

available for public inspection in the Public Reference Room.

Lois D. Cashell,

Secretary.

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[Docket No. EG97-34-000, et al.]

**Atlantis Energy Systems—Germany AG et al. Electric Rate and Corporate Regulation Filings**

February 26, 1997.

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

1. Atlantis Energy Systems—Germany AG

[Docket No. EG97-34-000]

Take notice that on February 18, 1997, Atlantis Energy Systems—Germany AG ("AES-G") filed an application for determination of exempt wholesale generator status. AES-G is solely in the business of installing, owning and operating building-integrated photovoltaic systems ("PV Systems"), which are used to generate electric energy.

*Comment date:* March 18, 1997, 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. Texican Energy Ventures, Inc. Westcoast Power Marketing, Inc., Rig Gas Inc., Hinson Power Company, Wicor Energy Services, Inc., Federal Energy Sales, Inc. American Hunter Energy, Inc.

[Docket Nos. ER94-1362-007, ER95-378-007, ER95-480-008, ER95-1314-007, ER96-34-005, ER96-918-004, and ER97-144-001] (not consolidated)]

Take notice that the following informational filings have been made with the Commission and are on file and available for inspection and copying in the Commission's Public Reference Room:

On January 31, 1997, Texican Energy Ventures, Inc. filed certain information as required by the Commission's July 25, 1994, order in Docket No. ER94-1362-000.

On January 31, 1997, Westcoast Power Marketing, Inc. filed certain information as required by the Commission's April 20, 1995, order in Docket No. ER95-378-000.

On January 28, 1997, Rig Gas Inc. filed certain information as required by the Commission's March 16, 1995, order in Docket No. ER95-480-000.

On January 27, 1997, Hinson Power Company filed certain information as

required by the Commission's August 29, 1995, order in Docket No. ER95-1314-000.

On January 28, 1997, Wicor Energy Services, Inc. filed certain information as required by the Commission's November 9, 1995, order in Docket No. ER96-34-000.

On January 31, 1997, Federal Energy Sales, Inc. filed certain information as required by the Commission's March 1, 1996, order in Docket No. ER96-918-000.

On January 27, 1997, American Hunter Energy, Inc. filed certain information as required by the Commission's November 13, 1995, order in Docket No. ER97-144-000.

3. Engelhard Power Marketing, Inc., Stand Energy Corporation Proler Power Marketing, Inc., Seagull Power Services Inc., Utility Management & Consulting, Inc., American Energy Solutions, Inc.

[Docket Nos. ER94-1690-11, ER95-362-008, ER95-1433-005, No. ER96-342-004, ER96-525-003 ER97-360-001] (not consolidated)]

Take notice that the following informational filings have been made with the Commission and are on file and available for inspection and copying in the Commission's Public Reference Room:

On February 3, 1997, Engelhard Power Marketing, Inc. filed certain information as required by the Commission's December 29, 1994, order in Docket No. ER94-1690-000.

On January 23, 1997, Stand Energy Corporation filed certain information as required by the Commission's February 24, 1995, order in Docket No. ER95-362-000.

On January 30, 1997, Proler Power Marketing, Inc. filed certain information as required by the Commission's October 16, 1995, order in Docket No. ER95-1433-000.

On January 30, 1997, Seagull Power Services Inc. filed certain information as required by the Commission's February 15, 1996, order in Docket No. ER96-342-000.

On January 3, 1997, Utility Management & Consulting, Inc. filed certain information as required by the Commission's January 19, 1996, order in Docket No. ER96-525-000.

On January 29, 1997, American Energy Solutions, Inc. filed certain information as required by the Commission's December 5, 1996, order in Docket No. ER97-360-000.

4. Tennessee Power Company, K Power Company, Dupont Power Marketing, Inc., Dupont Power Marketing, Inc., Industrial Energy Applications, Inc., Entergy Power Marketing Corp., Preferred Energy Services, Inc.

[Docket Nos. ER95-581-007, ER95-792-006, ER95-1441-007, Docket ER95-1441-008, ER95-1465-005, ER95-1615-005 and ER96-2141-002 (not consolidated)]

Take notice that the following informational filings have been made with the Commission and are on file and available for inspection and copying in the Commission's Public Reference Room:

On January 22, 1997, Tennessee Power Company filed certain information as required by the Commission's April 28, 1995, order in Docket No. ER95-581-000.

On January 27, 1997, K Power Company filed certain information as required by the Commission's June 19, 1995, order in Docket No. ER95-792-000.

