

application should on or before June 5, 1997, 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 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 provided for, unless otherwise advised, it will be unnecessary for National Fuel to appear or be represented at the hearing.

**Lois D. Cashell,**

*Secretary.*

[FR Doc. 97-13236 Filed 5-20-97; 8:45 am]

BILLING CODE 6717-01-M

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RP97-366-000]

#### Wisconsin Distributor Group v. ANR Pipeline Company; Notice of Complaint

May 15, 1997.

Take notice that on May 7, 1997, in Docket No. RP94-347-000, Wisconsin Distributor Group (WDG) filed a "Motion For Immediate Refunds With Interest Or, At A Minimum, Request For An Audit And Then Refunds With Interest" requesting the Commission to take certain action concerning ANR

Pipeline Company (ANR). The motion has been redocketed as a complaint in the above captioned docket.

WDG requests refunds with interest of certain escrow dollar amounts held by ANR associated with collections by ANR from ratepayers of costs regarding ANR's purchases of coal gas from Dakota Gasification Company (Dakota) that ANR has indicated were in excess of the amounts it paid to Dakota. WDG states that on information and belief, the amount of escrow monies held by ANR since the approximate 1992-1993 time frame in which the excess collections occurred is \$77.68 million. WDG asserts that ANR collected all but \$7.9 million of the \$77.68 million prior to November 1, 1993, exclusively from sales customers and firm transportation customers who were direct billed such costs.

WDG argues that ANR owes its former sales customers and its firm transportation who were direct billed such costs, \$69.79 million plus interest for pre-November 1, 1993 collections from ratepayers in excess of amounts ANR paid to Dakota. WDG also claims that, in addition, ANR owes its firm shippers subject to its Dakota-related GSR surcharges \$7.9 million plus interest for post-November 1, 1993 collections from ratepayers in excess of amounts ANR paid to Dakota.

For amounts collected for the period November 1, 1992 through October 31, 1993, WDG requests that the Commission order ANR to make the refunds plus interest to its firm customers in accordance with the fixed direct bill percentage according to which they paid such excess dollar amounts.

WDG states that it has served the foregoing pleading to all parties designated on the service listed established in this proceeding.

Any person desiring to be heard or to protest said complaint should file a motion to intervene or a protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Rules 214 and 211 of the Commission's Rules of Practice and Procedure, 18 CFR 385.214, 385.211. All such motions or protests should be filed on or before June 13, 1997. 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. Answers

to this complaint shall be due on or before June 13, 1997.

**Lois D. Cashell,**

*Secretary.*

[FR Doc. 97-13239 Filed 5-20-97; 8:45 am]

BILLING CODE 6717-01-M

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EF97-3021-000, et al.]

#### Southeastern Power Administration, et al.; Electric Rate and Corporate Regulation Filings

May 14, 1997.

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

##### 1. Southeastern Power Administration

[Docket No. EF97-3021-000]

Take notice that on May 5, 1997, the Deputy Secretary of the Department of Energy confirmed and approved Rate Schedules SJ-1 for power from Southeastern Power Administration's (Southeastern) Cumberland System. The approval extends through June 30, 1999.

The Deputy Secretary states that the Commission, by order issued December 14, 1994, in Docket No. EF94-3021-000, confirmed and approved Rate Schedules CBR-1-C, CSI-1C, CK-1-C, CC-1-D, CM-1-C, CEK-1-C, and CTV-1-C.

Southeastern proposes in the instant filing to amend this filing to include the Stonewall Jackson Project in the Cumberland System.

*Comment date:* May 28, 1997, in accordance with Standard Paragraph E at the end of this notice.

##### 2. Southern California Edison Company

[Docket No. EL97-36-000]

Take notice that on May 5, 1997, Southern California Edison Company tendered for filing a Petition for Declaratory Order and Request for Expedited Consideration in the above-referenced docket.

*Comment date:* June 3, 1997, in accordance with Standard Paragraph E at the end of this notice.

##### 3. Central Illinois Public Service Company

[Docket No. EL97-37-000]

Take notice that on May 7, 1997, Central Illinois Public Service Company (CIPS) tendered for filing a petition for waiver of the Commission's fuel adjustment clause (FAC) regulations to the extent necessary to permit the recovery through the wholesale FAC of the costs associated with restructuring

of CIPS' existing coal supply agreement with AMAX Coal Sales Company (AMAX).

CIPS seeks an effective date of May 1, 1997 and, accordingly, seeks waiver of the Commission's notice requirements. Copies of the filing have been served on AMAX, the Village of Greenup, Illinois, the City of Newton, Illinois, Norris Electric Cooperative, Mount Carmel Public Utility Company and the Illinois Commerce Commission.

