

loop and appurtenant facilities proposed in the Carlton Delivery Looping Project.¹ This EA will be used by the Commission in its decision-making process to determine whether the project is in the public convenience and necessity.

Summary of the Proposed Project

Great Lakes Transmission Limited Partnership (Great Lakes) proposes to expand the capacity of its facilities in Minnesota and Wisconsin to transport an additional 6,500 dekatherms per day of natural gas to the City of Duluth, Minnesota and Northwest Natural Gas Company. Great Lakes seeks authority to construct and operate:

- About 2.1 miles of 36-inch-diameter pipeline loop from mileposts (MP) 22.7 to 24.8 on Great Lake's existing mainline facilities in Kittson County, Minnesota (Loop 1);
- About 1.8 miles of 36-inch-diameter pipeline loop from MPs 226.4 to 228.2 on Great Lake's existing mainline facilities in Itasca County, Minnesota (Loop 2);
- Three downstream crossover assemblies to tie-in the new loop facilities to Great Lake's existing loop and mainline facilities at MPs 24.8, 226.4, and 228.2.
- One new side tap to be located at an existing mainline valve site in Douglas County, Wisconsin at MP 299.28. This sidetap would include two aboveground tees and two aboveground valves, together with piping and supports.

The location of the project facilities is shown in appendix 1.² If you are interested in obtaining procedural information please write to the Secretary of the Commission.

Land Requirements for Construction

Construction of the proposed facilities would require about 57.3 acres of land. Operation of the proposed project facilities would permanently affect 12.3 acres of land associated with the new permanent pipeline right-of-way.

The EA Process

The National Environmental Policy Act (NEPA) requires the Commission to take into account the environmental impacts that could result from an action

whenever it considers the issuance of a Certificate of Public Convenience and Necessity. NEPA also requires us to discover and address concerns the public may have about proposals. We call this "scoping". The main goal of the scoping process is to focus the analysis in the EA on the important environmental issues. By this Notice of Intent, the Commission requests public comments on the scope of the issues it will address in the EA. All comments received are considered during the preparation of the EA. State and local government representatives are encouraged to notify their constituents of this proposed action and encourage them to comment on their areas of concern.

The EA will discuss impacts that could occur as a result of the construction and operation of the proposed project under these general headings:

- Geology and soils.
- Land use.
- Water resources, fisheries, and wetlands.
- Cultural resources.
- Vegetation and wildlife.
- Public safety.
- Endangered and threatened species.

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

- A total of 7.7 acres of wetlands would be affected during construction of the proposed project.

- A total of 7.0 acres of forest land would be cleared for the proposed project.

No known nonjurisdictional facilities have been identified for this project.

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 carefully follow these instructions to ensure that your comments are received in time and properly recorded:

- Send two copies of your letter to: Lois Cashell, Secretary, Federal Energy Regulatory Commission, 888 First St., N.E., Room 1A, Washington, DC 20426;
- Label one copy of the comments for the attention of the Environmental Review and Compliance Branch, PR-11.1;
- Reference Docket No. CP98-97-000; and
- Mail your comments so that they will be received in Washington, DC on or before January 5, 1998.

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).

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

Lois D. Cashell,

Secretary.

[FR Doc. 97-32378 Filed 12-10-97; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Notice of Intent To File An Application For A Subsequent License

December 5, 1997.

Take notice that the following hydroelectric application has been filed

¹ Great Lakes Gas Transmission Limited Partnership's application was filed with the Commission under Section 7 of the Natural Gas Act and Part 157 of the Commission's regulations.

² The appendices referenced in this notice are not being printed in the **Federal Register**. Copies are available from the Commission's Public Reference and Files Maintenance Branch, 888 First Street, N.E., Washington, DC 20426, or call (202) 208-1371. Copies of the appendices were sent to all those receiving this notice in the mail.

with the Commission and is available for public inspection:

