

**[Docket No. EC96-30-000, et al.]****Western Resources, Inc., et al.; Electric Rate and Corporate Regulation Filings**

August 30, 1996.

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

1. Western Resources, Inc.

[Docket No. EC96-30-000]

Take notice that on August 22, 1996, Western Resources, Inc. filed an Application pursuant to Section 203 of the Federal Power Act and Part 33 of the Commission's Regulations requesting authorization and approval of a merger between Western Resources and Kansas City Power and Light Co. (KCPL). KCPL will be merged with and into Western Resources, with Western Resources being the surviving corporation.

Western Resources has submitted testimony and other evidence in support of the request that the merger be approved. Western Resources has requested that the Commission issue its approval of the merger expeditiously without conducting an evidentiary hearing.

*Comment date:* September 30, 1996, in accordance with Standard Paragraph E at the end of this notice.

2. Niagara Mohawk Power Corporation

[Docket No. EC96-31-000]

Take notice that on August 21, 1996, Niagara Mohawk Power Corporation filed an application under Section 203 of the Federal Power Act to transfer its interest in the jurisdictional interconnection facilities associated with the Medina power plant.

Copies of the application were served on the Medina Power Company and the New York Public Service Commission.

*Comment date:* September 23, 1996, in accordance with Standard Paragraph E at the end of this notice.

3. North American Energy Conservation, Inc.

Docket No. EC96-32-000

On August 22, 1996, North American Energy Conservation, Inc., an authorized power marketer, filed an application seeking expedited approval pursuant to Section 203 of the Federal Power Act for the transfer of an ownership interest to York Research Corporation, an affiliated company.

*Comment date:* September 23, 1996, in accordance with Standard Paragraph E at the end of this notice.

4. MidAmerican Energy Company

[Docket Nos. ER95-1542-001, ER95-188-002, and EL96-38-000]

Take notice that on July 9, 1996, MidAmerican Energy Company filed, pursuant to Rule 602 of the Commission's Regulations, an Offer of Settlement which would resolve all issues in Docket No. EL96-38-000. The Offer of Settlement, if accepted, would provide a lower point-to-point transmission rate cap during off-peak periods and reduce the need for further proceedings at the Commission.

*Comment date:* September 13, 1996, in accordance with Standard Paragraph E at the end of this notice.

5. Louisville Gas & Electric Company

[Docket No. ER96-2622-000]

Take notice that on August 5, 1996, Louisville Gas and Electric Company tendered for filing copies of a service agreement between Louisville Gas and Electric Company and Koch Power Services, Inc. under Rate GSS.

*Comment date:* September 13, 1996, in accordance with Standard Paragraph E at the end of this notice.

6. PECO Energy Company

[Docket No. ER96-2661-000]

Take notice that on July 29, 1996, PECO Energy Company filed a summary of transactions made during the first quarter of calendar year 1996 under PECO's market based rate tariff for power service accepted by the Commission in Docket No. ER96-640-000.

*Comment date:* September 13, 1996, in accordance with Standard Paragraph E at the end of this notice.

7. Illinois Power Company

[Docket No. ER96-2781-000]

Take notice that on August 22, 1996, Illinois Power Company (Illinois Power), 500 South 27th Street, Decatur, Illinois 62526, tendered for filing firm and non-firm transmission agreements under which AES Power, Inc. 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 August 15, 1996.

*Comment date:* September 13, 1996, in accordance with Standard Paragraph E at the end of this notice.

8. PacifiCorp

[Docket No. ER96-2782-000]

Take notice that on August 22, 1996, PacifiCorp, tendered for filing in accordance with 18 CFR Part 35 of the

Commission's Rules and Regulations, a Letter Agreement dated April 26, 1996 between PacifiCorp and Black Hills Corporation (Black Hills).

Copies of this filing were supplied to Black Hills, the Public Utility Commission of Oregon and the Washington Utilities and Transportation Commission.

A copy of this filing may be obtained from PacifiCorp's Regulatory Administration Department's Bulletin Board System through a personal computer by calling (503) 464-6122 (9600 baud, 8 bits, no parity, 1 stop bit).

*Comment date:* September 13, 1996, in accordance with Standard Paragraph E at the end of this notice.

9. Illinois Power Company

[Docket No. ER96-2783-000]

Take notice that on August 22, 1996, Illinois Power Company (Illinois Power), 500 South 27th Street, Decatur, Illinois 62526, tendered for filing a Power Sales Tariff, Service Agreement under which Valero Power Services Company will take service under Illinois Power Company's Power Sales Tariff. The agreements are based on the Form of Service Agreement in Illinois Power's tariff.