On February 18, 1997, Dupont Power Marketing, Inc. filed certain information as required by the Commission's August 30, 1995, order in Docket No. ER95-1441-000.

On February 18, 1997, Dupont Power Marketing, Inc. filed certain information as required by the Commission's August 30, 1995, order in Docket No. ER95-1441-000.

On February 7, 1997, Industrial Energy Applications, Inc. filed certain information as required by the Commission's September 28, 1995, order in Docket No. ER95-1465-000.

On January 27, 1997, Entergy Power Marketing Corp. filed certain information as required by the Commission's February 14, 1996, order in Docket No. ER95-1615-000.

On January 7, 1997, Preferred Energy Services, Inc. filed certain information as required by the Commission's August 13, 1996, order in Docket No. ER96-2142-000.

5. Gateway Energy Inc., Stalwart Power Company, Questar Energy Trading Company, IUC Power Services, Bonneville Fuels Management Corp., Gateway Energy Marketing, Inland Pacific Energy Services

[Docket Nos. ER95-1049-006, ER95-1334-005, ER96-404-004, ER96-594-004, ER96-659-004, ER96-795-004 and ER96-2144-001, (not consolidated)]

Take notice that the following informational filings have been made with the Commission and are on file and available for inspection and copying in the Commission's Public Reference Room:

On February 3, 1997, Gateway Energy Inc. filed certain information as required by the Commission's August 4, 1995, order in Docket No. ER95-1049-000.

On February 3, 1997, Stalwart Power Company filed certain information as required by the Commission's August 18, 1995, order in Docket No. ER95-1334-000.

On January 27, 1997, Questar Energy Trading Company filed certain information as required by the Commission's January 29, 1996, order in Docket No. ER96-404-000.

On February 3, 1997, IUC Power Services filed certain information as required by the Commission's February 9, 1996, order in Docket No. ER96-594-000.

On February 3, 1997, Bonneville Fuels Management Corp. filed certain information as required by the Commission's February 8, 1996, order in Docket No. ER96-659-000.

On February 10, 1997, Gateway Energy Marketing filed certain information as required by the Commission's March 7, 1996, order in Docket No. ER96-795-000.

On January 21, 1997, Inland Pacific Energy Services filed certain information as required by the Commission's September 16, order in Docket No. ER96-2144-000.

#### 6. Duke Power Company

[Docket No. ER97-1651-000]

Take notice that on February 11, 1997, Duke Power Company (Duke) tendered for filing a Transmission Service Agreement between Duke, on its own behalf and acting as agent for its wholly-owned subsidiary, Nantahala Power and Light Company, and Consumers Power Company dba Consumers Energy Company (Consumers) and The Detroit Edison Company (Edison). Duke states that the TSA sets out the transmission arrangements under which Duke will provide Consumers and Edison non-firm point-to-point transmission service under Duke's Pro Forma Open Access Transmission Tariff. Duke requests that the Agreement be made effective as of January 8, 1997.

*Comment date:* March 12, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 7. Duke Power Company

[Docket No. ER97-1652-000]

Take notice that on February 11, 1997, Duke Power Company (Duke) tendered for filing a Market Rate Service Agreement between Duke and Federal Energy Sales, Inc. dated as of January 22, 1997. Duke requests that the Agreement be made effective as of January 22, 1997.

*Comment date:* March 12, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 8. Duke Power Company

[Docket No. ER97-1653-000]

Take notice that on February 11, 1997, Duke Power Company (Duke) tendered for filing a Market Rate Service Agreement between Duke and Vitol Gas & Electric LLC, dated as of January 24, 1997. Duke requests that the Agreement be made effective as of January 24, 1997.

*Comment date:* March 12, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 9. Long Island Lighting Company

[Docket No. OA96-38-002]

Take notice that on February 13, 1997, Long Island Lighting Company tendered for filing to Section 206 of the Federal Power Act (FPA), Section 35.13 of the Federal Energy Regulatory Commission's (Commission) Regulations, 18 CFR 35.13, and in compliance with the Commission's Order dated January 29, 1997 in American Electric Service Corporation, Docket No. OA96-183-000, *et al.*, an Open Access Transmission Tariff (Tariff).

LILCO served copies of the filing upon the persons listed on a service list submitted with its filing, including each of its existing wholesale customers and the state regulatory authority for each state in which its existing wholesale customers are served.

*Comment date:* March 12, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 10. Sierra Pacific Power Company

[Docket No. OA96-68-002]

Take notice that on February 3, 1997, Sierra Pacific Power Company tendered for filing a revised tariff sheet in compliance with the Commission's order in this docket dated December 18, 1996.

