

and RM87-34-072 issued February 27, 1997, to revise the right of first refusal contract term to five years.

TCP states that copies of the filing were served upon TCP's jurisdictional customers, interested public bodies and all parties to the proceedings.

Any person desiring to be heard or to make any protest with reference to this filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). All such motions or protests must be filed in accordance with Section 154.210 of the Commission's Regulations. All such motions or protests filed with the Commissions 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 petition to intervene or protest in accordance with the Commission Rules. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,

Secretary.

[FR Doc. 97-23145 Filed 8-29-97; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP97-626-000]

Texas Eastern Transmission Corporation; Notice of Application

August 26, 1997.

Take notice that on July 10, 1997 Texas Eastern Transmission Corporation (Texas Eastern), 5400 Westheimer Court, Houston, Texas 77056-5310, filed in Docket No. CP97-626-000 an abbreviated application pursuant to Section 7(c) of the Natural Gas Act to increase the capacity of its Lebanon Lateral facility. Texas Eastern seeks authorization to construct, install, own, operate and maintain certain compression facilities at its existing Gas City Compressor Station located in Grant County, Indiana (Gas City) and at its existing Glen Karn meter station in Darke County, Ohio (Glen Karn), and certain other ancillary and appurtenant above-ground facilities. Such additional compression will increase Texas Eastern's capacity in the Lebanon Lateral by 302,290 Dth/d, up to a new

total of 661,510 Dth/d (650 MMcf/d equivalent).

Specifically, Texas Eastern proposes to install 8,900 HP of compression at Gas City. Texas Eastern will install one reciprocating gas engine rated at 3,400 HP and one reciprocating gas engine rated at 5,500 HP. This additional compression will increase the total compression at Gas City from 3,400 HP to 12,300 HP. In addition, to accommodate the additional compressor units, Texas Eastern will expand the existing Gas City compressor buildings and install associated ancillary facilities and piping. All of the proposed facilities at Gas City will be located wholly within and on Texas Eastern's existing Gas City Compressor Station property.

Texas Eastern also proposes to install a new 8,170 HP gas turbine-driven centrifugal compressor at its existing Glen Karn meter station site. Currently there are no compression facilities located at the Glen Karn station. To house this proposed compressor unit, Texas Eastern will construct compressor station buildings and associated ancillary facilities and piping. In addition, Texas Eastern proposes to upgrade its existing metering stations at Glen Karn and at Lebanon in Warren County, Ohio.

The estimated total capital cost of the proposed facilities is approximately \$31,291,000. Texas Eastern proposes to commence service utilizing the new facilities on or before November 1, 1998.

Texas Eastern also requests authorization to file a limited NGA Section 4 proceeding, after receipt of the authorizations requested and prior to the in-service date of the proposed facilities, to revise and restate the rates applicable to Texas Eastern's Part 284, open-access Rate Schedules LLFT and LLIT. Such revised and restated Rate Schedule LLFT rates result in a base Reservation Charge of \$3.466 per Dth and Usage-1 rate of \$0.0023, \$0.1163 on a 100% load factor basis. In addition, the revised and restated Rate Schedule LLFT base rate will be \$0.1163. These revised and restated rates represent a 23% reduction, on a 100% load factor basis, in the currently effective maximum Rate Schedules LLFT and LLIT rates.

Texas Eastern proposes to revise the existing fuel shrinkage percentages applicable to Rate Schedules LLFT and LLIT to recognize the fuel associated with the facilities. Texas Eastern has calculated the estimated fuel usage of the existing compression at Gas City and the proposed facilities based on historical utilization to arrive at an estimated annual fuel shrinkage percentage of 0.43%.

Texas Eastern intends to use all of the additional capacity to be made available by the Facilities to lease capacity on a firm basis to Spectrum Interstate Pipeline Corporation ("Spectrum"), a wholly owned subsidiary of PanEnergy Corporation and affiliate of Texas Eastern. Texas Eastern has included in its application, a letter of intent with Spectrum whereby Spectrum intends to enter into a lease for the increase of capacity of 302,290 Dth/d. Subject to Commission approval, Spectrum will be a new interstate pipeline company that will provide open-access transportation service. The Spectrum Project will provide natural gas transportation from the Chicago area to Northeast markets such as New York City, Philadelphia, Newark, New Jersey and other markets served by the Duke Energy pipelines.

Texas Eastern states that, notwithstanding the foregoing, its proposal is not contingent upon the Spectrum Project. To the extent that all of the capacity, to be made available by the proposed facilities, is not leased to Spectrum, Texas Eastern will make such capacity available under the terms and conditions of its Rate Schedules LLFT and LLIT. To the extent Texas Eastern does not have firm contractual arrangements for the capacity to be made available by the proposed facilities before construction of such facilities, Texas Eastern states that it will be "at-risk" for recovery of such costs.

By supplements dated August 5, and 25, 1997, Texas Eastern submitted two service agreements, a precedent agreement and a letter of intent. These four documents account for 101,805 Dth/d of the proposed capacity.

