

- Vegetation and wildlife.
- Endangered and threatened species.
- Land use.
- Cultural resources.
- Air quality and noise.
- Hazardous waste.
- Public safety.

We will also evaluate possible alternatives to the proposed project or portions of the project, and make recommendations on how to lessen or avoid impacts on the various resource areas.

Our independent analysis of the issues will be in the EA. Depending on the comments received during the scoping process, the EA may be published and mailed to Federal, state, and local agencies, public interest groups, interested individuals, affected landowners, newspapers, libraries, and the Commission's official service list for this proceeding. A comment period will be allotted for review if the EA is published. We will consider all comments on the EA before we make our recommendations to the Commission.

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 USGPC. This preliminary list of issues may be changed based on your comments and our analysis.

- Six federally listed endangered or threatened species may occur in the proposed project area.
- Eight wetlands and seven perennial streams would be affected.
- There are 75 residences located within 50 feet of the construction ROW of the alternative route.

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, 888 First St., NE., Room 1A, Washington, DC 20426;
- Reference Docket No. CP97-202-000; and

- Mail your comments so that they will be received in Washington, DC on or before April 24, 1997.

If you do not want to send comments at this time but still want to remain on our mailing list, please return the Information Request (appendix 3). If you do not return the Information Request, you will be taken off the mailing list.

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 later intervention.

You do not need intervenor status to have your comments considered.

Lois D. Cashell,

Secretary.

[FR Doc. 97-8007 Filed 3-28-97; 8:45 am]

BILLING CODE 6717-01-M

Notice of Application Tendered for Filing With the Commission

March 25, 1997.

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection:

- Type of Application:* Original Minor License.
- Project No.:* 1986-005.
- Date filed:* February 28, 1997.
- Applicant:* Douglas W. Pagar.
- Name of Project:* Rock Creek Historic Hydro-electric Power Plant.
- Location:* On Rock Creek, a tributary of the Powder River, near Haines in Baker County, Oregon; on lands within the Wallowa-Whitman National Forest.
- Filed Pursuant to:* Federal Power Act 16 USC §§ 791(a)-825(r).
- Applicant Contact:* Douglas W. Pagar, 540 E. 1st Street, Gladstone, OR 97027, (503) 657-1076.

i. FERC Contact: Gordon Warren at (202) 219-2836.

j. Comment Date: 60 days from the filing date in paragraph c.

k. Brief Description of Project: The existing project consists of: (1) a concrete diversion structure on Rock Creek; (2) a 8,500 foot-long wooden timber flume; (3) a forebay pond; (4) a 2,700 foot-long steel penstock; (5) a wooden powerhouse; (6) two turbine generator units, each with a capacity of 400 KW; and (7) other appurtenances.

l. With this notice, we are initiating consultation with the OREGON STATE HISTORIC PRESERVATION OFFICER (SHPO), as required by § 106, National Historic Preservation Act, and the regulations of the Advisory Council on Historic Preservation, 36 CFR, at 800.4.

m. Under Section 4.32(b)(7) of the Commission's regulations (18 CFR), if any resource agency, Indian Tribe, or person believes that the applicant should conduct an additional scientific study to form an adequate factual basis for a complete analysis of the application on its merits, they must file a request for the study with the Commission, not later than 60 days after the application is filed, and must serve a copy of the request on the applicant.

Lois D. Cashell,

Secretary.

[FR Doc. 97-8009 Filed 3-28-97; 8:45 am]

BILLING CODE 6717-01-M

Office of Hearings and Appeals

Notice of Cases Filed; Week of February 24 Through February 28, 1997

During the Week of February 24 through February 28, 1997, the appeals, applications, petitions or other requests listed in this Notice were filed with the Office of Hearings and Appeals of the Department of Energy.

Any person who will be aggrieved by the DOE action sought in any of these cases may file written comments on the application within ten days of publication of this Notice or the date of receipt of actual notice, whichever occurs first. All such comments shall be filed with the Office of Hearings and Appeals, Department of Energy, Washington, DC 20585-0107.

Dated: March 21, 1997.

George B. Breznay,

Director, Office of Hearings and Appeals.

