

and the North Carolina Utilities Commission.

*Comment date:* November 27, 1998, in accordance with Standard Paragraph E at the end of this notice.

### 30. St. Joseph Light & Power Company

[Docket No. ER99-571-000]

Take notice that on November 10, 1998, St. Joseph Light & Power Co., tendered for filing nine executed agreements for transmission service under its Open Access Transmission Tariff. One of the service agreements provides for firm point-to-point transmission service to Nebraska Public Power District. The other eight agreements provide for non-firm point-to-point transmission service to American Electric Power Service Corporation; Amoco Energy Trading Corporation; Avista Energy, Inc.; Continental Energy Services, L.L.C.; Nebraska Public Power District; OGE Energy Resources, Inc.; The Power Company of America; and Tennessee Valley Authority.

Copies of the filing were served on each of these companies and the Tennessee Valley Authority.

*Comment date:* November 30, 1998, in accordance with Standard Paragraph E at the end of this notice.

### 31. Public Service Company of Colorado

[Docket No. ER98-4590-000]

Take notice that on November 6, 1998, Public Service Company of Colorado tendered for filing a response to the Commission's letter of deficiency in the above referenced docket.

*Comment date:* November 30, 1998, in accordance with Standard Paragraph E at the end of this notice.

#### Standard Paragraphs

E. Any person desiring to be heard or to protest said 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 18 CFR 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.

**David P. Boergers,**  
*Secretary.*

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#### DEPARTMENT OF ENERGY

##### Federal Energy Regulatory Commission

[Docket No. EC99-9-000, et al.]

##### PacifiCorp, et al.; Electric Rate and Corporate Regulation Filings

November 12, 1998.

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

##### 1. PacifiCorp

[Docket No. EC99-9-000]

Take notice that on November 9, 1998, PacifiCorp tendered for filing in accordance with 18 CFR Part 33 of the Commission's Rules and Regulations, an application seeking an order authorizing PacifiCorp to sell to the Flathead Electric Cooperative, Inc. (Flathead) approximately 122.42 miles of 34.5, 115 and 230 kilovolt transmission line and transmission substations located in Big Horn, Flathead and Lincoln Counties, Montana.

Copies of this filing were supplied to Flathead and the Montana Public Service Commission.

*Comment date:* December 9, 1998, in accordance with Standard Paragraph E at the end of this notice.

##### 2. Tri Energy Company Limited

[Docket No. EG99-7-000]

Take notice that on November 4, 1998, Tri Energy Company Limited (the Applicant) whose address is Grand Amarin Tower, 16th Floor, 1550 New Petchburi Road, Ratchathewi, Bangkok 10320, Thailand, 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.

The Applicant states that it will be engaged directly and exclusively in the business of owning a nominal 700 MW combined cycle power plant located in Ratchaburi Province and selling electric energy at wholesale, as that term has been interpreted by the Commission. The Applicant requests a determination that the Applicant is an exempt wholesale generator under Section 32(a)(1) of the Public Utility Holding Company Act of 1935.

*Comment date:* December 3, 1998, 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.

##### 3. CL Power Sales Seven, L.L.C., CL Power Sales Eight, L.L.C., CL Power Sales Nine, L.L.C., CL Power Sales Ten, L.L.C., Hartford Power Sales, CinCap IV, LLC, Cinergy Capital and Trading Inc., and Southern Company Energy Marketing L.P.

[Docket Nos. ER96-2652-017, ER96-2652-018, ER96-2652-019, ER96-2652-020, ER95-393-021, ER98-421-004, ER93-730-010, and ER97-4166-002]

Take notice that the following informational filings have been made with the Commission and are available for public inspection and copying in the Commission's Public Reference Room:

On October 30, 1998, CL Power Sales Seven, L.L.C., CL Power Sales, Eight, L.L.C., CL Power Sales Nine, L.L.C. and CL Power Sales Ten filed certain information as required by a Commission order issued in Docket No. ER96-2652-000.

On October 30, 1998, Hartford Power Sales filed certain information as required by a Commission order issued in Docket No. ER95-393-000.

On October 30, 1998, CinCap IV, LLC filed certain information as required by a Commission order issued in Docket No. ER98-421-000.

On October 30, 1998, Cinergy Capital and Trading Inc. filed certain information as required by a Commission order issued in Docket No. ER93-730-000.

On October 30, 1998, Southern Company Energy Marketing L.P. filed certain information as required by a Commission order issued in Docket No. ER97-4166-000.

