

kilograms? If yes, please specify what information (e.g., coal production, natural gas consumption, and crude oil imports), the metric unit(s) of measurement preferred, and in which EIA publication(s) you would like to see such information.

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of the form. They also will become a matter of public record.

Statutory Authority: Section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995 (Pub. L. No. 104-13).

Issued in Washington, DC, October 8, 1996.
John Gross,

Acting Director, Office of Statistical Standards, Energy Information Administration.

[FR Doc. 96-26421 Filed 10-15-96; 8:45 am]

BILLING CODE 6450-01-P

Federal Energy Regulatory Commission

[Docket No. RP91-103-007]

Alabama-Tennessee Natural Gas Company; Notice of Filing of Tariff Sheet and Refund Report

October 9, 1996.

Take notice that on October 4, 1996, Alabama-Tennessee Natural Gas Company (Alabama-Tennessee), tendered for filing as part of its FERC Gas Tariff, Second Revised Volume No. 1, Fourth Revised Sheet No. 4A, superseding Sub. Third Revised Sheet No. 4A. Alabama-Tennessee also filed a report of refunds, pursuant to Article 1, Paragraph 3(c) of the Stipulation and Agreement in Docket No. RP91-103-000, et al., remitted to customers on September 25, 1996.

Alabama-Tennessee states that Fourth Revised Sheet No. 4A reflects the elimination of Take-or-Pay Surcharges pursuant to the Stipulation and Agreement approved by FERC Order dated October 17, 1991. Alabama-Tennessee requests an effective date of September 1, 1996.

Alabama-Tennessee has requested that the Commission grant such waivers as may be necessary to accept and approve the filing as submitted.

Any person desiring to protest said filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Rule 211 of the Commission's Rules of Practice and Procedure (18 CFR 385.211). All such protests must be filed on or before October 16, 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. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,

Secretary.

[FR Doc. 96-26403 Filed 10-15-96; 8:45 am]

BILLING CODE 6717-01-M

Hydroelectric Applications [The Connecticut Light and Power Company, et al.] Notice of Applications

[Project Nos. P-2576-000, et al.]

Take notice that the following hydroelectric applications have been filed with the Commission and are available for public inspection:

1a. *Type of filing:* Notice of Intent to File An Application for a New License.

b. *Project No.:* 2576.

c. *Date filed:* August 19, 1996.

d. *Submitted By:* The Connecticut Light and Power Company, current licensee.

e. *Name of Project:* Housatonic River.

f. *Location:* On the Housatonic River, in the Towns of Bridgewater, Brookfield, Kent, Monroe, New Fairfield, New Milford, Newtown, Oxford, Roxbury, Sherman, and Southbury, in the City of Danbury, Litchfield, Fairfield, and New Haven Counties, CT.

g. *Filed Pursuant to:* Section 15 of the Federal Power Act, 18 CFR 16.6 of the Commission's regulations.

h. *Effective date of original license:* March 1, 1953.

i. *Expiration date of original license:* September 30, 2001.

j. *The project consists of four developments:*

(1) the Bulls Bridge Development, comprising: (a) a 203-foot-long, 24-foot-high concrete gravity-overflow structure known as Bulls Bridge or Main Dam; (b) a 156-foot-long, 17-foot-high rockfill concrete-capped overflow structure having 3-foot-high wooden flashboards and known as Spooner Dam; (c) a reservoir having a 120-acre surface area and a 233-acre-foot useable storage volume at normal pool elevation 354.6 feet m.s.l.; (d) an intake structure and a 2-mile-long canal; (e) a forebay and two (one 13-foot-diameter and one 8-foot-diameter) 420-foot-long penstocks; (f) a powerhouse containing six 1,200-Kw generating units for a total installed capacity of 7,200-Kw; and (g) appurtenant facilities.

(2) the Rocky River Development, comprising: (a) a 952-foot-long, 100-foot-high earth-filled structure having a

core wall and known as Guarding Hill or Main Dam; (b) a 2,500-foot-long earthen structure known as Canal or Guarding Hill Dike; (c) four small dike structures; (d) a reservoir having a 5,600-acre surface area and an 8,250-acre-foot useable storage volume at normal pool elevation 428.14 m.s.l. and known as Candlewood Lake; (e) a 3,190-foot-long canal; (f) an intake structure and a concrete/woodstave/riveted steel penstock; (g) a powerhouse containing a 25,000-Kw generating unit and two 3,000-Kw reversible pump/generator units for an installed generating capacity of 31,000-Kw; and (h) appurtenant facilities.

