

requested an effective date of December 31, 2001.

A copy of this filing was served on the parties on the official service list in the above-referenced proceedings.

Comment date: July 20, 2001, in accordance with Standard Paragraph E at the end of this notice.

3. Entergy Services, Inc.

[Docket No. ER01-2491-000]

Take notice that on July 2, 2001, Entergy Services, Inc., on behalf of Entergy Arkansas, Inc., Entergy Gulf States, Inc., Entergy Louisiana, Inc., Entergy Mississippi, Inc., and Entergy New Orleans, Inc., (collectively, the Entergy Operating Companies) tendered for filing a Non-Firm Point-To-Point Transmission Service Agreement and a Short-Term Firm Point-To-Point Transmission Service Agreement both between Entergy Services, Inc., as agent for the Entergy Operating Companies, and ExxonMobil Refining & Supply Co.

Entergy Services requests that the service agreements become effective by June 14, 2001.

Comment date: July 23, 2001, in accordance with Standard Paragraph E at the end of this notice.

4. American Electric Power Service Corporation

[Docket No. ER01-2492-000]

Take notice that on July 2, 2001, the American Electric Power Service Corporation (AEPSC) tendered for filing two service agreements with Enron Power Marketing, Inc. for transactions exceeding one year in length by the AEP Companies under the Wholesale Market Tariff of the AEP Operating Companies (Power Sales Tariff). The Power Sales Tariff was accepted for filing effective October 10, 1997 and has been designated AEP Operating Companies' FERC Electric Tariff Original Volume No. 5 (Wholesale Tariff of the AEP Operating Companies) and FERC Electric Tariff Original Volume No. 8, Effective January 8, 1998 in Docket ER 98-542-000 (Market-Based Rate Power Sales Tariff of the CSW Operating Companies).

AEPSC respectfully requests waiver of notice to permit these service agreements to be made effective on or prior to July 1, 2001.

A copy of the filing was served upon the Parties and the State Utility Regulatory Commissions of Arkansas, Indiana, Kentucky, Louisiana, Michigan, Ohio, Oklahoma, Tennessee, Texas, Virginia and West Virginia.

Comment date: July 23, 2001, in accordance with Standard Paragraph E at the end of this notice.

5. Central Maine Power Company

[Docket No. ER01-2493-000]

Take notice that on July 2, 2001, Central Maine Power Company (CMP), tendered for filing with the Federal Energy Regulatory Commission (FERC), in accordance with section 1.18 of the settlement agreement approved in Docket Nos. ER00-26-000, et al., an informational filing containing the data used to update the formula rates in its open access transmission tariff. The charges associated with the updated data took effect June 1, 2001.

Copies of this filing were sent to FERC Staff and the Maine Public Utilities Commission.

Comment date: July 23, 2001, in accordance with Standard Paragraph E at the end of this notice.

6. Bethlehem Steel Corporation

[Docket No. ER01-2494-000]

Take notice that on July 2, 2001, Bethlehem Steel Corporation (Bethlehem) tendered for filing under Section 205 of the Federal Power Act an umbrella Service Agreement For Short-Term Sales between Bethlehem and PSEG Energy Resources & Trade LLC. The umbrella service agreement provides for sales of energy and capacity under Bethlehem's market-based rate schedule.

Bethlehem requests an effective date for the umbrella service agreement of June 1, 2001.

Comment date: July 23, 2001, in accordance with Standard Paragraph E at the end of this notice.

7. Niagara Mohawk Power Corporation

[Docket No. ER01-2495-000]

Take notice that on July 2, 2001, Niagara Mohawk Power Corporation (Niagara Mohawk) tendered for filing an Interconnection Agreement between Niagara Mohawk Power Corporation and Allegany Limited Partnership for a 2 MW internal combustion generating facility located in the Town of Carrollton, Cattaraugus County, New York, dated as of June 29, 2001. The filing has been designated by the New York Independent System Operator as FERC Electric Rate Schedule No. 311 and Niagara Mohawk has asked for approval of same as a Service Agreement.

Niagara Mohawk requests an effective date of July 13, 2001.

Comment date: July 23, 2001, in accordance with Standard Paragraph E at the end of this notice.

Standard Paragraph

E. Any person desiring to be heard or to protest such 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 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. This filing may also be viewed on the web at <http://www.ferc.gov> using the "RIMS" link, select "Docket#" and follow the instructions (call 202-208-2222 for assistance). 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 under the "e-Filing" link.