Illinois Power has requested an effective date of August 6, 1996.

*Comment date:* September 13, 1996, in accordance with Standard Paragraph E at the end of this notice.

10. Illinois Power Company

[Docket No. ER96-2784-000]

Take notice that on August 22, 1996, Illinois Power Company (Illinois Power), 500 South 27th Street, Decatur, Illinois 62526, tendered for filing a Power Sales Tariff, Service Agreement under which The Cincinnati Gas & Electric Company (CG&E), an Ohio corporation, PSI Energy, Inc., (PSI), an Indiana corporation, (collectively Cinergy Operating Companies) and Cinergy Services, Inc. (Cinergy Services, a Delaware corporation, as agent for on behalf of the Cinergy Operating Companies) will take service under Illinois Power Company's Power Sales Tariff. The agreements are based on the Form of Service Agreement in Illinois Power's tariff.

Illinois Power has requested an effective date of August 5, 1996.

*Comment date:* September 13, 1996, in accordance with Standard Paragraph E at the end of this notice.

11. Illinois Power Company

[Docket No. ER96-2785-000]

Take notice that on August 22, 1996, Illinois Power Company (Illinois

Power), 500 South 27th Street, Decatur, Illinois 62526, tendered for filing a Power Sales Tariff, Service Agreement under which Missouri Public Service, a Division of UtiliCorp United, Inc. will take service under Illinois Power Company's Power Sales Tariff. The agreements are based on the Form of Service Agreement in Illinois Power's tariff.

Illinois Power has requested an effective date of August 6, 1996.

*Comment date:* September 13, 1996, in accordance with Standard Paragraph E at the end of this notice.

#### 12. New England Power Pool

[Docket No. ER96-2786-000]

Take notice that on August 22, 1996, the New England Power Pool Executive Committee filed a signature page to the NEPOOL Agreement dated September 1, 1971, as amended, signed by Energy Choice, L.L.C. (Energy Choice). The New England Power Pool Agreement, as amended, has been designated NEPOOL FPC No. 2.

The Executive Committee states that acceptance of the signature page would permit Energy Choice to join the over 100 Participants that already participate in the Pool. NEPOOL further states that the filed signature page does not change the NEPOOL Agreement in any manner, other than to make Energy Choice a Participant in the Pool. NEPOOL requests an effective date on or before October 1, 1996, or as soon as possible thereafter for commencement of participation in the Pool by Energy Choice.

*Comment date:* September 13, 1996, in accordance with Standard Paragraph E at the end of this notice.

#### 13. Idaho Power Company

[Docket No. ER96-2787-000]

Take notice that on August 22, 1996, Idaho Power Company (IPC), tendered for filing with the Federal Energy Regulatory Commission a Service Agreement under Idaho Power Company's FERC Electric Tariff No. 5, Open Access Transmission Tariff, between Montana Power Company and Idaho Power Company.

*Comment date:* September 13, 1996, in accordance with Standard Paragraph E at the end of this notice.

#### 14. New England Power Pool

[Docket No. ER96-2788-000]

Take notice that on August 22, 1996, the New England Power Pool Executive Committee filed a signature page to the NEPOOL Agreement dated September 1, 1971, as amended, signed by AIG Trading Corporation (AIG). The New

England Power Pool Agreement, as amended, has been designated NEPOOL FPC No. 2.

The Executive Committee states that acceptance of the signature page would permit AIG to join the over 100 Participants already in the Pool. NEPOOL further states that the filed signature page does not change the NEPOOL Agreement in any manner, other than to make AIG a Participant in the Pool. NEPOOL requests an effective date of October 1, 1996 for commencement of participation in the Pool by AIG.

*Comment date:* September 13, 1996, in accordance with Standard Paragraph E at the end of this notice.

#### 15. Puget Sound Power & Light Company

[Docket No. ER96-2789-000]

Take notice that on August 22, 1996, Puget Sound Power & Light Company, tendered for filing the Northwest Power Pool Agreement dated December 22, 1995 (the Agreement).

*Comment date:* September 13, 1996, in accordance with Standard Paragraph E at the end of this notice.

