

further states that the volumes to be delivered will be within the contractual entitlements of the customer.

Any person or the Commission's staff may, within 45 days after issuance of the instant notice by the Commission, file pursuant to Rule 214 of the Commission's Procedural Rules (18 CFR 385.214) a motion to intervene or notice of intervention and pursuant to Section 157.205 of the Regulations under the Natural Gas Act (18 CFR 157.205) a protest to the request. If no protest is filed within the time allowed therefor, the proposed activity shall be deemed to be authorized effective the day after the time allowed for filing a protest. If a protest is filed and not withdrawn within 30 days after the time allowed for filing a protest, the instant request shall be treated as an application for authorization pursuant to Section 7 of the Natural Gas Act.

Lois D. Cashell,

Secretary.

[FR Doc. 97-28580 Filed 10-28-97; 8:45 am]

BILLING CODE 6717-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. ER98-42-000, et al.]

Louisville Gas and Electric Company, et al.; Electric Rate and Corporate Regulation Filings

October 23, 1997

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

1. Louisville Gas and Electric Company

[Docket No. ER98-42-000]

Take notice that on October 6, 1997, Louisville Gas and Electric Company (LG&E), tendered for filing an executed Non-Firm Point-To-Point Transmission Service Agreement between LG&E and AYP Energy, Inc., under LG&E's Open Access Transmission Tariff.

Comment date: November 6, 1997, in accordance with Standard Paragraph E at the end of this notice.

2. Washington Water Power

[Docket No. ER98-43-000]

Take notice that on October 6, 1997, Washington Water Power, tendered for filing with the Federal Energy Regulatory Commission pursuant to 18 CFR 35.13, executed a Service Agreement and Certificate of Concurrence under WWP's FERC Electric Tariff First Revised Volume No. 9, with Mason County PUD No. 3. WWP requests waiver of the prior notice

requirement and requests an effective date of October 1, 1997.

Comment date: November 6, 1997, in accordance with Standard Paragraph E at the end of this notice.

3. Wisconsin Electric Power Company

[Docket No. ER98-44-000]

Take notice that on October 6, 1997, Wisconsin Electric Power Company (Wisconsin Electric), tendered for filing a Transmission Service Agreement between itself and Entergy Power Marketing Corporation (Entergy). The Transmission Service Agreement allows Entergy to receive transmission service under Wisconsin Electric's FERC Electric Tariff, Volume No. 7, which is pending Commission consideration in Docket No. OA97-578.

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 Entergy, the Public Service Commission of Wisconsin and the Michigan Public Service Commission.

Comment date: November 6, 1997, in accordance with Standard Paragraph E at the end of this notice.

4. Cleveland Electric Illuminating Company and The Toledo Edison Company

[Docket No. ER98-45-000]

Take notice that on October 6, 1997, the Centerior Service Company as Agent for The Cleveland Electric Illuminating Company and The Toledo Edison Company filed Service Agreements to provide Non-Firm Point-to-Point Transmission Service for Constellation Power Source, Inc., Entergy Power Marketing Corporation, and NP Energy Inc., the Transmission Customers. Services are being provided under the Centerior Open Access Transmission Tariff submitted for filing by the Federal Energy Regulatory Commission in Docket No. OA96-204-000. The proposed effective date under the Service Agreement is October 1, 1997.

Comment date: November 6, 1997, in accordance with Standard Paragraph E at the end of this notice.

5. Illinois Power Company

[Docket No. ER98-46-000]

Take notice that on October 6, 1997, Illinois Power Company (Illinois Power), 500 South 27th Street, Decatur, Illinois 62526, tendered for filing non-firm transmission agreements under which The Dayton Power & Light Company will take transmission service pursuant to its open access transmission

tariff. The agreements are based on the Form of Service Agreement in Illinois Power's tariff.

Illinois Power has requested an effective date of September 27, 1997.

Comment date: November 6, 1997, in accordance with Standard Paragraph E at the end of this notice.

6. Louisville Gas and Electric Company

[Docket No. ER98-47-000]

Take notice that on October 6, 1997, Louisville Gas and Electric Company (LG&E), tendered for filing an executed Purchase and Sales Agreement between LG&E and Proliance Energy, LLC under LG&E's Rate Schedule GSS.

Comment date: November 6, 1997, in accordance with Standard Paragraph E at the end of this notice.

7. Maine Public Service Company

[Docket No. ER98-48-000]

Take notice that on October 6, 1997, Maine Public Service Company (Maine Public) filed an executed Service Agreement for non-firm point-to-point transmission service under Maine Public's open access transmission tariff with New York State Electric & Gas Corporation.

Comment date: November 6, 1997, in accordance with Standard Paragraph E at the end of this notice.

