

**Notice of Application to Grant
Permission to Carl Donaldson to
Construct a Small Commercial Marina**

December 19, 1996.

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection:

- a. *Type of Application:* Non-Project Use of Project Lands and Waters.
- b. *Project Name and No:* Lake Sinclair Project, FERC Project No. 1951-043.
- c. *Date Filed:* August 15, 1996.
- d. *Applicant:* Georgia Power Company.
- e. *Location:* Hancock County, Georgia, Sandy Run Subdivision of the Holiday, Shores Development on Lake Sinclair near Sparta.
- f. *Filed pursuant to:* Federal Power Act, 16 U.S.C. § 791(a)-825(r).
- g. *Applicant Contact:* Mr. Larry J. Wall, Georgia Power Company, Connector Building, 2nd Floor, 333 Piedmont Avenue, Atlanta, Georgia 30308; (404) 526-2054.
- h. *FERC Contact:* Steve Naugle, (202) 219-2805.
- i. *Comment Date:* January 27, 1997.
- j. *Description of the filing:* Georgia Power Company requests approval to grant permission to Mr. Carl Donaldson to construct certain facilities within the project boundary as part of a proposed small commercial marina on Lake Sinclair. The marina facilities that would be constructed within the project boundary include a boat ramp; two service docks, one of which would have fuel service for boats; 14 boat-slip piers; retaining walls along the shoreline; two above-ground, self-contained fuel storage tanks; a convenience store; and associated access drives and parking areas, portions of which extend outside the project boundary. The marina would also include an existing boat ramp, two existing access drives and parking areas, four existing and two proposed rental cottages, and an existing on-shore boat storage shelter.

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

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.

C1. Filing and Service of Responsive Document—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.

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.

Lois D. Cashell,

Secretary.

[FR Doc. 96-32731 Filed 12-24-96; 8:45 am]

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[Docket No. CP90-239-005]

**Gulf States Transmission Corporation;
Notice of Application**

December 19, 1996.

Take notice that on December 13, 1996, Gulf States Transmission Corporation (GSTC), 1324 North Hearn, Suite 300, Shreveport, Louisiana 71107, filed in Docket No. CP90-239-005, an application to amend the certificate issued on July 26, 1990 in Docket No. CP90-239-000, pursuant to Section 7(c) of the Natural Gas Act (NGA) and Part 157 of the Federal Energy Regulatory Commission's (Commission) regulations, to authorize GSTC to set its transportation rates based on 95% of the effective capacity, or, in the alternative, to authorize GSTC to file under Section 4 of the NGA for market-based rates, all as more fully set forth in the petition on file with the Commission and open to public inspection.

Specifically, GSTC seeks to modify the currently effective certificate condition that requires GSTC's transmission rates to be set at 95% of the proposed design capacity, 15,000 Mcf/d, by changing the condition to read: "GSTC's transmission rates are to be set at 95% of the effective capacity of 75,00 Mcf/d." In the alternative, GSTC requests that the Commission find that GSTC lacks the ability to exercise market power in the relevant product and geographic markets, and amend GSTC's certificate to authorize GSTC to file under Section 4 of the NGA for market-based rates.

Any person desiring to be heard or to make any protest with reference to said application should on or before January 9, 1997, file with the Federal Energy Regulatory Commission, Washington, D.C. 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 proceeding. 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 the 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 GSTC to appear or be represented at the hearing.

Lois D. Cashell,

Secretary.

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