#### 16. Union Electric Company

[Docket No. ER96-2790-000]

Take notice that on August 23, 1996, Union Electric Company (UE), tendered for filing a First Amendment dated August 8, 1996, to the Wholesale Electric Service Agreement dated March 23, 1989, between the City of Perry, Missouri and UE. Said Amendment provides for extending terms of the agreement through December 31, 2005.

Also filed was a First Amendment dated August 8, 1996 to the Substitute Power Agreement dated September 5, 1989, which also extends the terms of the agreement through December 31, 2005.

UE requests that these filings be permitted to become effective November 1, 1996.

*Comment date:* September 13, 1996, in accordance with Standard Paragraph E at the end of this notice.

#### 17. Louisville Gas and Electric Company

[Docket No. ER96-2791-000]

Take notice that on August 23, 1996, Louisville Gas and Electric Company (LG&E), tendered for filing a copy of a Non-Firm Transmission Agreement between Louisville Gas and Electric Company and Vitol Gas and Electric L.L.C. under Rate TS.

*Comment date:* September 13, 1996, in accordance with Standard Paragraph E at the end of this notice.

#### 18. Louisville Gas and Electric Company

[Docket No. ER96-2792-000]

Take notice that on August 23, 1996, Louisville Gas and Electric Company (LG&E), tendered for filing a copy of a Non-Firm Transmission Agreement between Louisville Gas and Electric Company and Koch Power Services under Rate TS.

*Comment date:* September 13, 1996, in accordance with Standard Paragraph E at the end of this notice.

#### 19. Louisville Gas and Electric Company

[Docket No. ER96-2793-000]

Take notice that on August 23, 1996, Louisville Gas and Electric Company, tendered for filing copies of a service agreement between Louisville Gas and Electric Company and Entergy Services, Inc., under Rate GSS.

*Comment date:* September 13, 1996, in accordance with Standard Paragraph E at the end of this notice.

#### 20. Louisville Gas and Electric Company

[Docket No. ER96-2794-000]

Take notice that on August 23, 1996, Louisville Gas and Electric Company, tendered for filing copies of a service agreement between Louisville Gas and Electric Company and South Mississippi Electric Power Association under Rate GSS.

*Comment date:* September 13, 1996, in accordance with Standard Paragraph E at the end of this notice.

#### 21. Superior Water, Light & Power Company

[Docket No. ER96-2796-000]

Take notice that on August 23, 1996, Superior Water, Light & Power Company, tendered for filing Amendment No. 1 to the Phase Angle Regulating Transformer Cost Sharing Agreement between Dairyland Power Cooperative, Minnesota Power & Light Company, Northern States Power Company (Minnesota), Northern States Power Company (Wisconsin), and Superior Water, Light & Power Company dated as of December 31, 1995.

*Comment date:* September 13, 1996, in accordance with Standard Paragraph E at the end of this notice.

#### 22. Florida Power & Light Company

[Docket No. ER96-2797-000]

Take notice that on August 23, 1996, Florida Power & Light Company (FPL), tendered for filing proposed service agreements with PECO Energy Power Team for Non-Firm transmission service

under FPL's Open Access Transmission Tariff.

FPL requests that the proposed service agreements be permitted to become effective September 1, 1996.

FPL states that this filing is in accordance with Part 35 of the Commission's Regulations.

*Comment date:* September 13, 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. 96-22912 Filed 9-6-96; 8:45 am]

BILLING CODE 6717-01-P

[Project Nos. 11585-000, et al.]

#### Hydroelectric Applications (Coon Rapids Energy Associates, et al.); Notice of Applications

Take notice that the following hydroelectric applications have been filed with the Commission and are available for public inspection:

1 a. *Type of Application:* Preliminary Permit.

b. *Project No.:* 11585-000.

c. *Date filed:* July 5, 1996.

d. *Applicant:* Coon Rapids Energy Associates.

e. *Name of Project:* Coon Rapids Dam Project.

f. *Location:* On the Mississippi River, near Brooklyn Park and Coon Rapids, Hennepin and Anoka Counties, Minnesota.