(3) the Shepaug Development, comprising: (a) a 1,412-foot-long, 147-foot-high concrete gravity-type structure known as Shepaug Dam; (b) a reservoir having a 1,870-acre surface area and a 5,400-acre-foot useable storage volume at normal pool elevation 198.28 feet m.s.l. and known as Lake Lillinonah; (c) an intake structure and a 25-foot-diameter penstock; (d) a powerhouse containing a 37,200-Kw generating unit; and (e) appurtenant facilities.

(4) the Stevenson Development, comprising: (a) a 1,250-foot-long, 124-foot-high concrete gravity-type structure having a 520-foot-long spillway surmounted by 3-foot-high wooden flashboards and known as Stevenson Dam; (b) a reservoir having a 1,063-acre surface area and a 5,038-acre-foot useable storage volume at normal pool elevation 101.3 feet m.s.l. and known as Lake Zoar; (c) an intake structure and four 12-foot-square penstocks; (d) a powerhouse containing an 8,000-Kw generating unit and three 7,500-Kw generating units for a total installed capacity of 30,500 Kw; and (e) appurtenant facilities;

The project has a total installed capacity of 105,900-Kw.

k. Pursuant to 18 CFR 16.7, information on the project is available at: The Connecticut Light and Power Company, 41 Park Lane Road, New Milford, CT 06776, (860) 355-6527.

l. *FERC contact:* Charles T. Raabe (202) 219-2811.

m. Pursuant to 18 CFR 16.8, 16.9, and 16.10 each application for a new license and any competing license applications must be filed with the Commission at least 24 months prior to the expiration of the existing license. All applications for license for this project must be filed by September 30, 1999.

2a. *Type of filing:* Notice of Intent To File an Application for a New License.

b. *Project No.:* 2597.

c. *Date filed:* August 21, 1996.

d. *Submitted By:* The Connecticut Light and Power Company, current licensee.

e. *Name of Project:* Falls Village.

f. *Location:* On the Housatonic River, in the Towns of Canaan, North Canaan, and Salisbury, Litchfield County, Connecticut.

g. *Filed Pursuant to:* Section 15 of the Federal Power Act, 18 CFR 16.6 of the Commission's regulations

h. *Effective date of original license:* April 1, 1962.

i. *Expiration date of original license:* August 31, 2001.

j. *The project consists of:* (1) a 14-foot-high, 300-foot-long concrete, ogee-shaped dam; (2) a reservoir having a 150-acre surface area and a 640-acre-foot useable storage volume at normal pool elevation 633.19 feet U.S.G.S.; (3) a gated intake structure and a 1,930-foot-long concrete-lined canal; (4) an intake structure and five (three 9-foot-diameter and two 2-foot-diameter) 300-foot-long penstocks; (5) a powerhouse containing three 3,000-Kw generating units for an installed generating capacity of 9,000-Kw; and (6) appurtenant facilities.

k. Pursuant to 18 CFR 16.7, information on the project is available at: The Connecticut Light and Power Company, 41 Park Lane Road, New Milford, CT 06776, (860) 355-6527.

l. *FERC contact:* Charles T. Raabe (202) 219-2811.

m. Pursuant to 18 CFR 16.8, 16.9, and 16.10 each application for a new license and any competing license applications must be filed with the Commission at least 24 months prior to the expiration of the existing license. All applications for license for this project must be filed by August 31, 1999.

