

DEPARTMENT OF ENERGY**Federal Energy Regulatory Commission**

[Docket No. EG99-175-000, et al.]

Rocky Mountain Cogeneration LLC, et al.; Electric Rate and Corporate Regulation Filings

June 30, 1999.

1. Rocky Mountain Cogeneration LLC

[Docket No. EG99-175-000]

Take notice that on June 25, 1999, Rocky Mountain Cogeneration LLC, c/o Mr. Michael J. Ruffatto, President, North American Power Group, Ltd., 8480 East Orchard Road, Suite 4000, Greenwood Village, Colorado 80111, 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.

Rocky Mountain Cogeneration LLC is a Colorado limited liability company. Rocky Mountain Cogeneration LLC will own and operate an approximately 180 MW facility located in Adams County, Colorado ("Facility"). Electricity generated by the Facility will be sold at wholesale to one or more power marketers, public utilities or other wholesalers.

Comment date: July 21, 1999, 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.

2. Wellhead Generating Company, LLC

[Docket No. EG99-176-000]

Take notice that on June 25, 1999, Wellhead Generating Company LLC (Wellhead), a Delaware limited liability company with its principal place of business at 7500 Old Georgetown Road, 13th Floor, Bethesda, MD 20814, 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.

Wellhead will be engaged directly and exclusively in the business of owning or operating, or both owning and operating, eligible facilities as defined in Section 32(a) of PUHCA and selling electric energy exclusively at wholesale. The eligible facilities may be located throughout the United States. At present, Wellhead owns certain 130 kW natural gas-fired generators to be located throughout the state of Texas and such interconnection transmission facilities as necessary to effect sales of electric energy at wholesale.

Comment date: July 21, 1999, 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. Ultrapower 3, A Joint Venture

[Docket No. EG99-177-000]

Take notice that on June 25, 1999, Ultrapower 3, A Joint Venture (Ultrapower 3), c/o Mr. Michael J. Ruffatto, President, North American Power Group, Ltd., 8480 East Orchard Road, Suite 4000, Greenwood Village, Colorado 80111, 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.

Ultrapower 3 is a California general partnership. Ultrapower 3 will own and operate an approximately 25 MW facility located in Blue Lake, California (Facility). Electricity generated by the Facility will be sold at wholesale to one or more power marketers or the California PX.

Comment date: July 21, 1999, 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.

4. Southern Energy Bowline, L.L.C.

[Docket No. EG99-178-000]

Take notice that on June 28, 1999, Southern Energy Bowline, L.L.C. (Southern Bowline), 900 Ashwood Parkway, Suite 500, Atlanta, Georgia 30338, 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.

Southern Bowline is a Delaware limited liability company that intends to acquire a direct 100 percent ownership interest in the Bowline Point Generating Station located in the Village of West Haverstraw, New York (the Facility). The Facility has an aggregate generating capacity of approximately 1200 MW. Southern Bowline is engaged directly and exclusively in the business of owning or operating, or both owning and operating, all or part of one or more eligible facilities and selling electric energy at wholesale.

Comment date: July 21, 1999, 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.

5. Southern Energy NY-GEN, L.L.C.

[Docket No. EG99-179-000]

Take notice that on June 28, 1999, Southern Energy NY-GEN, L.L.C. (Southern NY-GEN), 900 Ashwood Parkway, Suite 500, Atlanta, Georgia 30338, 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.

Southern NY-GEN is a Delaware limited liability company that intends to acquire ownership interests in certain gas turbine and hydroelectric assets located in New York (the Facilities). The Facilities have an aggregate generating capacity of approximately 124 MW. Southern NY-GEN is engaged directly and exclusively in the business of owning or operating, or both owning and operating, all or part of one or more eligible facilities and selling electric energy at wholesale.

Comment date: July 21, 1999, 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.

6. Southern Energy Lovett, L.L.C.

[Docket No. EG99-180-000]

Take notice that on June 28, 1999, Southern Energy Lovett, L.L.C. (Southern Lovett), 900 Ashwood Parkway, Suite 500, Atlanta, Georgia 30338, 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.

