

Currently Identified Environmental Issues

We have already identified several issues that we think deserve attention based on a preliminary review of the proposed facilities and the environmental information provided by Steuben. Keep in mind that this is a preliminary list. The list of issues may be added to, subtracted from, or changed based on your comments and our analysis. Issues are:

- The project would cross three perennial streams: Mud Hollow Brook, the Canisteo River, an unnamed tributary of the Canisteo River.
- The 12-inch-diameter header would be constructed within Catatunk Road and Canisteo River Road between approximately mileposts 1 and 2.6 (see appendix 1).
- About 25 acres of upland forest would be disturbed.
- A 3,284 horsepower compressor station would be constructed adjacent to Steuben's existing Adrian Compressor Station which may increase existing sound levels.

In addition, the following concerns were raised in response to our March 3 Notice:

- The EA should include standards required for slope stabilization and erosion control during and after pipeline construction.
- Prime agricultural lands should be identified.
- Restoration should include monitoring of agricultural lands.
- Fishery resources of the streams crossed should be identified.
- The EA should identify any threatened or endangered species potentially found along the proposed route.
- Safety features to ensure that no gas leaks during all aspects of operation should be described.
- All residences potentially affected during construction should be identified.
- All active or abandoned hazardous waste sites should be identified.

Public Participation

You can make a difference by sending a letter addressing your specific comments or concerns about the project. You should focus on the potential environmental effects of the proposal, alternatives to the proposal (including alternative routes), and measures to avoid or lessen environmental impact. The more specific your comments, the more useful they will be. Please follow the instructions below to ensure that your comments are received and properly recorded:

- Address your letter to: Lois Cashell, Secretary, Federal Energy Regulatory Commission, 825 North Capitol St., N.E., Washington, D.C. 20426;
- Reference Docket No. CP95-119-001;
- Send a copy of your letter to: Mr. Howard J. Wheeler, EA Project Manager, Federal Energy Regulatory Commission, 825 North Capitol St., N.E., Room 7312, Washington, D.C. 20426; and
- Mail your comments so that they will be received in Washington, D.C. on or before June 12, 1995.

If you wish to receive a copy of the EA, you should request one from Mr. Wheeler at the above address.

Becoming an Intervenor

In addition to involvement in the EA scoping process, you may want to become an official party to the proceeding or become an "intervenor". Among other things, intervenors have the right to receive copies of case-related Commission documents and filings by other intervenors. Likewise, each intervenor must provide copies of its filings to all other parties. If you want to become an intervenor you must file a Motion to Intervene according to Rule 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.214) (see appendix 2).

The date for filing timely motions to intervene in this proceeding has passed. Therefore, parties now seeking to file late interventions must show good cause, as required by section 385.214(b)(3), why this time limitation should be waived. Environmental issues have been viewed as good cause for late intervention. You do not need intervenor status to have your scoping comments considered.

Additional information about the proposed project is available from Mr. Howard Wheeler, EA Project Manager, at (202) 208-2299.

Lois D. Cashell,

Secretary.

[FR Doc. 95-11725 Filed 5-11-95; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. CP95-464-000, et al.]

Continental Natural Gas, Inc., et al.; Natural Gas Certificate Filings

May 4, 1995.

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

1. Continental Natural Gas, Inc. Complainant, vs. Colorado Interstate Gas Company Respondent

[Docket No. CP95-464-000]

Take notice that on May 3, 1995, Continental Natural Gas Company

(Continental), 1400 South Boston, Tulsa, Oklahoma 74119, filed with the Commission in Docket No. CP95-464-000 a complaint, motion for a cease and desist order, and a motion for order directing physical interconnections pursuant to Rule 206 of the Commission's Rules of Practice and Procedure, against Colorado Interstate Gas Company (CIG) (Respondent), alleging violations of the Natural Gas Act (NGA); Section 7(b)—Unauthorized abandonment of facilities and services, Section 7(c)—Unauthorized modification of facilities, and Section 284 of the Commission Regulations—discrimination in favor of its non-jurisdictional processing affiliate, all as more fully set forth in the complaint which is on file with the Commission and open to public inspection.