3a. *Type of Application:* Partial Transfer of License.

b. *Project No.:* 2670-013.

c. *Date filed:* August 15, 1996.

d. *Applicants:* Northern States Power Company and the City of Eau Claire, Wisconsin.

e. *Name of Project:* Dells.

f. *Location:* On the Chippewa River, near the city of Eau Claire in Chippewa and Eau Claire Counties, Wisconsin.

g. *File Pursuant to:* Federal Power Act, 16 USC 791(a)-825(r).

h. *Applicants Contact:* John P. Moore, Jr., General Counsel, Northern States Power Company, P.O. Box 8, Eau Claire, Wisconsin 54702-0008, (715) 839-2427.

i. *FERC Contact:* Thomas F. Papsidero (202) 219-2715.

j. *Comment Date:* November 14, 1996.

k. *Description of Filing:* Application to transfer Northern States Power Company's (NSPC) co-licensee authorization for the Dells Project to Wisconsin Electric Power Company (WEPC). NSPC proposes to merge into WEPC, as part of a comprehensive merger currently pending before the Commission in Docket No. EC95-16-000 (60 Federal Register 37,430 (July 20, 1995)).

l. This notice also consists of the following standard paragraphs: B, C2 & D2.

4a. *Type of Application:* Transfer of License.

b. *Project No:* 2611-026.

c. *Date Filed:* August 14, 1996.

d. *Applicant:* Scott Paper Company and UAH-Hydro Kennebec Limited Partnership.

e. *Name of Project:* Hydro-Kennebec Project.

f. *Location:* Kennebec River in Kennebec County, Maine.

g. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. § 791(a)-825(r).

h. *Applicant Contacts:*

Nancy J. Skancke, Grammer, Kissel, Robbins & Skancke, 1225 Eye St., N.W., Suite 1225, Washington, DC 20005, (202) 408-5400.

Howard Sharfstein, Esq., Kimberly-Clark Corporation, 1400 Holcomb Bridge Rd., Roswell, GA 30076, (770) 587-8618.

i. *FERC Contact:* David Cagnon, (202) 219-2693.

j. *Comment Date:* November 14, 1996.

k. *Description of Transfer:* The co-licensees advise that Scott Paper Company (Scott) was merged into Kimberly-Clark Corporation (KCC), effective December 15, 1995. KCC then placed the assets and liabilities acquired from Scott in Kimberly-Clark Tissue Company (KCT). The proceeding will address the transfer of Scott's co-licensee authorization to KCT. UAH-Hydro Kennebec Limited Partnership has been the operator of the project since 1987, and remains a co-licensee.

l. This notice also consists of the following standard paragraphs: B, C2, and D2.

5a. *Application Type:* Transfers of License.

b. *Project Numbers:* P-1982, 2181, 2390, 2417, 2440, 2444, 2475, 2491, 2567, 2587, 2610, 2639, 2697, 2711.

c. *Applicants:* Northern States Power Company (Wisconsin) Wisconsin Electric Power Company.

d. *Name and Location of Projects:*

Project no.	Project name	River	County	State
1982	Holcombe	Chippewa	Chippewa	Wisconsin.
2440	Chippewa Falls	Chippewa	Chippewa	Wisconsin.
2491	Jim Falls	Chippewa	Chippewa	Wisconsin.
2567	Wissota	Chippewa	Chippewa	Wisconsin.
2639	Cornell	Chippewa	Chippewa	Wisconsin.
2417	Hayward	Namekagon	Sawyer	Wisconsin.
2711	Trego	Namekagon	Washburn	Wisconsin.
2390	Big Falls	Flambeau	Rusk	Wisconsin.
2475	Thornapple	Flambeau	Rusk	Wisconsin.
2181	Menomonie	Red Cedar	Dunn	Wisconsin.
2697	Cedar Falls	Red Cedar	Dunn	Wisconsin.
2444	White River	White	Ashland	Wisconsin.
2587	Superior Falls	Montreal	Iron and Gogebic	Wisconsin, Michigan.
2610	Saxon Falls	Montreal	Gogebic	Michigan

e. *Pursuant to:* Federal Power Act, 16 U.S.C. §§ 791(a)-825(r).

f. *Applicant Contacts:*

John P. Moore, Jr., General Counsel, Northern States Power Company

—(Wisconsin), P.O. Box 8, Eau Claire, WI 54702-0008, (715) 839-2424.

