

firm delivery points. The service will be offered on a seasonal basis: November to March (winter service) or April to October (summer service). The rate for Firm Hourly Service will be an incremental rate based on the cost of the lease proposed in Docket No. CP01-8-000 plus the cost of purchasing gas at Beverly, Massachusetts, the primary receipt point under the lease. This incremental rate is in lieu of Texas Eastern's original proposal to rely on a reduction in storage cost credits to cover the lease costs. Texas Eastern has included Pro Forma Tariff Sheet Nos. 651-653. These sheets replace Pro Forma Tariff Sheet No. 685 which was filed in the original application. Texas Eastern states that these tariff sheets set out the proposed incremental rates and the terms and conditions of the Firm Hourly Service. As proposed in the original filing in Docket No. CP01-8-000, Texas Eastern states that its customers will have the right to transport gas on an interruptible basis using the leased capacity to the extent the lease is not being utilized for Firm Hourly Service.

Any questions regarding the application should be directed to Steven E. Tillman, Director of Regulatory Affairs, Texas Eastern Transmission Corporation, P.O. Box 1642, Houston, Texas 77251-1642 at 713-627-5113.

Any person desiring to be heard or to make any protest with reference to said application should on or before November 19, 2001, file with the Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426, a motion to intervene or protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214) and the regulations under the NGA (18 CFR 157.10). 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 the protestants parties to the proceeding. Any person wishing to become a party in any proceeding must file a motion to intervene in accordance with the Commission's rules.

A person obtaining intervenor status will be placed on the service list maintained by the Secretary of the Commission and will receive copies of all documents issued by the Commission, filed by the applicant, or filed by all other intervenors. An intervenor can file for rehearing of any Commission order and can petition for court review of any such order.

However, an intervenor must serve copies of comments or any other filing it makes with the Commission to every other intervenor in the proceeding, as

well as filing an original and 14 copies with the Commission.

A person does not have to intervene, however, in order to have comments considered. A person, instead, may submit two copies of such comments to the Secretary of the Commission. Commenters will be placed on the Commission's environmental mailing list, will receive copies of environmental documents, and will be able to participate in meetings associated with the Commission's environmental review process. Commenters will not be required to serve copies of filed documents on all other parties. However, commenters will not receive copies of all documents filed by other parties or issued by the Commission, and will not have the right to seek rehearing or appeal the Commission's final order to a Federal court.

The Commission will consider all comments and concerns equally, whether filed by commenters or those requesting intervenor status.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Commission by sections 7 and 15 of the NGA and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission or its designee on this application if no motion to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that the proposal is required by the public convenience and necessity. If a motion for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure provide for, unless otherwise advised, it will be unnecessary for Texas Eastern to appear or to be represented at the hearing.

**David P. Boergers,**

*Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 2631]

#### Woronoco Hydro LLC; Notice of Authorization for Continued Project Operation

October 29, 2001.

On August 1, 1999, Woronoco Hydro LLC, licensee for the Woronoco Project No. 2631 (in a May 22, 2001 Order, the Commission approved the transfer of the project from International Paper Company to Woronoco Hydro LLC and substitution of Woronoco Hydro LLC as the relicense applicant), filed an application for a new or subsequent license pursuant to the Federal Power Act (FPA) and the Commission's regulations thereunder. Project No. 2631 is located on the Westfield River in Hampden County, Massachusetts.

The license for Project No. 2631 was issued for a period ending September 1, 2001. Section 15(a)(1) of the FPA, 16 U.S.C. 808(a)(1), requires the Commission, at the expiration of a license term, to issue from year to year an annual license to the then licensee under the terms and conditions of the prior license until a new license is issued, or the project is otherwise disposed of as provided in section 15 or any other applicable section of the FPA. If the project's prior license waived the applicability of section 15 of the FPA, then, based on section 9(b) of the Administrative Procedure Act, 5 U.S.C. 558(c), and as set forth at 18 CFR 16.21(a), if the licensee of such project has filed an application for a subsequent license, the licensee may continue to operate the project in accordance with the terms and conditions of the license after the minor or minor part license expires, until the Commission acts on its application. If the licensee of such a project has not filed an application for a subsequent license, then it may be required, pursuant to 18 CFR 16.21(b), to continue project operations until the Commission issues someone else a license for the project or otherwise orders disposition of the project.