8. Maine Public Service Company

[Docket No. ER98-49-000]

Take notice that on October 6, 1997, Maine Public Service Company (Maine Public) filed an executed Service Agreement for non-firm point-to-point transmission service under Maine Public's open access transmission tariff with New Energy Ventures, L.L.C.

Comment date: November 6, 1997, in accordance with Standard Paragraph E at the end of this notice.

9. Duquesne Light Company Pennsylvania Public Utility Commission

[Docket No. ER98-50-000]

Take notice that on October 6, 1997, Duquesne Light Company and the Pennsylvania Public Utility Commission filed a Request for Acceptance of Retail Transmission Rates Implementing Duquesne Light Company's Retail Access Pilot Program.

Comment date: November 6, 1997, in accordance with Standard Paragraph E at the end of this notice.

10. MIECO Inc.

[Docket No. ER98-51-000]

Take notice that on October 6, 1997, MIECO Inc. (MIECO), petitioned the

Federal Energy Regulatory Commission to grant certain blanket authorizations, to waive certain of the Commissions Regulations and to issue an order accepting MIECO's FERC Electric Rate Schedule No. 1.

MIECO intends to engage in power marketing transactions, purchasing and reselling electricity at wholesale, through one of its divisions, MIECO Power Marketing. MIECO does not own or control electric generating or transmission facilities or have any franchised service territories. MIECO is a petroleum trading company.

Comment date: November 6, 1997, in accordance with Standard Paragraph E at the end of this notice.

11. Boston Edison Company

[Docket No. ER98-52-000]

Take notice that on October 6, 1997, Boston Edison Company (Boston Edison), tendered for filing a Service Agreement and Appendix A under Original Volume No. 6, Power Sales and Exchange Tariff (Tariff) for Tractebel Energy Marketing, Inc., (Tractebel). Boston Edison requests that the Service Agreement become effective as of September 11, 1997.

Edison states that it has served a copy of this filing on Tractebel and the Massachusetts Department of Public Utilities.

Comment date: November 6, 1997, in accordance with Standard Paragraph E at the end of this notice.

12. Boston Edison Company

[Docket No. ER98-53-000]

Take notice that on October 6, 1997, Boston Edison Company (Boston Edison), tendered for filing a Service Agreement under Original Volume No. 8, FERC Order No. 888 Tariff (Tariff) for NorAm Energy Services, Inc., (NorAm). Boston Edison requests that the Service Agreement become effective as of September 1, 1997.

Edison states that it has served a copy of this filing on NorAm and the Massachusetts Department of Public Utilities.

Comment date: November 6, 1997, in accordance with Standard Paragraph E at the end of this notice.

13. Northern Indiana Public Service Company

[Docket No. ER98-54-000]

Take notice that on October 6, 1997, 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 Kansas City Power & Light Company.

Under the Transmission Service Agreement, Northern Indiana Public Service Company will provide Point-to-Point Transmission Service to Kansas City Power & Light Company 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 October 1, 1997.

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

Comment date: November 6, 1997, in accordance with Standard Paragraph E at the end of this notice.

14. PECO Energy Company

[Docket No. ER98-55-000]

Take notice that on October 6, 1997, PECO Energy Company (PECO) filed a Service Agreement dated September 30, 1997, with Constellation Power Source, Inc. (CONSTELLATION), under PECO's FERC Electric Tariff Original Volume No. 1 (Tariff). The Service Agreement adds CONSTELLATION as a customer under the Tariff.

PECO requests an effective date of September 30, 1997, for the Service Agreement.

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

Comment date: November 6, 1997, in accordance with Standard Paragraph E at the end of this notice.

15. Louisville Gas and Electric Company

[Docket No. ER98-56-000]

Take notice that on October 6, 1997, Louisville Gas and Electric Company (LG&E), tendered for filing an executed Non-Firm Point-To-Point Transmission Service Agreement between LG&E and Proliance Energy, LLC under LG&E's Open Access Transmission Tariff.

Comment date: November 6, 1997, in accordance with Standard Paragraph E at the end of this notice.

16. Niagara Mohawk Power Corporation

[Docket No. ER98-57-000]

Take notice that on October 6, 1997, Niagara Mohawk Power Corporation (NMPC), tendered for filing with the Federal Energy Regulatory Commission an executed Transmission Service

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

NMPC requests an effective date of September 30, 1997. NMPC has requested waiver of the notice requirements for good cause shown.

NMPC has served copies of the filing upon the New York State Public Service Commission and The Dayton Power and Light Company.

Comment date: November 6, 1997, in accordance with Standard Paragraph E at the end of this notice.

17. Boston Edison Company

[Docket No. ER98-58-000]

Take notice that on October 6, 1997, Boston Edison Company (Boston Edison), tendered for filing a Service Agreement under Original Volume No. 8, FERC Order No. 888 Tariff (Tariff) for Sonat Power Marketing L.P., (Sonat). Boston Edison requests that the Service Agreement become effective as of September 1, 1997.

