

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Project No. 696-012]

**PacifiCorp; Notice of Petition for Declaratory Order**

June 14, 2001.

On March 15, 2001, PacifiCorp filed a petition for declaratory order regarding the American Fork Hydroelectric Project No. 6967. PacifiCorp requests that the Commission issue a declaratory order finding that PacifiCorp, as licensee of the American Fork Hydroelectric Project, enjoys a "perpetual license" for the project, and that consequently it is unnecessary for PacifiCorp to seek a new license for the project.<sup>1</sup> PacifiCorp asserts that issuance of a declaratory order is necessary in order to resolve uncertainty regarding whether a new license is required for continued operation of the project.

Any person desiring to be heard or to protest the petition should file comments, a protest, or motion to intervene in accordance with the requirements of the Commission's Rules of Practice and Procedure, 18 CFR 385.210, 385.211 and 385.214. In determining the appropriate action to be taken, the Commission will consider all protests and other comments, but only those who file a motion to intervene may become parties to the proceeding. Comments, protests, or motions to intervene must be filed by within 30 days following publication of this notice in the **Federal Register** and must bear in all capital letters the title "COMMENTS," "PROTEST," or "MOTION TO INTERVENE," as applicable, and Project No. 696-012.

Comments, protests and interventions may be filed electronically via the internet in lieu of paper. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's web site at <http://www.ferc.fed.us/efi/doorbell.htm>.

Send the filings (original and 8 copies) to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. Copies of the petition for declaratory order are on file with the Commission and are available for public inspection

<sup>1</sup> The original license for the project was issued to PacifiCorp's predecessor, Utah Power & Light Company, on November 24, 1975. PacifiCorp timely filed an application for a new license in October 1998, two years before October 31, 2000, the expiration date for its original license. By notice issued November 14, 2000, the Commission issued PacifiCorp an annual license for the project, and project operations are continuing pursuant to annual license, pending disposition of the relicensing application.

in Room 2A and may also be viewed on the web at <http://www.ferc.fed.us/online/rims.htm> (please call (202) 208-2222 for assistance).

Linwood A. Watson, Jr.,

*Acting Secretary.*

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**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Project No. 2342-012]

**PacifiCorp; Notice of Petition for Declaratory Order**

June 14, 2001.

On June 1, 2001, PacifiCorp filed a petition for declaratory order regarding the Condit Hydroelectric Project No. 2343. PacifiCorp requests the Commission to issue a declaratory order finding that the Commission has jurisdiction to entertain and grant the relief requested in PacifiCorp's pending application for Amendment of License and Approval of Offer of Settlement which was filed with the Commission on October 21, 1999. Specifically, PacifiCorp seeks a determination to clarify whether the Commission has the authority to extend the term of its original license through 2006 and to incorporate into the license terms and conditions relating to project decommissioning and removal of project facilities upon expiration of the extended license.<sup>1</sup>

Any person desiring to be heard or to protest the petition should file comments, protests, or motions to intervene in accordance with the requirements of the Commission's Rules of Practice and Procedure, 18 CFR 385.210, 385.211 and 385.214. In determining the appropriate action to be taken, the Commission will consider all protests and comments, but only those who file a motion to intervene may become parties to the proceeding. Comments, protests, or motions to intervene must be filed within 30 days from publication of this notice in the **Federal Register** and must bear in all capital letters the title "COMMENTS," "PROTEST," or "MOTION TO

<sup>1</sup> The original license for the project was issued to PacifiCorp's predecessor, Pacific Power and Light Company on December 20, 1968. PacifiCorp timely filed an application for new license in December 1991, two years before the December 31, 1993 expiration date for its original license. Since expiration of the original license, project operations have continued pursuant to annual license, pending disposition of the relicensing application.

INTERVENE," as applicable, and Project No. 2342-012.

Comments, protests and interventions may be filed electronically via the internet in lieu of paper. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's web site at <http://www.ferc.fed.us/efi/doorbell.htm>.

Send the filings (original and 8 copies) to: David P. Boergers, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. Copies of the petition for declaratory order are on file with the Commission and are available for public inspection in Room 2A and may be viewed on the web at <http://www.ferc.fed.us/online/rims.htm> (please call (202) 208-2222 for assistance).

Linwood A. Watson, Jr.,

*Acting Secretary.*

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**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Docket No. RP01-451-000]

**Panhandle Eastern Pipe Line Company; Notice of Proposed Changes in FERC Gas Tariff**

June 14, 2001.

Take notice that on June 8, 2001, Panhandle Eastern Pipe Line Company (Panhandle) tendered for filing as part of its FERC Gas Tariff, First Revised Volume No. 1, Eighth Revised No. 339, to be effective July 8, 2001.

Panhandle states that the purpose of this filing is to add a general statement in Section 27.7 of the General Terms and Conditions to address the "shipper must have title" rule and state that Panhandle will only provide service for others utilizing capacity acquired on another pipeline (off-system capacity) pursuant to its existing rates and tariff. Panhandle requests that the Commission grant a generic waiver of the "shipper must hold title" policy for any future service that Panhandle may provide utilizing off-system capacity.

Panhandle states that copies of this filing are being served on all affected customers and interested state regulatory agencies.

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, NE., Washington, DC 20426, in accordance with sections 385.214 or 385.211 of the Commission's