

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Docket No. CP98-374-000]

**Koch Gateway Pipeline, L.P. and Koch Gateway Pipeline Company; Notice of Application**

April 29, 1998.

Take notice that on April 23, 1998 Koch Gateway Pipeline, L.P. (Koch Gateway) and Koch Gateway Pipeline Company (KGPC) (Applicants), both at 600 Travis Street, Houston, Texas, 77002, filed in the above docket, pursuant to Sections 7(c) and (b) of the Natural Gas Act, a joint application for a certificate of public convenience and necessity and for an order granting permission and approval by August 1, 1998 to transfer facilities and services. By this application, Koch Gateway requests a certificate of public convenience and necessity authorizing it to acquire the facilities and perform the services of KGPC, and to gather, transport and store natural gas in interstate commerce in the same manner as currently authorized and conducted by KGPC in accordance with the terms of existing certificates of public convenience and necessity issued to KGPC.

Further, KGPC requests companion authority to transfer all of its assets, operations, and services to Koch Gateway. In addition, Koch Gateway requests that it be substituted for KGPC in all pending proceedings in which KGPC is a party, all as more fully set forth in the Application. The Joint Application requests that authorizations be made effective as of August 1, 1998, the first day of operation after the jurisdictional assets are conveyed to Koch Gateway.

Applicants state that a Partnership Agreement was entered into whereby Koch Gateway was formed. The Partnership Agreement is attached to the application. The partnership is composed of two corporate partners, KGPC as the general partner and Koch Energy, Inc. as the Limited Partner. Under the partnership agreement, and upon Commission approval, KGPC will transfer its assets, facilities, operations, and services to the partnership.

Under the partnership agreement KGPC as general partner will continue the operations of the pipeline system in an uninterrupted manner. KGPC seeks companion authority to transfer, pursuant to Section 7(b), its jurisdictional facilities and operations to

Koch Gateway. Further, Koch Gateway will adopt the tariff of KGPC that is on file with the Commission and in effect on the date of the approval of this Application.

Applicants state that the sole purpose of this application is to change the legal structure of the natural gas company from a corporation to a partnership so as to provide the natural gas company with additional financial flexibility in operating its business and will not adversely impact any of the rates of KGPC's customers or any of the services they receive on the pipeline.

Any person desiring to participate in the hearing process or to make any protest with reference to said application should on or before May 20, 1998, file with the Federal Energy Regulatory Commission, 888 First Street, NE, DC 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 proceedings. 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 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 a grant of the certificate is 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 herein provided for, unless otherwise advised, it will be unnecessary for Koch Gateway or Koch Gateway KGPC to appear or be represented at the hearing.

**Linwood A. Watson, Jr.,***Acting Secretary.*

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**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission**

[Docket No. RP98-194-000]

**NorAm Gas Transmission Company; Notice of Proposed Change in FERC Gas Tariff**

April 20, 1998.

Take notice that on April 24, 1998, NorAm Gas Transmission Company (NGT) tendered for filing as part of its FERC GAS Tariff, Fourth Revised Volume No. 1, the following revised tariff sheets to be effective May 24, 1998:

**Title Sheet**

First Revised Sheet No. 2

Third Revised Sheet No. 239

First Revised Sheet No. 239A

Third Revised Sheet No. 324

First Revised Sheet No. 343

NGT states that the purpose of this filing is to reflect ministerial changes resulting from the merger of NGT's parent with Houston Industries Incorporated and the relocation of NGT's Houston corporate offices, as well as the additional segregation of NGT's marketing affiliate offices as described in Section 17 of the General Terms and Conditions of NGT's tariff.

Any person desiring to be heard or to protest this filing should file a motion to intervene or a protest with the Federal Energy Regulatory Commission, 888 First Street, NE, Washington, D.C. 20426, in accordance with Sections 385.214 and 385.211 of the Commission's Rules and Regulations. All such motions or protests must be filed as provided in Section 154.210 of the Commission's Regulations. 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 proceedings. 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.

**Linwood A. Watson, Jr.,***Acting Secretary.*

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