If the project is subject to section 15 of the FPA, notice is hereby given that an annual license for Project No. 2631 is issued to Woronoco Hydro LLC for a period effective September 2, 2001, through September 1, 2002, or until the issuance of a new license for the project or other disposition under the FPA, whichever comes first. If issuance of a new license (or other disposition) does not take place on or before September 2, 2002, notice is hereby given that,

pursuant to 18 CFR 16.18(c), an annual license under section 15(a)(1) of the FPA is renewed automatically without further order or notice by the Commission, unless the Commission orders otherwise.

If the project is not subject to section 15 of the FPA, notice is hereby given that Woronoco Hydro LLC is authorized to continue operation of the Woronoco Project No. 2631 until such time as the Commission acts on its application for subsequent license.

**David P. Boergers,**

*Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. ER01-2566-003, et al.]

#### Public Service Company of New Mexico, et al., Electric Rate and Corporate Regulation Filings

October 26, 2001.

Take notice that the following filings have been made with the Commission:

##### 1. Public Service Company of New Mexico

[Docket No. ER01-2566-003]

Take notice that on October 23, 2001, Public Service Company of New Mexico (PNM) submitted for filing an amendment to its October 22, 2001 filing in this proceeding. The amendment consists of an executed signature page for the amended version of the Wholesale Requirements Power Sale and Services Agreement (Agreement) between PNM and Texas-New Mexico Power Company (TNMP) filed by PNM in this proceeding, designated as Substitute Service Agreement No. 28 under PNM's FERC Electric Tariff, First Revised Volume No. 3.

Copies of this filing have been served upon TNMP, Southwestern Public Service Company, and the New Mexico Public Regulation Commission.

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

##### 2. Combined Locks Energy Center, LLC

[Docket No. ER01-2659-002]

Take notice that on October 23, 2001, Combined Locks Energy Center, L.L.C. (CLEC), filed an amendment to its application for market-based rate authority pursuant to the Commission's

deficiency letter issued on October 5, 2001.

CLEC respectfully requests that the Commission grant an effective date of October 17, 2001, the date CLEC began producing and selling test power.

Copies of the filing were served upon the public utility's jurisdictional customers, Public Service Commission of Wisconsin.

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

##### 3. Florida Power Corporation

[Docket No. ER01-2918-001]

Take notice that on October 23, 2001, Florida Power Corporation (FPC) tendered for filing a revised Market-Based Wholesale Power Sales Tariff, FERC Electric Tariff, Second Revised Volume No. 8 (Revised Tariff) to comply with an unpublished letter order issued by the Commission on September 25, 2001 in the above-captioned proceeding (Letter Order). The Revised Tariff has been revised to specifically comport with designation requirements set forth in Order No. 614.

The Letter Order allows the Revised Tariff to become effective as of August 24, 2001.

Copies of the filing were served upon FPC's customers receiving service under the Revised Tariff and the Florida Public Service Commission.

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

##### 4. South Carolina Electric & Gas Company

[Docket No. ER01-3087-000]

Take notice that on October 23, 2001 South Carolina Electric & Gas Company (SCE&G) submitted a correction to the service agreement with North Carolina Electric Membership Corporation that SCE&G filed on September 19, 2001 in the above referenced docket.

SCE&G states that the only change made in this filing is to correct the name of the issuing officer that appears on the cover page to this agreement. Accordingly, SCE&G continues to request an effective date of August 8, 2001.

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

##### 5. Virginia Electric and Power Company

[Docket No. ER02-150-000]

Take notice that on October 23, 2001, Virginia Electric and Power Company (Dominion Virginia Power) tendered for filing with the Federal Energy

Regulatory Commission (Commission), a Notice of Termination of Service Agreement with Enron Power Marketing, Inc. designated as First Revised Service Agreement No. 1 under FERC Electric Tariff, Third Revised Volume 4.

Dominion Virginia Power respectfully requests an effective date of November 6, 2001.

Copies of the filing were served upon Enron Power Marketing, 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.

##### 6. Virginia Electric and Power Company

[Docket No. ER02-151-000]

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 Aquila Energy Marketing Corporation (formerly Aquila Power Corporation) designated as First Revised Service Agreement No. 51 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 Aquila Energy Marketing Corporation (formerly Aquila Power Corporation), 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.

##### 7. Virginia Electric and Power Company

[Docket No. ER02-153-000]

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 CMS Marketing, Services and Trading Company designated as First Revised Service Agreement No. 104 under FERC Electric Tariff, Third Revised Volume 4.

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

Copies of the filing were served upon CMS Marketing, Services and Trading Company, 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.