

in accordance with the Commission's Rules.

David P. Boergers,

Acting Secretary.

[FR Doc. 98-7771 Filed 3-24-98; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. SA98-44-000]

Molz Oil Company; Notice of Petition for Adjustment and Request for Extension of Time

March 19, 1998.

Take notice that on March 9, 1998, Molz Oil Company (Molz) filed a petition, pursuant to section 502(c) of the Natural Gas Policy Act of 1978 (NGPA), for an adjustment of the Commission's refund procedures [15 U.S.C. 3142(c)(1982)] with respect to Molz's Kansas ad valorem tax refund liability. Molz's petition is on file with the Commission and open to public inspection.

The Commission's September 10, 1997, order on remand from the D.C. Circuit Court of Appeals,¹ in Docket No. RP97-369-000, *et al.*,² directed first sellers to make Kansas ad valorem tax refunds, with interest, for the period from 1983 to 1988. The Commission clarified the refund procedures in its Order Clarifying Procedures [82 FERC ¶ 61,059 (1988)], stating therein that producers [first sellers] could request additional time to establish the uncollectability of royalty refunds, and that first sellers may file requests for NGPA section 502(c) adjustment relief from the refund requirement and the timing and procedures for implementing the refunds, based on their individual circumstances.

Molz requests, on behalf of first sellers for whom it operated (First Sellers), that the Commission: (1) Extend the time by 90 days from March 9, 1998, in which to obtain the necessary documents and information to determine if the amount of refund set forth in the Statement of Refunds Due [SRD] received from Panhandle Eastern Pipe Line Company [Docket No. RP98-40-000] is correct and to reach an agreement on the amount before submitting the dispute to the Commission; and (2) grant an

¹ *Public Service Company of Colorado v. FERC*, 91 F.3d 1478 (D.C. Cir. 1996), *cert. denied*, 65 U.S.L.W. 3751 and 3754 (May 12, 1997) (Nos. 96-954 and 96-1230).

² See 80 FERC ¶ 61,264 (1997); *order denying reh'g*, 82 FERC ¶ 61,058 (1998).

adjustment to its procedures to allow First Sellers to place into an escrow account the disputed amount of the refund, and, after the resolution of the dispute, retain in the account (i) principal and interest on amounts attributable to production prior to October 4, 1983, and (ii) interest on all reimbursed principal amounts determined to be refundable as being in excess of maximum lawful prices (excluding interest retained under (i) above). Molz also requests a determination that it is liable solely for its proportionate share of the tax refunds.

Any person desiring to be heard or to make any protest with reference to said petition should on or before 15 days after the date of publication in the **Federal Register** of this notice, file with the Federal Energy Regulatory Commission, 888 First Street, N.W., 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, 385.211, 385.1105, and 385.1106). 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.

David P. Boergers,

Acting Secretary.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. SA98-45-000]

Molz Oil Company; Notice of Petition for Adjustment and Request for Extension of Time

March 19, 1998.

Take notice that on March 9, 1998, Molz Oil Company (Molz) and the working interest owners (First Sellers) for whom it operated,¹ filed a petition for adjustment and a request for extension of time under section 502(c) of the Natural Gas Policy Act of 1978

¹ First Sellers are Donald Albers, Darry Brown, Rick Caruthers, Judy Courson, Donald E. Evans, Helen Evans, K.B. Evans, Martha Evans, Beverly Molz, Jim Molz, Ben Rathgeber, Bob and Lometa Rathgeber, Lamoine Shrock, R.K. Sweetman and Westmore Drilling Co.

(NGPA), requesting an adjustment to its obligation to make Kansas ad valorem tax reforms to Williams Natural Gas Company (WNG), all as more fully set forth in the petition which is on file with the Commission and open to public inspection.

It is stated that Molz's petition is filed in response to the Commission's September 10, 1997, order in Docket Nos. RP97-369-000, GP97-3-000, GP97-5-000² on remand from the D.C. Circuit Court of Appeals,³ which directed first sellers under the NGPA to make Kansas ad valorem tax refunds, with interest, for the period from 1983 to 1988.

Molz requests that the Commission grant an adjustment to its procedures to allow First Sellers to place into an escrow account the disputed amount of the refund set forth in the Statement of Refunds Due (SRD) from WNG,⁴ and, after resolution of the dispute, to retain in the account (a) principal and interest on amounts attributable to production prior to October 4, 1983, and (b) interest on all reimbursed principal amount determined to be refundable as being in excess of maximum lawful prices (excluding interest retained under (a) above). It is stated that the SRD received from WNG was \$93,447.06, including interest accrued through December 31, 1997.

