

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission****[Docket No. ER97-3056-000]****R. Hadler and Company, Inc.; Notice of Issuance of Order**

October 31, 1997.

R. Hadler and Company, Inc. (Hadler) filed an application for authorization to engage in the wholesale sale and brokering of capacity and energy at market-based rates, and for certain waivers and authorizations. In particular, Hadler requested that the Commission grant blanket approval under 18 CFR Part 34 of all future issuances of securities and assumptions of liabilities by Hadler. On October 17, 1997, the Commission issued an Order Conditionally Accepting for Filing Proposed Market-Based Rates (Order), in the above-docketed proceeding.

The Commission's October 17, 1997 Order granted the request for blanket approval under Part 34, subject to the conditions found in Ordering Paragraphs (D), (E), and (G):

(D) Within 30 days of the date of this order, any person desiring to be heard or to protest the Commission's blanket approval of issuances of securities or assumptions of liabilities by Hadler should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., 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.

(E) Absent a request to be heard within the period set forth in Ordering Paragraph (D) above, Hadler is hereby authorized to issue securities and assume obligations or liabilities as guarantor, endorser, surety or otherwise in respect of any security of another person; provided that such issue or assumption is for some lawful object within the corporate purposes of Hadler, compatible with the public interest, and reasonably necessary or appropriate for such purposes.

(G) The Commission reserves the right to modify this order to require a further showing that neither public nor private interests will be adversely affected by continued Commission approval of Hadler's issuances of securities or assumptions of liabilities. \* \* \*

Notice is hereby given that the deadline for filing motions to intervene or protests, as set forth above, is November 17, 1997.

Copies of the full text of the Order are available from the Commission's Public

Reference Branch, 888 First Street, N.E., Washington, DC 20426.

**Lois D. Cashell,***Secretary.*

[FR Doc. 97-29255 Filed 11-4-97; 8:45 am]

BILLING CODE 6717-01-M

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission****[Docket No. ER97-3954-000]****Unicom Power Marketing, Inc.; Notice of Issuance of Order**

October 31, 1997.

Unicom Power Marketing, Inc. (Unicom) filed an application for authorization to engage in the wholesale sale of electric capacity and energy at market-based rates, and for certain waivers and authorizations. In particular, Unicom requested that the Commission grant blanket approval under 18 CFR Part 34 of all future issuances of securities and assumptions of liabilities by Unicom. On October 17, 1997, the Commission issued an Order Accepting for Filing Proposed Market-Based Rates (Order), in the above-docketed proceeding.

The Commission's October 17, 1997 Order granted the request for blanket approval under Part 34, subject to the conditions found in Ordering Paragraphs (D), (E), and (G):

(D) Within 30 days of the date of this order, any person desiring to be heard or to protest the Commission's blanket approval of issuances of securities or assumptions of liabilities by Unicom should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure, 18 CFR 385.211 and 385.214.

(E) Absent a request to be heard within the period set forth in Ordering Paragraph (D) above, Unicom is hereby authorized to issue securities and assume obligations and liabilities as guarantor, endorser, surety or otherwise in respect of any security of another person; provided that such issue or assumption is for some lawful object within the corporate purposes of Unicom, compatible with the public interest, and reasonably necessary or appropriate for such purposes.

(G) The Commission reserves the right to modify this order to require a further showing that neither public nor private interests will be adversely affected by continued Commission approval of

Unicom's issuances of securities or assumptions of liabilities \* \* \*.

Notice is hereby given that the deadline for filing motions to intervene or protests, as set forth above, is November 17, 1997.

Copies of the full text of the Order are available from the Commission's Public Reference Branch, 888 First Street, N.E., Washington, D.C. 20426.

**Lois D. Cashell,***Secretary.*

[FR Doc. 97-29252 Filed 11-4-97; 8:45 am]

BILLING CODE 6717-01-M

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission****[Docket No. ER98-151-000, et al.]****Bangor Hydro-Electric Company, et al.; Electric Rate and Corporate Regulation Filings**

October 30, 1997.

