

The EA was written by staff in the Office of Hydropower Licensing, Federal Energy Regulatory Commission. Copies of the EA can be viewed in the Public Reference Branch, Room 2A, of the Commission's offices at 888 First Street NE., Washington, DC.

For further information, please contact the project manager, Ms. Rebecca Martin, at (202) 219-2650.

David P. Boergers,

Acting Secretary.

[FR Doc. 98-7396 Filed 3-20-98; 8:45 am]

BILLING CODE 6717-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Notice of Lease of Project Lands

March 17, 1998.

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection:

a. *Type of Application:* Lease of Project Lands.

b. *Project No:* 2221-022.

c. *Date Filed:* June 25, 1997.

d. *Applicant:* The Empire District Electric Company.

e. *Name of Project:* Ozark Beach Hydroelectric Project.

f. *Project location:* Teney County, Missouri.

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

h. *Applicant Contact:*

Ms. Christine Grant, The Empire District Electric Co., 602 Joplin Street, P.O. Box 127, Joplin, MO 64802, (417) 625-5100.

i. *FERC Contact:* Patti Pakkala, (202) 219-0025.

j. *Comment Date:* May 11, 1998.

k. *Description of Project:* The Empire District Electric Company, licensee for the Ozark Beach Hydroelectric Project, has filed a request to issue a 99-year lease to the City of Rockaway Beach. The lease will be for a public park to be located on approximately 23 acres of land within the boundary of the Ozark Beach Project. The park will provide such facilities as picnic tables, trails, a softball field, and pavilion space.

l. *This notice also consists of the following standard paragraphs:* B, C1, and D2.

B. Comments, Protests, or Motions to Intervene—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to

take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

C1. Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS", "RECOMMENDATIONS FOR TERMS AND CONDITIONS", "PROTEST", OR "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

D2. Agency Comments—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

David P. Boergers,

Acting Secretary.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Notice of surrender of Exemption (Conduit)

March 17, 1998.

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection:

a. *Type of Application:* Surrender of Exemption (Conduit).

b. *Project No:* 5890-003.

c. *Date Filed:* January 22, 1998.

d. *Applicant:* Whale Rock Commission.

e. *Name of Project:* Whale Rock.

f. *Location:* On Old Creek, in San Luis Obispo County, California.

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

h. *Applicant Contact:*

Bob Hamilton,
Water Supply Supervisor, Whale Rock Division,
City of San Luis Obispo,
955 Morro Street,
San Luis Obispo, CA 93401,
(805) 995-3701.

i. *FERC Contact:* Regina Saizan, (202) 219-2673.

j. *Comment Date:* April 27, 1998.

k. *Description of Proposed Action:* The exemptee is requesting surrender because the design of the facility has been changed to allow power generation only infrequently and the project has not operated for the past six years. The exemptee proposes to remove the six-inch supply conduit and regulating valve, and install a blind flange on the supply tap.

l. *This notice also consists of the following standard paragraphs:* B, C1, and D2.

B. Comments, Protests, or Motions to Intervene—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

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D2. Agency Comments—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does