

DEPARTMENT OF ENERGY**Federal Energy Regulatory Commission**[Docket No. EG01-279-000, *et al.*]**PSEG Power Midwest LLC, *et al.*;
Electric Rate and Corporate Regulation Filings**

August 16, 2001.

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

1. PSEG Power Midwest LLC

[Docket No. EG01-279-000]

On August 14, 2001, PSEG Power Midwest LLC (PSEG Midwest), with its principal office at 80 Park Plaza, Newark, NJ 07102, filed with the Federal Energy Regulatory Commission an application for determination of exempt wholesale generator status pursuant to Part 365 of the Commission's regulations.

PSEG Midwest is a limited liability company organized under the laws of the State of Delaware. PSEG Midwest will be engaged directly, or indirectly through a Section 2(a)(11)(B) affiliate, and exclusively in operating two gas-fired generating facilities; selling electric energy at wholesale and engaging in project development activities with respect thereto. The Facilities to be operated by PSEG Midwest will consist of an 850 MW natural gas-fired generating facility and an 1150 MW natural gas-fired generating facility.

Comment date: September 6, 2001, in accordance with Standard Paragraph E at the end of this notice. The Commission will limit its consideration of comments to those that concern the adequacy or accuracy of the application.

2. Hermiston Generating Company, L.P.

[Docket No. ER01-2159-001]

Take notice that on August 10, 2001, Hermiston Generating Company, L.P. (Hermiston) submitted for filing, in compliance with an order issued on July 27, 2001 by the Commission's Division of Corporate Applications in the above-captioned proceeding, a revised FERC Rate Schedule No. 3, and an alternative revised FERC Rate Schedule No. 3. Hermiston also filed a request for waivers and blanket authorizations with respect to its share of the current electrical output of an electric generating facility located in Hermiston, Oregon.

Comment date: August 31, 2001, in accordance with Standard Paragraph E at the end of this notice.

3. American Electric Power Service Corporation

[Docket No. ER01-2819-000]

Take notice that on August 10, 2001, the American Electric Power Service Corporation (AEPSC) tendered for filing an executed Interconnection Agreement between Southwestern Electric Power Company and Eastex Cogeneration Limited Partnership. The agreement is pursuant to the AEP Companies' Open Access Transmission Service Tariff (OATT) that has been designated as the Operating Companies of the American Electric Power System FERC Electric Tariff Revised Volume No. 6, effective June 15, 2000.

AEP requests an effective date of August 31, 2001. Copies of AEP's filing have been served upon Eastex Cogeneration Limited Partnership and the Public Utility Commission of Texas.

Comment date: August 31, 2001, in accordance with Standard Paragraph E at the end of this notice.

4. UtiliCorp United Inc.

[Docket No. ER01-2820-000]

Take notice that on August 10, 2001, UtiliCorp United Inc. (UtiliCorp), filed with the Commission, pursuant to Section 205 of the Federal Power Act, 16 U.S.C. 824d, and Part 35 of the Commission's regulations, 18 CFR 35, an Interconnection Agreement between UtiliCorp United Inc. d/b/a WestPlains Energy-Kansas and Gray County Wind Energy, LLC dated as of July 16, 2001. The Interconnection Agreement is filed as Service Agreement No. 103 to UtiliCorp's FERC Electric Tariff, Third Revised Volume No. 26 (the open access transmission tariff of UtiliCorp's WestPlains Energy-Kansas division).

Comment date: August 31, 2001, in accordance with Standard Paragraph E at the end of this notice.

5. Central Illinois Light Company

[Docket No. ER01-2821-000]

Take notice that Central Illinois Light Company (CILCO), 300 Liberty Street, Peoria, Illinois 61602, on August 10, 2001 tendered for filing with the Commission a substitute Index of Point-To-Point Transmission Service Customers under its Open Access Transmission Tariff and one service agreement for one new customer, Axia Energy, LP. Copies of the filing were served on the affected customer and the Illinois Commerce Commission.

CILCO requested an effective date of July 10, 2001 for the service agreement.

Comment date: August 31, 2001, in accordance with Standard Paragraph E at the end of this notice.

6. Indiana Michigan Power Company

[Docket No. ER01-2823-000]

Take notice that, on August 10, 2001, Indiana Michigan Power Company (I&M) tendered for filing with the Commission revised electric service agreements with the following customers: City of Auburn, Indiana; Town of Avilla, Indiana; City of Bluffton, Indiana; City of Garrett, Indiana; City of Gas City, Indiana; City of Mishawaka, Indiana; Town of New Carlisle, Indiana; City of Niles, Michigan; Village of Paw Paw, Michigan; South Haven, Michigan; and Warren, Indiana. The revised agreements contain new provisions that extend the period during which I&M has agreed to forego any rate increase and addresses burden of proof and cost-of-service issues pertaining to merger-related savings and costs. I&M requests an effective date of October 10, 2001, for the revised agreements.

