin.

Comment date: June 1, 1998, in accordance with Standard Paragraph E at the end of this notice.

15. Montaup Electric Company

[Docket No. ER98-2968-000]

Take notice that on May 12, 1998, Montaup Electric Company (Montaup), tendered for filing certain revisions to the service agreements between Montaup and its two retail affiliates doing business in Rhode Island, Blackstone Valley Electric Company and Newport Electric Corporation, and between Montaup and its retail affiliate doing business in the Commonwealth of Massachusetts, Eastern Edison Company. Montaup requests that these service agreements be accepted and allowed to be made effective as of June 11, 1998.

According to Montaup, the purpose of its filing is to effectuate a reduction in Montaup's Installed Capability Responsibility as that term is defined in Section 12.2 of the New England Power Pool Tariff on file with the Commission.

Copies of the filing were served upon Montaup's jurisdictional customers and upon affected state agencies.

Comment date: June 1, 1998, in accordance with Standard Paragraph E at the end of this notice.

16. FirstEnergy System

[Docket No. ER98-2969-000]

Take notice that on May 12, 1998, FirstEnergy System filed Service Agreements to provide Firm Point-to-Point Transmission Service for Merchant Energy Group of the Americas and AYP Energy, Incorporated, the Transmission Customers. Services are being provided under the FirstEnergy System Open Access Transmission Tariff submitted for filing by the Federal Energy Regulatory Commission in Docket No. ER97-412-000. The proposed effective dates under the Service Agreements are April 27, 1998 and May 1, 1998 respectively, for the above mentioned Service Agreements in this filing.

Comment date: June 1, 1998, in accordance with Standard Paragraph E at the end of this notice.

17. Delmarva Power & Light Company

[Docket No. ER98-2970-000]

Take notice that on May 16, 1998, Delmarva Power & Light Company (Delmarva), tendered for filing executed umbrella service agreements with Continental Energy Services, L.L.C., VTEC Energy, Inc., SCANA Energy Marketing, Inc., and Southern Company Energy Marketing L.P., under Delmarva's market rate sales tariff, FERC Electric Tariff, Original Volume No. 14, that was filed by Delmarva in Docket No. ER96-2571-000. Delmarva requests that the Commission make the agreements effective as of their respective execution dates.

Comment date: June 1, 1998, in accordance with Standard Paragraph E at the end of this notice.

18. El Segundo Power, LLC

[Docket No. ER98-2971-000]

Take notice that on May 12, 1998, El Segundo Power, LLC, tendered for filing pursuant to Section 205 of the Federal Power Act an amendment to its Electric Rate Schedule FERC No. 1, which would allow El Segundo Power, LLC to sell ancillary services at market-based rates. El Segundo Power, LLC, has requested an effective date of April 15, 1998.

Comment date: June 1, 1998, in accordance with Standard Paragraph E at the end of this notice.

19. Long Beach Generation LLC

[Docket No. ER98-2972-000]

Take notice that on May 12, 1998, Long Beach Generation LLC tendered for filing pursuant to Section 205 of the Federal Power Act an amendment to its Electric Rate Schedule FERC No. 1, which would allow Long Beach Generation LLC to sell ancillary services at market-based rates. Long Beach Generation LLC has requested an effective date of April 14, 1998.

Comment date: June 1, 1998, in accordance with Standard Paragraph E at the end of this notice.

20. Lyon Rural Electric Cooperative

[Docket No. ES98-32-000]

Take notice that on May 7, 1998, Lyon Rural Electric Cooperative (Lyon), filed an application with the Federal Energy Regulatory Commission, under Section 204 of the Federal Power Act, requesting an order authorizing the issuance of up to \$3,500,000 in long-term debt, over a two-year period commencing June 30, 1998. Lyon also requests to be granted a waiver of the Commission's competitive bid or negotiated placement requirement, under 18 CFR 34.2, pursuant to the authorization requested in this docket.

Comment date: June 17, 1998, in accordance with Standard Paragraph E at the end of this notice.

