

Service Agreement between Niagara Mohawk and NRG Power Marketing, Inc., (NRG). This Transmission Service Agreement specifies that NRG has signed on to and has agreed to the terms and conditions of Niagara Mohawk's Open Access Transmission Tariff as filed in Docket No. OA96-194-000. This Tariff, filed with FERC on July 9, 1996, will allow Niagara Mohawk and NRG to enter into separately scheduled transactions under which Niagara Mohawk will provide non-firm transmission service for NRG as the parties may mutually agree.

Niagara Mohawk requests an effective date of June 17, 1999. Niagara Mohawk has requested waiver of the notice requirements for good cause shown.

Niagara Mohawk has served copies of the filing upon the New York State Public Service Commission and NRG.

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

#### 14. Niagara Mohawk Power Corporation

[Docket No. ER99-3395-000]

Take notice that on June 28, 1999, Niagara Mohawk (Niagara Mohawk), tendered for filing with the Federal Energy Regulatory Commission an executed Transmission Service Agreement between Niagara Mohawk and NRG Power Marketing, Inc. (NRG). This Transmission Service Agreement specifies that NRG has signed on to and has agreed to the terms and conditions of Niagara Mohawk's Open Access Transmission Tariff as filed in Docket No. OA96-194-000. This Tariff, filed with FERC on July 9, 1996, will allow Niagara Mohawk and NRG to enter into separately scheduled transactions under which Niagara Mohawk will provide firm transmission service for NRG as the parties may mutually agree.

Niagara Mohawk requests an effective date of June 17, 1999. Niagara Mohawk has requested waiver of the notice requirements for good cause shown.

Niagara Mohawk has served copies of the filing upon the New York State Public Service Commission and NRG.

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

#### 15. Southern Energy NY-GEN, L.L.C.

[Docket No. ER99-3407-000]

Take notice that on June 29, 1999, Southern Energy NY-GEN, L.L.C. (July 2, 1999 Southern NY-GEN), tendered for filing the following agreements as a long-term service agreement under its Market Rate Tariff accepted by the Commission in the Docket No. ER99-2045-000:

1. Western Load Pocket Call Option Agreement Between Orange and Rockland Utilities, Inc., and Southern Energy NY-GEN, L.L.C., dated November 24, 1998, as amended, June 14, 1999.

*Comment date:* July 19, 1999, in accordance with Standard Paragraph E at the end of this notice.

#### 16. Avista Corp.

[Docket No. ER99-3408-000]

Take notice that on June 29, 1999, Avista Corp., tendered for filing, pursuant to Section 35.12 of the Commission's Regulations, 18 CFR 35.12, an executed service agreement with Cogentrix Energy Power Marketing, Inc., for Dynamic Capacity and Energy Service at cost-based rates under Avista Corp.'s FERC Electric Tariff, Original Volume No. 10.

Avista Corp. requests that the Commission waive its prior notice requirement, pursuant to Section 35.11 of the Commission's regulations, 18 CFR 35.11, and accept the service agreement for filing effective June 1, 1999.

*Comment date:* July 19, 1999, in accordance with Standard Paragraph E at the end of this notice.

#### 17. Puget Sound Energy, Inc.

[Docket No. ER99-3409-000]

Take notice that on June 29, 1999, Puget Sound Energy, Inc., as Transmission Provider, tendered for filing a Service Agreement for Firm Point-To-Point Transmission Service (Firm-To-Point Service Agreement), and a Service Agreement for Non-Firm Point-To-Point Service (Non-Firm Point-To-Point Service Agreement) with Seattle City Light (SCL), as Transmission Customer.

A copy of the filing was served upon SCL.

*Comment date:* July 19, 1999, in accordance with Standard Paragraph E at the end of this notice.

#### 18. The Montana Power Company

[Docket No. ER99-3474-000]

Take notice that on June 28, 1999, The Montana Power Company (Montana) tendered for filing with the Federal Energy Regulatory Commission pursuant to 18 CFR 35.13 an unexecuted Firm and executed Non-Firm Point-To-Point Transmission Service Agreements with Arizona Public Service under Montana's FERC Electric Tariff, Fourth Revised Volume No. 5 (Open Access Transmission Tariff).

A copy of the filing was served upon Arizona Public Service.