David P. Boergers,

Secretary.

[FR Doc. 01-17541 Filed 7-12-01; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

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

July 9, 2001.

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:* 12056-000.

c. *Date Filed:* June 25, 2001.

d. *Applicant:* Trinity River Authority of Texas.

e. *Name of Project:* Livingston Dam Project.

f. *Location:* The proposed project would be located on an existing dam owned by the applicant, on the Trinity River, in San Jacinto, Polk, Walker, and Trinity Counties, Texas. The project would not utilize any federal facilities.

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

h. *Applicant Contact:* Mr. Danny F. Vance, General Manager, Trinity River Authority of Texas, 5300 South Collins Street, P.O. Box 60, Arlington, TX 76010, (817) 467-4343.

i. *FERC Contact*: Robert Bell at (202) 219-2806.

j. *Deadline for filing motions to intervene, protests and comments*: 60 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. Comments, motions to intervene, and protests may be electronically filed 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.gov/efi/doorbell.htm>. Please include the project number (P-12056-000) on any comments or motions filed.

The Commission's Rules of Practice and Procedure require all interveners filing documents with the Commission to serve a copy of that document on each person in the official service list for the project. Further, if an intervener files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

k. *Competing Application*: Project No. 11997-000, Date Filed: April 23, 2001, Due Date: August 7, 2001.

l. *Description of Project*: The proposed project would consist of: (1) The existing 14,400-foot-long Livingston Dam, varying in height from 45 to 90 feet, (2) the existing reservoir having a surface area of 83,000 acres with a storage capacity of 1,750,000 acre-feet and normal water surface elevation of 131 feet msl, (3) a proposed 800-foot-long, 250-foot-wide, 25-foot-deep headrace canal, (4) a proposed 1,000-foot-long, 45-foot-high earth embankment, (5) a proposed intake structure, (6) four proposed 450-foot-long, two 15.5-foot-diameter and two at 19-foot-diameter steel penstocks, (7) a proposed powerhouse containing four generating units having a total installed capacity of 50 MW, (8) a proposed 2,000-foot-long, 135-foot-wide, 69-foot-deep tailrace canal, (9) a proposed 2-mile-long, 138 kV transmission line, and (10) appurtenant facilities.

The project would have an annual generation of 178 GWh.

m. *Locations of the application*: Copies of this filing are on file with the Commission and are available for public inspection. This filing may be viewed on the Commission's web site at <http://www.ferc.gov> using the "RIMS" link, select "Docket #" and follow the instructions ((202) 208-2222 for assistance). 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 under the "e-Filing" link.

n. *Preliminary Permit—Public notice* of the filing of the initial preliminary permit application, which has already been given, established the due date for filing competing preliminary permit applications or notices of intent. Any competing preliminary permit or development application or notice of intent to file a competing preliminary permit or development application must be filed in response to and in compliance with the public notice of the initial preliminary permit application. No competing applications or notices of intent to file competing applications may be filed in response to this notice. A competing license application must conform with 18 CFR 4.30 (b) and 4.36.

o. *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.

p. *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.

q. *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, NE., 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.

r. *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. 01-17542 Filed 7-12-01; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Office of Hearings and Appeals

Proposed Implementation of Special Refund Procedures

AGENCY: Office of Hearings and Appeals, Department of Energy.

ACTION: Notice of Proposed Implementation of Special Refund Procedures.

SUMMARY: The Office of Hearings and Appeals (OHA) of the Department of Energy (DOE) announces the proposed procedures for the disbursement of \$6,672,934, plus accrued interest, in refined petroleum overcharges obtained by the DOE pursuant to a remedial order OHA issued to Hudson Oil Company, Inc., Case No. VEF-0011. The OHA has tentatively determined that the funds will be distributed in accordance with the provisions of 10 CFR Part 205, Subpart V.

DATES: Comments must be filed in duplicate on or before August 13, 2001.

ADDRESSES: Comments should be addressed to the Office of Hearings and Appeals, Department of Energy, 1000 Independence Ave., SW., Washington, DC 20585-0107. All comments should display a reference to Case No. VEF-0011.

FOR FURTHER INFORMATION CONTACT: Richard A. Cronin, Jr. Assistant Director, Office of Hearings and Appeals, 1000 Independence Ave., SW.,