Walter T. Woelfle, Director, Legal Services Department, Wisconsin Electric Power Company, 231 West

Michigan Avenue, Milwaukee, WI 53201-2046, (414) 221-2765

William J. Madden, Jr., Attorney for Transferor and Transferee Winston & Strawn, 1400 L Street, N.W.,

Washington, DC 20005-3502, (202) 371-5700.

g. *FERC Contact*: Dean C. Wight, (202) 219-2675.

h. *Comment Date*: November 18, 1996.

i. *Description of Proposed Action*: Applicants propose to transfer the projects from Northern States Power Company (Wisconsin) (Transferor), to Wisconsin Electric Power Company (Transferee), as part of a proposed merger involving Transferor and Transferee. See j., Related Actions, below.

j. *Related Actions*: (1) Approval of a merger which would include the Transferee and Transferor is pending before the Commission. *Wisconsin Electric Power Company, Northern States Power Company (Minnesota), Northern States Power Company (Wisconsin), and Cenerprise, Inc.*, Docket No. EC95-16-000 (60 Fed. Reg. 37430 (July 20, 1995)). Under the merger, Wisconsin Electric Power Company would become one of two operating utility subsidiaries of Wisconsin Energy Corporation (which would be renamed Primergy).

(2) Applications for new licenses, filed by Transferor, are pending before the Commission for Project Nos. 1982 and 2390. An application for subsequent license, filed by Transferor, for project no. 2475 is also pending before the Commission. Transferee and Transferor request that Transferee be substituted for Transferor as applicant in all three proceedings contingent and effective upon consummation of the merger.

k. This notice also consists of the following standard paragraphs: B, C2, and D2.

6a. *Type of Application*: Minor New License (Notice of Tendering).

b. *Project No.*: 2032-001.

c. *Date filed*: September 25, 1996.

d. *Applicant*: Lower Valley Power & Light, Inc.

e. *Name of Project*: Strawberry.

f. *Location*: On the Strawberry Creek, in Lincoln County, Wyoming.

g. *Filed Pursuant to*: Federal Power Act, 16 USC §§ 791(a)-825(r).

h. *Applicant Contact*: Mr. Winston G. Allred, Lower Valley Power & Light, Inc., 345 North Washington Street, P.O. Box 188, Oton, WY 83110, (307) 886-3175.

i. *FERC Contact*: Héctor M. Pérez, (202) 219-2843.

j. *Brief Description of Project*: The project consists of: (1) a 22-foot-high, 110-foot-long reinforced concrete gravity dam with a 24-foot-long right abutment, a 40-foot-long overflow spillway with a crest elevation of 7,020

feet NGVD, a 16-foot-long intake sluice section, and a 30-foot-long left abutment; (2) a reservoir with a surface area of 2.8 acres at normal pool elevation of 7,021 feet; (3) an 11,300-foot-long, 36-inch-diameter steel penstock; (4) a powerhouse with three turbine-generator units with a total installed capacity of 1,500 kilowatts; (5) a substation; and other appurtenances.

k. With this notice, we are initiating consultation with the 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.

l. In accordance with section 4.32(b)(7) of the Commission's regulations, if any resource agency, SHPO, Indian Tribe, or person believes that an additional scientific study should be conducted in order to form an adequate, factual basis for a complete analysis of this application on its merits, they must file a request for the study with the Commission, together with justification for such request, not later than 60 days from the filing date and serve a copy of the request on the Applicant.

7a. *Application Type*: Transfer of License.

b. *Project Numbers*: P-2056.

c. *Applicants*: Northern States Power Company (Minnesota), Northern Power Wisconsin Corporation.

d. *Name of Project*: St. Anthony Falls.

e. *Location*: Mississippi River, Hennepin County, Minnesota.

f. *Pursuant to*: Federal Power Act, 16 U.S.C. §§ 791(a)-825(r).

g. *Applicant Contacts*:

David Lawrence, Assistant General Counsel, Northern States Power Company (Minnesota), 414 Nicollet Mall, Minneapolis, MN 55401, (612) 330-5621.