*Comment date:* March 12, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 11. New England Power Company, Massachusetts Electric Company, The Narragansett Electric Company, Granite State Electric Company, Nantucket Electric Company

[Docket No. OA96-74-001]

Take notice that on February 13, 1997, New England Power Company, on behalf of itself and its affiliates Massachusetts Electric Company, The Narragansett Electric Company, Granite State Electric Company and Nantucket Electric Company, tendered an open

access transmission compliance filing pursuant to the Commission's Order dated January 29, 1997.

*Comment date:* March 12, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 12. Consolidated Edison Company of New York, Inc.

[Docket No. OA96-138-002]

Take notice that on February 13, 1997, Consolidated Edison Company of New York, Inc. tendered for filing its revised access transmission tariff (the Tariff) in compliance with the Commission's January 29, 1997 Order.

Con Edison states that a copy of this filing has been served by mail to all of its wholesale transmission customers who have taken wholesale transmission service since March, 1995 and all parties included on the service list in the above docket. Con Edison has also served this filing by mail on the state commissions of each of the aforementioned transmission customers, the members of the New York Power Pool, and the New York State Public Service Commission.

*Comment date:* March 12, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 13. Lockhart Power Company

[Docket No. OA96-163-002]

Take notice that on January 22, 1997, Lockhart Power Company (Lockhart), tendered for filing revisions to its Open Access Tariff filing, filed on July 8, 1996 pursuant to Order No. 888. The revisions to the compliance filing are being made to comply with the Commission's November 13, 1996, Order which required Lockhart to revise its compliance filing to provide a more detailed description of the method Lockhart uses to compute Available Transmission Capacity (ATC).

Lockhart Power requests an effective date of July 9, 1996.

Copies of the filing were served on all parties to this proceeding.

*Comment date:* March 12, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 14. Citizens Utilities Company

[Docket No. OA96-184-001]

Take notice that on February 13, 1997, Citizens Utilities Company (Citizens) tendered for filing in Docket No. OA96-184-001 a revised Open Access Transmission Tariff applicable to its Vermont Electric Division.

Citizens states that this tariff is being filed in compliance with the Commission's January 29, 1997 order in American Electric Power Service Corp.,

et al., 78 FERC ¶ 61,070 (1997), and conforms to the non-rate terms and conditions of the Pro Forma tariff set forth in Order No. 888.

Citizens states that it served copies of this filing on all affected state commissions and customers, as well as on certain other interested parties.

*Comment date:* March 12, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 15. New York State Electric & Gas Corporation

[Docket No. OA96-195-002]

Take notice that New York State Electric & Gas Corporation ("NYSEG") on February 13, 1997, tendered for filing pursuant to Section 206 of the Federal Power Act ("FPA"), Section 35.13 of the Federal Energy Regulatory Commission's ("Commission") Regulations, 18 CFR 35.13, and in compliance with the Commission's Order dated January 29, 1997 in American Electric Power Service Corporation, Docket No. OA96-183-000, et al., an Open Access Transmission Tariff.

NYSEG served copies of the filing upon the persons listed on a service list submitted with its filing, including each of its existing wholesale customers and the New York State Public Service Commission.

*Comment date:* March 12, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 16. El Paso Electric Company

[Docket No. OA96-200-003]

Take notice that on February 13, 1997, El Paso Electric Company ("El Paso"), tendered for filing its Non-discriminatory Open Access Transmission Service Tariff (Open Access Tariff) pursuant to the Commission's January 29, 1997 order in the above-captioned proceeding and Sections 205 and 206 of the Federal Power Act, 16 U.S.C. 824d, 824e, Order No. 888, 61 FR 21540 (May 10, 1996), III FERC Stats. & Regs. ¶ 31,036 (1996), and Sections 35.1, 35.12, and 35.28(c) of the Commission's Regulations, 18 CFR 35.1, 35.12, 35.28(c).

El Paso states that the Open Access Tariff conforms with the pro forma tariff and Order No. 888. El Paso requests that its Open Access Tariff be accepted for filing by the Commission with an effective date of July 9, 1996.

Copies of the filing have been served on all parties in the above-captioned proceeding, as well as the Public Utility Commission of Texas, the New Mexico Public Utility Commission, and all customers that have received wholesale

transmission service from El Paso since March 29, 1995 and on the state agencies that regulate public utilities in the states where the customers are located. An electronic version of the Open Access Tariff will be served upon request.

