

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

[Docket No. CP-99-135-000]

**Koch Gateway Pipeline Company; Notice of Request Under Blanket Authorization**

January 4, 1999.

Take notice that on December 22, 1998, Koch Gateway Pipeline Company (Koch), 20 Greenway Plaza, P.O. Box 1478, Houston, Texas 77251-1478, filed in Docket No. CP99-135-000 a request pursuant to Sections 157.205 and 157.211 of the commission's Regulations (18 CFR 157.205 and 157.211) under the Natural Gas Act (NGA) for authorization to construct and operate delivery point facilities in Ouachita Parish, Louisiana, under Koch's blanket certificate issued in Docket No. CP82-430-000, pursuant to Section 7 of the NGA, all as more fully set forth in the request that is on file with the Commission and open to public inspection.

Koch proposes to construct and operate delivery point facilities consisting of an 8-inch tap, meter station and approximately 0.6 mile of 10-inch pipeline connecting to Koch's existing transmission line designated as Index 156. It is asserted that Koch would use the facilities to deliver gas transported for Koch Energy Trading, Inc., a market affiliate, to Koch Power Louisiana, L.L.C., a wholesale seller of electric power, which is the end-user and an affiliate. It is explained that Koch would deliver 15,000 MMBtu equivalent of natural gas on an average day and up to 60,000 MMBtu equivalent on a peak day on an interruptible basis under Koch's ITS Rate Schedule. It is estimated that the cost of the facilities would be \$330,000. Koch states that the installation of the delivery point would not have a significant impact on Koch's peak day or annual deliveries.

Any person or the Commission's staff may, within 45 days after issuance of the instant notice by the Commission, file pursuant to Rule 214 of the Commission's Procedural Rules (18 CFR 385.214) a motion to intervene or notice of intervention and pursuant to Section 157.205 of the Regulations under the Natural Gas Act (18 CFR 157.205) a protest to the request. If no protest is filed within the time allowed therefor, the proposed activity shall be deemed to be authorized effective the day after the time allowed for filing a protest. If a protest is filed and not withdrawn within 30 days after the time allowed for filing a protest, the instant request

shall be treated as an application for authorization pursuant to Section 7 of the Natural Gas Act.

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

[FR Doc. 99-342 Filed 1-7-99; 8:45 am]

BILLING CODE 6717-01-M

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

[Docket No. RP98-410-003]

**Koch Gateway Pipeline Company; Notice of Compliance Filing**

January 4, 1999.

Take notice that on December 22, 1998, Koch Gateway Pipeline Company (Koch) tendered for filing as part of its FERC Gas Tariff, Volume No. 1, the following tariff sheets, to become effective October 19, 1998.

Fifth Revised Volume No. 1  
2nd Sub Fourth Revised Sheet No. 1805  
Seventh Revised Sheet No. 2707

Koch filed the above referenced tariff sheets to respond to the Commission's Letter Order Pursuant to 375.307(b)(1) and (b)(3) issued on December 9, 1998 in Docket No. RP98-410.

Any person desiring to protest this filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Section 385.211 of the Commission's Rules and Regulations. All such 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. 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.*

[FR Doc. 99-346 Filed 1-7-99; 8:45 am]

BILLING CODE 6717-01-M

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission****Mountain Petroleum Corporation; Notice of Petition for Dispute Resolution**

January 4, 1999.

Take notice that, on December 23, 1998, Mountain Petroleum Corporation (Mountain) filed a letter disputing the

amount Mountain owes K N Interstate Gas Transmission Company (KNI) in Kansas ad valorem tax reforms, i.e., a petition for dispute resolution regarding KNI's refund claim. On January 28, 1998, the Commission issued an *Order Clarifying Procedures* [82 FERC ¶ 61,059 (1998)]. In that order, the Commission stated that producers (i.e., First Sellers) could file dispute resolution requests from the Commission, asking the Commission to resolve the dispute with the pipeline over the amount of Kansas ad valorem tax refunds the producer owes. Mountain's petition is on file with the Commission and open to public inspection.

The Commission issued an order on September 10, 1997, in Docket No. RP97-369-000 *et al.*, [80 FERC ¶ 61,264 (1997); rehearing denied 82 FERC ¶ 61,058 (1998)] directing First Sellers to refund Kansas ad valorem tax reimbursements, with interest, to the appropriate pipeline(s), for the period from 1983-1988. The September 10 order also directed the pipelines to serve each First Seller with a Statement of Refunds Due.

KNI served Mountain with a \$15,848.52 refund claim (\$5,583.75 of principal and \$10,264.77 of interest). KNI's May 18, 1998 Refund Report to the Commission shows that Mountain paid KNI \$5,778.61, leaving a balance due KNI of \$10,069.91.