##### 4. Northeast Electricity Inc., The Detroit Edison Company, Dynegy Power Services, Inc., Commonwealth Energy Corporation, LG&E Energy Marketing Inc., Enserch Energy Services, Inc., Statoil Energy Trading, Inc., PG&E Energy Trading—Power, Electric Clearinghouse, Inc., ONEOK Power Marketing Company, and Merchant Energy Group of the Americas

[Docket Nos. ER98-3048-001, ER99-516-000, ER94-1612-019, ER97-4253-002, ER94-1188-025, ER98-895-003, ER94-964-020, ER95-1625-016, ER94-968-024, ER98-3897-001, and ER98-1055-003]

Take notice that the following informational filings have been made with the Commission and are available for public inspection and copying in the Commission's Public Reference Room:

On November 2, 1998, Northeast Electricity Inc. filed certain information

as required by a Commission order issued in Docket No. ER98-3048-000.

On November 2, 1998, The Detroit Edison Company filed certain information as required by a Commission order issued in Docket No. ER97-324-000.

On November 2, 1998, Dynegy Power Services, Inc. filed certain information as required by a Commission order issued in Docket No. ER94-1612-000.

On November 2, 1998, Commonwealth Energy Corporation filed certain information as required by a Commission order issued in Docket No. ER97-4253-000.

On November 2, 1998, LG&E Energy Marketing Inc. filed certain information as required by a Commission order issued in Docket No. ER94-1188-000.

On November 2, 1998, Enserch Energy Services, Inc. filed certain information as required by a Commission order issued in Docket No. ER98-895-000.

On November 2, 1998, Statoil Energy Trading, Inc. filed certain information as required by a Commission order issued in Docket No. ER94-964-000.

On November 2, 1998, PG&E Energy Trading—Power filed certain information as required by a Commission order issued in Docket No. ER95-1625-000.

On November 2, 1998, Electric Clearinghouse, Inc. filed certain information as required by a Commission order issued in Docket No. ER94-968-000.

On November 2, 1998, ONEOK Power Marketing Company filed certain information as required by a Commission order issued in Docket No. ER98-3897-000.

On November 2, 1998, Merchant Energy Group of the Americas filed certain information as required by a Commission order issued in Docket No. ER98-1055-000.

## 5. California Power Exchange Corporation

[Docket No. ER98-4607-000]

Take notice that on November 6, 1998, California Power Exchange Corporation (PX), tendered for filing an amendment to its tariff filing in the above-referenced docket.

*Comment date:* November 25, 1998, in accordance with Standard Paragraph E at the end of this notice.

## 6. Sunlaw Cogeneration Partners I

[Docket No. ER99-213-000]

Take notice that on November 9, 1998, Sunlaw Cogeneration Partners I (Sunlaw), tendered for filing a supplement to its petition, submitted on October 16, 1998, which requested

acceptance of FERC Electric Rate Schedule No. 1; the granting of certain blanket approvals, including the authority to sell electricity at market-based rates; and the waiver of certain Commission Regulations.

*Comment date:* November 27, 1998, in accordance with Standard Paragraph E at the end of this notice.

## 7. Carolina Power & Light Company

[Docket No. ER99-299-000]

Take notice that on November 9, 1998, Carolina Power & Light Company tendered for filing a supplement to its power purchase agreement with South Carolina Public Service Authority filed on October 23, 1998, in the above-referenced docket.

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

*Comment date:* November 27, 1998, in accordance with Standard Paragraph E at the end of this notice.

## 8. Mountain Vista Power Generation L.L.C., Ormond Beach Generation, L.L.C., Ocean Vista Power Generation L.L.C., Alta Power Generation, L.L.C., State Line Energy, L.L.C., Sithe Mystic LLC, et al., Commonwealth Edison Company, United Power Technologies, Inc., and AG Energy, L.P., et al.

[Docket Nos. ER99-438-000, ER99-439-000, ER99-440-000, ER99-441-000, ER99-442-000, ER99-443-000, ER99-444-000, ER99-445-000, and ER98-2782-000]

Take notice that the following informational filings have been filed with the Commission and are available for public inspection and copying in the Commission's Office of Public Information:

On October 30, 1998, Mountain Vista Power Generation L.L.C. filed certain information as required by the Commission's order issued in Docket No. ER98-930-000.

