

associated with the Commission's environmental review process. Environmental commenters will not be required to serve copies of filed documents on all other parties. However, the non-party commenters will not receive copies of all documents filed by other parties or issued by the Commission (except for the mailing of environmental documents issued by the Commission) and will not have the right to seek court review of the Commission's final order.

The Commission may issue a preliminary determination on non-environmental issues prior to the completion of its review of the environmental aspects of the project. This preliminary determination typically considers such issues as the need for the project and its economic effect on existing customers of the applicant, on other pipelines in the area, and on landowners and communities. For example, the Commission considers the extent to which the applicant may need to exercise eminent domain to obtain rights-of-way for the proposed project and balances that against the non-environmental benefits to be provided by the project. Therefore, if a person has comments on community and landowner impacts from this proposal, it is important either to file comments or to intervene as early in the process as possible.

Comments, 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.

If the Commission decides to set the application for a formal hearing before an Administrative Law Judge, the Commission will issue another notice describing that process. At the end of the Commission's review process, a final Commission order approving or denying a certificate will be issued.

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

*Acting Secretary.*

[FR Doc. 01-24891 Filed 10-3-01; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP01-443-000]

#### KN Wattenberg Transmission, LLC; Notice of Filing

September 28, 2001.

Take notice that on September 18, 2001, KN Wattenberg Transmission,

LLC (KNW), filed a request pursuant to section 385.207 of the Federal Energy Regulatory Commission's (Commission) Regulations for a finding that 58.0 miles of pipeline and 38,932 horsepower of compressors in the Denver-Julesburg Basin production area in northeast Colorado are non-jurisdictional under the Natural Gas Act, as amended, Section 1(b), 15 U.S.C. 717(b)(1994). KNW requests that the Commission issue a declaratory order rescinding its certificate by November 30, 2001. The facilities will be sold to the Kerr-McGee Rocky Mountain Corporation, all as more fully set forth in the request, which is on file with the Commission, and open for public inspection. This filing may be viewed on the web at <http://www.ferc.gov> using the "RIMS" link, select "Docket #" and follow the instructions (call 202-208-2222 for assistance).

Any questions regarding this filing should be directed to Bud J. Becker, Assistant General Counsel, Kinder Morgan, Inc., P.O. Box 281304, 370 Van Gordon Street, Lakewood, Colorado 80228-8304, call 303-763-3496.

There are two ways to become involved in the Commission's review of this project. First, any person wishing to obtain legal status by becoming a party to the proceedings for this project should, on or before October 18, 2001, file with the Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426, a motion to intervene in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the NGA (18 CFR 157.10). A person obtaining party status will be placed on the service list maintained by the Secretary of the Commission and will receive copies of all documents filed by the applicant and by all other parties. A party must submit 14 copies of filings made with the Commission and must mail a copy to the applicant and to every other party in the proceeding. Only parties to the proceeding can ask for court review of Commission orders in the proceeding.

However, a person does not have to intervene in order to have comments considered. The second way to participate is by filing with the Secretary of the Commission, as soon as possible, an original and two copies of comments in support of or in opposition to this project. The Commission will consider these comments in determining the appropriate action to be taken, but the filing of a comment alone will not serve to make the filer a party to the proceeding. The Commission's rules require that persons filing

comments in opposition to the project provide copies of their protests only to the party or parties directly involved in the protest.

Take further notice that pursuant to the authority contained in and subject to the jurisdiction conferred upon the Commission by sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission or its designee on this Application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission, on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

Comments, 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.

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

*Acting Secretary.*

[FR Doc. 01-24890 Filed 10-3-01; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket Nos. RP96-312-057 and GT01-34-000]

#### Tennessee Gas Pipeline Company; Notice of Negotiated Rate

September 28, 2001.

Take notice that on September 14, 2001, Tennessee Gas Pipeline Company (Tennessee), 9 E Greenway Plaza, Houston, Texas 77046, tendered for filing a Negotiated Rate Arrangement with AES Londonderry L.L.C. (AES) and an original and five (5) copies of Revised Tariff Sheet No. 413A for inclusion in Tennessee's FERC Gas Tariff, Fifth Revised Volume No. 1. Tennessee requests that the Commission approve the Negotiated Rate Arrangement and filed tariff sheet to become effective October 1, 2001.

Tennessee states that in orders issued on August 1, 2000 and October 27, 2000 in Tennessee Docket No. CP00-48-000, the Commission approved Tennessee's

Negotiated Rate Arrangement with AES. In accordance with those Commission Orders, Tennessee is filing the negotiated rate arrangement. Tennessee is also submitting the referenced tariff sheet to list the FT-A Service agreement between it and AES as a non-conforming agreement as it contains a provision found previously by the Commission to "materially deviate" from Tennessee's *pro forma* FT-A Service Agreement.

