

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, 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. 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 Applicant's representatives.

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

*Acting Secretary.*

[FR Doc. 99-26019 Filed 10-5-99; 8:45 am]

BILLING CODE 6717-01-M

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

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

September 30, 1999.

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

a. *Application Type:* Transfer of License.

b. *Project No.:* 3131-035.

c. *Date Filed:* September 20, 1999.

d. *Applicants:* Christopher J. Kruger and Eileen J. Kruger.

e. *Name and Location of Project:* Brockways Mills Project, located on the Williams River, Windham County, in the Town of Rockingham, Vermont.

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

g. *Contacts:* Roberta Smith, Rockingham Town Manager, Town of Rockingham, P.O. Box 370, Bellows Falls, VT 05101, (802) 463-4335. For Applicant: Christopher J. Kruger and Eileen J. Kruger, P.O. Box 625, Wolfeboro Falls, NH 03896, (603) 569-6054.

h. *FERC Contact:* Heather Campbell, (202) 219-3097, or e-mail address: heather.campbell@ferc.fed.us.

i. *Deadline for filing comments and or motions:* October 30, 1999.

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. Please include the Project Number (3131-035) on any comments or motions filed.

j. The transfer of the license for this project to Christopher and Eileen J. Kruger is being sought pursuant to the Interim Order on Application to Surrender License issued on March 15, 1999 (86 FERC ¶ 61,279). The March order stated the implied surrender of the project would be final unless and acceptable license transfer application was filed. This transfer will permit the Town of Rockingham the opportunity to sell the project which it owns but does not wish to operate.

k. *Locations of the Applicant:* A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room, located at 888 First Street NE, Room 2A, Washington, DC, 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 addresses in item g above.

l. 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 and .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", "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 at the above-mentioned address. 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 Applicant's representatives.

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

*Acting Secretary.*

[FR Doc. 99-26023 Filed 10-5-99; 8:45 am]

BILLING CODE 6717-01-M

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. 77-110—California Potter Valley Project]

#### Pacific Gas and Electric Company; Correction to Notice of Proposed Restricted Service List

September 30, 1999.

On August 24, 1999, a notice of proposed restricted service list for a memorandum of Agreement for Managing Properties Potentially Eligible for Inclusion in the National Register of Historic Places (64 FR 47188, published August 8, 1999) was issued pursuant to a license amendment proceeding for the Potter Valley Project (FERC No. 77-110). The following revision should be made:

(a) Add:

Round Valley Indian Tribes, C/O Stephen V. Quesenberry, California Indian Legal Services, 510 16th Street, Suite 301, Oakland, CA

94612.

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

[FR Doc. 99-26022 Filed 10-5-99; 8:45 am]

BILLING CODE 6717-01-M

**DEPARTMENT OF ENERGY****Southwestern Power Administration****Robert Douglas Willis Hydropower Project Power Rate****AGENCY:** Southwestern Power Administration, DOE.**ACTION:** Notice of power rate increase.

**SUMMARY:** The Secretary of Energy, pursuant to Sections 301(b) and 302(a) of the Department of Energy Organization Act (Pub. L. 95-91) and section 5 of the Flood Control Act of 1944 (16 U.S.C. 825s) has approved and placed into effect on an interim basis Rate Order No. SWPA-41.

**SUPPLEMENTARY INFORMATION:**

Southwestern Power Administration (Southwestern) currently has marketing responsibility for 2.2 million kilowatts of power from 24 multiple-purpose reservoir projects, with power facilities constructed and operated by the U.S. Army Corps of Engineers, generally in all or portions of the states of Arkansas, Kansas, Louisiana, Missouri, Oklahoma and Texas. The Integrated System, comprised of 22 of the projects, is interconnected through a transmission system presently consisting of 138-kV and 161-kV high-voltage transmission lines, 69-kV transmission lines, and numerous bulk power substations and switching stations. In addition, contractual transmission arrangements provide for integration of other projects into the system.

The remaining two projects, Sam Rayburn and Robert Douglas Willis, are isolated hydraulically and electrically from the Southwestern transmission system, and their power is marketed under separate contracts through which the customer purchases the entire power output of the project at the dam. A separate Power Repayment Study (PRS) is prepared for each isolated project.

The existing rate schedule for the Robert Douglas Willis Hydropower Project was confirmed and approved on a final basis by the Federal Energy Regulatory Commission (FERC) on April 28, 1998, for the period January 1, 1998, through September 30, 2001. The FY 1999 Robert Douglas Willis Hydropower Project PRS indicates the need for a rate adjustment of \$35,004 annually, or 11.6 percent.