On October 30, 1998, Ormond Beach Generation, L.L.C. filed certain information as required by the Commission's order issued in Docket No. ER98-2878-000.

On October 30, 1998, Ocean Vista Power Generation L.L.C. filed certain information as required by the Commission's order issued in Docket No. ER98-927-000.

On October 30, 1998, Alta Power Generation, L.L.C. filed certain information as required by the Commission's order in Docket No. ER98-931-000.

On October 30, 1998, State Line Energy, L.L.C. filed certain information

as required by the Commission's order issued in Docket No. ER96-2869-000.

On October 30, 1998, Sithe Mystic LLC, et al., filed certain information as required by the Commission's order issued in Docket No. ER98-1943-000.

On October 30, 1998, Commonwealth Edison Company filed certain information as required by the Commission's order issued in Docket No. ER98-1734-000.

On October 30, 1998, United Power Technologies, Inc. filed certain information as required by the Commission's order issued in Docket No. ER97-122-000.

On October 30, 1998, AG Energy, L.P., et al., filed certain information as required by the Commission's order issued in Docket No. ER98-2782-000.

## 9. Great Bay Power Corporation, Unicom Power Marketing, Inc., CSW Power Marketing, Inc., Edison Source, CSW Energy Services, Inc., Texaco Energy Services, and Williams Energy Services Company

[Docket Nos. ER99-446-000, ER97-3954-005, ER97-1238-008, ER96-2150-011, ER98-2075-003, ER95-1787-011, and ER95-305-018]

Take notice that the following informational filings have been made with the Commission and are available for public inspection and copying in the Commission's Office of Public Information:

On October 30, 1998, Great Bay Power Corporation filed certain information as required by a Commission order issued in Docket No. ER98-3470-000.

On October 30, 1998, Unicom Power Marketing, Inc. filed certain information as required by a Commission order issued in Docket No. ER97-3954-000.

On October 30, 1998, CSW Power Marketing, Inc. filed certain information as required by a Commission order issued in Docket No. ER97-1238-000.

On October 30, 1998, Edison Source filed certain information as required by a Commission order issued in Docket No. ER96-2150-000.

On October 30, 1998, CSW Energy Services, Inc. filed certain information as required by a Commission order issued in Docket No. ER98-2075-000.

On October 30, 1998, Texaco Energy Services filed certain information as required by a Commission order issued in Docket No. ER95-1787-000.

On October 30, 1998, Williams Energy Services Company filed certain information as required by a Commission order issued in Docket No. ER95-305-000.

**10. Duquesne Light Company**

[Docket No. ER99-532-000]

Take notice that on November 9, 1998, Duquesne Light Company (DLC), tendered for filing a Service Agreement for Retail Network Integration Transmission Service and a Network Operating Agreement for Retail Network Integration Transmission Service dated October 21, 1998 with Penn Power Energy, Inc., under DLC's Open Access Transmission Tariff (Tariff). The Service Agreement and Network Operating Agreement adds Penn Power Energy, Inc., as a customer under the Tariff.

DLC requests an effective date of January 1, 1999, for the Service Agreement.

*Comment date:* November 27, 1998, in accordance with Standard Paragraph E at the end of this notice.

**11. Tucson Electric Power Company**

[Docket No. ER99-533-000]

Take notice that on November 6, 1998, Tucson Electric Power Company (TEP), tendered for filing proposed changes to its Open Access Transmission Tariff (OATT), FERC Electric Service Tariff No. 2. TEP has filed a revised OATT to include terms and conditions governing the provision of unbundled retail transmission service.

These changes to TEP's OATT are necessitated by the opening up of Arizona's retail electric markets to competition effective January 1, 1999.

Copies of the filing were served upon the TEP's jurisdictional customers and the Arizona Corporation Commission.

*Comment date:* November 25, 1998, in accordance with Standard Paragraph E at the end of this notice.

**12. Peco Energy Company**

[Docket No. ER99-534-000]

Take notice that on November 6, 1998, PECO Energy Company (PECO), tendered for filing a Service Agreement dated June 2, 1997, with Fox Islands Electric Cooperative, Inc. (FIEC), under PECO's FERC Electric Tariff Original Volume No. 1 (Tariff). The Service Agreement adds FIEC as a customer under the Tariff.

PECO requests an effective date of October 8, 1998, for the Service Agreement.

PECO states that copies of this filing have been supplied to FIEC and to the Pennsylvania Public Utility Commission.