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

**1. Bangor Hydro-Electric Company**

[Docket No. ER98-151-000]

Take notice that on October 14, 1997, Bangor Hydro-Electric Company filed an executed service agreement for non-firm point-to-point transmission service with the New York State Electric & Gas Corporation.

*Comment date:* November 14, 1997, in accordance with Standard Paragraph E at the end of this notice.

**2. Old Dominion Electric Cooperative v. Public Service Electric and Gas Company**

[Docket No. EL98-6-000]

Take notice that on October 27, 1997, Old Dominion Electric Cooperative (ODEC) filed a Complaint against Public Service Electric and Gas Company (PSE&G). ODEC requests that the Commission: (1) modify the 1992 Agreement for a bundled ten year sale of 150 MW by PSE&G to ODEC in order to unbundle and remove the transmission cost component in PSE&G's bundled capacity rates; (2) transfer delivery of the sale transaction from the 1992 Agreement on a bundled basis to the presently-effective and applicable PJM open access Tariff; (3) order a reduction in PSE&G's capacity rates to ODEC to reflect a change in circumstances in PSE&G's cost of service to ODEC; and (4) grant ODEC's motion to summarily reject a surcharge billed to ODEC by PSE&G under the 1992 Agreement that is unauthorized by such.

*Comment date:* December 1, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 3. Central Vermont Public Service Corporation

[Docket No. ER98-152-000]

Take notice that on October 14, 1997, Central Vermont Public Service Corporation (Central Vermont), tendered for filing a Service Agreement with Aquila Power Corporation under its FERC Electric Tariff No. 5. The tariff provides for the sale by Central Vermont of power, energy, and/or resold transmission capacity at or below Central Vermont's fully allocated costs.

Central Vermont requests waiver of the Commission's Regulations to permit the service agreement to become effective on October 13, 1997.

*Comment date:* November 14, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 4. Duquesne Light Company

[Docket No. ER98-153-000]

Take notice that on October 15, 1997, Duquesne Light Company (DLC) filed a Service Agreement dated October 1, 1997, with NP Energy under DLC's FERC Coordination Sales Tariff (Tariff). The Service Agreement adds NP Energy as a customer under the Tariff. DLC requests an effective date of October 1, 1997, for the Service Agreement.

*Comment date:* November 14, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 5. Arizona Public Service Company

[Docket No. ER98-154-000]

Take notice that on October 15, 1997, Arizona Public Service Company (APS or Company) tendered for filing Cancellation of Wholesale Power Agreement between and the Arizona Power Authority (APA) (APS-FPC Rate Schedule No. 59).

APS requests that this cancellation become effective September 30, 1997.

*Comment date:* November 14, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 6. Arizona Public Service Company

[Docket No. ER98-155-000]

Take notice that on October 15, 1997, Arizona Public Service Company (APS), tendered for filing Service Agreements under APS' FERC Electric Tariff, Original Volume No. 3, with Koch Energy Trading Inc., (Koch).

A copy of this filing has been served on the Arizona Corporation Commission and Koch.

*Comment date:* November 14, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 7. Arizona Public Service Company

[Docket No. ER98-156-000]

Take notice that on October 15, 1997, Arizona Public Service Company (APS), tendered for filing a Service Agreement to provide Non-Firm Point-to-Point Transmission Service under APS' Open Access Transmission Tariff with Pacific Gas & Electric Company, Cook Inlet Energy Supply LP, Entergy Power Marketing Corp., and Tractebel Energy Marketing, Inc.

A copy of this filing has been served on Pacific Gas & Electric Company, Cook Inlet Energy Supply LP, Entergy Power Marketing Corp., Tractebel Energy Marketing, Inc., the California Public Utilities Commission and the Arizona Corporation Commission.

*Comment date:* November 14, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 8. The Detroit Edison Company

[Docket No. ER98-157-000]

Take notice that on October 15, 1997, The Detroit Edison Company (Detroit Edison), tendered for filing Service Agreements for wholesale power sales transactions (the Service Agreements) under Detroit Edison's Wholesale Power Sales Tariff (WPS-1), FERC Electric Tariff No. 4, together with 1997 Electric Supply Agreements detailing the terms and conditions (the Electric Supply Agreements) under which such transactions will take place, between Detroit Edison and the following Customers:

Customer	Date of service agreement
City of Croswell, Michigan	Aug. 28, 1997.
Village of Sebewaing, Michigan.	Mar. 12, 1997.
Thumb Electric Cooperative.	May 21, 1997.