William J. Madden, Jr., Attorney for Transferor and Transferee, Winston & Strawn, 1400 L Street, NW, Washington, DC 20005-3502, (202)-371-5700.

h. *FERC Contact*: Dean C. Wight, (202) 219-2675.

i. *Comment Date*: November 20, 1996.

j. *Description of Proposed Action*: Applicants propose to transfer the projects from Northern States Power Company (Minnesota) (Transferor), to Northern Power Wisconsin Corporation (Transferee), as part of a proposed merger involving Transferor and Transferee. See k., Related Action, below.

k. *Related Action*: Approval of a merger which would include the Transferee and Transferor is pending

before the Commission. *Wisconsin Electric Power Company, Northern States Power Company (Minnesota), Northern States Power Company (Wisconsin), and Cenerprise, Inc.*, Docket No. EC95-16-000 (60 Fed. Reg. 37430 (July 20, 1995)). Under the merger, Northern Power Wisconsin Corporation would become one of two operating utility subsidiaries of Wisconsin Energy Corporation (which would be renamed Primergy).

l. This notice also consists of the following standard paragraphs: B, C2, and D2.

8a. *Type of Application*: Declaration of Intention.

b. *Docket No.* DI96-12.

c. *Date Filed*: September 30, 1996.

d. *Applicant*: Georgia Power Company.

e. *Name of Project*: Flint River Project.

f. *Location*: On the Flint River and Muckafoonee Creek about 2 miles above Albany, in Dougherty and Lee Counties, Georgia.

g. *Filed Pursuant to*: Section 23(b) of the Federal Power Act, 16 U.S.C. 817(b).

h. *Applicant Contact*: John R. Molm, Counsel for Georgia Power Company, Troutman Sanders, LLP, 1300 I Street, NW., Suite 500 East, Washington, D.C. 20005, (202) 274-2950.

i. *FERC Contact*: Diane M. Murray, (202) 219-2682.

j. *Comment Date*: November 25, 1996.

k. *Description of Project*: The project consists of: (1) a 1,400 acre-foot reservoir; (2) a 464-foot-long dam; (3) a powerhouse with an installed capacity of 5,400 kW; and (4) appurtenant facilities.

When a Declaration of Intention is filed with the Federal Energy Regulatory Commission, the Federal Power Act requires the Commission to investigate and determine if the interests of interstate or foreign commerce would be affected by the project. The Commission also determines whether or not the project: (1) would be located on a navigable waterway; (2) would occupy or affect public lands or reservations of the United States; (3) would utilize surplus water or water power from a government dam; or (4) if applicable, has involved or would involve any construction subsequent to 1935 that may have increased or would increase the project's head or generating capacity, or have otherwise significantly modified the project's pre-1935 design or operation.

l. *Purpose of Project*: The project is operated during normal flows as a run-of-river plant and supplies a part of the base load of Georgia Power's system.

m. This notice also consists of the following standard paragraphs: B, C1, and D2.

9a. *Type of filing:* Notice of Intent To File Application for New License.

b. *Project No.:* 2652.

c. *Date filed:* August 29, 1996.

d. *Submitted By:* PacifiCorp, current licensee.

e. *Name of Project:* Bigfork.

f. *Location:* On the Swan River in Flathead County, Montana.

g. *Filed Pursuant to:* Section 15 of the Federal Power Act, 18 CFR 16.6 of the Commission's regulations.

h. *Effective date of original license:* October 1, 1949.

i. *Expiration date of original license:* August 31, 2001.

j. *The project consists of:* (1) a 300-foot-long and 12-foot-high concrete diversion dam; (2) a reservoir with storage capacity of 109 acre-feet at a water surface elevation of 3,007.95 feet mean sea level; (3) an intake structure; (4) a one-mile-long flowline; (5) two 72-inch-diameter, 160-foot-long and one 54-inch-diameter, 160-foot-long steel penstocks; (6) a powerhouse containing two 1,700-kilowatt and one 750-kilowatt turbine-generator units; and (7) appurtenant facilities.

k. *Pursuant to 18 CFR 16.7, information on the project is available at:* PacifiCorp, 920 SW 6th Avenue, Portland, OR 97204, Phone: (503) 464-5343.

l. *FERC contact:* Hector M. Perez (202) 219-2843.

m. Pursuant to 18 CFR 16.9(b)(1) each application for a new license and any competing license applications must be filed with the Commission at least 24 months prior to the expiration of the existing license. All applications for license for this project must be filed by August 31, 1999.

