

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. RP99-149-001]

Kentucky West Virginia Gas Company, L.L.C.; Notice of Proposed Changes in FERC Gas Tariff

December 8, 1998.

Take notice that on December 2, 1998, Kentucky West Virginia Gas Company, L.L.C. (Kentucky West) tendered for filing as part of its FERC Gas Tariff, Third Revised Volume No. 1, the following revised tariff sheet to become effective January 1, 1999:

Substitute First Revised Sheet No. 162A

Kentucky West states that the purpose of this filing is to correct a typographical error discovered in Section 28.4 of the General Terms and Conditions.

Any person desiring to protest this filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Section 385.211 of the Commission's Rules and Regulations. All such protests must be filed as provided in Section 154.210 of the Commission's Regulations. 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 proceedings. Copies of this filing are on file with the Commission and are available for public inspection in the Public Reference Room.

Linwood A. Watson, Jr.,
Acting Secretary.

[FR Doc. 98-33017 Filed 12-11-98; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP99-97-000]

KO Transmission Company; Notice of Application

December 8, 1998.

Take notice that on December 2, 1998, KO Transmission Company (Applicant), 139 East Fourth Street, Cincinnati, Ohio 45202, filed in Docket No. CP99-97-000 an application for a blanket certificate pursuant to Sections 7 of the Natural Gas Act, as amended, and Subpart F of the Regulations of the Federal Energy Regulatory Commission's (Commission) thereunder, for permission and approval to construct and operate certain eligible facilities under blanket authorization

and to avail itself of the prior notice procedures set forth in Section 157.205 of the Commission's regulations, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Any person desiring to be heard or to make any protest with reference to said application should on or before December 15, 1998, file with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of 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 such protests filed with the Commission will be considered by it 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 to the proceeding or to participate as a party in any hearing therein must file a petition 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 Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application is no petition to intervene is filed within the time required herein, and if the Commission on its own review of the matter finds that the abandonment is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its 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 Applicant to appear or be represented at the hearing.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 98-33023 Filed 12-11-98; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 2852-000-NY]

New York State Electronic & Gas Corporation; Notice of New York Electric & Gas Corporation's Request To Use Alternative Procedures in Filing a License Application

December 8, 1998.

On November 27, 1998, the existing licensee, New York State Electric & Gas Corporation (NYSEG), filed a request to use alternative procedures for submitting an application for non-power license for the existing Keuka Hydroelectric Project No. 2852. The project is located on Keuka Lake, Waneta Lake, Lamoka Lake, and Mud Creek, in Steuben and Schuyler Counties, New York.

The project consists of: (1) The 183-foot-long and 13-foot-high Bradford dam; (2) a 74,000-acre-foot reservoir comprising Waneta and Lamoka Lakes; (3) a 9,288-foot-long canal; (4) a 3,600-foot-long penstock; (5) an 835-foot-long penstock; (6) a powerhouse with a single 2,000-kw generating unit; and (7) appurtenant facilities. NYSEG has demonstrated that it has made an effort to contact all resource agencies, Indian tribes, nongovernmental organizations (NGOs), and others affected by the proposal, and that a consensus exists that the use of alternative procedures is appropriate in this case.

NYSEG has submitted a communications protocol that is supported by most interested entities.

The purpose of this notice is to invited any additional comments on NYSEG's request to use the alternative procedures, pursuant to Section 4.34(i) of the Communication's regulations.¹ Additional notices seeking comments on the specific project proposal, interventions and protests, and recommended terms and conditions will be issued at a later date.

The alternative procedures being requested here combine the prefiling consultation process with the environmental review process, allowing the applicant to complete and file an Environmental Assessment (EA) in lieu of Exhibit E of the license application. This process differs from the traditional way the applicant prepares a license application because the prefiling consultation with agencies, Indian tribes, and NGOs is done concurrently with the environmental review process

¹ Order No. 596, Regulations for the licensing of Hydroelectric Projects, 81 FERC ¶ 61,103 (1997).

rather than waiting for the Commission staff to conduct its environmental review of the application after it is filed with the Commission. The alternative procedures are intended to simplify and expedite the licensing process by combining the prefilings consultation and environmental review processes into a single process, to facilitate greater participation, and to improve communication and cooperation among the participants.