*Comment date:* November 25, 1998, in accordance with Standard Paragraph E at the end of this notice.

**13. Washington Water Power Company**

[Docket No. ER99-542-000]

Take notice that on November 9, 1998, Washington Water Power Company (WWP), tendered for filing with the Federal Energy Regulatory Commission pursuant to 18 CFR Part 35 of the Commission's Rules and Regulations, an executed Long Term Service Agreement under WWP's FERC Electric Tariff First Revised Volume No. 9, with Duke Energy Trading and Marketing, LLC.

WWP requests an effective date of January 1, 1999.

Copies of this filing have been served upon Duke Energy Trading and Marketing, LLC.

*Comment date:* November 27, 1998, in accordance with Standard Paragraph E at the end of this notice.

**14. Arizona Public Service Company**

[Docket No. ER99-543-000]

Take notice that on November 9, 1998, Arizona Public Service Company (APS), tendered for filing Service Agreements under APS' FERC Electric Tariff, Original Volume No. 3, for service to the Electric Districts Nos. 1 and 3 of Pinal County, Arizona.

A copy of this filing has been served on the Arizona Corporation Commission, the Electric Districts Nos. 1 and 3.

*Comment date:* November 27, 1998, in accordance with Standard Paragraph E at the end of this notice.

**15. Rochester Gas and Electric Corporation**

[Docket No. ER99-544-000]

Take notice that on November 5, 1998, Rochester Gas and Electric Corporation (RG&E), tendered for filing a Service Agreement between RG&E and the Strategic Energy LTD., (Customer). This Service Agreement specifies that the Customer has agreed to the rates, terms and conditions of the RG&E open access transmission tariff filed on July 9, 1996 in Docket No. OA96-141-000.

RG&E requests waiver of the Commission's sixty (60) day notice requirements and an effective date of November 5, 1998, for the Strategic Energy LTD., Service Agreement.

RG&E has served copies of the filing on the New York State Public Service Commission and on the Customer.

*Comment date:* November 27, 1998, in accordance with Standard Paragraph E at the end of this notice.

**16. South Carolina Electric & Gas Company**

[Docket No. ER99-545-000]

Take notice that on November 9, 1998, South Carolina Electric & Gas Company (SCE&G), tendered for filing a service agreement establishing Southeastern Power Administration (SEPA) as a customer under the terms of SCE&G's Open Access Transmission Tariff.

SCE&G requests an effective date of one day subsequent to the filing of the service agreement. Accordingly, SCE&G requests waiver of the Commission's notice requirements.

Copies of this filing were served upon SEPA and the South Carolina Public Service Commission.

*Comment date:* November 27, 1998, in accordance with Standard Paragraph E at the end of this notice.

**17. Allegheny Power Service Corporation, on behalf of Monongahela Power Co., The Potomac Edison Company, and West Penn Power Company (Allegheny Power)**

[Docket No. ER99-547-000]

Take notice that on November 9, 1998, Allegheny Power Service Corporation on behalf of Monongahela Power Company, The Potomac Edison Company and West Penn Power Company (Allegheny Power), filed Supplement No. 39 to add PG&E Energy Trading—Power, L.P. and TransAlta Energy Marketing (U.S.) Inc., to Allegheny Power Open Access Transmission Service Tariff which has been submitted for filing by the Federal Energy Regulatory Commission in Docket No. OA96-18-000.

The proposed effective date under the Service Agreements is November 6, 1998.

Copies of the filing have been provided to the Public Utilities Commission of Ohio, the Pennsylvania Public Utility Commission, the Maryland Public Service Commission, the Virginia State Corporation Commission, the West Virginia Public Service Commission.

**18. Washington Water Power Company**

[Docket No. ER99-548-000]

Take notice that on November 9, 1998, Washington Water Power Company (WWP), tendered for filing with the Federal Energy Regulatory Commission, pursuant to 18 CFR Section 35.13, an executed Service Agreement under WWP's FERC Electric Tariff First Revised Volume No. 9, with Merchant Energy Group of the Americas, Inc.

WWP requests waiver of the prior notice requirement and requests that the Service Agreement with Merchant Energy Group of the Americas, Inc., be accepted for filing effective October 22, 1998.

*Comment date:* November 25, 1998, in accordance with Standard Paragraph E at the end of this notice.