Pursuant to implementing authority in sections 301(b) and 302(a) of the Department of Energy Organization Act (Pub. L. 95-91) and section 5 of the Flood Control Act of 1944 (16 U.S.C. 825s), the Secretary of Energy may approve the rate on an interim basis. The Administrator, Southwestern, published notice in the **Federal Register** on July 12, 1999, 64 FR 37529, announcing a 30-day period for public review and comment concerning the proposed interim rate. Written comments were accepted through August 11, 1999. In a letter dated August 10, 1999, a Sam Rayburn Municipal Power Agency (SRMPA) representative stated that SRMPA has no objection to the proposed rate extension. No other comments were received.

Information regarding this rate proposal, including studies and other supporting material, is available for public review and comment in the offices of Southwestern Power Administration, Suite 1400, One West Third Street, Tulsa, Oklahoma 74103.

Following review of Southwestern's proposal within the Department of Energy, I hereby approve on an interim basis, Rate Order No. SWPA-41, which increases the existing Robert Douglas Willis Hydropower Project Rate for the sale of power and energy to \$337,932 per year for the period October 1, 1999, through September 30, 2003.

Dated: September 15, 1999.

**Bill Richardson,**  
*Secretary.*

**Order Confirming, Approving and Placing Increased Power Rate in Effect on an Interim Basis**

October 1, 1999.

[Rate Order No. SWPA-41]

In the matter of: Southwestern Power Administration—Robert D. Willis

Pursuant to Sections 301(b) and 302(a) of the Department of Energy Organization Act, Public Law 95-91, the functions of the Secretary of the Interior and the Federal Power Commission under Section 5 of the Flood Control Act of 1944, 16 U.S.C. 825s, for the Southwestern Power Administration (Southwestern) were transferred to and vested in the Secretary of Energy. By Delegation Order No. 0204-108, effective December 14, 1983, 48 FR 55664, the Secretary of Energy delegated to the Deputy Secretary of Energy on a non-exclusive basis the authority to confirm, approve and place into effect on an interim basis power and transmission rates, and delegated to the Federal Energy Regulatory Commission

(FERC) on an exclusive basis the authority to confirm, approve and place in effect on a final basis, or to disapprove power and transmission rates. Amendment No. 1 to Delegation Order No. 0204-108, effective May 30, 1986, 51 FR 19744, revised the delegation of authority to confirm, approve and place into effect on an interim basis power and transmission rates to the Under Secretary of Energy rather than the Deputy Secretary of Energy. This delegation was reassigned to the Deputy Secretary of Energy by Department of Energy (DOE) Notice 1110.29, dated October 27, 1988, and clarified by Secretary of Energy Notice SEN-10-89, dated August 3, 1989, and subsequent revisions. By Amendment No. 2 to Delegation Order No. 0204-108, effective August 23, 1991, 56 FR 41835, the Secretary of Energy revised Delegation Order No. 0204-108 to delegate to the Assistant Secretary, Conservation and Renewable Energy, the authority which was previously delegated to the Deputy Secretary in that Delegation Order. By Amendment No. 3 to Delegation Order No. 0204-108, effective November 10, 1993, 58 FR 59717, the Secretary of Energy revised the delegation of authority to confirm, approve and place into effect on an interim basis power and transmission rates by delegating that authority to the Deputy Secretary of Energy. By notice dated April 15, 1999, the Secretary of Energy rescinded the authority of the Deputy Secretary of Energy under Delegation Order 0104-108. This rate order is issued by the Secretary of Energy pursuant to Section 642 of the Department of Energy Organization Act.

**Background**

Dam B (Town Bluff Dam), located on the Neches River in eastern Texas downstream from the Sam Rayburn Dam, was originally constructed in 1951 by the U.S. Army Corps of Engineers (Corps) and provides streamflow regulation of releases from the Sam Rayburn Dam. The Lower Neches Valley Authority contributed funds toward construction of both projects and makes established annual payments for the right to withdraw up to 2000 cubic feet of water per second from Town Bluff Dam for its own use. Power was legislatively authorized at the project, but installation of hydroelectric facilities was deferred until justified by economic conditions. A determination of feasibility was made in a 1982 Corps study. In 1983 the Sam Rayburn Municipal Power Agency (SRMPA) proposed to sponsor and finance the development of hydropower at Town