The parties have not engaged in any transactions under the Service Agreements as of the date of this filing. The Electric Supply Agreements provide that service will commence on November 1, 1997. Detroit Edison requests that the Service Agreements be made effective as of November 1, 1997.

*Comment date:* November 14, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 9. Arizona Public Service Company

[Docket No. ER98-159-000]

Take notice that on October 15, 1997, Arizona Public Service Company (APS), tendered for filing Service Agreements to provide umbrella short-term Firm Point-to-Point Transmission Service under APS' Open Access Transmission

Tariff with Pacific Gas & Electric Company, Cook Inlet Energy Supply, LP, and Salt River Project.

A copy of this filing has been served on Pacific Gas & Electric Company, Cook Inlet Energy Supply, LP, and Salt River Project, the California Public Utilities Commission and the Arizona Corporation Commission.

*Comment date:* November 14, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 10. Public Service Electric and Gas Company

[Docket No. ER98-160-000]

Take notice that on October 15, 1997, Public Service Electric and Gas Company (PSE&G) of Newark, New Jersey, tendered for filing an agreement for the sale of capacity and energy to NUI Energy Brokers, Inc. (NUI) pursuant to the PSE&G Wholesale Power Market Based Sales Tariff, presently on file with the Commission.

PSE&G further requests waiver of the Commission's Regulations such that the agreement can be made effective as of September 16, 1997.

Copies of the filing have been served upon NUI and the New Jersey Board of Public Utilities.

*Comment date:* November 14, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 11. The Dayton Power and Light Company

[Docket No. ER98-161-000]

Take notice that on October 15, 1997, The Dayton Power and Light Company (Dayton), submitted a service agreement and supplement to the service agreement establishing Constellation Power Source as a customer under the terms of Dayton's Market-Based Sales Tariff.

Dayton requests an effective date of one day subsequent to this filing for the service agreement. Accordingly, Dayton requests waiver of the Commission's notice requirements. Copies of the filing were served upon CPS and the Public Utilities Commission of Ohio.

*Comment date:* November 14, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 12. Virginia Electric and Power Company

[Docket No. ER98-163-000]

Take notice that on October 15, 1997, Virginia Electric and Power Company (Virginia Power), tendered for filing a Service Agreement for Non-Firm Point-to-Point Transmission Service with Western Resources, Inc., under the Open Access Transmission Tariff to

Eligible Purchasers dated July 9, 1996. Under the tendered Service Agreement, Virginia Power will provide non-firm point-to-point service to the Transmission Customer under the rates, terms and conditions of the Open Access Transmission Tariff.

Copies of the filing were served upon Western Resources, Inc., the Virginia State Corporation Commission and the North Carolina Utilities Commission.

*Comment date:* November 14, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 13. Virginia Electric and Power Company

[Docket No. ER98-164-000]

Take notice that on October 15, 1997, Virginia Electric and Power Company (Virginia Power), tendered for filing Service Agreements for Firm Point-to-Point Transmission Service with Carolina Power and Light, Western Resources, Inc., PECO Energy Company and Citizens Power Sales under the Open Access Transmission Tariff to Eligible Purchasers dated July 9, 1996. Under the tendered Service Agreement, Virginia Power will provide firm point-to-point service to the Transmission Customers under the rates, terms and conditions of the Open Access Transmission Tariff.

Copies of the filing were served upon Carolina Power and Light, Western Resources, Inc., PECO Energy Company and Citizens Power Sales, the Virginia State Corporation Commission and the North Carolina Utilities Commission.

*Comment date:* November 14, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 14. PacifiCorp

[Docket No. ER98-165-000]

Take notice that on October 15, 1997, PacifiCorp, tendered for filing in accordance with 18 CFR Part 35 of the Commission's Rules and Regulations, Non-Firm Point-To-Point Transmission Service Agreements with Kansas City Power & Light Company and Western Resources (Western) and Short-Term Firm Point-To-Point Transmission Service Agreements with Western and PacifiCorp's Merchant Function under PacifiCorp's FERC Electric Tariff, First Revised Volume No. 11.