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

h. *Applicant Contact:* Mr. George Waldow, Coon Rapids Energy Associates, 1390 Kingsview Lane, Plymouth, Minnesota 55447, (612) 476-4440.

i. *FERC Contact:* Mary Golato (202) 219-2804.

j. *Comment Date:* October 7, 1996.

k. *Description of Project:* The proposed project would consist of the following facilities: (1) An existing concrete gravity, 450-foot-long dam which is integral with the powerhouse and a main concrete spillway that is approximately 1,000 feet long; (2) an existing reservoir extending approximately 6.5 miles with a surface area of 600 acres at a normal pool elevation of 830.1 feet NGVD; (3) a new powerhouse containing two to four turbine-generator units having a total capacity of 8 megawatts; (4) a new 600-foot-long, 4.16-kilovolt transmission line; and (5) appurtenant facilities. The dam is owned by the Surburban Hennepin Regional Park District. The average annual generation is estimated to be 45 gigawatthours. The cost of the studies under the permit will be approximately \$30,000.

l. *This notice also consists of the following standard paragraphs:* A5, A7, A9, A10, B, C, and D2.

m. *Available Locations of Application:* A copy of the application is available for inspection and reproduction at the Commission's Public Reference and Files Maintenance Branch, located at 888 North Capitol Street, N.E., Room 2-A, Washington, D.C. 20426, or by calling (202) 219-1371. A copy is also available for inspection and reproduction at Mr. George Waldow, 1390 Kingsview Lane, Plymouth, MN 55447 (612) 476-4440.

2 a. *Type of Application:* Preliminary Permit.

b. *Project No.:* P-11590-000.

c. *Date filed:* July 29, 1996.

d. *Applicant:* Joint Ventures.

e. *Name of Project:* Burnside Hydro Project.

f. *Location:* On the Hockanum River in Hartford County, Connecticut.

g. *Filed Pursuant to:* Federal Power Act 16 USC §§ 791(a)—825(r).

h. *Applicant Contact:* Mr. Joseph P. Keegan, Keegan Construction, 530 Fish Rock Road, Southbury, CT 06488, (203) 264-7386.

i. *FERC Contact:* Edward Lee at (202) 219-2809.

j. *Comment Date:* October 25, 1996.

k. *Description of Project:* The proposed project would consist of: (1) An existing 12-foot-high, 160-foot-long concrete gravity dam; (2) an existing 21 acre-foot reservoir with a surface area of 3 acres; (3) a concrete intake structure; (4) a 62-foot-long masonry intake flume; (5) an existing concrete and brick powerhouse containing a 150-kW generating unit; (6) a 251-foot-long concrete tailrace; (7) an existing 150-foot-long transmission line; and (8)

appurtenant facilities. The applicant estimates that the average annual generation would be 570,000 kWh. No new access roads will be needed to conduct the studies. The applicant estimates that the cost of the studies to be conducted under the preliminary permit would be \$10,000. All project structures are owned by the applicant.

l. *Purpose of Project:* Project power would be sold to a local utility.

m. *This notice also consists of the following standard paragraphs:* A5, A7, A9, A10, B, C, and D2.

3 a. *Type of Application:* Minor License.

b. *Project No.:* P-11566-000.

c. *Date Filed:* December 12, 1995.

d. *Applicant:* Consolidated Hydro Maine, Inc.

e. *Name of Project:* Damariscotta Mills Hydro Project.

f. *Location:* On the Damariscotta River, in Lincoln County, near Newcastle, Nobleboro, and Jefferson, Maine.

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

h. *Applicant Contact:* Mr. Wayne E. Nelson, Consolidated Hydro Maine, Inc., Director of Environmental Affairs, Andover Business Park, 200 Bulfinch Drive, Andover, MA 01810, (508) 681-1900.

i. *FERC Contact:* Ed Lee (202) 219-2809.

j. *Comment Date:* October 25, 1996.

k. *Status of Environmental Analysis:* This application has been accepted for filing but is not ready for environmental analysis at this time—see attached standard paragraph E1.

l. *Description of Project:* The project consists of the following: (1) An existing reservoir with a surface area of 4,625 acres and usable storage volume of 6,875 acre-feet at the normal surface elevation of 54.35 feet (ft), National Geodetic Vertical Datum (NGVD); (2) an existing concrete mass dam, referred to as the "Fishway Dam", about 124 ft long, containing three stoplog bays; (3) an existing concrete dike, about 40 ft long; (4) an existing concrete mass dam, referred to as the "Waste Gate Dam", about 57 ft long, containing two waste gates and a stoplog bay; (5) an existing concrete mass intake structure, referred to as the "intake Dam", consisting of: (a) Two stone masonry wing walls, extending 125 ft along the east bank and 50 ft along the west bank of the impoundment, (b) steel trashracks, and (c) a wooden gatehouse containing a manually operated wooden headgate; (6) an existing 5.6 ft diameter steel penstock, about 350 ft long, extending from the intake dam to the powerhouse;