*Comment date:* March 12, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 17. Orange and Rockland Utilities, Inc.

[Docket No. OA96-210-001]

Take notice that on February 13, 1997, Orange and Rockland Utilities, Inc. acting on behalf of itself and its wholly owned subsidiaries, Rockland Electric Company and Pike County Light & Power Company, filed a revised Open Access Transmission Service Tariff. Pursuant to the requirements of the Commission's Order dated December 18, 1996 in the above-referenced docket, this revised Open Access Transmission Service Tariff eliminates changes to the indemnity and force majeure provisions of the pro forma tariff.

*Comment date:* March 12, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 18. The United Illuminating Company

[Docket No. OA97-521-000]

Take notice that on January 31, 1997, The United Illuminating Company (UI) tendered for filing its Policy Implementing the FERC Standards of Conduct contained in Section 37.4 of the Commission's Regulations 18 CFR 37.4, in compliance with the Commission's Order No. 889, 61 FR 21737 (May 10, 1996), FERC Stats. & Regs. ¶ 31,038 (1996), *reh'g pending*, and the Commission's order in *The United Illuminating Co., et al.*, Notice of Extension of time, Docket Nos. OA96-157-000 et al. (December 16, 1996).

*Comment date:* March 11, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 19. Madison Gas and Electric Company

[Docket No. OA97-522-000]

Take notice that on January 31, 1997, Madison Gas and Electric Company (MGE) tendered for filing with the Federal Energy Regulatory Commission unbundled rate proposals for the following FERC Rate Schedules: MGE/FERC Rate Schedule 7  
MGE/FERC Rate Schedule 10  
MGE/FERC Rate Schedule 12  
MGE/FERC Rate Schedule 13  
MGE/FERC Rate Schedule 14  
MGE/FERC Rate Schedule 19

MGE states that a copy of the filing has been provided to the Public Service Commission of Wisconsin and the

parties whose rate schedules are affected by the proposed changes. MGE is requesting an effective date of January 1, 1997.

*Comment date:* March 20, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 20. Upper Peninsula Power Company

[Docket No. OA97-523-000]

Take notice that on January 31, 1997, Upper Peninsula Power Company tendered for filing a proposed non-discriminatory open access transmission service tariff in compliance with FERC Order No. 888 and this Commission's order issued November 29, 1996 in *Black Creek Hydro, Inc.* Docket Nos. OA96-25-000, et al.

*Comment date:* March 12, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 21. Moon Lake Electric Association Inc.

[Docket No. OA97-525-000]

Take notice that on February 5, 1997, Moon Lake Electric Association, Inc. ("Moon Lake") submitted for filing a Request for Waiver of the Application of the Requirements of Order Nos. 888 and 889, in accordance with Section 35.28(d) of the Rules of the Federal Energy Regulatory Commission ("Commission"), 18 CFR 35.28(d).

Moon Lake states that it owns, operates, or controls only limited and discrete transmission facilities that do not constitute an integrated grid. Moon Lake states that it thus qualifies for a waiver of application of the requirements of Orders No. 888 and 889 to it, as more fully set forth in the application which is on file with the Commission and open to public inspection.

*Comment date:* March 20, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 22. Cleveland Electric Illuminating Company

[Docket No. OA97-529-000]

Take notice that on February 11, 1997, The Cleveland Electric Illuminating Company (CEI) tendered for filing an electric power service agreement for the sale of electricity under its FERC Electric Tariff, Original Volume No. 2, to the City of Cleveland, Ohio. CEI has requested waiver of the notice provisions of the Commission's regulations in order to permit the service agreement to be made effective as of January 12, 1997.

*Comment date:* March 20, 1997, 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, 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 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. 97-5339 Filed 3-4-97; 8:45 am]

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[Docket Nos. CP96-178-000, CP96-178-002, CP96-248-000, CP96-248-003, CP96-249-000, CP96-249-003 and CP97-238-000]

### Maritimes & Northeast Pipeline, L.L.C., Portland Natural Gas Transmission System, and Portland Natural Gas Transmission System and Maritimes & Northeast Pipeline, L.L.C.; Notice of Technical Conference

February 27, 1997.

