

the working interest owners for whom H&P operated. Therein, H&P requests that the Commission grant an adjustment of its Kansas ad valorem tax refund procedures to Ivy, with respect to Ivy's refund liability to Colorado Interstate Gas Company (CIG) and Northern Natural Gas Company (Northern). H&P's petition is on file with the Commission and open to public inspection.

The Commission, in an order issued September 10, 1997, in Docket No. RP97-369-000 *et al.*,¹ on remand from the D.C. Circuit Court of Appeals,² directed first sellers to make Kansas ad valorem tax refunds, with interest, for the period from 1983 to 1988. The Commission clarified the refund procedures in its *Order Clarifying Procedures* [82 FERC ¶ 61,059 (1998)], stating therein that producers [first sellers] could request additional time to establish the uncollectability of royalty refunds, and that first sellers may file requests for NPGA section 502(c) adjustment relief from the refund requirement and the timing and procedures for implementing the refunds, based on their individual circumstances.

H&P states that Ivy seeks an adjustment of the Commission's refund procedures that:

(1) permits Ivy to defer, for one year, the payment of the royalty amounts that it owes Northern and CIG; and

(2) permits Ivy to escrow (a) the principal and interest on royalty refunds (during the 1-year deferral period), (b) the principal and interest on refunds attributable to production prior to October 3, 1983, and (c) the interest on principal refunds, other than the amounts listed in (a) and (b) above.

H&P proposes, under the terms of the adjustment relief requested, that Ivy be permitted to pay \$50,231.89 into escrow, representing (a) principal and interest on royalties, (b) principal and interest on pre-October 3, 1983 production. H&P further proposes that Ivy be permitted to pay CIG and Northern \$9,633.77 and \$4,148.46, respectively (\$13,782.23 in all), representing Ivy's principal refunds on post-October 3, 1983 production.

H&P asserts that it would be an unfair distribution of burden, if the adjustment relief it requests on behalf of Ivy is not granted by the Commission.

Any person desiring to be heard or to make any protest with reference to said petition should on or before 15 days after the date of publication in the **Federal Register** of this notice, file with the Federal Energy Regulatory Commission, 888 First Street, N.E., 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, 385.211, 385.1105, and 385.1106). 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.

Linwood A. Watson, Jr.,

Acting Secretary.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP98-351-000]

NorAm Gas Transmission Company; Notice of Request Under Blanket Authorization

April 24, 1998.

Take notice that on April 14, 1998, NorAm Gas Transmission Company (NorAm), 1111 Louisiana Street, Houston, Texas, filed in Docket No. CP98-351-000 a request pursuant to Sections 157.205, and 157.211 of the Commission's Regulations under the Natural Gas Act (18 CFR 157.205 and 157.208(b)) for authorization to construct, install, and operate a 1-inch tap and first-cut regulator on Line LT-1, in Lafayette County, Arkansas to provide service to rural customers served by Arkla, a division of NorAm Energy Corp., under the blanket certificate issued and amended in Docket Nos. CP82-384-000 and Cp82-384-001, all as more fully set forth in the request which is on file with the Commission and open to public inspection.

NorAm states that the estimated peak day and annual deliveries are 196 MMBtu and 1,360 MMBtu respectively. NorAm states that the proposed delivered volumes are within Arkla's certificated entitlement and that it has sufficient capacity to accomplish the deliveries without detriment or

disadvantage to its other customers. NorAm estimates that the cost of the construction will be \$2,414, or which Arkla will reimburse NorAm \$1,833 of this cost.

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 therefore, the proposed activity shall be deemed 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 instant request shall be treated as an application for authorization pursuant to Section 7 of the Natural Gas Act.

Linwood A. Watson, Jr.,

Acting Secretary.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP98-362-000]

Northern Border Pipeline Company; Notice of Request Under Blanket Authorization

April 24, 1998.

Take notice that on April 17, 1998, Northern Border Pipeline Company (Northern Border), 1111 South 103rd Street, Nebraska 68134-1000, filed in Docket No. CP98-362-000, a request pursuant to Section 157.205 and 157.212 of the Commission's Regulations under the Natural Gas Act (18 CFR 157.205 and 157.212) for authorization to construct and operate three tie-over lines on its pipeline system for the existing delivery points of Beaman, Tama and Amana in Iowa, under Northern Border's blanket certificate issued in docket No. CP84-420-000, pursuant to 18 CFR Part 157, Subpart F of the Natural Gas Act, all as more fully set forth in the request which is on file with the Commission and open to public inspection.

Northern Border proposes to construct and operate three tie-over lines on its pipeline system for the existing delivery points of Beaman, Tama and Amana. It is stated that at Beaman a 2-inch tap would be installed on the 36-inch pipeline and approximately twenty feet

¹ See 80 FERC ¶ 61,264 (1997); order denying reh'g issued January 28, 1998, 82 FERC ¶ 61,058 (1998).

² *Public Service Company of Colorado versus FERC*, 91 F.3d 1478 (D.C. 1996), cert. denied, Nos. 96-954 and 96-1230 (65 U.S.L.W. 3751 and 3754, May 12, 1997).