

Agreement originally filed in Docket No. ER98-3395-000 and approved effective May 18, 1998.

Copies of the filing were served upon the North Carolina Utilities Commission and the South Carolina Public Service Commission.

*Comment date:* June 16, 1999, in accordance with Standard Paragraph E at the end of this notice.

## 21. Avista Corporation

[Docket No. ER99-3073-000]

Take notice that on May 27, 1999, Avista Corporation tendered for filing that Rate Schedule FERC No. 219, previously filed with the Federal Energy Regulatory Commission by Avista Corporation, formerly known as The Washington Water Power Company, under the Commission's Docket No. ER95-677-000 with City of Riverside is to be terminated, effective May 30, 1999 by the request of City of Riverside per its letter dated September 28, 1998.

Notice of the cancellation has been served upon The City of Riverside Public Utilities Department.

*Comment date:* June 16, 1999, in accordance with Standard Paragraph E at the end of this notice.

## 22. Avista Corporation

[Docket No. ER99-3074-000]

Take notice that on May 27, 1999, Avista Corporation, tendered for filing with the Federal Energy Regulatory Commission pursuant to 18 CFR Part 35 of the Commission Rules and Regulations, a Service Agreement under Avista Corporation's FERC Electric Tariff First Revised Volume No. 9, with Idaho County Light & Power.

Avista Corporation requests waiver of the prior notice requirement and that the Service Agreement be accepted for filing with an effective date of May 1, 1999.

Notice of the filing has been served upon Idaho County Light & Power.

*Comment date:* June 16, 1999, in accordance with Standard Paragraph E at the end of this notice.

## 23. Western Resources, Inc.

[Docket No. ES99-20-001]

Take notice that on May 26, 1999, Western Resources, Inc. (Western), requested an exemption from the reporting requirements of 18 CFR 34.10, in connection with the common stock authorized in ES99-20-000. Western states that the shares of common stock made under their Direct Stock Purchase Plan, will be issued on a continual and frequent basis, making the reporting requirements of 18 CFR 34.10 burdensome. Due to the complications

and difficulties involved in reporting such frequent issuances, Western respectfully requests an exemption from the aforementioned reporting requirements.

*Comment date:* June 23, 1999, in accordance with Standard Paragraph E at the end of this notice.

## 24. Western Resources, Inc.

[Docket No. ES99-23-001]

Take notice that on May 26, 1999, Western Resources, Inc. (Western), requested an exemption from the reporting requirements of 18 CFR 34.10, in connection with the common stock authorized in ES99-23-000. Western states that the grants of common stock made under their Employee Stock Purchase Plan, will be made on a continual and frequent basis, making the reporting requirements of 18 CFR 34.10 burdensome. Due to the complications and difficulties involved in reporting such frequent grants, Western respectfully requests an exemption from the aforementioned reporting requirements.

*Comment date:* June 23, 1999, in accordance with Standard Paragraph E at the end of this notice.

## 25. Western Resources, Inc.

[Docket No. ES99-26-001]

Take notice that on May 26, 1999, Western Resources, Inc. (Western), requested an exemption from the reporting requirements of 18 CFR 34.10, in connection with the securities authorized in ES99-26-000. Western states that the issuance and sale of the securities referenced in the original docket will proceed on a continual and frequent basis, making the reporting requirements of 18 CFR 34.10 burdensome. Due to the complications and difficulties involved in such frequent issuances and sales, Western respectfully requests an exemption from the aforementioned reporting requirements.

*Comment date:* June 23, 1999, in accordance with Standard Paragraph E at the end of this notice.

## 26. Western Resources, Inc.

[Docket No. ES99-27-001]

Take notice that on May 26, 1999, Western Resources, Inc. (Western), requested an exemption from the reporting requirements of 18 CFR 34.10, in connection with the shares of common stock authorized in ES99-27-000. Western states that the shares of common stock made under their Direct Stock Purchase Plan, will be issued on a continual and frequent basis, making the reporting requirements of 18 CFR

34.10 burdensome. Due to the complications and difficulties involved in reporting such frequent issuances, Western respectfully requests an exemption from the aforementioned reporting requirements.

*Comment date:* June 23, 1999, in accordance with Standard Paragraph E at the end of this notice.

## Standard Paragraphs

E. Any person desiring to be heard or to protest such 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 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. This filing may also be viewed on the Internet at <http://www.ferc.fed.us/online/rims.htm> (call 202-208-2222 for assistance).

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

*Acting Secretary.*

[FR Doc. 99-14529 Filed 6-8-99; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Declaration of Intention and Soliciting Comments, Motions To Intervene, and Protests

June 3, 1999.

