

a fully executed Service Agreement for Opportunity Sales Service entered into between Midwest and the City of Hill City.

Midwest states that it is serving copies of the instant filing to its customers, State Commissions and other interested parties.

*Comment date:* August 27, 1996, in accordance with Standard Paragraph E at the end of this notice.

6. CINERGY Services, Inc.

[Docket No. ER96-2503-000]

Take notice that on July 23, 1996, CINERGY Services, Inc. on behalf of The Cincinnati Gas & Electric Company and PSI Energy, Inc., which are operating subsidiaries of Cinergy Corp., tendered for filing an Interchange Agreement with Cinergy and AIG Trading Corporation.

*Comment date:* August 27, 1996, in accordance with Standard Paragraph E at the end of this notice.

7. Cleveland Electric Illuminating Company

[Docket No. ER96-2575-000]

Take notice that on July 31, 1996, Cleveland Electric Illuminating Company tendered for filing an Electric Power Service Agreement with Wabash Valley Power Association, Inc.

*Comment date:* August 27, 1996, in accordance with Standard Paragraph E at the end of this notice.

8. Arizona Public Service Company

[Docket No. ER96-2577-000]

Take notice that on July 31, 1996, Arizona Public Service Company (APS) tendered for filing a Notice of Cancellation of the Service Schedule O of the Power Coordination Agreement between APS and Salt River Project Improvement and Power District, FPC Rate Schedule No. 3.

*Comment date:* August 27, 1996, in accordance with Standard Paragraph E at the end of this notice.

9. Progress Power Marketing, Inc.

[Docket No. ER96-2648-000]

Take notice that on August 6, 1996, Progress Power Marketing, Inc. (PPM) tendered for filing a Service Agreement for Sales of Power under PPM's market based rate power sales tariff.

*Comment date:* August 27, 1996, in accordance with Standard Paragraph E at the end of this notice.

10. Baltimore Gas & Electric Company

[Docket No. ER96-2649-000]

Take notice that on August 7, 1996, Baltimore Gas & Electric Company (BG&E) tendered for filing a Service

Agreements for Non-firm Transmission Service between BG&E with Potomac Electric Power Company, Pan Energy Power Services, Inc., Western Power Services, Englehard Power Marketing, Inc., Southern Energy Marketing, Inc. and Vestar Power Marketing Inc. pursuant to the Point-to-Point Transmission Tariff filed in Docket No. ER96-894-000.

*Comment date:* August 27, 1996, 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. 96-21153 Filed 8-19-96; 8:45 am]

BILLING CODE 6717-01-P

[Project No. 11393-001, AK]

**City of Saxman, Alaska; Notice of Application and Applicant Prepared EA Accepted for Filing; Notice Requesting Interventions and Protests; and Notice Requesting Comments, Final Terms and Conditions, Recommendations and Prescriptions**

August 14, 1996.

The Applicant, City of Saxman, Alaska, (Saxman) proposes to construct, operate, and maintain a 9.6 megawatt (MW) hydroelectric project on Upper Mahoney Lake and Upper Mahoney Creek near Ketchikan in southeast Alaska. The project would be sited on private land claimed by the Cape Fox Corporation under the Alaska Native Claims Settlement Act and on approximately 114 acres of National Forest System land in the Tongass National Forest (TNF) managed by the U.S. Forest Service (FS).

The proposed project would involve constructing: (1) a lake tap near the natural outlet of Upper Mahoney Lake

about 75 feet below the normal water surface elevation; (2) a 1,700-foot-long upper tunnel; (3) a buried, 12-inch-diameter bypass pipe; (4) a 1,370-foot-long partially-lined vertical shaft; (5) an 8-foot-diameter, 3,350-foot-long horseshoe-shaped lower tunnel; (6) a semi-underground powerhouse with a single twin-jet horizontal Pelton turbine having a generating capacity of 9.6 MW; (7) a 200-foot-long tailrace channel to convey water back to Upper Mahoney Creek; (8) 1 mile of buried 13.2-kV transmission line, 0.5 mile of buried 34.5-kV transmission line, and 3.1 miles of 34.5-kV overhead transmission line; (9) a switchyard; and (10) 2.6 miles of new access road (see Figures 2 and 3).

The purpose of this notice is to: (1) update interested parties on the Mahoney Lake project application process status; (2) inform all interested parties that the Mahoney Lake applicant-prepared environmental assessment (EA) and final license application filed with the Commission on May 31, 1996, are hereby accepted; (3) invite interventions and protests; and (4) solicit comments, final recommendations, terms and conditions, or prescriptions on Saxman's applicant-prepared (EA) and final license application.

**Applicant Prepared EA Process and Mahoney Lake Project Schedule**

The Energy Policy Act of 1992 (Act) gives the Commission the authority to allow the filing of an applicant prepared EA with a license application. The Act also directs the Commission to institute procedures, including pre-application consultations, to advise applicants of studies or other information foreseeably required by the Commission.

On February 13, 1995, the Director, Office of Hydropower Licensing, waived or amended certain of the Commission's regulations to allow for the processes of license application and applicant prepared EA preparation to be coordinated. Since then, the Commission and FS staffs have been working cooperatively in advising Saxman of studies or other information foreseeably required by the Commission and the FS.

National Environmental Policy Act (NEPA) scoping was conducted on the project through scoping documents issued March 8, 1995 and September 27, 1995, and in public scoping meetings on April 13, 1995. A draft license application and preliminary draft EA (PDEA) were issued by Saxman for comment on March 1, 1996. The final license application and applicant prepared EA were filed with the Commission on May 31, 1996, a copy of

which can be obtained from Saxman. Although the applicant prepared EA does not include responses to all comments received on the PDEA, Saxman did file the balance of their responses to the PDEA comments with the Commission on July 1, 1996.