Southern Lovett is a Delaware limited liability company that intends to acquire a direct 100 percent ownership interest in the Lovett Station located in Tomkins Cove, New York (the Facility). The Facility has an aggregate generating capacity of approximately 453 MW. Southern Lovett is engaged directly and exclusively in the business of owning or operating, or both owning and operating, all or part of one or more eligible facilities and selling electric energy at wholesale.

Comment date: July 21, 1999, 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.

7. Griffiss Local Development Corporation

[Docket No. EL99-73-000]

Take notice that on June 24, 1999, Griffiss Local Development Corporation tendered for filing with the Federal

Energy Regulatory Commission, a Petition for Expedited Declaratory Order.

Comment date: July 26, 1999, in accordance with Standard Paragraph E at the end of this notice.

8. DTE-CoEnergy L.L.C.

[Docket No. ER97-3835-007]

Take notice that on June 25, 1999, DTE-CoEnergy L.L.C., tendered for filing notification of change in status indicating that the Company will be dissolved effective June 30, 1999.

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

9. Central Power and Light Company, West Texas Utilities Company, Public Service Company of Oklahoma, and Southwestern Electric Power Company

[Docket No. ER99-2779-000]

Take notice that on June 25, 1999, Central Power and Light Company (CPL), West Texas Utilities Company (WTU), Public Service Company of Oklahoma (PSO) and Southwestern Electric Power Company (SWEPCO) (collectively, the CSW Operating Companies) tendered an amendment to its May 3, 1999, filing in this proceeding in response to a Letter Order issued in this proceeding on May 26, 1999.

The CSW Operating Companies state that a copy of the filing has been served on all parties to Docket No. ER99-2779-000.

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

10. Power Management Co., L.L.C.

[Docket No. ER99-3275-000]

Take notice that on June 25, 1999, Power Management Co., L.L.C., tendered for filing an amendment to its Petition for Acceptance of Initial Rate Schedule, Waivers and Blanket Authority filed with the Commission on June 16, 1999, in the above-referenced docket.

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

11. Wisconsin Public Service Corporation

[Docket No. ER99-3356-000]

Take notice that on June 25, 1999, Wisconsin Public Service Corporation tendered for filing an executed service agreement with TransAlta Energy Marketing (U.S.) Inc., under its Market-Based Rate Tariff.

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

12. New York State Electric & Gas Corporation

[Docket No. ER99-3357-000]

Take notice that on June 25, 1999, New York State Electric & Gas Corporation (NYSEG), tendered for filing Service Agreements between NYSEG and Select Energy, Inc., KeySpan Energy Trading Services LLC and Merrill Lynch (Customer). These Service Agreements specify that the Customer has agreed to the rates, terms and conditions of the NYSEG open access transmission tariff filed July 9, 1997 and effective on November 27, 1997, in Docket No. ER97-2353-000.

NYSEG requests waiver of the Commission's sixty-day notice requirements and an effective date of June 28, 1999, for the Service Agreements. NYSEG has served copies of the filing on The New York State Public Service Commission and on the Customer.

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

13. Southern California Edison Company

[Docket No. ER99-3358-000]

Take notice that on June 25, 1999, Southern California Edison Company (SCE), tendered for filing an executed Service Agreement for Wholesale Distribution Service with PacifiCorp under SCE's Wholesale Distribution Access Tariff.

Copies of this filing were served upon the Public Utilities Commission of the State of California and all interested parties.

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

14. PECO Energy Company

[Docket No. ER99-3359-000]

Take notice that on June 25, 1999, PECO Energy Company, tendered for filing under Section 205 of the Federal Power Act, 16 U.S.C. 792 *et seq.*, a Transaction Agreement dated May 12, 1999 with Borough of Lavallette, New Jersey (Lavallette) under PECO's FERC Electric Tariff Original Volume No.1 (Tariff).

PECO requests an effective date of June 1, 1999, for the Agreement.

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

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

15. PECO Energy Company

[Docket No. ER99-3360-000]

Take notice that on June 25, 1999, PECO Energy Company (PECO), tendered for filing a Service Agreement dated May 11, 1999 with Borough of Butler, New Jersey (BUTLER) under PECO's FERC Electric Tariff Original Volume No. 1 (Tariff). The Service Agreement adds BUTLER as a customer under the Tariff.

