

Agreement). Water Power explains that the Release Agreement calls for the release of 630,000 therms per day of firm deliverability and 22,680,000 therms per day of seasonal capacity to B.C. Gas Inc. Water Power states that the Release Agreement provided for an initial term expiring on April 30, 1996. The Release Agreement superseded an earlier agreement dated November 4, 1982, between Water Power and B.C. Gas Inc.'s predecessor-in-interest, British Columbia Hydro & Power Authority.

Water Power proposes to continue the release of Jackson Prairie deliverability and capacity to BC Gas Utility Ltd. through April 30, 2000, and year-to-year thereafter. Water Power states that the release would be on the same terms and conditions as previously approved by the Commission.

Any person desiring to be heard or to make any protest with reference to said application should on or before May 6, 1996, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a motion to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the Natural Gas Act (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. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a motion 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 or its designee on this application if no motion to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a motion for leave to intervene is timely filed, or if the Commission on its own 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 Water Power to appear or be represented at the hearing.

Lois D. Cashell,  
*Secretary.*

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#### [Projects Nos. 2404 & 2419-Michigan]

#### Thunder Bay Power Company; Notice of 10 (j) Meeting

April 15, 1996.

a. Date and Time of Meeting: May 14, 1996 at 9:00 to 4:30.

b. Place: U.S. Fish and Wildlife Service's offices at 2651 Coolidge Road East Lansing, Michigan (USFWS contacts: Burr Fisher at (517) 351-8273 or John Cooper at (517) 351-8286).

c. FERC Contact: Patrick Murphy (202) 219-2659; Ed Lee (202) 219-2809.

d. Purpose of the Meeting: The Federal Energy Regulatory Commission, the Michigan Department of Natural Resources, and the Department of the Interior, Fish and Wildlife Service, intend to have a Section 10 (j) discussion and negotiation for the Thunder Bay River Hydro Projects, FERC Nos. 2404 and 2419.

e. Proposed Agenda:

##### A. Introduction

Recognition of meeting participants  
Teleconference procedures

##### B. Section 10(j) issues discussions

##### C. Section 10(j) negotiations

##### D. Issues outside of 10(j) discussion

##### E. Follow up actions

f. All local, state and Federal agencies, Indian Tribes, and interested parties, are hereby invited to attend this meeting as participants. If you want to participate by teleconference, please contact Pat Murphy and Ed Lee at the numbers listed above no later than May 10, 1996.

Lois D. Cashell,

*Secretary.*

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#### Office of Energy Efficiency and Renewable Energy

[Case No. DH-004]

#### Energy Conservation Program for Consumer Products: Decision and Order Granting a Waiver From the Vented Home Heating Equipment Test Procedure to CFM International Inc.

**AGENCY:** Office of Energy Efficiency and Renewable Energy, Department of Energy.

**ACTION:** Decision and Order.

**SUMMARY:** Notice is given of the Decision and Order (Case No. DH-004)

granting a Waiver to CFM International Inc. (CFM) from the existing Department of Energy (DOE or Department) test procedure for vented home heating equipment. The Department is granting CFM's Petition for Waiver regarding pilot light energy consumption for manually controlled heaters in the calculation of Annual Fuel Utilization Efficiency (AFUE), and calculation procedure for weighted average steady state efficiency for manually controlled heaters with various input rates for its models DV32, DV34, DV36, DV40, DVS2, DVS3, HEDV30, HEDV30-1, FSDV30, FS30, FA20, HE30, HEB30, FADV20, and HE40 manually controlled vented heaters.

#### FOR FURTHER INFORMATION CONTACT:

William W. Hui, U.S. Department of Energy, Office of Energy Efficiency and Renewable Energy, Mail Station EE-431, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585-0121, (202) 586-9145

Eugene Margolis, Esq., U.S. Department of Energy, Office of General Counsel, Mail Station GC-72, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585-0103, (202) 586-9507

#### SUPPLEMENTARY INFORMATION: In

accordance with Title 10 CFR 430.27(j), notice is hereby given of the issuance of the Decision and Order as set out below. In the Decision and Order, CFM has been granted a Waiver for its models DV32, DV34, DV36, DV40, DVS2, DVS3, HEDV30, HEDV30-1, FSDV30, FS30, FA20, HE30, HEB30, FADV20, and HE40 manually controlled vented heaters, permitting the company to use an alternate test method in determining AFUE.

Issued in Washington, D.C., on April 4, 1996.

Christine A. Ervin,

*Assistant Secretary, Energy Efficiency and Renewable Energy.*

#### Decision and Order

In the Matter of: CFM International Inc. (Case No. DH-004).

#### Background:

The Energy Conservation Program for Consumer Products (other than automobiles) was established pursuant to the Energy Policy and Conservation Act, Public Law 94-163, 89 Stat. 917, as amended (EPCA), which requires DOE to prescribe standardized test procedures to measure the energy consumption of certain consumer products, including vented home heating equipment. The intent of the test procedures is to provide a