

DEPARTMENT OF ENERGY**Federal Energy Regulatory Commission**

[Docket No. CP97-729-001]

Eastern Shore Natural Gas Company; Notice of Amendment

September 25, 1998.

Take notice that on September 16, 1998, pursuant to Sections 7(c) of the Natural Gas Act (NGA), Eastern Shore Natural Gas Company (Eastern Shore), P.O. Box 1769, Dover, Delaware 19903-1769, filed in Docket No. CP97-729-001 an amendment to its certificate issued at Docket No. CP97-729-000 (82 FERC ¶ 62,160 (1998)), on March 6, 1998 in order to increase the diameter of the 2.3 mile section of pipeline replacement from the authorized 10 inches to 16 inches, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

On March 6, 1998, the Commission authorized Eastern Shore to replace 2.3 miles of 6-inch pipeline with 10-inch pipeline, and .2 miles of 10-inch pipeline with 16-inch pipeline, all in connection with a highway realignment project required by the State of Delaware Department of Transportation (DelDOT). Eastern Shore states that as presented in the original application, the estimated total cost of the 2.3 miles of 10-inch pipeline is \$781,517. Eastern Shore also notes that it requested and received a preliminary determination that rolled-in rate treatment would be appropriate for the entire cost of the upsized pipeline segments. Eastern Shore is requesting the current authorization to increase the diameter of the approved 2.3 mile pipeline from 10 inches to 16 inches because, in late September, it will file an application for authorization to construct and operate additional facilities, which in combination with the change requested herein, will enable Eastern Shore to provide additional firm advice to existing customers.

Eastern Shore believes that DelDOT will require the construction of the 2.3 mile segment of pipeline prior to the Commission's approval of the additional facilities that Eastern Shore proposes to file for authorization with the Commission in September. Eastern Shore claims that DelDOT's current construction schedule may require Eastern Shore to begin construction as early as November of 1998. Consequently, Eastern Shore asserts that it faces a timing dilemma that can best be resolved by amending the Commission's March 9, 1998 order to

allow it to install the 16-inch diameter pipe. Eastern Shore claims that the incremental cost of increasing the diameter of the 2.3 mile segment to 16-inches is \$369,853, if undertaken in conjunction with the DelDOT project. By comparison, Eastern Shore notes that if it were to install the previously approved 10-inch pipeline and later loop the line, the cost of installing the looping on new right-of-way without the benefit of the ongoing highway construction would be in excess of the \$1,460,594 that Eastern Shore estimated in the original application as the cost to separately install a 10-inch pipeline loop. Eastern Shore states that it is not this time seeking a preliminary determination of rolled-in rate treatment for the incremental cost of upsizing the pipeline segment, it will however do so in its next rate case, assuming the Commission approves the proposed facilities to be filed with the Commission in September.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 9, 1998, file with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, a motion to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.211) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a motion to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to jurisdiction conferred upon the Federal Energy Regulatory Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules and Regulations, a hearing will be held without further notice before the Commission or its designee on this application if no motion 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 motion 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 Eastern Shore to appear or be represented at the hearing.

David P. Boergers,*Secretary.*

[FR Doc. 98-26245 Filed 9-30-98; 8:45 am]

BILLING CODE 6717-01-M

DEPARTMENT OF ENERGY**Federal Energy Regulatory Commission**

[Docket No. CP98-795-000]

Transwestern Pipeline Company; Notice of Application

September 25, 1998.

Take notice that on September 22, 1998, Transwestern Pipeline Company (Transwestern), having its main offices at 1400 Smith Street, Houston, Texas 77002, filed in the above docket an abbreviated application pursuant to Section 7(b) and 7(c) of the Natural Gas Act seeking permission to abandon by sale to Union Pacific Highlands Gathering and Processing Company (UPH), approximately 57.9 miles of various diameter pipeline facilities appurtenant facilities, one small volume tap, all located in Eddy and Lea Counties, New Mexico, (the Crawford/Burton Flats Facilities) and certain firm and interruptible transportation services rendered over these facilities.