Commission staff have determined that some additional information is needed from Saxman, which is due on October 22, 1996. Once that information is received, staff will complete and issue a draft EA for comment. Staff anticipate issuing their draft EA by the end of 1996 or early 1997, and intend on incorporating final comments into the staff draft EA. The deadline for filing final comments on the application is being coordinated with the timing of the staff additional information request. Therefore, commenters should have sufficient time to review the additional information prior to filing their final comments.

#### Interventions and Protests

All such filings must: (1) bear in all capital letters the title "MOTION TO INTERVENE"; (2) set forth in the heading the name of the applicant and the project number of the application to which the filing responds; (3) furnish the name, address, and telephone number of the person protesting or intervening; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. Agencies may obtain copies of the application directly from Saxman. All motions to intervene must be received 90 days from the date of this notice. A copy of any motion to intervene or protest must be served on each representative of Saxman specified in the final application.

#### Comments, Final Terms and Conditions, Recommendations and Prescriptions

Interested parties have 90 days from the date of this notice to file with the Commission, any final comments, final recommendations, terms and conditions and prescriptions for the Mahoney Lake Project. Saxman will have 45 days to respond to those.

Saxman intends to seek benefits under § 210 of the Public Utility Regulatory Policy Act of 1978 (PURPA), and believes that the project meets the definition under § 292.202(p) of 18 CFR for a new dam or diversion. As such, the U.S. Fish and Wildlife Service, the National Marine Fisheries Service, and the state agency exercising authority over the fish and wildlife resources of the state have mandatory conditioning authority under the procedures

provided for at § 30(c) of the Federal Power Act (Act).

#### Submission of Cost Statements

Within 60 days after the date for filing mandatory terms and conditions, fish and wildlife agencies must file with the Commission a cost statement of the reasonable costs the agency incurred in setting mandatory terms and conditions for the proposed project.

#### Filing Requirements

The above documents *must* be filed by providing an original and 8 copies as required by the Commission's regulations to: Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, D.C. 20426.

In addition to the above copies, commenters *may* also submit a copy of their comments or interventions on a 3½-inch diskette formatted for MS-DOS based computers to: Vince Yearrick, Office of Hydropower Licensing, Federal Energy Regulatory Commission, 888 First St., NE, Room 52-73, Washington, D.C. 20426. For Macintosh users, it would be helpful to save the documents in Macintosh word processor format and then write them to files on a diskette formatted for MS-DOS machines. Commenters *may* also submit their comments via electronic mail to: vince.yearrick@ferc.fed.us.

Lois D. Cashell,

*Secretary.*

[FR Doc. 96-21115 Filed 8-19-96; 8:45 am]

BILLING CODE 6717-01-M

#### Western Area Power Administration

##### Western Area Power Administration's Policy for the Purchase of Non-Hydropower Renewable Resources

**AGENCY:** Western Area Power Administration, DOE.

**ACTION:** Notice of non-hydropower renewable resources policy.

**SUMMARY:** This notice announces the Western Area Power Administration (Western) adoption of a policy to purchase a portion of its expected purchase power requirements on a project-by-project basis and in a competitive manner, from non-hydropower renewable resource producers. This concept includes a proposal to purchase 50 percent of those purchases from solar resources. Western's policy focuses on technical assistance and facilitation of renewables, as opposed to a mandatory purchase power set-aside for renewables.

**FOR FURTHER INFORMATION:** For additional information, please contact Mr. Michael S. Cowan, Chief Program Office, Western Area Power Administration, P.O. Box 3402, Golden, CO 80401-0098, (303) 275-1630.

**SUPPLEMENTARY INFORMATION:** On April 15, 1996, Western published a notice entitled Western Area Power Administration's Concept for Purchase of Non-hydropower Renewable Resources, and Solicitation of Interest (Concept) in the Federal Register (61 FR 16480). In response to requests, the original 30-day comment period was extended in 61 FR 24789 (May 16, 1996). The comment period closed May 31, 1996, 45 days after the publication of the Concept. Western received 150 comment letters concerning the Concept. A summary discussion of those comments and Western's responses are included in this notice along with Western's policy on non-hydropower renewable resource purchases.

The primary focus of the Concept was the purchase of non-hydropower renewable resources as part of Western's electric firming requirements. Western also requested comments on the criteria that Western would use to implement a new policy. These proposed criteria included: (1) The assumption that additional costs associated with non-hydropower renewable resource purchases would have little or no discernable rate impact to Western's firm power customers; (2) the cost of the non-hydropower renewable resources purchased by Western would be equal or less than an established cost cap; and (3) the contract term for the purchase of these renewable resources would vary project by project, but in no case would the term extend beyond the termination date of Western's long-term firm power sales contracts for a project.

Western specifically requested comments on the following points related to the proposed Concept: (1) Whether or not the respondents support the proposed Concept, (2) the magnitude of percentage of a potential purchase power requirement set-aside, (3) whether it is appropriate to have 50 percent reservation for solar resources within the set-aside, and if so, whether the reservation amount for solar should be increased or decreased, (4) the acceptable rate impact, (5) a recommended cost cap in mills per kWh for non-hydropower renewable resources, (6) a recommended contract term for purchases, (7) recommendations on alternative methods whereby Western would facilitate market opportunities for non-