

Ultramar complains that the Drain Dry charge (1) has not been covered by tariffs filed with the Commission, (2) has not been justified by the cost of service, (3) has discriminated against shippers that use the Drain Dry System, and (4) has resulted in overcharges in excess of filed tariff rates. Ultramar seeks the refund of all unlawful Drain Dry charges collected by SFPP and the establishment of a rate which is just, reasonable, and non-discriminatory.

Ultramar respectfully requests that the Commission (1) investigate the charge collected by SFPP for transportation through the Drain Dry system, (2) order refunds to Ultramar to the extent that the Commission finds that the rate was unlawful, (3) determine and prescribe a just, reasonable, and non-discriminatory rate for the Drain Dry system, and (4) award Ultramar reasonable attorney's fees and costs.

Any person desiring to be heard or protest said complaint 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 Sections 385.211 and 385.214 of the Commission's Rules of Practice and Procedure. All such motions or protests must be filed on or before October 15, 1996. 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. Answers to the complaint must be filed on or before October 15, 1996.

Linwood A. Watson, Jr.,
Acting Secretary.

[FR Doc. 96-23994 Filed 9-18-96; 8:45 am]

BILLING CODE 6717-01-M

[Project No. 11556 Alaska]

Lake Dorothy Hydro, Inc.; Notice of Scoping Pursuant to the National Environmental Policy Act of 1969, Notice To File Additional Studies

September 13, 1996.

The Energy Policy Act of 1992, allows applicants to prepare their own draft environmental assessment (EA) for hydropower projects and file it with the Federal Energy Regulatory Commission (Commission) along with their license application as part of the "applicant-prepared EA" process. Lake Dorothy Hydro, Inc. (LDHI) intends to prepare an EA to file with the Commission for the

Lake Dorothy Hydroelectric Project No. 11556. LDHI will hold two public scoping meetings, pursuant to the National Environmental Policy Act of 1969, to identify the scope of environmental issues that should be analyzed in the EA.

Scoping Meetings

The times and locations of the two scoping meetings are:

Agency Meeting

Date: Wednesday, October 9, 1996.

Place: CBJ Juneau Public Library, 292 Marine Way, Juneau, AK.

Time: 2:00 pm.

Public Meeting

Date: Wednesday, October 9, 1996.

Place: CBJ Juneau Public Library, 292 Marine Way, Juneau, AK.

Time: 6:30 pm.

At the scoping meetings, LDHI will (1) summarize the environmental issues tentatively identified for analysis in the EA; (2) solicit from the meeting participants all available information, especially quantified data, on the resources at issue; and (3) encourage statements from experts and the public on issues that should be analyzed in the EA.

Although LDHI's intent is to prepare an EA, there is the possibility that an Environmental Impact Statement (EIS) may be required. Nevertheless, these meetings will satisfy the NEPA scoping requirements, irrespective of whether an EA or EIS is issued by the Commission.

All interested individuals, organizations, and agencies are invited and encouraged to attend either or both meetings to assist in identifying and clarifying the scope of environmental issues that should be analyzed in the EA.

To help focus discussions at the meetings, LDHI prepared and distributed Scoping Document 1 for this project. Copies of this scoping document can be obtained by calling Sue Tinney, Licensing Coordinator, of Tinney Associates at (907) 364-2233, or can be obtained directly at either meeting.

Site Visit

LDHI will also conduct a site visit for this project on Tuesday, October 8, 1996. Site visit participants will meet at Temco Helicopters, Maplesden Way (near the Juneau International Airport) at 10:00 am. Those planning to attend the site visit must contact Ms. Helen Davies of LDHI at (907) 463-6315 before October 1, 1996.

Meeting Procedures

The meetings will be conducted according to the procedures used at Commission scoping meetings. Because this meeting will be a NEPA scoping meeting, the Commission will not conduct another NEPA scoping meeting when the application and draft EA are filed with the Commission.

Both meetings will be recorded by a stenographer, and thus will become a part of the formal record of the proceedings for this project.

Those who choose not to speak may instead submit written comments on the project. These comments should be mailed to Mr. Corry Hildenbrand, Lake Dorothy Hydro, Inc., 889 South Franklin, Juneau, AK 99801. All correspondence should clearly show the following caption on the first page: Scoping Comments, Lake Dorothy Project, FERC No. 11556, Alaska.

Additional Studies

Under section 4.32(b)(7) of the Commission's Regulations, if any agency, Indian Tribe, special interest group, or individual thinks that the applicant should conduct an additional scientific study to form an adequate factual basis for a complete analysis of the project's merits, they must request that study within 60 days of the filing of the license application.

For the Lake Dorothy Project, however, LDHI requested waiver of section 4.32(b)(7) of the regulations to accommodate their preparation of the Preliminary Draft EA. The waiver has been granted, so the additional studies request opportunity will be afforded now. Therefore, all requests for studies must be filed by November 8, 1996, which would be 30 days after the scoping meetings.

The study requests, which must conform to section 4.32(b)(7) of the regulations, should clearly identify the following on the first page:

Lake Dorothy Hydroelectric Project
(FERC No. 11556).

The requests should then be served on the following two parties:

Mr. Corry V. Hildenbrand, President,
Lake Dorothy Hydro, Inc., 889 South
Franklin, Juneau, Alaska 99801.

Lois D. Cashell, Secretary, Federal
Energy Regulatory Commission, 888
First Street, N.E., Washington, DC
20426.