*Comment date:* June 3, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 4. MidAmerican Energy Company

[Docket No. ER97-2563-000]

Take notice that on May 1, 1997, MidAmerican Energy Company tendered for filing an amendment to its proposed change in Rate Schedule for Power Sales, FERC Electric Rate Schedule, Original Volume No. 5. The amendment consists of the following:

1. Substitute Fifth Revised Sheet No. 16, superseding Fifth Revised Sheet No. 16;
2. Substitute Third Revised Sheet Nos. 17 and 18, superseding Third Revised Sheet Nos. 17 and 18;
3. Substitute Second Revised Sheet Nos. 19 and 20, superseding Second Revised Sheet Nos. 19 and 20; and
4. Substitute First Revised Sheet No. 21, superseding First Revised Sheet No. 21.

MidAmerican states that it is submitting these tariff sheets for the purpose of complying with the requirements set forth in *Southern Company Services, Inc.*, 75 FERC ¶ 61,130 (1996), relating to quarterly filings by public utilities of summaries of short-term market-based power transactions. The tariff sheets contain summaries of such transactions under the Rate Schedule for Power Sales for the period January 1, 1997 through March 31, 1997.

MidAmerican proposes an effective date of January 1, 1997 for the rate schedule change. Accordingly, MidAmerican requests a waiver of the 60-day notice requirement for this filing. MidAmerican states that this date is consistent with the requirements of the *Southern Company Services, Inc.* order and the effective date authorized in Docket No. ER96-2459-000.

Copies of the filing were served upon MidAmerican's customers under the Rate Schedule for Power Sales and the Iowa Utilities Board, the Illinois Commerce Commission and the South Dakota Public Utilities Commission.

*Comment date:* May 28, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 5. Advantage Energy, Inc.

[Docket No. ER97-2758-000]

Take notice that on April 29, 1997, Advantage Energy, Inc. (Advantage), P.O. Box 100, 8850 W. Route 20, Westfield, New York 14787, petitioned the commission for acceptance of Advantage Rate Schedule FERC No. 1; the granting of certain blanket approvals, including the authority to sell electricity at market-based rates; and the waiver of certain Commission Regulations.

*Comment date:* May 28, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 6. Yadkin, Inc.

[Docket No. ER97-2759-000]

Take notice that on April 29, 1997, Yadkin, Inc., tendered for filing a summary of activity for the quarter ending March 31, 1997.

*Comment date:* May 28, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 7. New England Power Pool

[Docket No. ER97-2760-000]

Take notice that on April 29, 1997, the New England Power Pool Executive Committee filed a signature page to the NEPOOL Agreement dated September 1, 1971, as amended, signed by Northeast Energy Services, Inc. (NORESO). The New England Power Pool Agreement, as amended, has been designated NEPOOL FPC No. 2.

The Executive Committee states that acceptance of the signature page would permit NORESO to join the over 100 Participants that already participate in the Pool. NEPOOL further states that the filed signature page does not change the NEPOOL Agreement in any manner, other than to make NORESO a Participant in the Pool. NEPOOL requests an effective date on or before June 1, 1997, or as soon as possible thereafter for commencement of participation in the Pool by NORESO.

*Comment date:* May 28, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 8. Dayton Power and Light Company

[Docket No. ER97-2761-000]

Take notice that on April 30, 1997, The Dayton Power and Light Company (Dayton), tendered for filing an amendment to the above referenced docket.

*Comment date:* May 28, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 9. Logan Generating Company

[Docket No. ER97-2763-000]

Take notice that on April 30, 1997, Logan Generating Company tendered for filing copies of its quarterly report transactions entered into during the quarter ending March 31, 1997.

*Comment date:* May 28, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 10. Southern Company Services, Inc.

[Docket No. ER97-2764-000]

Take notice that on April 30, 1997, Southern Company Services, Inc. (SCS), acting on behalf of Alabama Power Company, Georgia Power Company, Gulf Power Company, Mississippi Power Company, and Savannah Electric and Power Company (collectively referred to as Southern Companies) filed one (1) agreement for firm point-to-point transmission service between SCS, as agent for Southern Companies, and Federal Power Sales, Inc. and one (1) agreement for non-firm transmission service between SCS, as agent for Southern Companies, and Sonat Power Marketing, L.P., under Part II of the Open Access Transmission Tariff of Southern Companies.

*Comment date:* May 28, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 11. Illinois Power Company

[Docket No. ER97-2765-000]

Take notice that on April 30, 1997, Illinois Power Company (Illinois Power), 500 South 27th Street, Decatur, Illinois 62526, tendered for filing firm and non-firm transmission agreements under which PacifiCorp Power Marketing, Inc. will take transmission service pursuant to its open access transmission tariff. The agreements are based on the Form of Service Agreement in Illinois Power's tariff.

Illinois Power has requested an effective date of April 11, 1997.

*Comment date:* May 28, 1997, in accordance with Standard Paragraph E at the end of this notice.

#### 12. Illinois Power Company

[Docket No. ER97-2767-000]

Take notice that on April 30, 1997, Illinois Power Company (Illinois Power), 500 South 27th Street, Decatur, Illinois 62526, tendered for filing firm and non-firm transmission agreements under which Delhi Energy Services, Inc. will take transmission service pursuant to its open access transmission tariff. The agreements are based on the Form of Service Agreement in Illinois Power's tariff.

