

unnecessary for El Paso to appear or be represented at the hearing.

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

*Acting Secretary.*

[FR Doc. 99-3594 Filed 2-12-99; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EG99-37-000]

#### FPL Energy Wyman LLC; Notice of Amendment To Application for Commission Determination of Exempt Wholesale Generator Status

February 9, 1999.

Take notice that on February 8, 1999, FPL Energy Wyman LLC tendered for filing with the Federal Energy Regulatory Commission an amendment to their application for determination of exempt wholesale generator status for the W.F. Wyman Station in Yarmouth, Maine. The supplement provided an additional explanation regarding the leasing of four incidental facilities (a house, cottage, camp site and Coast Guard Light), which FPL Wyman proposed to acquire along with the Wyman generating units.

Any person desiring to be heard concerning the amended application for exempt wholesale generator status should file a motion to intervene or comments with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). The Commission will limit its consideration of comments to those that concern the adequacy or accuracy of the amended application. All such motions and comments should be filed on or before February 16, 1999, and must be served on the applicant. 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.

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

*Acting Secretary.*

[FR Doc. 99-3595 Filed 2-12-99; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RP99-218-000]

#### Kern River Gas Transmission Company; Notice of Petition for Grant of Expedited Limited Waivers of Tariff

February 9, 1999.

Take notice that on February 3, 1999, pursuant to Rule 207(a)(5) of the Commission's Rules of Practice and Procedure, 18 CFR 385.207(a)(5), Kern River Gas Transmission Company (Kern River) tendered for filing a petition for grant of expedited limited waivers of Section 17.1(b) (Gas Research Institute Surcharge) and Section 19 (Discounting Policy for Rates and Charges) of the General Terms and Conditions in its FERC Gas Tariff, First Revised Volume No. 1. Kern River seeks waiver of these tariff terms relating to the way certain discounts are accounted for with respect to the GRI reservation surcharge.

Kern River states that a copy of this filing has been served upon its jurisdictional customers and affected state regulatory commissions.

Any person desiring to be heard or to protest said filing should file a motion to intervene or a protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Sections 385.214 or 385.211 of the Commission's Rules and Regulations. All such motions or protests must be filed on or before February 16, 1999. 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 proceedings. 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 in the Public Reference Room.

**Linwood A. Watson, Jr.**

*Acting Secretary.*

[FR Doc. 99-3601 Filed 2-12-99; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. SA99-11-000]

#### Alf M. Landon; Notice of Petition for Adjustment

February 9, 1999.

Take notice that on January 12, 1999, Frank M. Rice (Rice), the attorney for

Alf M. Landon, a/k/a/ Alfred Mossman Landon (Landon), filed a petition for staff adjustment in Docket No. SA99-11-000, pursuant to section 502(c) of the Natural Gas Policy Act of 1978. Rice, on behalf of Landon and the Kansas University Endowment Association (KUEA), contends that neither Landon nor the KUEA owe the gas purchaser—Panhandle Eastern Pipe Line Company (Panhandle)—a refund under the Commission's September 10, 1997 order in docket No. RP97-369-000 *et al.*,<sup>1</sup> because the price that Panhandle paid to Landon and the KUEA, inclusive of the ad valorem tax reimbursements, was not in excess of the applicable maximum lawful price (MLP). The subject petition is on file with the Commission and open to public inspection.

The petition indicates: (1) that Panhandle served Landon with a \$32,944.63 refund claim; (2) that Panhandle purchased the gas produced from the Davis Unit, in Stevens County, Kansas, under a January 27, 1961 gas purchase contract (Contract No. 0538); (3) that Landon and D.E. Ackers were the co-owners of that unit, each with a 50% working interest in the unit; (4) that the KUEA became the successor-in-interest to D.E. Ackers' 50% working interest in the unit; (5) that Landon is deceased;<sup>2</sup> (6) that the price that Panhandle paid Landon and the KUEA, from 1983 through 1988, inclusive of the ad valorem tax reimbursements, was not in excess of the applicable MLP; and (7) that neither Landon, successor-in-interest to Landon, nor the KUEA owe a refund to Panhandle.

Rice adds that Panhandle terminated the subject gas purchase contract in January of 1991, and that one of the signers of the termination agreement, as a Seller, was the KUEA. Rice further asserts that K.S.A. 55-708(7) [a/k/a House Bill No. 2419] prohibits First Sellers such as Landon or the KUEA from taking action against royalty owners, or obtaining the ad valorem tax royalty refunds ordered by the FERC. Therefore, Rice contends that it would be inequitable to require Landon, Landon's successor(s) or the KUEA to make such refunds, when Kansas law prohibits them from attempting to obtain the refunds from the royalty owners.