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

#### 19. El Paso Electric Company

[Docket No. OA96-200-007]

Take notice that on June 25, 1999, El Paso Electric Company (EPE or Company) tendered for filing with the Federal Energy Regulatory Commission, modifications to its open access transmission tariff pursuant to FERC Opinion No. 437 issued May 26, 1999.

*Comment date:* July 16, 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).

**David P. Boergers,**

*Secretary.*

[FR Doc. 99-17441 Filed 7-8-99; 8:45 am]

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#### DEPARTMENT OF ENERGY

#### Federal Energy Regulatory Commission

[Docket No. EG99-173-000, et al.]

#### CH Resources, Inc., et al.; Electric Rate and Corporate Regulation Filings

June 29, 1999.

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

#### 1. CH Resources, Inc.

[Docket No. EG99-173-000]

Take notice that on June 24, 1999, CH Resources, Inc. (Resources) filed an Application for Determination of Exempt Wholesale Generator Status pursuant to Section 32(a)(1) of the Public Utility Holding Company Act of 1935, all as more fully explained in the Application.

*Comment date:* July 20, 1999, in accordance with Standard Paragraph E

at the end of this notice. The Commission will limit its consideration of comments to those that concern the adequacy or accuracy of the application.

**2. Public Service Electric and Gas Company, PSEG Fossil LLC, PSEG Nuclear LLC and PSEG Energy Resources & Trade LLC**

[Docket Nos. EC99-79-000 and ER99-3151-000]

Take notice that on June 24, 1999, Public Service Electric and Gas Company (PSE&G), PSEG Fossil LLC, PSEC Nuclear LLC, and PSEC Energy Resources & Trade LLC filed a supplement to their application. The supplement consisted of a copy of the application PSE&G had previously filed with the Nuclear Regulatory Commission in connection with the transfer of its interest in certain nuclear generating facilities.

*Comment date:* July 9, 1999, in accordance with Standard Paragraph E at the end of this notice.

**3. Victory Garden Power Partners I LLC**

[Docket No. EG99-174-000]

Take notice that on June 24, 1999, Victory Garden Power Partners I LLC, 13000 Jameson Road, Tehachapi, California 93561, filed with the Federal Energy Regulatory Commission an application for determination of exempt wholesale generator status pursuant to Part 365 of the Commission's regulations.

Victory Garden Power Partners I LLC is constructing a wind turbine generation facility with nine wind turbines, each with a nameplate capacity of 750 kW, resulting in an aggregate peak generating capacity of approximately 6.75 MW.

*Comment date:* July 20, 1999, in accordance with Standard Paragraph E at the end of this notice. The Commission will limit its consideration of comments to those that concern the adequacy or accuracy of the application.

**4. Vitol Gas & Electric LLC and Energy Resource Management Corporation**

[Docket No. ER94-155-025 and Docket No. ER96-358-012]

Take notice that on June 18, 1999, the above-mentioned power marketers filed quarterly reports with the Commission in the above-mentioned proceedings for information only. These filings are available for public inspection and copying in the Public Reference Room or on the web at [www.ferc.fed.us/online/rims.htm](http://www.ferc.fed.us/online/rims.htm) for viewing and downloading (call 202-208-2222 for assistance).

**5. Gulfstream Energy, LLC**

[Docket No. ER94-1597-016]

Take notice that on June 22, 1999, the above-mentioned power marketer filed a quarterly report with the Commission in the above-mentioned proceeding for information only. This filing is available for public inspection and copying in the Public Reference Room or on the web at [www.ferc.fed.us/online/rims.htm](http://www.ferc.fed.us/online/rims.htm) for viewing and downloading (call 202-208-2222 for assistance).

**6. Commonwealth Energy Corporation**

[Docket No. ER97-4253-005]

Take notice that on June 21, 1999, the above-mentioned power marketer filed a quarterly report with the Commission in the above-mentioned proceeding for information only. This filing is available for public inspection and copying in the Public Reference Room or on the web at [www.ferc.fed.us/online/rims.htm](http://www.ferc.fed.us/online/rims.htm) for viewing and downloading (call 202-208-2222 for assistance).

**7. California Independent System Operator Corporation**

[Docket No. ER99-2730-001]

Take notice that on June 24, 1999, the California Independent System Operator Corporation (ISO), tendered for filing as part of its Electric Service Tariff, Volume No. I, the revised tariff sheet identified below:

First Revised Sheet No. 375

The ISO states that the revision to this sheet deletes a confusing sentence and was submitted to comply with the Commission's June 17, 1999 Order, 87 FERC ¶61,304 (1999), in the above-referenced docket.