Illinois Power has requested an effective date of April 11, 1997.

*Comment date:* May 28, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 13. Union Electric Company

[Docket No. ER97-2768-000]

Take notice that on April 30, 1997, Union Electric Company (UE), tendered for filing Service Agreements for Non-Firm Point-to-Point Transmission Services between UE and Citizens Lehman Power Sales and Entergy Services, Inc. as agent for Entergy. Entergy defined as Entergy Services, Inc., Entergy Arkansas, Inc., Entergy Gulf States, Inc., Entergy Louisiana, Inc., Entergy Mississippi, Inc., and Entergy New Orleans Inc. UE asserts that the purpose of the Agreements is to permit UE to provide transmission service to the parties pursuant to UE's Open Access Transmission Tariff filed in Docket No. OA96-50.

*Comment date:* May 28, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 14. Energy 2000

[Docket No. ER97-2771-000]

Take notice that on April 30, 1997, Energy 2000 (Energy 2000), tendered for filing Electric Service Rate Schedule No. 1, together with a petition for waivers and blanket approvals of various Commission regulations necessary for such Rate Schedule to become effective 60 days after [the date of filing.]

Energy 2000 states that it intends to engage in electric power and energy transactions as a marketer and a broker, and that it proposes to make sales under rates, terms and conditions to be mutually agreed to with the purchasing party. Energy 2000 further states that it does not own any generation or transmission facilities.

*Comment date:* May 28, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 15. The United Illuminating Company

[Docket No. ER97-2772-000]

Take notice that on April 30, 1997, The United Illuminating Company (UI), tendered for filing a Notice of Cancellation of the System Power Agreement between UI and New England Power Company (NEP). The Agreement is designated as UI Rate Schedule FERC No. 41, and it became effective September 11, 1983.

UI requests an effective date for the cancellation of May 30, 1997. Copies of the filing were served upon NEP and

upon the Connecticut Department of Public Utility Control.

*Comment date:* May 28, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 16. Great Bay Power Corporation

[Docket No. ER97-2773-000]

Take notice that on April 30, 1997, Great Bay Power Corporation (Great Bay), tendered for filing a service agreement between Reading Municipal Light Department and Great Bay for service under Great Bay's revised Tariff for Short Term Sales. This Tariff was accepted for filing by the Commission on May 17, 1996, in Docket No. ER96-726-000. The service agreement is proposed to be effective April 24, 1997.

*Comment date:* May 28, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 17. The Cincinnati Gas & Electric Company, PSI Energy, Inc.

[Docket No. ER97-2775-000]

Take notice that on April 30, 1997, The Cincinnati Gas & Electric Company and PSI Energy, Inc. (Cinergy Operating Companies), tendered for filing their quarterly transaction report for the calendar quarter ending March 31, 1997.

*Comment date:* May 28, 1997, in accordance with Standard Paragraph E at the end of this notice.

### 18. A. Thomas Young

[Docket No. ID-3034-000]

Take notice that on May 6, 1997, A. Thomas Young (Applicant) tendered for filing an application under Section 305(b) of the Federal Power Act to hold the following positions:

Director—Potomac Electric Power Company  
Director—Salomon Inc.

*Comment date:* May 28, 1997, in accordance with Standard Paragraph E at the end of this notice.

### Standard Paragraph

E. Any person desiring to be heard or to protest said filing 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 Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 18 CFR 385.214). All such motions or protests should be filed on or before the comment date. 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.

**Lois D. Cashell,**

Secretary.

[FR Doc. 97-13241 Filed 5-20-97; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 1494-133]

#### Grand River Dam Authority; Notice of Availability of Draft Environmental Assessment

May 15, 1997.

In accordance with the National Environmental Policy Act of 1969 and the Federal Energy Regulatory Commission's regulations, 18 CFR Part 380 (Order No. 486, 52 FR 47910), the Office of Hydropower Licensing (OHL) has reviewed an application for approval of a marina expansion. Grand River Dam Authority proposes to permit Mr. Terry Frost, d/b/a Cherokee Yacht Club, to expand an existing marina on Grand Lake's Duck Creek. Cherokee Yacht Club requests permission to add two covered docks containing 53 boat slips to an existing marina consisting of 134 slips and 2 gas docks. The proposal would bring the total number of slips to 187. The Pensacola Project is on the Grand River, in Craig, Delaware, Mayes, and Ottawa Counties, Oklahoma.

The DEA was written by staff in the Office of Hydropower Licensing, Federal Energy Regulatory Commission. Copies of the DEA can be obtained by calling the Commission's Public Reference Room at (202) 208-1371. In the DEA, staff concludes that approval of the licensee's proposal would not constitute a major federal action significantly affecting the quality of the human environment.

Please submit any comments within 30 days from the date of this notice. Any comments, conclusions, or recommendations that draw upon studies, reports, or other working papers of substance should be supported by appropriate documentation.

Comments should be addressed to: Ms. Lois D. Cashell, Secretary, Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426. Please affix Project No. 1494-133 to all comments. For further information,