### 19. Delmarva Power & Light Company

[Docket No. ER99-549-000]

Take notice that on November 9, 1998, Delmarva Power & Light Company (Delmarva), tendered for filing executed umbrella service agreements with NGE Generation, Inc., and Northern/AES Energy, L.L.C., under Delmarva's market rate sales tariff.

*Comment date:* November 27, 1998, in accordance with Standard Paragraph E at the end of this notice.

### 20. Northern Indiana Public Service Company

[Docket No. ER99-550-000]

Take notice that on November 9, 1998, Northern Indiana Public Service Company, tendered for filing an executed Standard Transmission Service Agreement for Non-Firm Point-to-Point Transmission Service between Northern Indiana Public Service Company and TransAlta Energy Marketing (U.S.) Inc. (Transmission Customer).

Under the Transmission Service Agreement, Northern Indiana Public Service Company will provide Point-to-Point Transmission Service to Transmission Customer pursuant to the Transmission Service Tariff filed by Northern Indiana Public Service Company in Docket No. OA96-47-000 and allowed to become effective by the Commission.

Northern Indiana Public Service Company has requested that the Service Agreement be allowed to become effective as of November 30, 1998.

Copies of this filing have been sent to the Indiana Utility Regulatory Commission and the Indiana Office of Utility Consumer Counselor.

*Comment date:* November 27, 1998, in accordance with Standard Paragraph E at the end of this notice.

### 21. Public Service Company of New Mexico

[Docket No. ER99-551-000]

Take notice that on November 9, 1998, Public Service Company of New Mexico (PNM), tendered for filing an executed service agreement dated October 30, 1998, for non-firm point-to-point transmission service under the terms of PNM's Open Access

Transmission Service Tariff, with Southern California Edison Company. PNM's filing is available for public inspection at its offices in Albuquerque, New Mexico.

PNM requests an effective date of September 25, 1998 for the Service agreement.

*Comment date:* November 27, 1998, in accordance with Standard Paragraph E at the end of this notice.

### 22. Central Hudson Gas & Electric Corporation, Consolidated Edison Company of New York, Inc., Long Island Power Authority, New York State Electric & Gas Corporation, Niagara Mohawk Power Corporation, Orange and Rockland Utilities, Inc., Rochester Gas & Electric Corporation, and Power Authority of the state of New York

[Docket Nos. ER97-1523-000, OA97-470-000, and ER97-4234-000]

Take notice that on October 23, 1998, the Member Systems of the New York Power Pool<sup>1</sup> tendered an ISO Governance Issues Agreement.

*Comment date:* December 2, 1998, in accordance with Standard Paragraph E at the end of this notice.

#### Standard Paragraphs

E. Any person desiring to be heard or to protest said 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 18 CFR 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.

**David P. Boergers,**  
Secretary.

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<sup>1</sup> Central Hudson Gas & Electric Corporation, Consolidated Edison Company of New York, Inc., Long Island Power Authority, New York Power Authority, New York State Electric & Gas Corporation, Niagara Mohawk Power Corporation, Orange and Rockland Utilities, Inc. and Rochester Gas and Electric Corporation.

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Application Accepted for Filing and Soliciting Motions To Intervene, Protests, and Comments

November 19, 1998.

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

a. *Type of Application:* Preliminary Permit.

b. *Project No.:* 11623-000.

c. *Date filed:* November 3, 1998.

d. *Applicant:* Energy Recycling Company.

e. *Name of Project:* Klamath County Water Power Project.

f. *Location:* In Klamath County, Oregon, partially in Bureau of Land Management lands. T39S, R11E (sections 35 and 36), T39S, R12E (sections 19, 20, 30, and 31), T40S, R12E (sections 1, 2, 11, 12, 13, 14, 24, 25, and 26), T40S, R13E (section 6).

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

h. *Applicant Contact:* Mr. Douglas Spaulding, Energy Recycling Company, 1030 North Tyrol Trail, Minneapolis, MN 55416, (612) 315-6309.

i. *FERC Contact:* Any questions on this notice should be addressed to Héctor M. Pérez, E-mail address hector.perez@ferc.fed.us, or telephone 202-219-2843.

j. *Deadline for filing motions to intervene and protest:* 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, 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 whose name appears 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. *Description of the Project:* The proposed pumped storage project would consist of the following new facilities: (1) An upper reservoir with a maximum storage capacity of 14,300 acre-feet and an area of 199 acres at maximum normal water surface elevation of 5,523 feet above mean sea level (msl), impounded