

### 8. Virginia Electric and Power Company

[Docket No. ER02-154-000]

Take notice that on October 23, 2001, Virginia Electric and Power Company (Dominion Virginia Power) tendered for filing Notice of Termination of Service Agreement with Constellation Power Source, Inc. designated as First Revised Service Agreement No. 114 under FERC Electric Tariff, Third Revised Volume 4.

Dominion Virginia Power respectfully requests an effective date of November 5, 2001.

Copies of the filing were served upon Constellation Power Source, Inc., the Virginia State Corporation Commission and the North Carolina Utilities Commission.

*Comment date:* November 13, 2001, in accordance with Standard Paragraph E at the end of this notice.

### 9. Virginia Electric and Power Company

[Docket No. ER02-155-000]

Take notice that on October 23, 2001, Virginia Electric and Power Company (Dominion Virginia Power) tendered for filing Notice of Termination of Service Agreement with Duke Energy Trading and Marketing, L.L.C. (formerly Pan Energy Power Services, Inc.) designated as First Revised Service Agreement No. 67 under FERC Electric Tariff, Third Revised Volume 4.

Dominion Virginia Power respectfully requests an effective date of November 5, 2001.

Copies of the filing were served upon Duke Energy Trading and Marketing, L.L.C. (formerly Pan Energy Power Services, Inc.), the Virginia State Corporation Commission and the North Carolina Utilities Commission.

*Comment date:* November 13, 2001, in accordance with Standard Paragraph E at the end of this notice.

### 10. Wisconsin Public Service Corporation

[Docket No. ER02-157-000]

Take notice that on October 23, 2001, Wisconsin Public Service Corporation (WPSC) tendered for filing its proposed Rate Schedule No. 63, consisting of a six-year renewal lease of a feeder bay in WPSC's Cranberry Substation and related feeder facilities to Eagle River Light & Water Utility (Eagle River). The lease was approved under section 203 of the Federal Power Act by an order issued on September 21, 2001 in Docket No. EC01-135-000.

WPSC requests that the proposed rate schedule become effective on October 24, 2001, the date of the commencement of the six-year renewal of the lease.

WPSC states that it has sent copies of the proposed rate schedule to Eagle River, the Public Service Commission of Wisconsin, the Michigan Public Service Commission, and Wisconsin Public Power, Inc.

*Comment date:* November 13, 2001, in accordance with Standard Paragraph E at the end of this notice.

### 11. Mountain View Power Partners II, LLC

[Docket No. ER02-158-000]

Take notice that on October 23, 2001, Mountain View Power Partners II, LLC (Mountain View) tendered for filing with the Federal Energy Regulatory Commission (Commission) a service agreement for power sales (Service Agreement) with its affiliate, PG&E Energy Trading-Power, L.P. (PGET) as required by the Commission in its letter Order of April 16, 2001. See Mountain View Power Partners II, LLC, Docket No. ER01-1336-000 (delegated letter order issued April 16, 2001) (Section 205 Letter Order). See also Prior Notice and Filing Requirements Under Part II of the Federal Power Act, 64 FERC ¶ 61,139 clarified, 65 FERC ¶ 61,081 (1993) (permitting non-marketer public utilities with umbrella form of service agreements on file with the Commission to file individual, executed service agreements with the Commission within thirty days of commencing service). The Service Agreement commits Mountain View to sell capacity, energy and ancillary services to PGET at market-based rates according to its FERC Electric Tariff No. 1.

*Comment date:* November 13, 2001, in accordance with Standard Paragraph E at the end of this notice.

### 12. Florida Power & Light Company

[Docket No. OA96-39-007]

Take notice that on October 24, 2001, Florida Power & Light Company (FPL) filed with the Federal Energy Regulatory Commission (Commission) a refund compliance report in connection with the December 10, 1998 settlement agreement between FPL, Florida Municipal Power Agency and Seminole Electric Cooperative, Inc., which the Commission approved by a letter order issued September 13, 2001, in the above-captioned docket.

FPL states that a copy of this filing has been served on the official service list in the above-captioned docket as well as the other dockets listed in the letter order.

*Comment date:* November 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. 01-27531 Filed 11-1-01; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Application for Transfer of License and Soliciting Comments, Motions To Intervene, and Protests

October 26, 2001.

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

a. *Application Type:* Transfer of License.

b. *Project No:* 9988-012.

c. *Date Filed:* July 9, 2001, supplemented July 30, 2001, and October 1, 2001.

d. *Applicants:* Spartan Mills, Mr. Peter L. Tourtellot, Receiver, and the Augusta Canal Authority.

e. *Name of Project:* John P. King Mill.

f. *Location:* The project is located on the Augusta Canal and the Savannah River in Richmond County, Georgia. The project does not occupy Federal or Tribal land.

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

h. *Applicant Contact*: Ms. Beth E. Harris, CHI Energy, Inc., P.O. Box 8597, Greenville, SC 29604, (864) 281-9630 ext. 105.

i. *FERC Contact*: Mr. James Hunter, (202) 219-2839.

j. *Deadline for filing comments and or motions*: December 5, 2001.

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, 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.

Please include the project number (P-9988-012) on any comments or motions filed.

k. *Description of Proposal*: The applicants propose a transfer of the license for Project No. 9988 from Spartan International, Inc., also known as Spartan Mills (Spartan), the current licensee, by and through Mr. Peter L. Tourtellot, Receiver, to the Augusta Canal Authority. The transfer is being sought in connection with a judicial foreclosure proceeding initiated by General Electric Capital Corporation against Spartan. On October 1, 2001, the Governor of Georgia signed legislation giving the Augusta Canal Authority the authority to operate hydropower projects.

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, DC 20426, or by calling (202) 208-1371. 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). A copy is also available for inspection and reproduction at the address in item (h) above.

m. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

n. 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, 385.211, 385.214. 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.

o. 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. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

p. 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,**

*Secretary.*

[FR Doc. 01-27533 Filed 11-1-01; 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

October 26, 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*: 12116-000.

c. *Date Filed*: September 5, 2001.

d. *Applicant*: Public Utility District No. 1 of Franklin County.

e. *Name of Project*: Esquatzel Hydroelectric Project.

f. *Location*: The proposed project would be located approximately 9 miles northwest of Pasco at the termination of the Esquatzel Wasteway into the Columbia River in Franklin County, Washington. The project will require the use of an existing irrigation wasteway administered by the U.S. Bureau of Reclamation (BOR) and would be contained entirely on federal lands.

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

h. *Applicant Contact*: Mr. Kenneth A. Sugden, Manager, Public Utility District No. 1 of Franklin County, 1411 W. Clark, Pasco, WA 99302-2407, Telephone: (509) 547-5591.

i. *FERC Contact*: Mr. Lynn R. Miles, Sr. (202) 219-2671.

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, 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.

Please include the Project Number (12116-000) on any comments, protest, 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. *Description of Project*: The proposed project would utilize the BOR's existing Esquatzel Wasteway and would not require a new or existing dam. The project would consist of: (1) a 54-inch diameter 1,800-foot long steel penstock, (2) a powerhouse with an installed capacity of 2,000 kW, (3) a 13.8 kv transmission line approximately 1,000 feet long, and (4) appurtenant facilities. The project would have an annual generation of 7.2 GWh.

l. Copies of this filing are on file with the Commission and are available for public inspection. 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). A copy is also available for inspection and reproduction at the address in item h above.

m. 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