The ISO requests an effective date of July 1, 1999.

The ISO states that this filing has been served on all parties listed on the official service list in the above-referenced docket.

*Comment date:* July 14, 1999, in accordance with Standard Paragraph E at the end of this notice.

**8. Green Mountain Power Corporation**

[Docket No. ER99-3340-000]

Take notice that on June 24, 1999, Green Mountain Power Corporation (GMP), tendered for filing a service agreement for Vermont Electric Cooperative, Inc., to take service under its Network Integration Transmission Service tariff.

Copies of this filing have been served on each of the affected parties, the Vermont Public Service Board and the Vermont Department of Public Service.

*Comment date:* July 14, 1999, in accordance with Standard Paragraph E at the end of this notice.

**9. Wisconsin Electric Power Company**

[Docket No. ER99-3341-000]

Take notice that on June 24, 1999, Wisconsin Electric Power Company (Wisconsin Electric), tendered for filing a short term firm Transmission Service Agreement between itself and Illinova Energy Partners Inc., (Illinova). The Transmission Service Agreements allow Illinova to receive firm transmission service under Wisconsin Energy Corporation Operating Companies' FERC Electric Tariff, Volume No. 1.

Wisconsin Electric requests an effective date coincident with its filing and waiver of the Commission's notice requirements in order to allow for economic transactions as they appear.

Copies of the filing have been served on Illinova, the Public Service Commission of Wisconsin and the Michigan Public Service Commission.

*Comment date:* July 14, 1999, in accordance with Standard Paragraph E at the end of this notice.

**10. Alliant Energy Corporate Services, Inc.**

[Docket No. ER99-3342-000]

Take notice that on June 24, 1999, Alliant Energy Corporate Services, Inc., tendered for filing two executed service agreements for transmission service. One agreement is for short-term firm point-to-point transmission service, the other agreement is for non-firm point-to-point transmission service. The agreements are signed by Basin Electric Power Cooperative and Alliant Energy Corporate Services, Inc.

Alliant Energy Corporate Services, Inc., requests an effective date of June 15, 1999, and accordingly, seeks waiver of the Commission's notice requirements.

A copy of this filing has been served upon the Illinois Commerce Commission, the Minnesota Public Utilities Commission, the Iowa Department of Commerce, and the Public Service Commission of Wisconsin.

*Comment date:* July 14, 1999, in accordance with Standard Paragraph E at the end of this notice.

**11. Arizona Public Service Company**

[Docket No. ER99-3343-000]

Take notice that on June 24, 1999, Arizona Public Service Company (APS), tendered for filing a Service Agreements under APS' FERC Electric Tariff, Original Volume No. 4, for service to the Utah Municipal Power Agency (Utah).

A copy of this filing has been served on the Arizona Corporation Commission and Utah.

*Comment date:* July 14, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 12. EMC Gas Transmission Company

[Docket No. ER99-3344-000]

Take notice that on June 24, 1999, pursuant to Section 35.15 of the Commission's Regulations, EMC Gas Transmission Company submitted for filing a notice of termination of its Rate Schedule FERC No. 1.

*Comment date:* July 14, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 13. Energy Dynamics, Inc.

[Docket No. ER99-3345-000]

Take notice that on June 24, 1999, pursuant to Section 35.15 of the Regulations, Energy Dynamics, Inc., tendered for filing a notice of termination of its Rate Schedule FERC No. 1.

*Comment date:* July 14, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 14. Public Service Company of New Mexico

[Docket No. ER99-3346-000]

Take notice that on June 24, 1999, Public Service Company of New Mexico (PNM), tendered for filing a mutual netting/close-out agreement between PNM and Mico Inc. (Mico).

PNM requested waiver of the Commission's notice requirement so that service under the PNM/Mico netting agreement may be effective as of June 7, 1999.

Copies of the filing were served on Mico and the New Mexico Public Regulation Commission.

*Comment date:* July 14, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 15. Public Service Company of New Mexico

[Docket No. ER99-3347-000]

Take notice that June 24, 1999, Public Service Company of New Mexico (PNM), tendered for filing on a netting agreement between PNM and Williams Energy Marketing & Trading Company (Williams).