SUBMISSION OF CASES RECEIVED BY THE OFFICE OF HEARINGS AND APPEALS, DEPARTMENT OF ENERGY

[Week of February 24 through February 28, 1997]

Date	Name and location of applicant	Case No.	Type of submission
Feb. 25, 1997	Chemical Weapons Working Group, Inc., Boulder, Colorado.	VFA-0272	Appeal of an information request denial. If granted: The December 13, 1996 Freedom of Information Request Denial issued by the DOE Federal Energy Technology Center would be rescinded, and Chemical Weapons Working Group, Inc. would receive access to certain DOE information.
Feb. 26, 1997	Personnel Security Hearing	VSO-0137	Request for hearing under 10 CFR part 710. If granted: An individual employed by a contractor of the Department of Energy would receive a hearing under 10 CFR part 710.
Feb. 28, 1997	Personnel Security Hearing	VSO-0138	Request for hearing under 10 CFR part 710. If granted: An individual employed by a contractor of the Department of Energy would receive a hearing under 10 CFR part 710.

[FR Doc. 97-8050 Filed 3-28-97; 8:45 am]

BILLING CODE 6450-01-P

Notice of Cases Filed; Week of March 3 through March 7, 1997

During the Week of March 3 through March 7, 1997, the appeals,

applications, petitions or other requests listed in this Notice were filed with the Office of Hearings and Appeals of the Department of Energy.

Any person who will be aggrieved by the DOE action sought in any of these cases may file written comments on the application within ten days of publication of this Notice or the date of

receipt of actual notice, whichever occurs first. All such comments shall be filed with the Office of Hearings and Appeals, Department of Energy, Washington, D.C. 20585-0107.

Dated: March 21, 1997.

George B. Breznay,*Director, Office of Hearings and Appeals.*

LIST OF CASES RECEIVED BY THE OFFICE OF HEARINGS AND APPEALS

[Week of March 3 through March 7, 1997]

Date	Name and location of applicant	Case No.	Type of submission
Mar. 3, 1997	Burlin McKinney, Oliver Springs, TN	VFA-0273	Appeal of an information request denial. If granted: The February 20, 1997, Freedom of Information Request Denial issued by the Office of Inspector General would be rescinded, and Burlin McKinney would receive access to certain DOE information.
Do	Hampton Gas Co., Inc., Hampton, SC	VEE-0041	Exception to the reporting requirements. If granted: Hampton Gas Co., Inc. would not be required to file Form EIA-782B, Resellers'/Retailer's Monthly Petroleum Product Sales Report.
Mar. 4, 1997	Personnel Security Hearing	VSO-0139	Request for hearing under 10 CFR part 710. If granted: An individual employed by the Department of Energy would receive a hearing under 10 CFR Part 710.
Do	Personnel Security Review	VSA-0106	Request for review of opinion under 10 CFR part 710. If granted: The Opinion of the Office of Hearings and Appeals, Case No. VSO-0106, would be reviewed at the request of an individual employed by the Department of Energy.
Mar. 5, 1997	Alex German, Brooklyn, NY	VFA-0275	Appeal of an information request denial. If granted: The Freedom of Information Request Denial issued by Environmental Measurements Laboratory would be rescinded, and Alex German would receive access to certain DOE information.
Do	Edris Oil Service, Inc., York, PA	VEE-0042	Exception to the reporting requirements. If granted: Edris Oil Service, Inc. would not be required to file Form EIA-782B Resellers'/Retailer's Monthly Petroleum Product Sales Report.
Do	Personnel Security Hearing	VSO-0140	Request for hearing under 10 CFR part 710. If granted: An individual employed by a contractor of the Department of Energy would receive a hearing under 10 CFR Part 710.
Do	Richard J. Levernier, Germantown, MD ..	VFA-0274	Appeal of an information request denial. If granted: The February 27, 1997, Freedom of Information Request Denial issued by the Office of Inspector General would be rescinded, and Richard J. Levernier would receive access to certain DOE information.
Mar. 7, 1997	Daniel J. Bruno, Upper Marlboro, MD	VFA-0141	Appeal of an information request denial. If granted: The February 28, 1997, Freedom of Information Request Denial issued by the Office of the Executive Secretariat would be rescinded, and Daniel J. Bruno would receive access to certain DOE information.