Continental, an Oklahoma corporation with its principal place of business in Tulsa, Oklahoma, engaged in the gathering, processing and marketing of natural gas, is also a gathering and transportation customer on CIG's system and operates a natural gas processing plant connected to CIG's system.

CIG, a Delaware corporation, with principal place of business in Colorado Springs, Colorado, is engaged in the business of gathering and interstate transmission of natural gas. CIG's system stretches from Texas to Wyoming.

Continental requests that the Commission direct CIG to cease and desist in its plans to reconfigure the Mocane Compressor Station and direct CIG to provide Continental with the requested mainline and gathering interconnections necessary to continue the needed compression at the Mocane Station. Continental states that its Warren processing plant is located on CIG's mainline, immediately downstream from the Mocane Compressor Station (also on CIG's mainline) in Beaver County, OK, which is essential to ensuring access to gas supply for the Warren plant. Continental alleges that CIG plans to abandon (without Commission approval) a significant portion of the compression at the Mocane Station and to appropriate such compression (modification) for the primary benefit of its non-jurisdictional processing affiliate. Continental states that the abandonment of that compression will significantly reduce the throughput capability of the Mocane Station and will cause severe harm to Continental.

As explained by Continental, Continental has requested that CIG provide it with certain mainline and gathering interconnects in order to maintain as well as maximize current

and future access to the gas supply behind the Mocane Gathering System. However, CIG has withheld authorization for these interconnects, as asserted by Continental, but CIG has recently provided similar interconnections to CIG's processing affiliate. Continental states that CIG has offered no explanation for such discrimination. As a result, Continental requests that the Commission (1) direct CIG to cease and desist in its plans to reconfigure the Mocane Compressor Station and (2) direct CIG to provide Continental with the requested mainline and gathering interconnections.

Comment date: June 5, 1995, in accordance with the first paragraph of Standard Paragraph F at the end of this notice.

2. Transwestern Pipeline Company

[Docket No. CP95-70-001]

Take notice that on May 1, 1995, Transwestern Pipeline Company (Transwestern), Post Office Box 1188, Houston, Texas 77251-1188 filed an amendment (Amendment) to its original application in Docket No. CP95-770-000, which was filed pursuant to Section 7(b) of the Natural Gas Act for permission and approval to abandon certain facilities by transfer to Transwestern Gathering Company (TGC), a wholly-owned subsidiary of Transwestern.¹ Transwestern states that the Amendment incorporates minor revisions and corrections to ensure consistency among the captioned proceeding, Transwestern's refunctionalization proceeding in Docket No. CP94-254 and Transwestern's abandonment proceeding in Docket No. CP94-751, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Transwestern states that, in response to a June 7, 1994, data request from the Commission in the refunctionalization proceeding, it conducted an in-depth review and analysis of each facility in its entire system, resulting in a different functionalization of the facilities from that originally filed. It is stated that the response was filed September 6, 1994.

On October 3, 1994, Transwestern states that it supplemented its data response by making some substantial, but mostly miscellaneous corrections and revisions to the refunctionalization of facilities. On November 14, 1994, Transwestern contends that it again

supplemented its data response with a summary on its proposed adjustments to plant and depreciation resulting from the refunctionalization proposed in the data response.

Also on November 14, 1994, Transwestern submits that it filed an application in Docket No. CP95-70-000 proposing to spindown certain compression, plants, metering, dehydration and pipeline facilities, along with certain agreements and services, by transfer to TGC. Essentially, Transwestern proposed to spindown to TGC all of its facilities functionalized as gathering in the refunctionalization proceeding.

On December 5, 1994, Transwestern filed a Petition for Declaratory Order in Docket No. CP95-112-000 seeking the Commission to declare that upon completion of the acquisition by TGC of the facilities being spun down from Transwestern, such facilities and the services provided through them would be exempt from Commission jurisdiction.

Subsequent to the filing of the spindown, Transwestern contends that it was determined that certain minor revisions and corrections were required to the application in this proceeding.

Comment date: May 25, 1995, in accordance with Standard Paragraph F at the end of this notice.