Any person desiring to be heard or to make any protest with reference to said petition should on or before 15 days after the date of publication in the

<sup>1</sup> See: 80 FERC ¶ 61,264 (1997); order denying rehearing issued January 28, 1998, 82 FERC ¶ 61,058 (1998).

<sup>2</sup> The subject petition includes a copy of the death certificate for Alfred Mossman Landon [a/k/a Alf M. Landon], showing that he died on October 12, 1987.

**Federal Register** of this notice, file with the Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 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, 385.211, 385.1105, and 385.1106). 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 protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing must file a motion to intervene in accordance with the Commission's Rules.

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

*Acting Secretary.*

[FR Doc. 99-3602 Filed 2-12-99; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RP99-176-003]

#### Natural Gas Pipeline Company of America; Notice of Proposed Changes in FERC Gas Tariff

February 9, 1999.

Take notice that on February 4, 1999, Natural Gas Pipeline Company of America (Natural) tendered for filing as part of its FERC Gas Tariff, Sixth Revised Volume No. 1, Substitute Original Sheet No. 26A, to be effective February 1, 1999.

Natural states that the purpose of the filing is to implement a Negotiated Rate Formula transaction with NorAm Energy Services, Inc. pursuant to Section 49 of the General Terms and Conditions (GT&C) of Natural's Tariff. Natural states that this filing revises the Negotiated Rate Formula transaction previously submitted on February 2, 1999, at Docket No. RP99-176-002 to provide the clarity, accuracy and completeness of the Negotiated Rate Formula information required by Commission Policy.

Natural requested waiver of the Commission's Regulations and Section 49.1(e) of the GT&C of its Tariff to the extent necessary to permit the tendered tariff sheet to become effective February 1, 1999.

Natural states that copies of the filing are being mailed its customers, interested state regulatory agencies and all parties set out on the official service list at Docket No. RP99-176.

Any person desiring to protest this filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance with Section 385.211 of the Commission's Rules and Regulations. All such protests must be filed as provided in Section 154.210 of the Commission's Regulations. 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 proceedings. Copies of this filing are on file with the Commission and are available for public inspection in the Public Reference Room.

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

*Acting Secretary.*

[FR Doc. 99-3600 Filed 2-12-99; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. ER99-996-000]

#### PP&L, Inc.; Notice of Filing

February 9, 1999.

Take notice that on January 26, 1999, PP&L, Inc. (PP&L), tendered for filing a fully executed Service Agreement between PP&L and Central Vermont Public Service Corporation in above-referenced docket. This agreement replaces the partially executed Service Agreement filed with the Commission on December 24, 1998.

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 and protests should be filed on or before February 19, 1999. Protests will be considered by the Commission to determine the appropriate action to be taken, but will not serve to make protestants parties to the proceedings. 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.

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

*Acting Secretary.*

[FR Doc. 99-3635 Filed 2-12-99; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. PR99-8-000]

#### Providence Gas Company; Notice of Petition for Approval of Displacement Rate

February 9, 1999.

Take notice that on January 19, 1999, Providence Gas Company (Providence), located at 1000 Weybosset Street, Providence, Rhode Island 02903, a natural gas distribution utility, organized and existing under the laws of the State of Rhode Island, submitted a request for approval of displacement rate to provide firm displacement service to certain customers of Algonquin LNG, Inc. (ALNG). The request was made pursuant to its blanket certificate in Docket No. CP92-166 which authorizes Providence to engage in the sale, transportation, or assignment of natural gas subject to the Commission's jurisdiction under the Natural Gas Act to the same extent and in the same manner that intrastate pipelines are authorized to engage in such activities by Subparts C, D, and E of Part 284 of the Commission's regulations.

Providence proposes to provide displacement service under its existing limited jurisdiction blanket certificate in conjunction with ALNG's application in Docket No. CP99-113-000. Providence proposes to implement a monthly reservation charge of approximately \$1.20 per dekatherm. Providence states that under its blanket certificate it is now authorized to charge a 100% load factor rate of \$1.4926 per dekatherm, which would equate to a reservation charge of \$45.375 for firm service on a monthly basis.

Any person desiring to be heard or to make any protest with reference to said filing should file a motion to intervene or protest in accordance with Sections 385.211 and 385.214 of the Commission's Rules of Practice and Procedure. All such petitions or protests must be filed with the Secretary of the Commission on or before February 1999. This petition for rate approval is on file with the Commission and is available for public inspection at the Commission's Public Reference Office.

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

*Acting Secretary.*

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