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

a. *Application Type:* Declaration of Intention.

b. *Docket No:* DI99-8-000.

c. *Date Filed:* May 4, 1999.

d. *Applicant:* Gene A. Shanks.

e. *Name of Project:* Elfin Cove Hydro Project.

f. *Location:* Located on an unnamed stream, near Elfin Cove, Chichagof Island, Inian Peninsula, AK (T. 42 S., R. 55 E., sec. 36, Copper River Meridian). The project will occupy Federal lands located in the Tongass National Forest.

g. *Filed Pursuant to:* Section 23(b)(1) of the Federal Power Act, 16 U.S.C. 817(b).

h. *Applicant Contact:* Gene A. Shanks, P.O. Box 47, Elfin Cove, AK 99825 (907) 239-9220.

i. *FERC Contact:* Any questions on this notice should be addressed to Diane M. Murray at (202) 219-2682, or E-mail address: [diane.murray@ferc.fed.us](mailto:diane.murray@ferc.fed.us).

j. *Deadline for filing comments and/or motions:* July 15, 1999.

All documents (original and eight copies) should be filed with: David P. Boergers, Secretary, Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426.

Please include the docket number (DI99-8-000) on any comments or motions filed.

k. *Description of Project:* The proposed project will consist of: (1) an intake; (2) a 1,020-foot-long penstock; (3) a proposed generator with a capacity of 2.5 kilowatts; and (4) appurtenant facilities.

When a Declaration of Intention is filed with the Federal Energy Regulatory Commission, the Federal Power Act requires the Commission to investigate and determine if the interests of interstate or foreign commerce would be affected by the project. The Commission also determines whether or not the project: (1) would be located on a navigable waterway; (2) would occupy or affect public lands or reservations of the United States; (3) would utilize surplus water or water power from a government dam; or (4) if applicable, has involved or would involve any construction subsequent to 1935 that may have increased or would increase the project's head or generating capacity, or have otherwise significantly modified the project's pre-1935 design or operation.

l. *Location of the Application:* A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room located at 888 First Street, N.E., Room 2A, Washington, D.C. 20426, or by calling (202) 208-1371. This filing may be viewed on <http://www.ferc.fed.us/online/rims.htm> (call (202) 208-2222 for assistance). A copy is also available for inspection and reproduction at the address in item h. above.

m. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

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

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.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS", "RECOMMENDATIONS FOR TERMS AND CONDITIONS", "PROTESTS", 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, N.E., Washington, D.C. 20426. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

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 Applicants's representatives.

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

*Acting Secretary.*

[FR Doc. 99-14565 Filed 6-8-99; 8:45 am]

BILLING CODE 6717-01-M

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Application Ready for Environmental Analysis and Soliciting Comments, Recommendations, Terms and Conditions, and Prescriptions

June 3, 1999.

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

a. *Type of Application:* New Major License.

b. *Project No.:* 10942-001.

c. *Date filed:* March 8, 1994.

d. *Applicant:* Skykomish River Hydro.

e. *Name of Project:* Martin Creek Hydroelectric Project.

f. *Location:* On Kelley and Martin Creeks, Kings County, about 7 miles east

of Skykomish, Washington; the project is within the Mt. Baker-Snoqualmie National Forest.

g. *Filed Pursuant to:* Federal Power Act 16 U.S.C. 791-(a)-825(r).

h. *Applicant Contacts:* Scott Jacobs, Skykomish River Hydro, 1422 130th Avenue N.E., Bellevue, Washington, 98005, (425) 3455-0234 and Frank Frisk, Jr., 1054 31st St. NW, Suite 125, Washington, D.C. 20007, (202) 333-8433.

i. *FERC Contact:* David Turner, [david.turen@ferc.fed.us](mailto:david.turen@ferc.fed.us), (202) 219-2844.

j. *Deadline for filing comments, recommendations, terms and conditions and prescriptions:* 60 days from the issuance date of this notice.

All documents (original and eight copies) should be filed with: David P. Boergers, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426.

The Commission's Rules of Practice and Procedure require all intervenors filing documents with the Commission to serve a copy of that document on each person on the official service list for the project. Further, if an intervenor 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.

k. *Status of environmental analysis:* This application has been accepted for filing and is ready for environmental analysis at this time.

l. The proposed project would consist of: (1) a 60-foot-long and 9-foot-high rock-rubble water diversion structure on Martin Creek with a gated sluiceway, (2) a 42-foot-long, 9-foot-high rock-rubble water diversion structure on Kelley Creek with a gated sluiceway, (3) a 0.14-Acre impoundment on Martin Creek and a 0.025-acre impoundment on Kelley Creek, (4) a 10,436-footlong buried penstock, (5) a 40-foot by 50-foot concrete powerhouse containing one single Pelton wheel turbine generating 10.2-megawatt total rated capacity, (6) a 25-foot by 35-foot transformer substation located adjacent to the powerhouse, (7) 20-foot-wide groveled access roads totaling 4,200 feet, and (8) a 2.3-mile-long, buried 35.1-kilovolt transmission line connecting the project to Pudget Sound Power and Light Company's Skykomish substation, and (9) appurtenant facilities.

m. A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room, located at 888 First Street, N.E., Room 2A, Washington, D.C. 20426, or by calling