Copies of this filing were supplied to the Washington Utilities and Transportation Commission and the Public Utility Commission of Oregon.

A copy of this filing may be obtained from PacifiCorp's Regulatory Administration Department's Bulletin Board System through a personal computer by calling (503) 464-6122 (9600 baud, 8 bits, no parity, 1 stop bit).

*Comment date:* November 14, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 15. Southern Indiana Gas and Electric Company

[Docket No. ER98-166-000]

Take notice that on October 15, 1997, Southern Indiana Gas and Electric Company (SIGECO), tendered for filing three (3) service agreements for market based rate power sales under its Market Based Rate Tariff with the following entities:

1. Proliance Energy, LLC
2. QST Energy Trading, Inc.
3. Southern Illinois Power Cooperative

Copies of the filing were served upon each of the parties to the service agreements.

*Comment date:* November 14, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 16. Public Service Electric and Gas Company

[Docket No. ER98-167-000]

Take notice that on October 15, 1997, Public Service Electric and Gas Company (PSE&G), of Newark, New Jersey, tendered for filing an agreement for the sale of capacity and energy to EnerZ Corporation (EnerZ), pursuant to the PSE&G Wholesale Power Market Based Sales Tariff, presently on file with the Commission.

PSE&G further requests waiver of the Commission's Regulations such that the agreement can be made effective as of September 16, 1997.

Copies of the filing have been served upon EnerZ and the New Jersey Board of Public Utilities.

*Comment date:* November 14, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 17. Public Service Electric and Gas Company

[Docket No. ER98-168-000]

Take notice that on October 15, 1997, Public Service Electric and Gas Company (PSE&G), of Newark, New Jersey, tendered for filing an agreement for the sale of capacity and energy to Sonat Power Marketing L.P. (Sonat), pursuant to the PSE&G Wholesale Power Market Based Sales Tariff, presently on file with the Commission.

PSE&G further requests waiver of the Commission's Regulations such that the agreement can be made effective as of September 16, 1997.

Copies of the filing have been served upon Sonat and the New Jersey Board of Public Utilities.

*Comment date:* November 14, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 18. Southern Indiana Gas and Electric Company

[Docket No. ER98-169-000]

Take notice that on October 15, 1997, Southern Indiana Gas and Electric Company (SIGECO), tendered for filing three (3) service agreements for non-firm transmission service under Part II of its Transmission Services Tariff with the following entities:

1. Proliance Energy, LLC
2. QST Energy Trading, Inc.
3. Southern Illinois Power Cooperative

Copies of the filing were served upon each of the parties to the service agreements.

*Comment date:* November 14, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 19. Jersey Central Power & Light Company, Metropolitan Edison Company, Pennsylvania Electric Company

[Docket No. ER98-170-000]

Take notice that on October 15, 1997, Jersey Central Power & Light Company, Metropolitan Edison Company and Pennsylvania Electric Company (d/b/a GPU Energy), filed an executed Service Agreement between GPU Energy and CNG Retail Services Corporation (Peoples Plus) (CRS), dated October 14, 1997. This Service Agreement specifies that CRS has agreed to the rates, terms and conditions of GPU Energy's Operating Capacity and/or Energy Sales Tariff (Sales Tariff) designated as FERC Electric Tariff, Original Volume No. 1. The Sales Tariff was accepted by the Commission by letter order issued on February 10, 1995, in *Jersey Central Power & Light Co., Metropolitan Edison Co. and Pennsylvania Electric Co.*, Docket No. ER95-276-000 and allows GPU Energy and CRS to enter into separately scheduled transactions under which GPU Energy will make available for sale, surplus operating capacity and/or energy at negotiated rates that are no higher than GPU Energy's cost of service.

GPU Energy requests a waiver of the Commission's notice requirements for good cause shown and an effective date of October 14, 1997, for the Service Agreement.