3. Transwestern Pipeline Company

[Docket No. CP94-254-001]

Take notice that on May 1, 1995, Transwestern Pipeline Company (Transwestern), P. O. Box 1188, Houston, Texas 77251-1188, filed in Docket No. CP94-254-001 an amendment (Amendment) to its original application filed in the captioned proceeding on February 25, 1994 pursuant to Sections 7(b) and (c) of the Natural Gas Act for a certificate of public convenience and necessity and abandonment authorization relating to the proposed refunctionalization of certain facilities from production and gathering to transmission and from transmission to production and gathering, respectively. Transwestern states that it filed the Amendment to fully incorporate the functionalization of facilities proposed in its data response filed on September 6, 1994, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Transwestern states that, in response to a June 7, 1994, data request from the Commission, it conducted an in-depth review and analysis of each facility in its entire system, resulting in a different functionalization of the facilities from

that originally filed. It is stated that the response was filed September 6, 1994.

On October 3, 1994, Transwestern states that it supplemented its data response by making some substantial, but mostly miscellaneous corrections and revisions to the refunctionalization of facilities. On November 14, 1994, Transwestern contends that it again supplemented its data response with a summary on its proposed adjustments to plant and depreciation resulting from the refunctionalization proposed in the data response.

Also on November 14, 1994, Transwestern submits that it filed an application in Docket No. CP95-70-000 proposing to spindown certain compression, plants, metering, dehydration and pipeline facilities, along with certain agreements and services, by transfer to Transwestern Gathering Company (TGC). Essentially, Transwestern proposed to spindown to TGC all of its facilities functionalized as gathering in the refunctionalization proceeding.

On December 5, 1994, Transwestern filed a Petition for Declaratory Order in Docket No. CP95-112-000 seeking the Commission to declare that upon completion of the acquisition by TGC of the facilities being spun down from Transwestern, such facilities and the services provided through them would be exempt from Commission jurisdiction.

Transwestern states that the refunctionalization of facilities contained in the data response is fully consistent with the Commission's primary function test. In addition, it is stated that the refunctionalization proposed in the data response is the basis of the spindown to TGC. Therefore, to avoid confusion, to ensure consistency among the refunctionalization, spindown and petition for declaratory order and to ensure a consistent Commission record, Transwestern requests that its original application in the refunctionalization proceeding be amended to fully incorporate the functionalization of facilities proposed in Transwestern's data response, as amended.

Comment date: May 25, 1995, in accordance with Standard Paragraph F at the end of this notice.

4. Mississippi River Transmission Corporation NorAm Field Services Corp.

[Docket No. CP95-376-000]

Take notice that on April 28, 1995 Mississippi River Transmission Corporation (MRT) 9900 Clayton Road, St. Louis, Missouri 63124, and NorAm Field Services Corp. (NFS) 525 Milam,

¹ Transwestern states that the facilities which are proposed to be transferred to TGC mirror the facilities which are identified in the data response filed on September 6, 1994, in Docket No. CP94-254-000 (Refunctionalization Proceeding).

Shreveport, Louisiana 71101, jointly filed in Docket No. CP95-376-000 an application pursuant to Section 7(b) and Rule 207. MRT is proposing to abandon by sale and transfer, certain gathering facilities to, its affiliate, NFS. NFS is petitioning the Commission for a declaratory order, wherein the Commission declines to assert jurisdiction over the gathering facilities once the facilities become the property of NFS, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, pursuant to Section 7(b) of the Natural Gas Act, MRT proposes to abandon by sale to NFS, four discrete, certificated gathering systems which MRT states are remote from its transmission system. The four gathering systems are: Mills Ranch in Wheeler County, Texas; Little Washita in Grady County, Oklahoma; North Reydon in Roger Mills County, Oklahoma; and Southwest New Liberty in Beckham County, Oklahoma. In addition, pursuant to Rule 207 of the Commission's Rules of Practice and Procedure, 18 CFR 385.207, MRT and NFS petition the Commission for an order declaring that the facilities are exempt from Commission regulations under Section 1(b) of the Natural Gas Act.

MRT states that because the gathering facilities are remote from its transmission system, they are not integral to MRT's operations in the post-restructuring environment. It is further stated that although all of the facilities have been certificated, they have historically been functionalized as gathering facilities for ratemaking purposes, and that such facilities clearly qualify as gathering facilities under the modified primary function test. It is averred that NFS is engaged in the business of providing exclusively non-jurisdictional gathering services in competition with producers, gatherers and intrastate pipelines; and that NFS will operate the facilities in essentially the same manner as they have been operated by MRT. It is stated that the net book value of the subject facilities as of December 31, 1994 was \$810,430.