On March 6, 1997, the Commission staff will convene a technical conference with Maritimes & Northeast Pipeline, L.L.C. (Maritimes) and Portland Natural Gas Transmission System (PNGTS) in response to PNGTS's February 24, 1997 request. The purpose of this technical conference is to discuss the filing of the revised environmental report in Docket No. CP97-238-000 scheduled to be made by PNGTS and Maritimes on March 17, 1997 and the amendment to be filed by PNGTS in Docket Nos. CP96-249-000, *et al.* In addition, procedures will be discussed to make the subject filings suitable for analysis by the Commission staff. Further, PNGTS and Maritimes should be prepared to discuss the attached questions from staff and should answer them in writing as part of the proposed March 17, 1997 filing. The meeting will begin at 9:30 am, in a room to be designated at the Commission's headquarters, 888 First Street NE, Washington, DC.

When adequate information is filed in the joint application to permit it to be publicly noticed and when all related amendments in the PNGTS and

Maritimes proceedings are filed and considered complete, the Commission staff will issue a notice to convene a technical conference to be held at a location near the proposed joint project area. The exact time and location will be provided in that notice.

Lois D. Cashell,

Secretary.

### Appendix

*Maritimes & Northeast Pipeline L.L.C (M&NP); Portland Natural Gas Transmission System (PNGTS); Docket No. CP96-178-000 et al.*

### Environmental Information Request

1. The following facilities are listed in only the application or table 1-2 of resource report 1 (not both), filed on February 10, 1997. Please clarify if they are proposed for the Joint Facilities Project:

a. The 0.6-mile-long, 20-inch-diameter Haverhill Lateral and associated meter station for the interconnection with Tennessee Gas Pipe Line Company (Tennessee) (application page 14);

b. the Granite State Meter Station on the Newington Lateral for the interconnection with Granite State (application page 13);

c. the interconnection with Public Service of New Hampshire (PSNH) from the acquired Northern Utilities Meter Station (application page 14); and

d. the S.D. Warren Meter Station on the Westbrook Lateral (resource report table 1-2, page 7).

2. If the Haverhill Lateral is part of the Joint Facilities Project, update the resource tables to include all relevant environmental information.

3. If the Northern Utilities meter station is acquired for the interconnection with PSNH, what modifications would be required and how much land would be disturbed?

4. Provide a listing by milepost (MP) of all areas along the Joint Facilities mainline and laterals that have not been surveyed.

5. M&NP and PNGTS indicate that the following information will be filed when they become available:

a. Original U.S. Geological (USGS) 7.5-minute-series topographic maps with mileposts showing the proposed route and meter stations;

b. alignment sheets (scale not smaller than 1:6,000) showing the exact location of all meter stations, pig launchers/receivers, block valves and any other aboveground facilities, staging areas and extra work spaces, pipe storage yards, and temporary and permanent access roads needed during construction and operation (scheduled for March 17, 1997);

c. acreage of each wetland disturbed during construction and acreage of forested wetlands that would be permanently converted to other cover types;

d. volume, discharge rate, and source and discharge locations of hydrostatic test water;

e. residences within 50 feet of the construction work area by milepost and site-specific plans for residences closer than 25 feet to the construction work area; and

f. Soil Erosion and Sediment Control Guidelines (Guidelines) for the Joint Facilities Project. When filing these Guidelines, clearly indicate whether all of the provisions contained in our *Erosion Control, Revegetation, and Maintenance Plan and Wetland and Waterbody Construction and Mitigation Procedures* (Procedures) are incorporated. For any individual provision that M&NP and PNGTS consider unnecessary, technically infeasible, or unsuitable due to local conditions, please provide alternative measures that M&NP and PNGTS would use to ensure an equal or greater level of protection. Be specific and definitive in describing these alternative measures.

Please provide the above items or a schedule indicating when they will be filed.

6. Provide right-of-way cross section diagrams for segments of the mainline and laterals that would parallel existing rights-of-way. Clearly indicate the amount of existing right-of-way that is presently maintained clear of forest vegetation.

7. These project plan/reports previously filed by M&NP and PNGTS contain differing data and mitigation techniques. Please provide the following to resolve these inconsistencies:

a. A wetland delineation report for the Joint Facilities Project.

b. A spill prevention and containment plan detailing specific measures that would be taken to cleanup and dispose of any accidental discharge within a municipal watershed, or within 100 feet of wetlands or waterbodies. Indicate what portions of our Procedures (version 12/2/94) M&NP and PNGTS will incorporate into its plan, and for those it will not, indicate why and what alternative measures would be used.

c. A plan prepared in consultation with the Massachusetts, New Hampshire, and Maine State Historic Preservation Officers (SHPO) identifying the procedures M&NP and PNGTS will follow if human remains are discovered during cultural resources investigations or construction, or if unanticipated historic properties are discovered during construction.