10a. *Type of Application:* Preliminary Permit.

b. *Project No.:* 11591-000.

c. *Date filed:* August 20, 1996.

d. *Applicant:* City of Wrangell, Alaska.

e. *Name of Project:* Sunrise Lake Water and Hydroelectric Power Project.

f. *Location:* Within Tongass National Forest, on Woronkofski Island, near the city of Wrangell, Alaska. Sections 4, 5, 6, 7, 8, 16, 17, 20, and 21 in T. 63 S., R. 83 E.

g. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. 791(a)-825(r).

h. *Applicant Contact:* Scott Seabury, City Manager, City of Wrangell, Alaska, P.O. Box 531, Wrangell, Alaska 99929, (907) 874-2381.

i. *FERC Contact:* Mr. Michael Strzelecki, (202) 219-2827.

j. *Comment Date:* December 18, 1996.

k. *Description of Project:* The applicant is exploring two project options. The first option would consist of: (1) a siphon intake at the outlet of Sunrise Lake; (2) a 20-inch-diameter, 2-mile-long penstock; (3) a powerhouse near Woronkofski Point with a generating capacity of 1.5 MW; (4) a 100-foot-long transmission line interconnecting with an existing Tyee Lake Project transmission line; (5) a 6-mile-long water distribution pipe extending from the powerhouse to the city of Wrangell; and (6) appurtenant facilities.

The second option would consist of: (1) a siphon intake at the outlet of Sunrise Lake; (2) a 20-inch-diameter, 2-mile-long penstock; (3) a powerhouse just south of Wedge Point with a generating capacity of 1.5 MW; (4) a 10,000-foot-long transmission line interconnecting with an existing Tyee Lake Project transmission line; (5) a 6-mile-long water distribution pipe extending from the powerhouse to the city of Wrangell and (6) appurtenant facilities.

l. This notice also consists of the following standard paragraphs: A5, A7, A9, A10, B, C, and D2.

11a. *Type of Filing:* Requests for Extensions of Time to Commence Project Construction.

b. *Applicant:* The City of New Martinsville, West Virginia.

c. *Project No.:* The proposed New Cumberland Hydroelectric Project, FERC No. 6901-042, is to be located at the United States Army Corps of Engineers' New Cumberland Locks and Dam on the Ohio River, in Hancock County, West Virginia, and Jefferson County, Ohio.

d. *Project No.:* The proposed Willow Island Hydroelectric Project, FERC No. 6902-055, is to be located on the Ohio River in Pleasants County, West Virginia and Washington County, Ohio.

e. *Date Filed:* August 30, 1996.

f. *Pursuant to:* Section 1 of Public Law 104-173.

g. *Applicant Contact:* Ms. Amy S. Koch, McKenna LLP, 1800 M Street, N.W., Suite 600 South Lobby, Washington, D.C. 20036, (202) 466-9270.

h. *FERC Contact:* Mr. Lynn R. Miles, (202) 219-2671.

i. *Comment Date:* November 25, 1996.

j. *Description of the Requests:* The City of New Martinsville requests that the exiting deadline for the commencement of construction on FERC Project Nos. 6901 and 6902 be extended to October 3, 1999. The licensee also requests that the concurrent pre-construction deadlines be adjusted to reflect the new

commencement of construction deadline.

k. This notice also consists of the following standard paragraphs: B, C1, and D2.

Standard Paragraphs

A5. Preliminary Permit—Anyone desiring to file a competing application for preliminary permit for a proposed project must submit the competing application itself, or a notice of intent to file such an application, to the Commission on or before the specified comment date for the particular application (see 18 CFR 4.36). Submission of a timely notice of intent allows an interested person to file the competing preliminary permit application no later than 30 days after the specified comment date for the particular application. A competing preliminary permit application must conform with 18 CFR 4.30(b) and 4.36.

A7. Preliminary Permit—Any qualified development applicant desiring to file a competing development application must submit to the Commission, on or before a specified comment date for the particular application, either a competing development application or a notice of intent to file such an application. Submission of a timely notice of intent to file a development application allows an interested person to file the competing application no later than 120 days after the specified comment date for the particular application. A competing license application must conform with 18 CFR 4.30(b) and 4.36.