Edison states that it has served a copy of this filing on Sonat and the Massachusetts Department of Public Utilities.

Comment date: November 6, 1997, in accordance with Standard Paragraph E at the end of this notice.

18. Western Resources, Inc.

[Docket No. ER98-59-000]

Take notice that on October 6, 1997, Western Resources, Inc., tendered for filing a non-firm transmission agreement between Western Resources and Avista Energy. Western Resources states that the purpose of the agreement is to permit non-discriminatory access to the transmission facilities owned or controlled by Western Resources in accordance with Western Resources' open access transmission tariff on file with the Commission. The agreement is proposed to become effective September 30, 1997.

Copies of the filing were served upon Avista Energy and the Kansas Corporation Commission.

Comment date: November 6, 1997, in accordance with Standard Paragraph E at the end of this notice.

19. New Century Services, Inc.

[Docket No. ER98-60-000]

Take notice that on October 7, 1997, New Century Services, Inc., on behalf of Cheyenne Light, Fuel and Power Company, Public Service Company of Colorado, and Southwestern Public Service Company tendered for filing a Service Agreement under their Joint Open Access Transmission Service Tariff for Non-Firm Point-to-Point Transmission Service between Public Service Company of Colorado and Cook Inlet Energy Supply.

Comment date: November 6, 1997, in accordance with Standard Paragraph E at the end of this notice.

20. Sithe Power Marketing, Inc.

[Docket No. ER98-107-000]

Take notice that on October 9, 1997, Sithe Power Marketing, Inc. (Sithe PM), petitioned the Federal Energy Regulatory Commission to grant certain blanket authorizations, to waive certain of the Commission's Regulations and to issue an order accepting Sithe PM's FERC Electric Rate Schedule No. 1.

Sithe PM intends to engage in power marketing transactions, purchasing and reselling electricity at wholesale. Sithe PM states that it does not own or control and is not affiliated with any entity that owns or controls electric transmission or distribution facilities in the United States. Sithe further states that it is not affiliated with any franchised electric utility in the United States. Sithe concludes that any interests that its affiliates have in domestic electric generation facilities do not raise any generation market power concerns.

Comment date: November 5, 1997, in accordance with Standard Paragraph E at the end of this notice.

Standard Paragraph

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 this filing are on file with the

Commission and are available for public inspection.

Lois D. Cashell,*Secretary.*

[FR Doc. 97-28674 Filed 10-28-97; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY**Federal Energy Regulatory Commission****Notice of Application Filed With the Commission**

October 23, 1997.

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

a. *Application Type Modification:* Request for Temporary Minimum Flow.

b. *Project No.:* 2100-083.

c. *Date Filed:* September 29, 1997.

d. *Applicant:* California Department of Water Resources.

e. *Name of Project:* Feather River Hydroelectric Project.

f. *Location:* The project is located on the Feather River Butte County, California.

g. *Filed Pursuant to:* 18 CFR 4.200.

h. *Applicant Contact:* Mr. Jim Snow, Chief, Operations Scheduling Section, California Department of Water Resources, P.O. Box 942836, Sacramento, CA, (916) 574-2666.

i. *FERC Contact:* Diane Shannon, (202) 208-7774.

j. *Comment Date:* November 17, 1997.

k. *Description of Amendment:* The California Department of Water Resources (licensee) requests Federal Energy Regulatory Commission approval to temporarily modify its minimum flow requirement at the Thermalito Afterbay Outlet (outlet) of the Feather River Hydroelectric Project. Article 53 of the project license requires the licensee to release a minimum flow of 1,700 cubic feet per second (cfs) from the outlet from October through March, depending on runoff. Based on an agreement with state and federal resource agencies, the licensee wishes to temporarily reduce flows at the outlet to 1,500 cfs for a maximum of 75 days, from January 1 through March 15, 1998, to help recover water supply lost due to actions taken in the spring of 1997 to help fish. The agreement also calls for the licensee to increase flows to the "low flow channel" of the Feather River from 600 to 900 cfs from October 15, 1997 through February 28, 1998.

This 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, NE., Washington, DC 20426. A copy of any motion of 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.

Lois D. Cashell,*Secretary.*

[FR Doc. 97-28581 Filed 10-28-97; 8:45 am]

BILLING CODE 6717-01-M

DEPARTMENT OF ENERGY**Office of Hearings and Appeals****Notice of Cases Filed During the Week of August 4 Through August 8, 1997**

During the Week of August 4 through August 8, 1997, the appeals, applications, petitions or other requests listed in this Notice were filed with the Office of Hearings and Appeals of the Department of Energy.