

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. An additional copy must be sent to Director, Division of Project Review, Federal Energy Regulatory Commission, at the above-mentioned address. A copy of any notice of intent, competing application or 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.

**Linwood A. Watson, Jr.,**

*Acting Secretary.*

[FR Doc. 99-1171 Filed 1-19-99; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Application Accepted for Filing and Soliciting Comments, Motions To Intervene, and Protests

January 13, 1999.

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

- a. Type of Application: Preliminary Permit.
- b. Project No.: 11648-000.
- c. Date Filed: December 10, 1998.
- d. Applicant: Universal Electric Power Corporation.
- e. Name of Project: Muskingum L&D # Hydroelectric Project.
- f. Location: On the Muskingum River at river mile 40.2 in Morgan County, Ohio.
- g. Filed pursuant to: Federal Power Act, 16 U.S.C. 791(a)-825(r).
- h. Applicant Contact: Ronald S. Feltenberger, Universal Electric Power Corporation, 1145 Highbrook Street, Akron, Ohio 44301, (330) 535-7115.
- i. FERC Contact: Any questions on this notice should be addressed to Tom Dean, E-mail address, thomas.dean@ferc.fed.us, or telephone 202-219-2778.
- j. Deadline for filing comments, motions to intervene, and protests: 30

days from the issuance date of this notice.

All documents (original and eight copies) should be filed with: David P. Boergers, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

The Commission's Rules of Practice and Procedures require all intervenors filing documents with the Commission to serve a copy of the document on each person whose name appears on the official service list for the project.

Further, if an intervenor files comments or documents with the Commission relating to the merits of an issue that affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

k. Description of the Project: The project would consist of the following facilities: (1) the existing 20-foot-high, 482-foot-long Muskingum Lock and Dam No. 6; (2) an existing 476-acre reservoir at normal pool elevation of 634.05 feet msl; (3) a new powerhouse on the tailrace side of the dam with a total installed capacity of 3,500 kW; (4) a new 12.7 or 14.7 kV transmission line; and (5) other appurtenances. The lock and dam is owned by the Ohio Department of Natural Resources, Division of Parks and Recreation.

Applicant estimates that the average annual generation would be 22,000 MWh and that the cost of the studies under the permit would be \$1,000,000.

l. Locations of the application: A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room, located at 888 First Street, NE, Room 2A, Washington, D.C. 20426, or by calling (202) 208-1371. The application may be viewed on the web at [www.ferc.fed.us](http://www.ferc.fed.us). Call (202) 208-2222 for assistance. A copy is also available for inspection and reproduction at the address in item h above.

m. This notice also consists of the following standard paragraphs: A5, A7, A9, A10, B, C, and D2.

A5. Preliminary Permit—Anyone desiring to file a competing application for preliminary permit for a proposed project must submit the competing application itself, or a notice of intent to file such an application, to the Commission on or before the specified comment date for the particular application (see 18 CFR 4.36).

Submission of a timely notice of intent allows an interested person to file the competing preliminary permit application no later than 30 days after the specified comment date for the particular application. A competing

preliminary permit application must conform with 18 CFR 4.30(b) and 4.36.

A7. Preliminary Permit—Any qualified development applicant desiring to file a competing development application must submit to the Commission, on or before a specified comment date for the particular application, either a competing development application or a notice of intent to file such an application. Submission of a timely notice of intent to file a development application allows an interested person to file the competing application no later than 120 days after the specified comment date for the particular application. A competing license application must conform with 18 CFR 4.30(b) and 4.36.

A9. Notice of intent—A notice of intent must specify the exact name, business address, and telephone number of the prospective applicant, and must include an unequivocal statement of intent to submit, if such an application may be filed, either a preliminary permit application or a development application (specify which type of application). A notice of intent must be served on the applicant(s) named in this public notice.

A10. Proposed Scope of Studies under Permit—A preliminary permit, if issued, does not authorize construction. The term of the proposed preliminary permit would be 36 months. The work proposed under the preliminary permit would include economic analysis, preparation of preliminary engineering plans, and a study of environmental impacts. Based on the results of these studies, the Applicant would decide whether to proceed with the preparation of a development application to construct and operate the project.

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.

C. Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS", "NOTICE OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION",

“PROTEST”, “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, DC 20426. An additional copy must be sent to Director, Division of Project Review, Federal Energy Regulatory Commission, at the above-mentioned address. A copy of any notice of intent, competing application or motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

D. 2 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.

**Linwood A. Watson, Jr.,**

*Acting Secretary.*

[FR Doc. 99–1172 Filed 1–19–99; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Request for Temporary Variance

January 13, 1999.

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

a. Type of Application: Request for Temporary Variance.

b. Project No.: 2210–019.

c. Date Filed: January 8, 1999.

d. Applicant: Appalachian Power Company.

e. Name of Project: Smith Mountain Project.

f. Location: On the Roanoke River in Bedford, Franklin, Campbell, Pittsylvania and Roanoke Counties, Virginia.

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

h. Applicant Contact: Mr. Frank M. Simms, American Electric Power, 1 Riverside Plaza, Columbus, OH 43215–2372, (509) 754–3451.

i. FERC Contact: Robert J. Fletcher, (202) 219–1206.

j. Comment Date: January 25, 1999.

k. Description of Request: On December 17, 1998, the Commission approved an emergency 45-day variance (which will expire on January 31, 1999) to reduce the minimum flow requirements of article 29 during the drought conditions occurring at the Smith Mountain Project. While forecasts are for a return to normal rainfall patterns, the continuing effects of the drought remain a concern. Therefore, another temporary variance is being requested. The licensee is requesting that the term of this second temporary variance be extended until such time that the normal operating level for the Smith Mountain Development (elevation 795 feet NGVD) is obtained and the discharges required under article 29 can be maintained. The determination of the actual time to terminate the variance would be done in consultation with the resource agencies and the downstream stakeholders. As an alternative, the licensee requests that the termination date, at a minimum be extended for an additional 45 days, or March 17, 1999.

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.

**Linwood A. Watson, Jr.,**

*Acting Secretary.*

[FR Doc. 99–1173 Filed 1–19–99; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RM99–2–000]

#### Regional Transmission Organizations; Notice of Dates and Locations for Consultation Sessions With State Commissions

January 13, 1999.

On November 24, 1998, the Commission issued notice in this docket if its intent to consult with State commissions pursuant to section 202(a) of the Federal Power Act (FPA), 16 U.S.C. 824a(a) 1994.<sup>1</sup> The Commission stated that the purpose of this initial consultation is to afford State commissions a reasonable opportunity to present their views and recommendations with respect to the potential implementation of section 202(a) as part of a broader initiative involving the establishment of regional transmission organizations (RTOs).

The Commission has now identified three dates and locations for the initial consultations announced in the November 24 notice. The consultation sessions will be:

- February 11, 1999 in St. Louis, Missouri.
- February 12, 1999 in Las Vegas, Nevada.
- February 17, 1999 in Washington, DC.

Any State commission that wishes to participate in one of the consultation sessions should advise the Commission, by no later than January 28, 1999, as to which one of the sessions it wishes to send a representative(s). It is the Commission’s preference that State commissions participate in the session

<sup>1</sup> See Notice of Intent to Consult Under Section 202(a), 63 FR 66,158, December 1, 1998.