For further information, please contact Mr. Corry Hildenbrand at (907)

463-6315, or Mike Henry of the Commission at (503) 326-5858 ext. 224. Linwood A. Watson, Jr.,
Acting Secretary.
[FR Doc. 96-23996 Filed 9-18-96; 8:45 am]
BILLING CODE 6717-01-M

[Project No. 3663-004-MN]

**Minnesota Power and Light Company;
Notice of Site Visit and Scoping
Meeting Pursuant to the National
Environmental Policy Act of 1969**

September 13, 1996.

On October 2, 1995, the Federal Energy Regulatory Commission (Commission) issued a letter accepting the Minnesota Power and Light Company's application for new license for the Pillager Hydro Project, located on the Crow Wing River in Cass and Morrison Counties, near Pillager, Minnesota.

The purpose of this notice is to: (1) Advise all parties as to the proposed scope of the staff's environmental analysis, including cumulative effects, and to seek additional information pertinent to this analysis; and (2) advise all parties of their opportunity for comment.

Scoping Process

The Commission's scoping objectives are to:

- Identify significant environmental issues;
- Determine the depth of analysis appropriate to each issue;
- Identify the resource issues not requiring detailed analysis; and
- Identify reasonable project alternatives.

The purpose of the scoping process is to identify significant issues related to the proposed action and to determine what issues should be addressed in the environmental document to be prepared pursuant to the National Environmental Policy Act of 1969 (NEPA). The document entitled "Scoping Document I" (SDI) will be circulated shortly to enable appropriate federal, state, and local resource agencies, developers, Indian tribes, nongovernmental organizations (NGO's), and other interested parties to effectively participate in and contribute to the scoping process. SDI provides a brief description of the proposed action, project alternatives, the geographic and temporal scope of a cumulative effects analysis, and a list of preliminary issues identified by staff.

Project Site Visit

The applicant and the Commission staff will conduct a site visit of the

Pillager Hydro Project on October 3, 1996, at 10:00 a.m. They will meet at the project powerhouse, located one mile southwest of the City of Pillager, on Pillager Dam Road. All interested individuals, NGO's and agencies are invited to attend. All participants are responsible for their own transportation and should bring a hard hat. For more details, interested parties should contact Christopher D. Anderson, the applicant contact, at (218) 723-3961, prior to the site visit date.

Scoping Meetings

The Commission staff will conduct two scoping meetings. All interested individuals, organizations, and agencies are invited to attend and assist the staff in identifying the scope of environmental issues that should be analyzed in the NEPA document.

The public scoping meeting will be held on October 3, 1996, from 5:00 p.m. to 9:00 p.m. at the Pillager High School, corner of East Second Street and Daisy Avenue, Pillager, Minnesota 56473.

The agency scoping meeting will be held on October 2, 1996, from 9:30 a.m. to 1:00 p.m., at the Minnesota Valley National Wildlife Refuge, 3815 East 80th Street, Bloomington, Minnesota 55425. For more details, interested parties should contact Lynn Lewis, US Fish and Wildlife Service, at (612) 725-3548, prior to the meeting date.

The Commission will decide, based on the application, and agency and public comments at the scoping session, whether licensing the Pillager Project constitutes a major federal action significantly affecting the quality of the human environment. Irrespective of the Commission's determination to prepare an environmental assessment or an environmental impact statement for the Pillager Project, the Commission staff will not hold additional scoping meetings other than those scheduled, as listed above.

Objectives

At the scoping meetings, the Commission staff will: (1) Summarize the environmental issues tentatively identified for analysis in the NEPA document; (2) solicit from the meeting participants all available information, especially quantified data, on the resources at issue, and (3) encourage statements from experts and the public on issues that should be analyzed in the NEPA document. Individuals, organizations, and agencies with environmental expertise and concerns are encouraged to attend the meetings and to assist the staff in defining and clarifying the issues to be addressed.

Meeting Procedures

The meetings will be recorded by a stenographer and become a part of the formal records of the Commission proceeding on the Pillager Project. Individuals presenting statements at the meetings will be asked to identify themselves for the record.

Concerned parties are encouraged to offer us verbal guidance during public meetings. Speaking time allowed for individuals will be determined before each meeting, based on the number of persons wishing to speak and the approximate amount of time available for the session, but all speakers will be provided at least 5 minutes to present their views.

All those attending the meeting are urged to refrain from making any communications concerning the merits of the application to any member of the Commission staff outside of the established process for developing the record as stated in the record of the proceeding.

Persons choosing not to speak but wishing to express an opinion, as well as speakers unable to summarize their positions within their allotted time, may submit written statements for inclusion in the public record no later than October 11, 1996.

All filings should contain an original and 8 copies. Failure to file an original and 8 copies may result in appropriate staff not receiving the benefit of your comments in a timely manner. See 18 CFR 4.34(h). In addition, commenters *may* submit a copy of their comments on a 3½-inch diskette formatted for MS-DOS based computers. In light of our ability to translate MS-DOS based materials, the text need only be submitted in the format and version that it was generated (i.e., MS Word, WordPerfect 5.1/5.2, ASCII, etc.). It is not necessary to reformat word processor generated text to ASCII. For Macintosh users, it would be helpful to save the documents in Macintosh word processor format and then write them to files on a diskette formatted for MS-DOS machines. All comments should be submitted to the Office of the Secretary, Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, and should clearly show the following captions on the first page: Pillager Hydro Project, FERC No. 2663.

Further, interested persons are reminded of the Commission's Rules of Practice and Procedures, requiring parties or interceders (as defined in 18 CFR 385.2010) to file documents on each person whose name is on the official service list for this proceeding. See 18 CFR 4.34(b).