I&M states that a copy of its filing was served upon counsel for the eleven customers, the Indiana Utility Regulatory Commission and the Michigan Public Service Commission.

Comment date: August 31, 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. 01-21110 Filed 8-21-01; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

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

August 16, 2001.

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

a. *Type of Application:* Original Major License.

b. *Project No.:* P-12020-000.

c. *Date filed:* May 14, 2001.

d. *Applicant:* Marseilles Hydro Power, LLC.

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

f. *Location:* On the Illinois River, in the Town of Marseilles, La Salle County, Illinois. The project affects 0.6 acres of public lands owned by the U.S. Army Corps of Engineers.

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

h. *Applicant Contact:* Mr. Loyal Gake, P.E., Marseilles Hydro Power, LLC, 116 State Street, P.O. Box 167, Neshkoro, WI 54960.

i. *FERC Contact:* Steve Kartalia, (202) 219-2942 or stephen.kartalia@FERC.fed.us.

j. *Deadline for filing motions to intervene and protests:* 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.

The Commission's Rules of Practice require all intervenors filing documents with the Commission to serve a copy of that document on each person on the official service list for the project. Further, if an intervenor 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.

Interventions and protests 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 (<http://www.ferc.gov>) under the "e-Filing" link.

link.

k. The application is not ready for environmental analysis at this time.

l. The Marseilles Hydroelectric Project utilizes the Marseilles Dam and Reservoir which is owned and operated by the U.S. Army Corps of Engineers. The existing run-of-river project consists of: (1) A 55-foot-high by 40-foot-wide by 229-foot-long reinforced concrete powerhouse, housing thirteen generating units for a total installed capacity of 4,745-kW; (2) a head gate structure consisting of a fixed dam approximately 95 feet long on the left (west) side and two steel 15-foot-high and 60-foot-wide gates on the right (east) side; (3) the North Channel Headrace which is approximately 2,730-foot-long, 15-foot-deep, and varies between 800-to 200-foot-wide and conveys water from the head gates to the powerhouse; (4) a new 210-foot-long trash racks along the upstream side of the forebay area set at 10-degree angle in 18 feet of water with an additional set of 40-foot-long trash racks along the wall between the turbine forebay and the sluiceway on the right (west) side of the powerhouse and set vertically in 15 feet of water; and (5) appurtenant facilities.

The applicant proposes to rebuild the project in two phases: (a) In the first phase, seven generating units will be restored to operation; and (b) in the second phase, the remaining six generating units will be restored. The total project capacity will be 4,745 kW with an annual average generation of 34,000 MWh.

m. 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 2-A, Washington, D.C. 20426, or by calling (202) 208-1371. The application may be viewed on <http://www.ferc.fed.us/online/rims.htm> (call (202) 208-2222 for assistance). A copy is also available for inspection and reproduction at the address in item h above.

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

Development Application—Public notice of the filing of the initial development application, which has already been given, established the due date for filing competing applications or notices of intent. Under the Commission's regulations, any competing development application must be filed in response to and in compliance with public notice of the initial development application. No

competing applications or notices of intent may be filed in response to this notice.

Protests or Motions to Intervene—Anyone may submit a protest or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, 385.211, and 385.214. In determining the appropriate action to take, the Commission will consider all protests 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 protests or motions to intervene must be received on or before the specified deadline date for the particular application.

Filing and Service of Responsive Documents—The application is not ready for environmental analysis at this time; therefore, the Commission is not now requesting comments, recommendations, terms and conditions, or prescriptions.

When the application is ready for environmental analysis, the Commission will issue a public notice requesting comments, recommendations, terms and conditions, or prescriptions.

All filings must (1) bear in all capital letters the title "PROTEST" or "MOTION TO INTERVENE;" (2) set forth in the heading the name of the applicant and the project number of the application to which the filing responds; (3) furnish the name, address, and telephone number of the person protesting or intervening; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. Agencies may obtain copies of the application directly from the applicant. Any of these documents must be filed by providing the original and the number of copies required 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 Environmental and Engineering Review, Office of Energy Projects, Federal Energy Regulatory Commission, at the above address. A copy of any protest or motion to intervene must be served upon each representative of the applicant specified in the particular application.

David P. Boergers,
Secretary.

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