GPU Energy has served copies of the filing on regulatory agencies in New Jersey and Pennsylvania.

*Comment date:* November 14, 1997, in accordance with Standard Paragraph E at the end of this notice.

### Standard Paragraph

E. Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the

Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 18 CFR 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.

**Lois D. Cashell,**

*Secretary.*

[FR Doc. 97-29249 Filed 11-4-97; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Major License

October 30, 1997.

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

- a. *Type of Application:* Major License.
- b. *Project No.:* 11157-001.
- c. *Dated filed:* October 28, 1994, and amended on October 25, 1996.
- d. *Applicant:* Rugraw, Inc.
- e. *Name of Project:* Lassen Lodge.
- f. *Location:* On the South Fork Battle Creek, in Tehama County, CA.
- g. *Filed Pursuant to:* Federal Power Act 16 U.S.C. §§ 791(a)-825(r).
- h. *Applicant Contact:* Mr. James B. Tompkins, Tompkins and Associates, 16464 Plateau Circle, Redding, CA 96001, (916) 243-0103.
- i. *FERC Contact:* Héctor M. Pérez at (202) 219-2843.
- j. The project would consist of: (1) A new 5-foot-high, 80-foot-long reinforced concrete with existing natural features (large boulders, etc.) diversion structure about 1,800 feet upstream of the Old Highway No. 36 bridge, with an overflow crest elevation of 4,310.5 feet mean sea level (msl) impounding a small pool with negligible capacity with an operating surface elevation of 4,310 feet msl; (2) an intake structure with trashracks, fish screens, and fish passage facilities at the south embankment; (3) a 19,200-foot-long underground penstock composed of a low pressure polyethylene 42-inch-diameter section and high-pressure steel 36-inch-diameter section; (4) a powerhouse with

an installed capacity of 7 megawatts; (5) a 10-mile-long, 60-kilovolt transmission line; (6) a 55-foot-long reinforced concrete box culvert tailrace; and (7) other appurtenances.

k. Deadline for protests, interventions, competing applications and notices of intent: January 20, 1998.

l. *Status of Environmental Analysis:* This application is not ready for environmental analysis at this time—see attached paragraph D8.

m. With this notice, we are initiating consultation with the State Historic Preservation Officer (SHPO), as required by § 106, National Historic Preservation Act, and the regulations of the Advisory Council on Historic Preservation, 36 CFR 800.4.

n. This notice also consists of the following standard paragraph: A2, A9, B1, and D8.

o. *Available Locations of Application:* A copy of the application, as amended, is available for inspection and reproduction at the Commission's Public Reference and Files Maintenance Branch, located at 888 First Street N.E., Washington D.C. 20426, or by calling (202) 208-1371. A copy is also available for inspection and reproduction at the address shown in item h above.

A2. Development Application—Any qualified applicant desiring to file a competing application must submit to the Commission, on or before the specified deadline date for the particular application, a competing development application, or a notice of intent to file such an application. Submission of a timely notice of intent allows an interested person to file the competing development application no later than 120 days after the specified deadline date for the particular application. Applications for preliminary permits will not be accepted in response to this notice.

A9. Notice of intent—A notice of intent must specify the exact name, business address, and telephone number of the prospective applicant, and must include an unequivocal statement of intent to submit, if such an application may be filed, either a preliminary permit application or a development application (specify which type of application). A notice of intent must be served on the applicant(s) named in this public notice.

B1. 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.

D8. 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," "NOTICE OF INTENT TO FILE COMPETING APPLICATION," or "COMPETING APPLICATION" (2) set forth in the heading the name of the applicant and the project 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, N.E., Washington, D.C. 20426. An additional copy must be sent to Director, Division of Project Review, Office of Hydropower Licensing, 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.

**Linwood A. Watson, Jr.,**

*Acting Secretary.*

[FR Doc. 97-29193 Filed 11-4-97; 8:45 am]

BILLING CODE 6717-01-M

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-5916-9]

**Toxic Chemicals; Request for Contractor Access to TSCA CBI; Submission of ICR No. 1250.05 to OMB; Agency Information Collection Activities**

**AGENCY:** Environmental Protection Agency (EPA).