Molz also requests an extension of time to permit an additional 90 days beginning March 9, 1998, in which to obtain the necessary documents and information to verify the correct amount of its actual refund liability and to reach an agreement on the amount before submitting the dispute to the Commission.

Any person desiring to be heard or to make any protest with reference to said petition should on or before 15 days after the date of publication in the **Federal Register** of this notice, file with the Federal Energy Regulatory Commission, 888 First Street, N.E., 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, 385.211, 385.1105, and 385.1106). 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

² See 80 FERC ¶ 61,264 (1997); *order denying reh'g* issued January 28, 1998, 82 FERC ¶ 61,058 (1998).

³ *Public Service Company of Colorado v. FERC*, 91 F.3d 1478 (D.C. Cir. 1996), *cert. denied*, 65 U.S.L.W. 3751 and 3754 (May 12, 1997) (Nos. 96-954 and 96-1230).

⁴ See. Docket No. RP98-52-000.

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.

David P. Boergers,

Acting Secretary.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP98-278-000]

Natural Gas Pipeline Company; Notice of Application

March 19, 1998.

Take notice that on March 11, 1998, Natural Gas Pipeline Company (Natural), 701 East 22nd Street, Lombard, Illinois 60148, filed in Docket No. CP98-278-000, an application pursuant to Section 7(b) of the Natural Gas Act for permission and approval to abandon by sale to MidCon Texas Pipeline Operator, Inc. (MidCon Texas), Natural's Clayton Lateral which consists of approximately 21.7 miles of 16-inch pipeline lateral, meters ranging in sizes of 2 through 10 inches and side taps ranging in sizes of 2 through 6 inches, in Duval and Oak Counties, Texas, for \$336,913, as more fully set forth in the application on file with the Commission and open to public inspection.

Natural states the facilities are no longer needed to receive gas for system supply and therefore has decided to sell the facilities to MidCon Texas for net book value.

Any person desiring to be heard or to make any protest with reference to said application should on or before April 9, 1998, file with the Federal Energy Regulatory Commission, 888 First Street, N.E., 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 permission and approval for the proposed abandonment are 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 Natural to appear or be represented at the hearing.

David P. Boergers,

Acting Secretary.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket Nos. RP93-206-019 and RP96-347-010]

Northern Natural Gas Company; Notice of Compliance Filing

March 19, 1998.

Take notice that on March 17, 1998, Northern Natural Gas Company (Northern), tendered for filing under protest to become part of Northern's FERC Gas Tariff, Fifth Revised Volume No. 1, the following tariff sheets proposed to be effective April 1, 1998:

Fifth Revised Sheet No. 245
Second Revised Sheet No. 246
Second Revised Sheet No. 248

Northern states that the above-listed tariff sheets are filed in compliance with the Commission's Order issued March 2, 1998 in the above-referenced dockets, addressing the Carlton Resolution Settlement.

Northern states that copies of the filing were served upon Northern's customers and interested State Commissions.

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.

David P. Boergers,

Acting Secretary.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. SA98-37-000]

Pickrell Drilling Company, Inc., Notice of Petition for Adjustment and Dispute Resolution Request

March 19, 1998.

Take notice that on March 9, 1998, Pickrell Drilling Company, Inc. (Pickrell), filed a petition for an adjustment under Section 502(c) of the Natural Gas Policy Act of 1978 (NGPA 15 U.S.C. 3412(c)) and Rules 1101-1117 of the Commission's Rules of Practice and Procedure (18 CFR 385.1101-385.1117), wherein Pickrell has requested, on behalf of first sellers (First Sellers)¹ for whom it operated, that the Commission: (1) Resolve the pending dispute between First Sellers and ANR Pipeline Company as to the proper amount of the refund liability of First Sellers for the Kansas ad valorem tax reimbursements set forth in the Statement of Refunds Due (SRD)² addressed to Pickrell; (2) waive any refund obligation attributable to the royalty interest of Richard M. Linehan, deceased; and (3) grant an adjustment to its procedures to allow First Sellers to place into an escrow account not only the disputed amount of the refund, but also (i) principal and interest on amounts attributable to production prior to October 4, 1983, and (ii) interest on all principal amounts claimed to be due under the SRD (excluding interest included in the disputed amount or (i) above). Pickrell also requested that it be determined that it was not a working interest owner or First Seller of any of the production with respect to which the tax reimbursements were made and

¹ First Sellers are C.W. Sebits, Barbara Oil Company, Vera J. Casado, Dane G. Hansen Trust, National Cooperative Refinery Association, and David H. Tripp.

² See Docket No. RP98-42-000.