PECO requests an effective date of May 11, 1999, for the Service Agreement.

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

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

16. Central Maine Power Company

[Docket No. ER99-3361-000]

Take notice that on June 25, 1999, Central Maine Power Company (CMP), tendered for filing a service agreement for Non-Firm Point-to-Point Transmission Service entered into with Greenville Steam Company. Service will be provided pursuant to CMP's Open Access Transmission Tariff, designated rate schedule CMP—FERC Electric Tariff, Original Volume No. 3, as supplemented.

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

17. PECO Energy Company

[Docket No. ER99-3362-000]

Take notice that on June 25, 1999, PECO Energy Company (PECO), tendered for filing under Section 205 of the Federal Power Act, 16 U.S.C. 792 *et seq.*, a Transaction Letter dated June 24, 1999 with Horizon Energy Company d/ b/a Exelon Energy (EXELON) under PECO's FERC Electric Tariff Original Volume No. 1 (Tariff).

PECO requests an effective date of July 1, 1999, for the Transaction Letter.

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

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

18. Cinergy Services, Inc.

[Docket No. ER99-3363-000]

Take notice that on June 22, 1999, Cinergy Services, Inc. (Cinergy) and New York State Electric & Gas Corporation (NYSEG), are requesting via a Notice of Assignment that NYSEG will replace NGE Generation Inc., of

Cinergy's Cost-Based Power Sales Tariff Original Volume No. 6-CB, Service Agreement No. 165, dated January 2, 1998.

Cinergy and NYSEG are requesting an effective date of May 14, 1999.

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

19. Cinergy Services, Inc.

[Docket No. ER99-3364-000]

Take notice that on June 25, 1999, Cinergy Services, Inc., collectively as agent on behalf of its utility company affiliates, The Cincinnati Gas & Electric Company and PSI Energy, Inc. (Cinergy), tendered for filing a service agreement under Cinergy's Cost-Based Power Sales Standard Tariff-CB (the tariff) entered into between Cinergy and Cleco Corporation (CLECO).

Cinergy and CLECO are requesting an effective date of one day after the filing of this Power Sales Service Agreement.

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

20. Cinergy Services, Inc.

[Docket No. ER99-3365-000]

Take notice that Cinergy Services, Inc. (Cinergy), and New York State Electric & Gas Corporation (NYSEG), on June 22, 1999, are requesting via a Notice of Assignment that NYSEG will replace NGE Generation Inc. of Cinergy's Market-Based Power Sales Tariff Original Volume No. 7-MB, Service Agreement No. 165, dated January 2, 1998.

Cinergy and NYSEG are requesting an effective date of May 14, 1999.

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

21. Cinergy Services, Inc.

[Docket No. ER99-3366-000]

Take notice that on June 25, 1999, Cinergy Services, Inc. (Cinergy) and New York State Electric & Gas Corporation (NYSEG), tendered for filing a request via a Notice of Assignment that NYSEG replace NGE Generation Inc., for Cinergy's Market-Based Power Sales Tariff Original Volume No. 7-MB, Service Agreement No. 165, dated January 2, 1998.

Cinergy and NYSEG are requesting an effective date of May 14, 1999.

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

22. Idaho Power Company

[Docket No. ER99-3367-000]

Take notice that on June 25, 1999, Idaho Power Company (IPC), tendered

for filing with the Federal Energy Regulatory Commission a Wholesale Power Purchase and Sale Agreement between Idaho Power Company and Portland General Electric Company.

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

23. DTE Energy Marketing, Inc.

[Docket No. ER99-3368-000]

Take notice that on June 25, 1999, DTE Energy Marketing, Inc., tendered for filing an initial rate schedule to sell power and certain ancillary services at market-based rates and for certain waivers of the Commission's filing and reporting requirements.

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

24. Penobscot Hydro, LLC

[Docket No. ER99-3369-000]

Take notice that on June 25, 1999, Penobscot Hydro, LLC (Penobscot), tendered for filing an umbrella Service Agreement for transactions between Penobscot and PP&L EnergyPlus Company, which was entered into pursuant to Penobscot's market-based rate tariff.