In its December 23 letter disputing KNI's refund claim, Mountain states that it calculated and paid KNI \$5,778.61 (\$1,713.02 in principal and \$4,065.59 in interest), and that this sum is the correct Kansas ad valorem tax refund amount Mountain owed KNI. With respect to the \$10,069.91 remainder of KNI's refund claim, Mountain contends that it must be demonstrated that the amount Mountain received (inclusive of tax reimbursements) exceeded the applicable maximum lawful price, before refunds may be ordered.

Any person desiring to comment on or make any protest with respect to the above-referenced petition should, on or before January 25, 1999, file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426, in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211). 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 the proceeding, or to participate as a party in any hearing therein, must file a

motion to intervene in accordance with the Commission's Rules.

**Linwood A. Watson, Jr.,**

*Acting Secretary.*

[FR Doc. 99-344 Filed 1-7-99; 8:45 am]

BILLING CODE 6717-01-M

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RP99-190-000]

#### National Fuel Gas Distribution Corporation; Notice of Filing

January 4, 1999.

Take notice that on December 22, 1998, National Fuel Gas Distribution Corporation (National Fuel Distribution) tendered for filing a request for limited waiver of the Commission's "shipper must have title" policy as it relates to transportation services provided to National Fuel Gas Distribution by interstate pipelines.

National Fuel Gas Distribution states proceedings on its application to unbundle its distribution services are under way at the Pennsylvania Public Utility Commission (PaPUC). National Fuel Distribution states that the request for limited waiver is necessary to enable National Fuel Distribution to implement its retail unbundling program. National Fuel Distribution further states that copies of the filing have been mailed to all parties in the PaPUC unbundling proceeding and each of National Fuel Distributor's interstate pipeline suppliers.

Any person desiring to be heard or to protest this filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426, in accordance with Sections 385.214 or 385.211 of the Commission's Rules and Regulations. All such motions and 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. 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.*

[FR Doc. 99-348 Filed 1-7-99; 8:45 am]

BILLING CODE 6717-01-M

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RP99-192-000]

#### Panhandle Eastern Pipe Line Company; Notice of Proposed Changes in FERC Gas Tariff

January 4, 1999.

Take notice that on December 23, 1998, Panhandle Eastern Pipe Line Company (Panhandle) tendered for filing as part of its FERC Gas Tariff, First Revised Volume No. 1, the tariff sheets listed on Appendix A attached to the filing, to be effective January 23, 1999.

Panhandle states that the purpose of this filing, made in accordance with the provisions of Section 154.204 of the Commission's Regulations, is to reduce the notice period from 15 days to 5 business days for firm shippers to request changes in their primary points of receipt and delivery and to make other housekeeping changes to reflect clarifications or correct inadvertent omissions. Based on shipper requests and Panhandle's improved administrative process, Panhandle is able to reduce the processing time for firm shippers to request changes in primary points of receipt and delivery. Shippers will be allowed to request such changes twice in any thirty day period giving them additional flexibility to manage their needs.

Panhandle further states that clarifications are needed in two rate schedules. These clarifications do not change the characteristics of the service or the current administration of the rate schedules. The revised tariff sheets clarify Rate Schedule SCT to provide that the transmission charge applies only up to shipper's MDCQ and modify Rate Schedule FS to correct the date by which a shipper must reduce its storage quantity to 20% of the Maximum Stored Quantity from April 1, the end of the traditional withdrawal cycle, to the end of the withdrawal period specified in the service agreement. The flexibility of Rate Schedule FS allows shippers to select non-traditional injection and withdrawal cycles. Further housekeeping changes revise Section 2.4(f) of the General Terms and Conditions to clarify the information available on the electronic bulletin board relating to the current posting requirements of Order 566 and to correct references.

Panhandle states that a copy of this filing is available for public inspection during regular business hours at Panhandle's office at 5400 Westheimer Court, Houston, Texas 77056-5310. In

addition, copies of this filing are being served on all affected customers and applicable state regulatory agencies.

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

[FR Doc. 99-350 Filed 1-7-99; 8:45 am]

BILLING CODE 6717-01-M

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP99-128-000]

#### Steuben Gas Storage Company; Notice of Request Under Blanket Authorization

January 4, 1999.

Take notice that on December 21, 1998, Steuben Gas Storage Company (Steuben), 500 Renaissance Center, Detroit, Michigan 48243, filed a prior notice request with the Commission in Docket No. CP99-128-000 pursuant to Section 157.205 of the Commission's Regulations under the Natural Gas Act (NGA) for authorization to increase the natural gas volumes and increase the maximum stabilized reservoir pressure at the Adrian gas storage field in Steuben County, New York, under Steuben's blanket certificate issued in Docket No. CP96-119-000, *et al.*, pursuant to Section 7 of the NGA, all as more fully set forth in the request which is open to the public for inspection.

Steuben proposes to increase the maximum volume of natural gas authorized to be stored in the Adrian gas storage field from 8,200 MMcf to 8,500 MMcf and to increase the maximum stabilized reservoir pressure from 2,188 psia to 2,202 psia. Steuben states that it would not construct any new facilities in this proposal. Steuben also states that it is now apparent that