- a. Type of Application: Notice of Intent to File An Application For a Subsequent License.
- b. *Project No.*: 6059.
- c. *Date filed*: November 24, 1997.
- d. *Submitted By*: Hydro Development Group, Inc., current licensee.
- e. *Name of Project*: Fowler #17 Hydroelectric Project.
- f. *Location*: On the Oswegatchie River in St. Lawrence County, New York.
- g. *Filed Pursuant to*: 18 CFR 16.19 of the Commission's regulations.
- h. *Effective date of current license*: April 1, 1962.
- i. Expiration date of current license September 30, 2002.
- j. The project consists of: (1) Three concrete dam sections spanning the river and connecting two small islands, comprising: (a) a 75-foot-long, 25-foot-high dam equipped with 10-inch-high flashboards; (b) a 192-foot-long, 2-foot-high dam equipped with 22-inch-high flashboards; (c) a 154-foot-long, 15-foot-high dam equipped with 17-inch-high flashboards; (2) a 3-acre reservoir with a normal water surface elevation of 542.0 feet msl; (3) a 55-foot-long, 24-foot-wide, 20-foot-deep flume; (4) a powerhouse containing three generating units with a total installed capacity of 900 kW; (5) 450-foot-long transmission line; and (6) Appurtenant facilities.
- k. Pursuant to 18 CFR 16.7, information the project is Available at: Hydro Development Group, Inc., c/o CHI Energy Inc., P.O. Box 58, Route 12F, Airport Road, Dexter, NY 13634, (315) 639-6700.
- l. *FERC contact*: Tom Dean (202) 219-2778.
- m. Pursuant to 18 CFR 16.9 and 16.20 each application for a new or subsequent license and any competing

license applications must be filed with the Commission on least 24 months prior to the expiration of the existing license. All applications for license for this project must be filed by September 30, 2000.

Lois D. Cashell,

Secretary.

[FR Doc. 97-32382 Filed 12-10-97; 8:45 am]

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DEPARTMENT OF ENERGY

Office of Hearings and Appeals

Notice of Issuance of Decisions and Orders During the Week of September 15 Through September 19, 1997

During the week of September 15 through September 19, 1997, the decisions and orders summarized below were issued with respect to appeals, applications, petitions, or other requests filed with the Office of Hearings and Appeals of the Department of Energy. The following summary also contains a list of submissions that were dismissed by the Office of Hearings and Appeals.

Copies of the full text of these decisions and orders are available in the Public Reference Room of the Office of Hearings and Appeals, Room 1E-234, Forrestal Building, 1000 Independence Avenue, SW, Washington, D.C. 20585-0107, Monday through Friday, between the hours of 1:00 p.m. and 5:00 p.m., except federal holidays. They are also available in Energy Management: Federal Energy Guidelines, a commercially published loose leaf reporter system. Some decisions and orders are available on the Office of Hearings and Appeals World Wide Web site at <http://www.oha.doe.gov>.

Dated: December 2, 1997.

George B. Breznay,

Director, Office of Hearings and Appeals.

Department of Energy

Office of Hearings and Appeals

[Decision List No. 51]

Week of September 15 through September 19, 1997

Appeal

William H. Payne, 9/19/97, VFA-0326

The Department of Energy (DOE) issued a Decision and Order (D&O) granting in part a Freedom of Information Act (FOIA) Appeal that was filed by William H. Payne. In his Appeal, Mr. Payne contested a determination made by the DOE's Albuquerque Operations Office that portions of two legal invoices should be withheld pursuant to the attorney work-product privilege component of Exemption 5, and Exemption 4. In the Decision, the OHA found that Albuquerque properly withheld portions of the documents under Exemption 5, but that Albuquerque had failed to adequately explain its reasons for withholding portions of the invoices under Exemptions 4. The OHA therefore remanded the matter to Albuquerque for the issuance of a new determination concerning the information withheld under Exemption 4.

Refund Applications

The Office of Hearings and Appeals issued the following Decisions and Orders concerning refund applications, which are not summarized. Copies of the full texts of the Decisions and Orders are available in the Public Reference Room of the Office of Hearings and Appeals.

Moore Planting Co., Inc. Parker Transfer	RF272-57035	9/16/97
	RF272-98742	
Newmann Medical Center Catholic Health Initiatives	RK272-0841	9/19/97
	RK272-04577	
Pepsi-Cola Bottling Co.	RK272-4581	9/17/97
Roger Zetocha et al	RK272-3097	9/16/97

Dismissals

The following submissions were dismissed.

Name	Case No.
Central Valley Cooperative	VEE-0031
Givaudan-Roure Corp.	RR272-00245
Personnel Security Hearing	VSO-0162
Robert Bruce, Inc.	RF272-57073
Robin Villarreal-Neidner	VFA-0334
Schultz Bottled Gas	VEE-0022

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