Comment date: May 25, 1995, in accordance with Standard Paragraph F at the end of this notice.

5. Transwestern Pipeline Company

[Docket No. CP94-751-002]

Take notice that on May 1, 1995, Transwestern Pipeline Company (Transwestern), Post Office Box 1188, Houston, Texas 77251-1188 filed an amendment (Amendment) to its original application in Docket No. CP94-751-

000, which was filed pursuant to Section 7(b) of the Natural Gas Act for an order granting permission and approval to abandon certain facilities. Transwestern states that the Amendment reflects the sale of certain facilities to third parties, the determination that certain of the facilities have already been abandoned and the determination that gas is currently flowing through certain of the wellhead facilities, all as more fully set forth in the amendment which is on file with the Commission and open to public inspection.

It is stated that in the process of analyzing Transwestern's system in response to the May 27, 1994 series of gathering orders issued by the Commission and while preparing for further proceedings in Transwestern's refunctionalization proceeding in Docket No. CP94-254-000, it was discovered that certain field facilities, including compressors, plants, meters, dehydrators and miscellaneous associated facilities are no longer used and useful or are uneconomical or otherwise unnecessary for continued operation of the pipeline. Therefore, Transwestern states that it filed the original abandonment application on August 30, 1994. Transwestern determined that it would be most practical and efficient to first seek an order authorizing the abandonment of facilities in Docket No. CP94-751-000 before seeking the refunctionalization of Transwestern's remaining facilities in Docket No. CP94-254-000. Transwestern states that it felt that this sequencing would avoid the necessity of needlessly determining the facilities primary function when they were proposed to be abandoned.

Transwestern states that it has now been determined that certain additional revisions are necessary to the application in Docket No. CP94-751-000 to reflect the sale of certain facilities to third parties, the determination that certain of the facilities have already been abandoned and the determination that gas is currently flowing through certain of the wellhead facilities.

On November 14, 1994, Transwestern submits that it filed an application in Docket No. CP95-70-000 proposing to spindown certain compression, plants, metering, dehydration and pipeline facilities, along with certain agreements and services, by transfer to Transwestern Gathering Company (TGC). Essentially, Transwestern proposed to spindown to TGC all of its facilities functionalized as gathering in the refunctionalization proceeding.

On December 5, 1994, Transwestern filed a Petition for Declaratory Order in

Docket No. CP95-112-000 seeking the Commission to declare that upon completion of the acquisition by TGC of the facilities being spun down from Transwestern, such facilities and the services provided through them would be exempt from Commission jurisdiction. In general, Transwestern contends that where facilities are removed from the instant abandonment application to be sold to third parties, such facilities are included in an amendment to Transwestern's spindown proceeding in Docket No. CP95-70-000 filed concurrently and will be accordingly spindown to TGC prior to the sale to a third party.

Comment date: May 25, 1995, in accordance with Standard Paragraph F at the end of this notice.

Standard Paragraphs

F. Any person desiring to be heard or to make any protest with reference to said application should on or before the comment date, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a motion to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the Natural Gas Act (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 to a proceeding or to participate as a party in any hearing therein must file a motion to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Energy Regulatory Commission by Sections 7 and 15 of the Natural Gas Act 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 a grant of the certificate and/or permission and approval for the proposed abandonment are 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 herein provided for, unless otherwise advised, it will be

unnecessary for applicant to appear or be represented at the hearing.

Lois D. Cashell,
Secretary.

[FR Doc. 95-11711 Filed 5-11-95; 8:45 am]
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[Project No. 2035 Colorado]

City and County of Denver; Notice of Intent to File an Application for a New License

May 8, 1995.

Take notice that City and County of Denver, the existing licensee for the Gross Reservoir Hydroelectric Project No. 2035, also known as Reservoir #22, filed a timely notice of intent to file an application for a new license, pursuant to 18 CFR 16.6 of the Commission's Regulations. The original license for Project No. 2035 was issued effective May 1, 1950, and expires April 30, 2000.