PNM requested waiver of the Commission's notice requirement so that service under the PNM/Williams netting agreement may be effective as of May 1, 1999.

Copies of the filing were served on Williams and the New Mexico Public Regulation Commission.

*Comment date:* July 14, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 16. Public Service Company of New Mexico

[Docket No. ER99-3348-000]

Take notice that on June 24, 1999, Public Service Company of New Mexico (PNM), tendered for filing a mutual netting/close-out agreement between PNM and Cinergy Services, Inc. (Cinergy).

PNM requested waiver of the Commission's notice requirement so that service under the PNM/Cinergy netting agreement may be effective as of June 1, 1999.

Copies of the filing were served on Cinergy and the New Mexico Public Regulation Commission.

*Comment date:* July 14, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 17. MidAmerican Energy Company

[Docket No. ER99-3349-000]

Take notice that on June 24, 1999 MidAmerican Energy Company (MidAmerican), 666 Grand Avenue, Des Moines, Iowa 50309, filed with the Commission a Firm Transmission Service Agreement with Southwestern Public Service Company (Southwestern), dated June 8, 1999, and a Non-Firm Transmission Service Agreement with Southwestern, dated June 8, 1999, entered into pursuant to MidAmerican's Open Access Transmission Tariff.

MidAmerican requests an effective date of June 8, 1999, for the Agreements with Southwestern, and accordingly seeks a waiver of the Commission's notice requirement. MidAmerican has served a copy of the filing on Southwestern, the Iowa Utilities Board, the Illinois Commerce Commission and the South Dakota Public Utilities Commission.

*Comment date:* July 14, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 18. Puget Sound Energy, Inc.

[Docket No. ER99-3350-000]

Take notice that on June 24, 1999, Puget Sound Energy, Inc. (PSE), tendered for filing a Service Agreement under the provisions of PSE's market-based rates tariff, FERC Electric Tariff, First Revised Volume No. 8, with Arizona Public Service Co., (APS).

A copy of the filing was served upon APS.

*Comment date:* July 14, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 19. Puget Sound Energy, Inc.

[Docket No. ER99-3351-000]

Take notice that on June 24, 1999, Puget Sound Energy, Inc. (PSE), tendered for filing a Service Agreement under the provisions of PSE's market-based rates tariff, FERC Electric Tariff, First Revised Volume No. 8, with Bonneville Power Administration (BPA).

A copy of the filing was served upon BPA.

*Comment date:* July 14, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 20. Puget Sound Energy, Inc.

[Docket No. ER99-3352-000]

Take notice that on June 24, 1999, Puget Sound Energy, Inc. (PSE), tendered for filing a Service Agreement under the provisions of PSE's market-based rates tariff, FERC Electric Tariff, First Revised Volume No. 8, with Benton Public Utility District No. 1 of Benton County (Benton PUD).

A copy of the filing was served upon Benton PUD.

*Comment date:* July 14, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 21. Puget Sound Energy, Inc.

[Docket No. ER99-3353-000]

Take notice that on June 24, 1999, Puget Sound Energy, Inc. (PSE), tendered for filing a Service Agreement under the provisions of PSE's market-based rates tariff, FERC Electric Tariff, First Revised Volume No. 8, with Avista Energy, Inc., (Avista).

A copy of the filing was served upon Avista.

*Comment date:* July 14, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 22. Puget Sound Energy, Inc.

[Docket No. ER99-3354-000]

Take notice that on June 24, 1999, Puget Sound Energy, Inc. (PSE), tendered for filing a Service Agreement under the provisions of PSE's market-based rates tariff, FERC Electric Tariff, First Revised Volume No. 8, with Aquila Power Corporation (Aquila).

A copy of the filing was served upon Aquila.

*Comment date:* July 14, 1999, in accordance with Standard Paragraph E at the end of this notice.

### 23. The Dayton Power and Light Company

[Docket No. ER99-3355-000]

Take notice that on June 24, 1999, The Dayton Power and Light Company (Dayton), tendered for filing an

unexecuted service agreement establishing Indianapolis Power & Light as a customer under Dayton's Market-Based Sales Tariff.

Dayton requests an effective date of one day subsequent to this filing for the service agreements. Accordingly, Dayton requests waiver of the Commission's notice requirements.