A9. Notice of intent—A notice of intent must specify the exact name, business address, and telephone number of the prospective applicant, and must include an unequivocal statement of intent to submit, if such an application may be filed, either a preliminary permit application or a development application (specify which type of application). A notice of intent must be served on the applicant(s) named in this public notice.

A10. Proposed Scope of Studies under Permit—A preliminary permit, if issued, does not authorize construction. The term of the proposed preliminary permit would be 36 months. The work proposed under the preliminary permit would include economic analysis, preparation of preliminary engineering plans, and a study of environmental impacts. Based on the results of these studies, the Applicant would decide whether to proceed with the preparation of a development application to construct and operate the project.

B. Comments, Protests, or Motions to Intervene—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

C. Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS", "NOTICE OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION", "PROTEST", "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426. An additional copy must be sent to Director, Division of Project Review, Federal Energy Regulatory Commission, at the above-mentioned address. A copy of any notice of intent, competing application or motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

C1. Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS", "RECOMMENDATIONS FOR TERMS AND CONDITIONS", "PROTEST", OR "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

C2. Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS", "RECOMMENDATIONS FOR TERMS AND CONDITIONS", "NOTICE OF

INTENT TO FILE COMPETING APPLICATION," "COMPETING APPLICATION," "PROTEST," or "MOTION TO INTERVENE," as applicable, and the Project Number of the particular application to which the filing refers. Any of these documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426. A copy of a notice of intent, competing application, or motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

D2. Agency Comments—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

Dated: October 8, 1996, Washington, DC.
Lois D. Cashell,
Secretary.

[FR Doc. 96-26428 Filed 10-15-96; 8:45 am]
BILLING CODE 6712-01-P

[Docket No. RP97-26-000]

Decatur Utilities, City of Decatur, Alabama v. Alabama-Tennessee Natural Gas Company; Notice of Complaint

October 9, 1996.

Take notice that on October 4, 1996, Decatur Utilities, City of Decatur, Alabama (Decatur) tendered for filing a complaint against Alabama-Tennessee Natural Gas Company (Alabama-Tennessee) and a Motion for Expedited Injunctive Relief pursuant to Section 5 of the Natural Gas Act and Rules 206 and 212 of the Commission's Rules of Practice and Procedure.

Decatur, a local distribution company customer of Alabama-Tennessee, asks that the Commission enjoin Alabama-Tennessee's premature application of the right of the first refusal (ROFR) provision of its tariff, to the irreparable harm of Decatur. Decatur states that on September 27, 1996, Alabama-Tennessee posted on its Electronic Bulletin Board for bidding the firm capacity under Decatur's four firm transportation contracts that expire over one year from now on November 1, 1997. The posting stated that the

bidding period would end October 14, 1996, thereby triggering the 25-business day ROFR process under Alabama-Tennessee's tariff.

Decatur states that since its firm transportation contracts with Alabama-Tennessee do not expire until November 1, 1997, Alabama-Tennessee's attempt to trigger the ROFR process by putting Decatur's capacity up for bid now would require Decatur to have to exercise its ROFR nearly a year prior to its contract's expiration.

Decatur states that Alabama-Tennessee's actions are a clear violation of its tariff.

Decatur requests the Commission to: (i) Enjoin Alabama-Tennessee's premature application of the ROFR provision of its tariff with regard to Decatur's firm capacity; (ii) conclude that Alabama-Tennessee's attempt to force Decatur to exercise its right of first refusal more than a year before Decatur's contract with Alabama-Tennessee expires is contrary to Order No. 636 and FERC policy, and unlawful under Alabama-Tennessee's FERC-approved tariff; and (iii) order that Decatur is not required to exercise its ROFR to retain its firm capacity on Alabama-Tennessee any earlier than approximately 131 days prior to the expiration date of the underlying service agreement as defined in the schedule for the ROFR process in Alabama-Tennessee's tariff.

Due to the time-sensitive nature of the conduct complained, Decatur urgently requests the Commission's expedited review of this complaint. Alabama-Tennessee has set October 14, 1996 as the end of the bidding period on Decatur's capacity. Under the tariff, Decatur would then have 25 business days in which to decide whether to exercise its ROFR, or until November 20, 1996.

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, 825 North Capitol 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 October 21, 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. Answers to this complaint