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

25. Kansas City Power & Light Company

[Docket No. ER99-3370-000]

Take notice that on June 25, 1999, Kansas City Power & Light Company (KCPL), tendered for filing a Service Agreement dated May 25, 1999, between KCPL and El Paso Power Services. This Agreement provides for the rates and charges for Non-Firm Transmission Service. In its filing, KCPL states that the rates included in the above-mentioned Service Agreement are KCPL's rates and charges in the compliance filing to FERC Order No. 888-A in Docket No. OA97-636.

KCPL proposes an effective date of June 14, 1999 and requests waiver of the Commission's notice requirement.

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

26. PECO Energy Company

[Docket No. ER99-3371-000]

Take notice that on June 25, 1999, PECO Energy Company (PECO), tendered for filing under Section 205 of the Federal Power Act, 16 U.S.C. 792 *et seq.*, a Transaction Agreement dated May 12, 1999, with Borough of Pemberton, New Jersey (Pemberton),

under PECO's FERC Electric Tariff Original Volume No. 1 (Tariff).

PECO requests an effective date of June 1, 1999, for the Agreement.

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

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

27. PECO Energy Company

[Docket No. ER99-3372-000]

Take notice that on June 25, 1999, PECO Energy Company (PECO), tendered for filing under Section 205 of the Federal Power Act, 16 U.S.C. 792 *et seq.*, a Transaction Agreement dated May 12, 1999 with Borough of Madison, New Jersey (Madison) under PECO's FERC Electric Tariff Original Volume No. 1 (Tariff).

PECO requests an effective date of June 1, 1999, for the Agreement.

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

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

28. PECO Energy Company

[Docket No. ER99-3373-000]

Take notice that on June 25, 1999, PECO Energy Company (PECO), tendered for filing under Section 205 of the Federal Power Act, 16 U.S.C. 792 *et seq.*, a Transaction Agreement dated May 12, 1999 with Borough of Seaside Heights, New Jersey (Seaside Heights) under PECO's FERC Electric Tariff Original Volume No. 1 (Tariff).

PECO requests an effective date of June 1, 1999, for the Agreement.

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

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

29. Arizona Public Service Company

[Docket No. ER99-3374-000]

Take notice that on June 25, 1999, Arizona Public Service Company, tendered for filing a service agreement under APS' FERC Electric Tariff, Original Volume No. 4 for service to the United States Department of Interior, Bureau of Indian Affairs, San Carlos Irrigation Project (SCIP).

A copy of this filing has been served on the Arizona Corporation Commission and SCIP.

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

30. Arthur Kill Power LLC

[Docket No. ER99-3375-000]

Take notice that on June 25, 1999, Arthur Kill Power LLC, tendered for filing under its market-based rate tariff two long-term service agreements with Consolidated Edison Company of New York, Inc., and one long-term service agreement with NRG Power Marketing, Inc.

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

31. Cinergy Services, Inc.

[Docket No. ER99-3376-000]

Take notice that on June 25, 1999, Cinergy Services, Inc., on behalf of its Operating Company affiliates, The Cincinnati Gas & Electric Company and PSI Energy, Inc. (COC), tendered for filing an executed service agreement between COC and Tenaska Power Services Co. (Tenaska), replacing the unexecuted service agreement filed on April 16, 1999 under Docket No. ER99-2511-000 per COC FERC Electric Market-Based Power Sales Tariff, Original Volume No. 7-MB.

Cinergy is requesting an effective date of May 1, 1999 and the same Rate Designation as per the original filing.

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

32. Astoria Gas Turbine Power LLC

[Docket No. ER99-3377-000]

Take notice that on June 25, 1999, Astoria Gas Turbine Power LLC, tendered for filing under its market-based rate tariff two long-term service agreements with Consolidated Edison Company of New York, Inc., and one long-term service agreement with NRG Power Marketing, Inc.

Comment date: July 15, 1999, in accordance with Standard Paragraph E at the end of this notice.