Tennessee also requests that the Commission make a determination whether the Agency Authorization Agreement between Tennessee, AES and ABN AMRO Bank N.V., (Agency Agreement) constitutes a non-conforming service agreement. Tennessee states that the Agreement contains a provision for which Tennessee seeks a determination because it varies from the corresponding provisions in Tennessee's *Pro Forma* Agency Agreement. Section 4 of the Agency Agreement provides that the term of the agreement shall commence upon an event of default by AES as that term is defined in a separate agreement between AES and its lender. It also subjects AES' right to terminate the Agency Agreement to the lender's consent. Tennessee states that it does not consider the Agency Agreement to be non-conforming. Tennessee further states that in the event the Commission determines that the Agency Agreement "deviates in any material aspect" from Tennessee's *Pro Forma* Agency Agreement, Tennessee will, in a compliance filing, revise its FERC Gas Tariff to identify the Agency Authorization Agreement as a non-conforming service agreement.

Tennessee states that copies of the filing have been mailed to all affected customers and state regulatory commissions.

Any person desiring to be heard or to protest said filing should file a motion to intervene or a protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance with sections 385.214 or 385.211 of the Commission's Rules and Regulations. All such motions or protests must be filed in accordance with section 154.210 of the Commission's Regulations. 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 proceedings. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection. This filing may also be viewed on the web at [http://](http://www.ferc.gov)

[www.ferc.gov](http://www.ferc.gov) using the "RIMS" link, select "Docket#" and follow the instructions (call 202-208-2222 for assistance). Comments, 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.

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

*Acting Secretary.*

[FR Doc. 01-24895 Filed 10-3-01; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP01-388-001]

#### Transcontinental Gas Pipe Line Corporation; Notice of Amendment

September 28, 2001.

Take notice that on September 24, 2001, Transcontinental Gas Pipe Line Corporation (Transco), 2800 Post Oak Boulevard, P.O. Box 1396, Houston, Texas 77251-1396, filed an amendment to its pending application in Docket No. CP01-388-000 for a certificate of public convenience and necessity authorizing its Momentum Expansion Project (Momentum), an incremental expansion of Transco's existing pipeline system to provide new firm transportation capacity to serve increased market demand in the Southeastern region of the United States by a proposed in-service date of May 1, 2003, all as more fully set forth in the amendment which is on file with the Commission and open to public inspection. Copies of this filing are on file with the Commission and are available for public inspection. This filing may also be viewed on the web at <http://www.ferc.gov> using the "RIMS" link, select "Docket#" and follow the instructions (call 202-208-2222 for assistance).

Transco states that it is filing the amendment to the Momentum application to redesign and downsize the project to reflect (i) the elimination of two shippers under the project, Athens Development Company, L.L.C. (85,000 dt/d), and Hartwell Development Company, L.L.C. (85,000 dt/d), who have exercised their rights to terminate their precedent agreements because they had not received all regulatory authorizations for construction of their power plants by August 1, 2001, as provided for in their precedent agreements, and (ii) the additional quantities subscribed under the project by the Municipal Gas

Authority of Georgia (MGAG), as agent for the Cities of Buford and Winder, Georgia, respectively. Transco states that as a result of these changes in the firm transportation quantities under Momentum, Transco has eliminated certain pipeline loops and compression facilities from the project and shortened certain other loops. The shortened loops will be essentially within the "footprint" of the originally proposed loops, so there will be little environmental impact beyond the areas described in the application, and, in fact, the overall environmental impact of the project will be lessened because of the reduction in facilities under the project. Transco states that relocated loop terminals or tie-ins may take additional extra work space at a new location that was not contemplated under an original, longer loop, but the impact will be minor.

Transco states that the changes to the facilities originally proposed in the application are as follows:

1. The following compression facilities have been eliminated: (a) Installation of one new 15,000 horsepower compressor unit at Transco's existing Compressor Station No. 110, which is located in Randolph County, Alabama; (b) uprating of an existing 18,975 horsepower compressor unit (Unit No. 3) to 22,500 horsepower at Transco's existing Compressor Station No. 115, which is located in Coweta County, Georgia; and (c) installation of one new 15,000 horsepower compressor unit at Transco's existing Compressor Station No. 125, which is located in Walton County, Georgia. The compression facilities at Compressor Station Nos. 90, 105, 130 and 160 remain as originally proposed in the Application.

2. The following pipeline loops have been eliminated in their entirety: (a) 7.90 miles of 42-inch diameter pipeline loop from Mile Post 732.65 on Transco's mainline in Jones County, Mississippi to Mile Post 740.50 (the suction side of Compressor Station No. 80) in Jones County (the Seminary Loop); (b) 3.49 miles of 42-inch diameter pipeline loop from Mile Post 905.74 on Transco's mainline in Chilton County, Alabama to Mile Post 909.20 in Chilton County (the Richville Loop); and (c) 4.18 miles of 42-inch diameter pipeline loop from Mile Post 1,201.71 on Transco's mainline in Spartanburg County, South Carolina to Mile Post 1,205.81 (the suction side of Compressor Station No. 140) in Spartanburg County (the Greenville Loop).

3. The following pipeline loops have been shortened and are now proposed as follows: (a) 6.63 miles of 42-inch