Any person desiring to participate in the hearing process or to make any protest with reference to said application should on or before September 16, 1997, file with the Federal Energy Regulatory Commission, Washington, 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.

A person obtaining intervenor status will be placed on the service list

maintained by the Secretary of the Commission and will receive copies of all documents filed by the applicant and by every one of the intervenors. An intervenor can file for rehearing of any Commission order and can petition for court review of any such order.

However, an intervenor must submit copies of comments or any other filing it makes with the Commission to every other intervenor in the proceeding, as well as 14 copies with the Commission.

A person does not have to intervene, however, in order to have comments considered. A person, instead, may submit two copies of comments to the Secretary of the Commission. Commenters will be placed on the Commission's environmental mailing list, will receive copies of environmental documents and will be able to participate in meetings associated with the Commission's environmental review process. Commenters will not be required to serve copies of filed documents on all other parties. However, commenters will not receive copies of all documents filed by other parties or issued by the Commission and will not have the right to seek rehearing or appeal the Commission's final order to a federal court.

The Commission will consider all comments and concerns equally, whether filed by commenters or those requesting intervenor status.

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 Texas Eastern to appear or be represented at the hearing.

Lois D. Cashell,

Secretary.

[FR Doc. 97-23138 Filed 8-29-97; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. RP95-197-029]

Transcontinental Gas Pipe Line Corporation; Notice of Refund Report

August 26, 1997.

Take notice that on June 27, 1997, Transcontinental Gas Pipe Line Corporation (Transco) tendered for filing a refund report (\$79,016,114.33 in principal and interest) showing that on May 30, 1997, Transco submitted refunds (or surcharges) to all affected shippers in the proceedings in Docket Nos. RP95-197, IN89-1-002, and RP92-137-044. In determining the total amount to be refunded (or surcharged) to each shipper, Transco states that it has aggregated the individual shipper amounts attributable to each proceeding.

Transco states that an uncontested Stipulation and Agreement (Partial Settlement) approved by Commission letter order issued November 1, 1996 in Docket No. RP95-197 *et al.*, resolves a number of rate and tariff issues in Phase II of Transco's general section 4 rate proceeding in Docket No. RP95-197 *et al.* The issues resolved in the settlement include Transco's cost of service, throughput level and mix, cost of classification, rate design, and certain issues related to the terms and conditions of Transco's services, as well as all issues in Docket Nos. RP96-44 and CP95-737.

Transco further states that based on the Settlement it has calculated storage and transportation refunds for the period September 1, 1995 (the beginning of the Docket No. RP95-197 rate period) through July 31, 1996 based on the difference between the amounts billed and amounts calculated utilizing settlement rates.

In addition, pursuant to a Stipulation and Consent Agreement (Docket No. IN89-1-002) approved by the Commission on April 4, 1997, Transco is to refund to its rate payers \$51,788.51. The refund is to be distributed to Transco's shippers proportional to their pro rata share of the rate refunds under the aforementioned Settlement in Docket No. RP95-197.

Finally, Transco states that the January 23, 1997, order in Docket No. RP92-137-044 required it to redistribute excess IT amount of \$17,815,888.52 to its interruptible transportation shippers that were previously refunded only to firm shippers. The Commission on May 14, 1997, approved Transco's proposal to

refund this amount pursuant to the Settlement in Docket No. RP95-197.

Any person desiring to protest said filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, D.C. 20426, in accordance with Section 385.211 of the Commission's Rules and Regulations. All such protests should be filed on or before September 3, 1997. 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 in the Public Reference Room.

Lois D. Cashell,

Secretary.

[FR Doc. 97-23143 Filed 8-29-97; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP97-516-001]

Transwestern Pipeline Company; Notice of Application

August 26, 1997.

Take notice that on August 22, 1997, Transwestern Pipeline Company (Transwestern), 1111 South 103rd Street, Omaha, Nebraska 68124, filed in Docket No. CP97-516-001, pursuant to Section 7(c) of the Natural Gas Act and Part 157 of the Commission's regulations, seeking to amend its application filed in Docket No. CP97-516-000 on May 19, 1997. In that application Transwestern sought authorization to: (1) construct and operate a new compressor station near Standing Rock, New Mexico (Standing Rock Compressor Station) consisting of a 15,000 ISO rated horsepower gas turbine compressor and appurtenant facilities, located on Transwestern's San Juan Lateral in McKinley County, New Mexico; and (2) construct and operate an additional 2,000 ISO rated horsepower electric compressor unit and appurtenant facilities at Transwestern's existing La Plata "A" Compressor Station in La Plata County, Colorado. In its amendment, Transwestern seeks authorization to construct and operate a 7,000 ISO rated horsepower turbine drive centrifugal compressor at the La Plata "A" Compressor Station, in lieu of the 2,000 horsepower unit proposed in the original application, all as more fully set forth in the amendment which is on file