33. Michael L. Jines, James E. Hammelman, Rufus S. Scott and Lloyd A. Whittington

[Docket Nos. ID-3384-000, ID-3385-000, ID-3386-000 and ID-3387-000]

Take notice that on June 25, 1999, the following officers of El Dorado Energy, LLC tendered for filing with the Federal Energy Regulatory Commission (Commission) abbreviated applications pursuant to Section 305(b) of the Federal Power Act, 16 U.S.C. 825d(b) (1994), and the Commission's Order in El Dorado Energy, LLC, 85 F.E.R.C.

(CCH) ¶61,006 (1998), to hold jurisdictional interlocks:

Michael L. Jines
James E. Hammelman
Rufus S. Scott
Lloyd A. Whittington

Comment date: July 26, 1999, in accordance with Standard Paragraph E at the end of this notice.

34. Air Products and Chemicals, Inc.

[Docket No. QF99-84-000]

Take notice that on June 22, 1999, Air Products and Chemicals, Inc., tendered for filing supplemental information to its application filed on May 28, 1999 in the above-referenced docket. No determination has been made that this filing constitutes a complete filing.

The supplement provides additional information pertaining to the technical aspects and the ownership of the cogeneration facility.

Comment date: July 22, 1999, in accordance with Standard Paragraph E at the end of this notice.

Standard Paragraphs

E. Any person desiring to be heard or to protest such filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 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. This filing may also be viewed on the Internet at <http://www.ferc.fed.us/online/rims.htm> (call 202-208-2222 for assistance).

David P. Boergers,

Secretary.

[FR Doc. 99-17421 Filed 7-8-99; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Proposed Rate Adjustment

AGENCY: Southeastern Power Administration, DOE.

ACTION: Notice of rate order.

SUMMARY: The Secretary of Department of Energy, confirmed and approved, on an interim basis, Rate Schedules CBR-1-D, CSI-1-D, CEK-1-D, CM-1-D, CC-

1-E, CK-1-D, CTV-1-D, and SJ-1-A. The rates were approved on an interim basis through June 30, 2004, and are subject to confirmation and approval by the Federal Energy Regulatory Commission on a final basis.

DATES: Approval of rate on an interim basis is effective through June 30, 2004.

FOR FURTHER INFORMATION CONTACT:

Leon Jourolmon, Assistant Administrator, Finance & Marketing, Southeastern Power Administration, Department of Energy, Samuel Elbert Building, 2 South Public Square, Elberton, Georgia 30635-2496, (706) 213-3800.

SUPPLEMENTARY INFORMATION: The Federal Energy Regulatory Commission, by Order issued December 14, 1994, in Docket No. EF94-3021-000, confirmed and approved Wholesale Power Rate Schedules CBR-1-C, CSI-1-C, CK-1-C, CC-1-D, CM-1-C, CEK-1-C, and CTV-1-C. By order issued August 11, 1997, in Docket No. EF97-3021-000, the Federal Energy Regulatory Commission confirmed and approved rate schedule SJ-1. Rate schedules CBR-1-D, CSI-1-D, CEK-1-D, CM-1-D, CC-1-E, CK-1-D, CTV-1-D, and SJ-1-A replace these schedules.

Dated: June 29, 1999.

Bill Richardson,
Secretary.

Southeastern Power Administration—Cumberland; Order Confirming and Approving Power Rates on an Interim Basis

[Rate Order No. SEPA-38]

Pursuant to Sections 302(a) and 301(b) of the Department of Energy Organization Act, Public Law 95-91, the functions of the Secretary of the Interior and the Federal Power Commission under Section 5 of the Flood Control Act of 1944, 16 U.S.C. 825s, relating to the Southeastern Power Administration (Southeastern), were transferred to and vested in the Secretary of Energy. On November 4, 1993, the Secretary of Energy issued Amendment No. 3 to Delegation Order No. 0204-108, published November 10, 1993 at 58 FR 59716, which delegated (1) The authority to develop long-term power and transmission rates on a nonexclusive basis to the Administrator of the Southeastern (Southeastern); (2) the authority to confirm, approve, and place such rates into effect on an interim basis to the Deputy Secretary of Energy; and (3) the authority to confirm, approve, and place into effect on a final basis, to remand, or to disapprove such rates to the Federal Energy Regulatory Commission (FERC). By subsequent