Specifically, Transwestern proposes to convey to UPH:

1. The 8-inch diameter Crawford lateral, approximately 27.2 miles in length,
2. A portion of the 16-inch diameter Crawford Loop Lateral segment approximately 5.6 miles in length,
3. The 12-inch diameter Burton Flats Lateral approximately 15.7 miles in length,
4. The 8-inch diameter Avalon Lateral approximately 2.08 miles in length,
5. The 10-inch diameter Yates Federal #1 Lateral approximately 4.9 miles in length,
6. The 8-inch diameter TX O&G Williamson Federal #1 Lateral approximately 0.9 miles in length,
7. The 6-inch TX O&G Williamson Federal #1 Lateral extension approximately 0.5 miles in length, and
8. All delivery and receipt points located on these facilities.

Transwestern also proposes to abandon by sale in existing farm tap, but will continue the service through a new farm tap to be installed on its portion of the Crawford Loop Lateral that Transwestern will retain. Transwestern proposes to sell these facilities to UPH for \$3.1 million.

Included in its application, Transwestern proposes to relocate two (2) 1100 HP Solar Turbine/Compressors to a downstream site, install a custody transfer meter station on the suction side and install 0.5 miles of 12-inch diameter of the discharge side of the compressor station to tie-in the station to its remaining 16-inch Crawford Loop Lateral. The estimated cost of these facilities in \$1.3 million.

Transwestern asserts that these facilities are no longer necessary for it to transport gas for its merchant function and that UPH will assume all future service obligations, and operational and economic responsibilities attached to these facilities. Transwestern avers that; (1) upon approval of the sale of these facilities, and (2) UPH receiving a declaratory order from the Commission finding that the subject facilities, once conveyed, are gathering pipeline facilities, exempt from jurisdiction under Section 1(b) of the Natural Gas Act, UPH will integrate the subject facilities into its existing gathering system and be able to provide similar transportation service to shippers requesting service on the Crawford/Burton Flats Facilities.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 15, 1998, file with the Federal Energy Regulatory Commission, Washington, DC 20426, a motion to intervene or a protest in accordance with the requirements to the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken, but will not serve to make the protestants parties to the proceedings. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a motion to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Energy Regulatory Commission by Sections 7 and 15 of the Natural Energy Regulatory 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 motion 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 motion 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 Transwestern to appear or be represented at the hearing.

David P. Boergers,

Secretary.

[FR Doc. 98-26248 Filed 9-30-98; 8:45 am]

BILLING CODE 6717-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Notice of Transfer of License

September 25, 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: 9648-014.

c. Date Filed: September 8, 1998.

d. Applicant: Westinghouse Electric Corporation, Town of Springfield, Vermont.

e. Name of Project: Fellows Dam.

f. Location: Black River in Windsor County, Springfield, Vermont.

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

h. Applicant Contact: Ms. Susan Saunders, Manager, Environmental Health and Safety Operations, 4400 Alafaya Trail, Orlando, Florida 32826-2399, (407) 281-5065.

i. FERC Contact: Dave Cagnon, (202) 219-2693.

j. Comment Date: November 9, 1998.

k. Description of Application: Westinghouse Electric Corporation (WEC), co-licensee with Town of Springfield, Vermont for the referenced project, its applying to transfer its interest in the license to Siemens Westinghouse Technical Services, Inc. WEC divested its power generation business unit and sold it to Siemens Corporation, which established Siemens Westinghouse Technical Services, Inc. The Town of Springfield, Vermont will remain as co-licensee.

1. The 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 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.

C1. 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, 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.

D2. 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.

D2. 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.

David P. Boergers,

Secretary.

[FR Doc. 98-26246 Filed 9-30-98; 8:45 am]

BILLING CODE 6717-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Notice of Transfer of License

September 25, 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: 9649-014.

c. Date Filed: September 8, 1998.

d. Applicant: Westinghouse Electric Corporation/Lovejoy Tool Company.

e. Name of Project: Lovejoy Dam.

f. Location: Black River in Windsor County, Springfield, Vermont.