Copies of this filing were served upon Indianapolis Power and Light and the Public Utilities Commission of Ohio.

*Comment date:* July 14, 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, NE, 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).

**David P. Boergers,**

*Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. ER95-784-016, et al.]

#### J. Anthony & Associates Ltd, et al.; Electric Rate and Corporate Regulation Filings

July 1, 1999.

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

##### 1. J. Anthony & Associates Ltd.

[Docket No. ER95-784-016]

Take notice that on June 28, 1999, the above-mentioned power marketer filed a quarterly report with the Commission in the above-mentioned proceeding for information only. This filing is available for public inspection and copying in the Public Reference Room or on the web at

[www.ferc.fed.us/online/rims.htm](http://www.ferc.fed.us/online/rims.htm) for viewing and downloading (call 202-208-2222 for assistance).

##### 2. Avista Corporation

[Docket No. ER99-55-002]

Take notice that on June 28, 1999, Avista Corporation (Avista Corp.), made its filing in compliance with the Commission's Order of May 27, 1999, in the above-referenced docket.

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

##### 3. Southwest Power Pool, Inc.

[Docket No. ER99-2257-001]

Take notice that on June 28, 1999, Southwest Power Pool, Inc. (SPP), tendered for filing certain changes to the Agreement for Capacity and Energy Services in Southwest Power Pool (Agreement) in compliance with the Federal Energy Regulatory Commission's May 27, 1999, order in the proceeding captioned above.

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

##### 4. Duke Electric Transmission

[Docket No. ER99-2331-001]

Take notice that on June 28, 1999, Duke Electric Transmission, a division of Duke Energy Corporation (Duke), tendered for filing a compliance filing pursuant to the Commission's May 28, 1999 Order in the above-referenced docket involving generation imbalance charges.

Duke states that a copy has been served on the Service List in this proceeding.

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

##### 5. International Energy Consultants, Inc.

[Docket No. ER99-3130-000]

Take notice that on June 28, 1999, International Energy Consultants, Inc. (International), tendered for filing in the above-referenced docket an amendment to its petition, filed with the Commission on June 2, 1999, for Commission approval to engage in wholesale electric power and energy transactions as a power marketer. International states that the amendment has been submitted in response to a request from FERC staff for additional information concerning ownership, affiliation and business activities of International.

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

##### 6. Colockum Transmission Company, Inc.

[Docket No. ER99-3257-000]

Take notice that on June 28, 1999, pursuant to Section 385.216, 18 CFR 385.216 of the Commission's Regulations, Colockum Transmission Company, Inc. (Colockum) tendered for filing with the Federal Energy Regulatory Commission a Notice of Withdrawal of its Notice of Termination of the 1988 Exchange Agreement between Colockum and PacifiCorp, effective date July 1, 1988, designated as Colockum Rate Schedule FERC No. 2, which Colockum filed on June 15, 1999.

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

##### 7. Central Hudson Gas & Electric Corporation

[Docket No. ER99-3378-000]

Take notice that on June 28, 1999, Central Hudson Gas & Electric Corporation (CHG&E), tendered for filing pursuant to Section 35.12 of the Federal Energy Regulatory Commission's (Commission) Regulations in 18 CFR a Service Agreement between CHG&E and Strategic Energy Ltd. The terms and conditions of service under this Agreement are made pursuant to CHG&E's FERC Open Access Schedule, Original Volume No. 1 (Transmission Tariff) filed in compliance with the Commission's Order No. 888 in Docket No. RM95-8-000 and RM94-7-001 and amended in compliance with Commission Order dated May 28, 1997.

CHG&E also has requested waiver of the 60-day notice provision pursuant to 18 CFR Section 35.11.

A copy of this filing has been served on the Public Service Commission of the State of New York.

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

##### 8. Central Hudson Gas & Electric Corporation

[Docket No. ER99-3379-000]

Take notice that on June 28, 1999, Central Hudson Gas & Electric Corporation (CHG&E), tendered for filing pursuant to Section 35.12 of the Federal Energy Regulatory Commission's (Commission) Regulations in 18 CFR a Service Agreement between CHG&E and VTEC Energy, Inc. The terms and conditions of service under this Agreement are made pursuant to CHG&E's FERC Open Access Schedule, Original Volume No. 1 (Transmission Tariff) filed in compliance with the Commission's