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

*Acting Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket Nos. ER01-1557-000 and ER01-1557-001]

#### Rail Energy of Montana, LLC; Notice of Issuance of Order

August 10, 2001.

Rail Energy of Montana, LLC (Rail Energy) submitted for filing a rate schedule under which Rail Energy will engage in wholesale electric power and energy transactions at market-based rates. Rail Energy also requested waiver of various Commission regulations. In particular, Rail Energy requested that the Commission grant blanket approval under 18 CFR Part 34 of all future issuances of securities and assumptions of liability by Rail Energy.

On June 22, 2001, pursuant to delegated authority, the Director, Division of Corporate Applications, Office of Markets, Tariffs and Rates, granted requests for blanket approval under Part 34, subject to the following:

Within thirty days of the date of the order, any person desiring to be heard or to protest the blanket approval of issuances of securities or assumptions of liability by Rail Energy 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).

Absent a request to be heard in opposition within this period, Rail Energy is authorized to issue securities and assume obligations or liabilities as a guarantor, indorser, surety, or otherwise in respect of any security of another person; provided that such issuance or assumption is for some lawful object within the corporate purposes of Rail Energy and compatible with the public interest, and is

reasonably necessary or appropriate for such purposes.

The Commission reserves the right to require a further showing that neither public nor private interests will be adversely affected by continued approval of Rail Energy's issuances of securities or assumptions of liability.

Notice is hereby given that the deadline for filing motions to intervene or protests, as set forth above, is September 10, 2001.

Copies of the full text of the Order are available from the Commission's Public Reference Branch, 888 First Street, NE., Washington, DC 20426. The Order 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.

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

*Acting Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket Nos. RP01-445-001 and CP97-26-004]

#### Trunkline LNG Company; Notice of Offer of Settlement

August 10, 2001.

Take notice that on August 1, 2001, pursuant to Rule 602 of the Commission's Rules of Practice and Procedure (Rule 602), Trunkline LNG Company (TLNG) tendered for filing an Offer of Settlement (Proposed Settlement) with respect to the proceedings in Docket Nos. RP01-445-000<sup>1</sup> and CP97-26-000.<sup>2</sup> TLNG states that no aspect of the proceedings

<sup>1</sup> TLNG's filing in Docket No. RP01-445-000 is a rate study justifying its currently effective rates that TLNG filed with the Commission to comply with Ordering Paragraph (D) of the Commission's November 3, 1997 Order Issuing Certificate, Trunkline LNG Company, 81 FERC ¶ 61,147 (1997), as clarified by the Commission's February 27, 1998 Order Denying Rehearing, 82 FERC ¶ 61,198 (1998).

<sup>2</sup> The proceeding in Docket No. CP97-26-000 resulted in the Commission's issuance of a Certificate under Subpart G of Part 284 of the Commission's Regulations, authorizing TLNG to provide firm and interruptible LNG terminalling service. See: November 3, 1997 Order Issuing Certificate, Trunkline LNG Company, 81 FERC ¶ 61,147 (1997), as clarified by the Commission's February 27, 1998 Order Denying Rehearing, 82 FERC ¶ 61,198 (1998).

affected by the Proposed Settlement are pending before an Administrative Law Judge. TLNG asserts that, in view of this, as provided by Rule 602, its Proposed Settlement should be transmitted by the Office of the Secretary to the Commission. TLNG's filing includes a Stipulation and Agreement, copies of pro forma tariff sheets setting forth the changes proposed to TLNG's currently effective tariff sheets, a separate explanatory statement, and a statement of references to testimony, exhibits, decision, and other matters relevant to the Proposed Settlement.

The Proposed Settlement is sponsored jointly by TLNG and TLNG's only two long-term firm customers—BG LNG Services, Inc. (BG LNG) and Duke Energy LNG Sales, Inc. (Duke LNG). If approved by the Commission, the Proposed Settlement will take effect January 1, 2002 and extend until the year 2022. TLNG states that the Proposed Settlement provides for a substantial reduction in its rates, and that the reduced rates will not be subject to change and will remain in effect until the year 2015.

A copy of the Settlement is on file with the Commission and is available for public inspection in the Public Reference Room. The Settlement may be viewed on the web at <http://www.ferc.fed.us/online/rims.htm> (call 202-208-2222 for assistance).

In accordance with Section 385.602(f), initial comments are due by August 21, 2001, and any reply comments are due by August 31, 2001.

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

*Acting Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 2077]

#### USGen New England, Inc.; Notice of Authorization for Continued Project Operation

August 10, 2001.

On July 29, 1999, USGen New England, Inc., licensee for the Fifteen Mile Falls Project No. 2077, filed an application for a new or subsequent license pursuant to the Federal Power Act (FPA) and the Commission's regulations thereunder. Project No. 2077 is located on the Connecticut River in Grafton and Coos Counties, New