The project is located on South Boulder Creek in Boulder County, Colorado. The principal works of the Gross Project include a dam and a reservoir with a capacity of 41,811 acre-feet designed primarily to supply water to Denver for municipal purposes. Also licensed, but not constructed, are a conduit 18,500 feet long, a powerhouse with a capacity of about 10,500 horsepower, a substation and a connection to a transmission line owned by the Public Service Company of Colorado.

Pursuant to 18 CFR 16.7, the licensee is required henceforth to make available certain information to the public. This information is now available from the licensee at Central Records, Denver Water, 1600 W. 12th Ave., Denver, CO 80254.

Pursuant to 18 CFR 16.8, 16.9 and 16.10, each application for a new license and any competing license applications must be filed with the Commission at least 24 months prior to the expiration of the existing license. All applications for license for this project must be filed by April 30, 1998.

Lois D. Cashell,
Secretary.

[FR Doc. 95-11722 Filed 5-11-95; 8:45 am]
BILLING CODE 6717-01-M

[Docket No. RP95-276-000]

East Tennessee Natural Gas Co.; Notice of Compliance Filing

May 8, 1995.

Take notice that on May 3, 1995, East Tennessee National Gas Company (East Tennessee), tendered for filing its First Revised Sheet Nos. 139, 140, and 143 in compliance with Order No. 577, issued by the Commission in the above-referenced docket on April 4, 1995.

East Tennessee states that copies of the filing have been served to all affected customers and state regulatory commissions.

Any person desiring to be heard or to make any protest with reference to said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, DC 20426, in accordance with Sections 211 and 214 of the Commission's Rules of Practice and Procedure, 18 CFR 385.211 and 385.214. All such petitions or protests should be filed on or before May 15, 1995. Protests will be considered by the Commission 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 must file a motion to intervene. Copies of this filing are on file and are available for public inspection.

Lois D. Cashell,
Secretary.

[FR Doc. 95-11721 Filed 5-11-95; 8:45 am]
BILLING CODE 6717-01-M

[Docket No. CP95-480-000]

K N Interstate Gas Transmission Co.; Notice of Request Under Blanket Authorization

May 8, 1995.

Take notice that on May 3, 1995, K N Interstate Gas Transmission Co. (KNI), P.O. Box 281304, Lakewood, Colorado 80228, filed in Docket No. CP95-480-000 a request pursuant to Section 157.205 of the Commission's Regulations under the Natural Gas Act (18 CFR 157.205) for authorization to construct and operate 14 new delivery

taps for retail customers in Nebraska, under KNI's blanket certificate issued in Docket No. CP82-140-000 *et al.*, all as more fully set forth in the request which is on file with the Commission and open to public inspection.

KNI proposes to construct and operate the taps and appurtenant facilities for delivery to K N Energy, Inc. (K N), a local distribution company, on behalf of K N's customers located on KNI's system, as detailed in the appendix. KNI states that the proposed deliveries are within K N's current entitlement from KNI. It is further stated that the deliveries would have no adverse impact on KNI's peak day or annual deliveries and that the additional taps are not prohibited by KNI's FERC Gas Tariff.

Any person or the Commission's staff may, within 45 days after issuance of the instant notice by the Commission, file pursuant to Rule 214 of the Commission's Procedural Rules (18 CFR 385.214) a motion to intervene or notice of intervention and pursuant to Section 157.205 of the Regulations under the Natural Gas Act (18 CFR 157.205) a protest to the request. If no protest is filed within the time allowed therefor, the proposed activity shall be deemed to be authorized effective the day after the time allowed for filing a protest. If a protest is filed and not withdrawn within 30 days after the time allowed for filing a protest, the instance request shall be treated as an application for authorization pursuant to Section 7 of the Natural Gas Act.

Lois D. Cashell,
Secretary.

APPENDIX

| County | Volume (Mcf) | | End use | Cost |
|------------------|--------------|--------|------------------|-------|
| | Peak day | Annual | | |
| Red Willow | 2 | 145 | Domestic | \$400 |
| Boone | 3 | 175 | Domestic | 400 |
| Sherman | 7 | 430 | Commercial | 850 |