Applicant Prepared EA Process and Keuka Project Schedule

NYSEG has distributed an Information Package for the proposed project to state and federal resource agencies, and NGOs. NYSEG has met with the participants on September 19, 1998, October 20, 1998, and November 20, 1998 to discuss the alternative licensing process and potential issues by the participants. NYSEG has submitted a proposed schedule for the alternative licensing process that leads to the filing of a non-power license application by February 2001.

Comments

Interested parties have 30 days from the date of this notice to file with the Commission, any comments on NYSEG's proposal to use the alternative procedures to file an application for the Keuka Hydroelectric Project.

Filing Requirements

The comments must be filed by providing an original and 8 copies as required by the Commission's regulations to: Federal Energy Regulatory Commission, Office of the Secretary, Dockets—Room 1A, 888 First Street, NE, Washington, DC 20426.

All comment filings must bear the heading "Comments on the Alternative Procedures," and include the project name and number (Keuka Hydroelectric Project No. 2852).

For further information on this process, please contact William Guey-Lee of the Federal Energy Regulatory Commission at 202-219-2908 or E-mail at william.gueylee@fer.fed.us.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 98-33021 Filed 12-11-98; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP99-104-000]

Portland Natural Gas Transmission System; Notice of Application

December 8, 1998.

Take notice that on December 4, 1998, Portland Natural Gas Transmission System (PNGTS), One Harbor Place, Portsmouth, New Hampshire 03801, filed in Docket No. CP99-104-000, an application pursuant to Section 7(c) of the Natural Gas Act (NGA) for a certificate of public convenience and necessity authorizing the construction and operation of facilities in Newington, New Hampshire, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, PNGTS proposes to construct and own a short "T" on the pipeline, together with a valve and flange, near mile post 0.51 on the Newington lateral in Newington, New Hampshire. PNGTS states that Maritimes & Northeast Pipeline, L.L.C. (Maritimes) will operate the proposed facility which consists of a 4-inch pipe that extends three feet above ground, a 4-inch valve and a flange, and would be enclosed within a standard six-foot high and ten-foot square chain link fence. PNGTS says that the facility site would be located entirely on the Newington lateral permanent right of way and would be used for a future customer connection. PNGTS states that it expects to construct in the future a delivery tap in Newington, New Hampshire which would provide natural gas service directly to an industrial customer. Construction of the proposed "T" and valve during the lateral construction would facilitate, at minimal incremental costs, the ultimate construction of such a delivery tap. PNGTS contends that it is more efficient, less expensive, environmentally preferable, and safer to construct the proposed facilities during construction of the Joint Facilities Project rather than after the pipeline has been placed into operation. PNGTS states that the estimated cost of the project is \$32,000. PNGTS also states that under the current projected work schedule, the pipeline crews will complete construction of the Newington lateral on or before January 1, 1999, therefore authorization is requested by that date.

Any person desiring to be heard or to make any protest with reference to said application should on or before December 18, 1998, file with the Federal

Energy Regulatory Commission, 888 First Street, NE, Washington, DC 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 or 385.214) and the regulations under the NGA (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. The Commission's rules require that protestors provide copies of their protests to the party or parties directly involved. Any person wishing to become a party in any proceeding herein must file a motion to intervene in accordance with the Commission's rules.

A person obtaining intervenor status will be placed on the service list maintained by the Secretary of the Commission and will receive copies of all documents filed by the applicant and by every one of the intervenors. An intervenor can file for rehearing of any Commission order and can petition for court review of any such order. However, an intervenor must submit copies of comments or any other filing it makes with the Commission to every other intervenor in the proceeding, as well as 14 copies with the Commission.

A person does not have to intervene, however, in order to have comments considered. A person, instead, may submit two copies of comments to the Secretary of the Commission. Commenters will be placed on the Commission's environmental mailing list, will receive copies of environmental documents and will be able to participate in meetings associated with the Commission's environmental review process. Commenters will not be required to serve copies of filed documents on all other parties. However, commenters will not receive copies of all documents filed by other parties or issued by the Commission and will not have the right to seek rehearing or appeal the Commission's final order to a federal court.

The Commission will consider all comments and concerns equally, whether filed by commenters or those requesting intervenor status.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Commission by Sections 7 and 15 of the NGA and the 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