

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

shall be due on or before October 21, 1996.

Lois D. Cashell,
Secretary.

[FR Doc. 96-26404 Filed 10-15-96; 8:45 am]

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[Docket No. TM97-1-25-002]

Mississippi River Transmission Corporation; Notice of Proposed Changes in FERC Gas Tariff

October 9, 1996.

Take notice that on October 4, 1996, Mississippi River Transmission Corporation (MRT) tendered for filing to become part of its FERC Gas Tariff Third Revised Volume No. 1, Tenth Revised Sheet No. 10, with an effective date of October 1, 1996.

MRT states that the purpose of the instant filing is to correct tariff pagination as required by the Commission in its order dated September 27, 1996.

Any person desiring to protest the subject filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with § 385.211 of the Commission's Rules of Practice and Procedure (18 CFR 385.211). 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 proceeding. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,
Secretary.

[FR Doc. 96-26405 Filed 10-15-96; 8:45 am]

BILLING CODE 6717-01-M

[Docket Nos. CP88-391-020 and RP93-162-005]

Transcontinental Gas Pipe Line Corporation; Notice of Annual Cash-Out Reporting

October 9, 1996.

Take notice that on September 27, 1996, Transcontinental Gas Pipe Line Corporation (Transco) filed its report of cash-out purchases for the annual period August 1, 1995 through July 31, 1996. The report was filed to comply with the cash-out provisions in Section 15 of the General Terms and Conditions of Transco's FERC Gas Tariff.

Pursuant to the requirements of the Commission's order issued December 3, 1993 in Docket No. RP93-162-002,

Transco also submitted a summary of activity showing the volumes and amounts paid under each Pipeline Interconnect Balancing Agreement during the aforementioned period.

Transco states that the report shows that for the annual period ended July 31, 1996, Transco had a net overrecovery of \$1,812,801. Transco has carried forward a net underrecovery of \$3,081,390 for the twelve month period ending July 31, 1995. This results in a cashout balance at July 31, 1996 of a net underrecovery of \$1,268,589. Transco states in accordance with Section 15 it will carry forward such net underrecovery to offset any net overrecovery that may occur in future cash-out periods.

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.

Louis D. Cashell,
Secretary.

[FR Doc. 96-26400 Filed 10-15-96; 8:45 am]

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[Project No. 10855-002-MI]

Upper Peninsula Power Company; Notice of Site Visits and Public Scoping Meetings

October 9, 1996.

The Federal Energy Regulatory Commission (Commission) is reviewing an application for license for the existing unlicensed Dead River Project on the Dead River, Michigan.

The purpose of the scoping process is to identify significant issues related to the proposed action and the continued operation of hydropower projects in the basin and to determine what issues should be covered in the environmental document. The document entitled "Scoping Document I" is being circulated to enable appropriate federal, state, and local resource agencies, developers, Indian tribes, non-governmental organizations, and other interested parties to effectively participate in and contribute to the scoping process. This scoping document provides a brief description of the proposed actions, the potential

alternatives, the geographic and temporal scope of a cumulative effects analysis, and a preliminary schedule for preparing the environmental document.

The staff's environmental document will consider both site specific and cumulative environmental effects of the proposed actions and reasonable alternatives, and will include an economic, financial and engineering analysis. A draft environmental document will be issued and circulated for review by all interested parties. All comments filed on the draft environmental document will be analyzed by the Commission staff and considered in a final environmental document.

Project Site Visit

The applicant and Commission staff will conduct a project site visit of the Dead River Project. The site visit will start at 9:00 a.m. on October 29, 1996. All interested individuals, organizations, and agencies are invited to attend. All participants are responsible for their own transportation to the starting point. For more details, interested parties should contact Mr. Max Curtis at (906) 487-5063 or Charlie Streicher at (906) 487-5062 prior to the site visit date.

Scoping Meetings

The Commission staff will conduct one evening scoping meeting and one morning scoping meeting. All interested individuals, organizations, and agencies are invited to attend and assist the staff in identifying the scope of environmental issues that should be analyzed in the environmental document.

The evening meeting will be held on October 29, 1996, from 7:00 p.m. to 10:00 p.m. at Don H. Bottum University Center, 540 West K Avenue, Marquette, MI, in the Ontario Room, on the Campus of Northern Michigan University.

The morning agency meeting will be held on October 30, 1996, from 9:00 a.m. to 12:00 p.m. at Don H. Bottum University Center, 540 West K Avenue, Marquette, MI, in the Ontario Room, on the Campus of Northern Michigan University.

Objectives

At the scoping meetings, the Commission staff will: (1) Summarize the environmental issues tentatively identified for analysis in the environmental document; (2) solicit from the meeting participants all available information, especially quantified data, on the resources at issue, and (3) encourage statements from experts and the public on issues that