

inspection in the Public Reference Room.

Linwood A. Watson, Jr.,

*Acting Secretary.*

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[Docket No. QF88-218-004]

**Burney Forest Products, a Joint Venture; Notice of Application for Commission Recertification of Qualifying Status of a Small Power Production Facility**

May 3, 1996.

On April 30, 1996, Burney Forest Products, a Joint Venture (Burney Forest) of 35586-B, Highway 299 East, Burney, California 96013, submitted for filing an application for recertification of a facility as a qualifying small power production facility pursuant to Section 292.207(b) of the Commission's Regulations. No determination has been made that the submittal constitutes a complete filing.

According to the applicant, the biomass-fueled small power production facility is located in Shasta County, California. The Commission previously certified the capacity of the facility to be 24.0 MW. The facility consists of two wood-fired boilers and a condensing steam turbine generator. According to the applicant, the instant application for recertification was submitted solely to report a change in ownership of the facility. Applicant has also concurrently filed with the Commission in Docket No. EL96-51-000, a petition for a declaratory order requesting a determination of the appropriate methodology for calculating the maximum net capacity of the facility.

Any person desiring to be heard or objecting to the granting of qualifying status 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. All such motions or protests must be filed within 30 days after the date of publication of this notice in the Federal Register and must be served on the applicant. 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 petition to intervene. Copies of this filing are on file with the

Commission and are available for public inspection.

Linwood A. Watson, Jr.,

*Acting Secretary.*

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[Docket No. RP96-215-000]

**Florida Gas Transmission Co., Notice of Proposed Changes in FERC Gas Tariff**

April 30, 1996.

Take notice that on April 25, 1996, Florida Gas Transmission Company (FGT) tendered for filing as part of its FERC Gas Tariff, Third Revised Volume No. 1 the following tariff sheets to become effective June 1, 1996.

Original Sheet No. 129C

Original Sheet No. 129D

Second Revised Sheet No. 184B

FGT states that its currently effective FERC Gas Tariff does not contain provisions for resolution of Unscheduled Deliveries from FGT's system. The Unscheduled Delivery provisions as proposed herein are very similar to the Unauthorized Gas provisions as contained in Section 12.D of FGT's General Terms & Conditions (GT&C). However, whereas the Unauthorized Gas provisions apply exclusively to points of receipt, the proposed Unscheduled Delivery provisions apply exclusively to points of delivery in FGT's Western Division. Unscheduled Delivery provisions are not necessary in FGT's Market Area because all Market Area delivery points are covered by Delivery Point Operator Accounts. Furthermore, pipeline interconnects are excluded because most are covered by operational balancing agreements or other arrangements with the interconnecting pipelines which are not subject to FGT's Tariff.

Unscheduled Deliveries are defined in the proposed tariff provisions as volumes delivered at non-pipeline interconnect points for which there is no volume scheduled by any shipper. Additionally, as required by Commission orders concerning FGT's Unauthorized Gas Provisions, the proposed Unscheduled Delivery provisions shall not apply at any point at which there is a volume scheduled and shall not encompass imbalance volumes. Further, the proposed provisions provided that parties responsible for Unscheduled Deliveries which occurred prior to the proposed effective date of these provisions, will be provided the opportunity to balance

by scheduling deliveries to FGT prior to being settled on a cash basis.

Similar to the Unauthorized Gas provisions, FGT is proposing that upon becoming aware of Unscheduled Deliveries, FGT will post on its Electronic Bulletin Board (EBB) for a period of thirty (30) days the volume, production month delivered and the point of delivery of such volumes. Shippers who respond during the thirty (30) day period will have thirty (30) days to schedule such volumes. Unscheduled Deliveries prior to the effectiveness of these provisions will be afforded a sixty (60) days posting period and shippers will have thirty (30) days to schedule such volumes. Unscheduled Deliveries neither claimed nor scheduled will be billed to the party physically the Unscheduled Deliveries at a rate of 120% of the St. Helena Parish Index plus a transportation rate described below.

FGT shall invoice a maximum of 12,000 MMBtu at the 120% Index rate during a twelve (12) month calendar period at any single delivery point. Volumes in excess of the maximum will be billed at a rate of 150% of the St. Helena Index. FGT has included the maximum provision to discourage potential "gaming" of Unscheduled Deliveries. Unscheduled Deliveries settled on a cash basis will be billed a transportation rate including surcharges based on a point of receipt at FGT milepost zero under Rate Schedule FTS-1 for service in FGT's Western Division. The non-transportation revenues resulting from the resolution of Unscheduled Deliveries will be accounted for pursuant to Section 19.1 of FGT's GT&C.

Any person desiring to be heard or to protect said 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 Sections 385.211 and 385.214 of the Commission's Rules and Regulations. All such motions or protests must be filed as provided in Section 154.210 of the Commission's Regulations. 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 in the Public Reference Room.

Linwood A. Watson, Jr.,

*Acting Secretary.*

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