21. Tampa Electric Company

[Docket Nos. OA96-116-002 and ER95-1775-002]

Take notice that on April 20, 1998, Tampa Electric Company tendered for filing corrected tariff sheets for the Settlement Agreement filed on January 20, 1998 in the above-referenced dockets.

Comment date: May 27, 1998, in accordance with Standard Paragraph E at the end of this notice.

22. Westmoreland-LG&E Partners (Roanoke Valley)

[Docket Nos. QF92-180-004, EL98-47-000, Docket Nos. EL94-10-002, QF86-177-003]

Take notice that on May 11, 1998, Westmoreland-LG&E Partners (the Partnership) submitted a Petition for Declaratory Order or, in the Alternative, Request for Waiver of QF Ownership Standard. The Partnership is the owner of a 45.1 MW topping-cycle cogeneration facility that has previously been certified by the Commission as a qualifying cogeneration facility, see Westmoreland-LG&E Partners (Roanoke

Valley II), 60 FERC ¶ 62,215 (1992); Westmoreland-LG&E Partners (Roanoke Valley II), 64 FERC ¶ 62,215 (1993).

Comment date: June 15, 1998, in accordance with Standard Paragraph E at the end of this notice.

Standard Paragraph

E. Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 18 CFR 385.214). All such motions or protests should be filed on or before the comment date. 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. Copies of these filings are on file with the Commission and are available for public inspection.

David P. Boergers,

Acting Secretary.

[FR Doc. 98-13559 Filed 5-20-98; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 2232-331]

Duke Energy Corporation; Notice of Availability of Environmental Assessment

May 15, 1998.

An Environmental Assessment (EA) is available for public review. The EA was prepared for an application filed by the Duke Energy Corporation, licensee for the Catawba-Wateree Hydroelectric Project. In its application filed on August 9, 1996, the licensee requests permission to grant an easement of project property to Overlook Properties to construct one boat ramp and 180 floating boat slips at 10 locations. The proposed facilities would provide access for residents of Overlook Subdivision to Mountain Island Lake near Charlotte in Mecklenburg County, North Carolina. On May 29, 1997, the licensee filed a supplement to permit Overlook Properties, Inc. to dredge a 0.86-acre area to improve water depth for boating access.

The EA finds that the proposed action would not be a major federal action significantly affecting the quality of the human environment.

The EA was written by staff in the Office of Hydropower Licensing, Federal Energy Regulatory Commission. Copies of the EA can be obtained by calling the Commission's public reference room at (202) 208-1371.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 98-13483 Filed 5-20-98; 8:45 am]

BILLING CODE 6717-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Notice of Transfer of License

May 15, 1998.

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

a. *Type of Application:* Transfer of License.

b. *Project No.:* 2233-034.

c. *Date Filed:* April 13, 1998.

d. *Applicants:* Simpson Paper Company (Simpson), Portland General Electric Company (PGE), and Smurfit Newsprint Corporation (Smurfit).

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

f. *Location:* On the Willamette River in Clackamas County, Oregon.

g. *Filed Pursuant to:* Federal Power Act, 16 USC §§ 791(a)-825(r).

h. *Contacts:* Jeanne Verville, Simpson Paper Company, 1201 Third Avenue, Suite 4900, Seattle, WA 98101-3045, (206) 224-5000. Gary Hackett, Portland General Electric Company, 121 S.W. Salmon, Portland, OR 97204, (503) 464-8005. Jerry Stanley, Smurfit Newsprint Corporation, 427 Main Street, Oregon City, OR 97045, (503) 650-4529.

i. *FERC Contact:* Mr. Lynn R. Miles, (202) 219-2671.

j. *Comment Date:* June 29, 1998.

k. *Description of the Application:* Simpson, the licensee for Willamette Falls Hydroelectric Project, jointly and severally with PGE and Smurfit, requests Commission approval to transfer the project license to PGE and Smurfit.

l. This notice also consists of the following standard paragraphs: B, C1, and D2.

B. 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