

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. This filing may also be viewed on the web at <http://www.ferc.gov> using the "RIMS" link, select "Docket#" and follow the instructions (call 202-208-2222 for assistance). Comments, protests and interventions may be filed electronically via the Internet in lieu of paper. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's web site under the "e-Filing" link.

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

*Deputy Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RP02-365-000]

#### Northern Natural Gas Company; Notice of Petition for Declaratory Order

June 26, 2002.

Take notice that on June 5, 2002, Northern Natural Gas Company (Northern), filed a Petition for Declaratory Order requesting that the Commission find that: (1) the Commission did not direct Northern to make Kansas *ad valorem* tax refunds to its non-jurisdictional customers; and, (2) Northern is not in violation of any Commission *ad valorem* tax refund orders.

Northern states that on May 10, 2002, the Iowa Utilities Board (IUB) issued an order directing Northern to refund approximately \$825,000 of Kansas *ad valorem* tax refunds received from producers to Peoples Natural Gas Company. Peoples was a non-jurisdictional sales customer of Northern during the period at issue. In its May 10th order, the IUB claimed that the Commission required interstate pipelines, including Northern, to refund all Kansas *ad valorem* tax overcharges to their customers, "whether jurisdictional or non-jurisdictional." Further, the IUB asserted that Northern's retention of

non-jurisdictional refunds is "a violation of FERC orders."

Northern states that these allegations are erroneous, that the Commission has never ordered Northern to make refunds to its non-jurisdictional customers, and that refunds of non-jurisdictional amounts, if any, are governed by the contracts between Northern and its non-jurisdictional customers. Further, Northern states that the Commission has: (1) issued an order requiring pipelines to make Kansas *ad valorem* tax refunds only to their jurisdictional customers; (2) accepted Northern's annual refund reports showing the allocation of Kansas *ad valorem* tax refunds between jurisdictional and non-jurisdictional customers and approved Northern's refunds to its jurisdictional customers; and, (3) approved a settlement requiring refunds to Northern's jurisdictional customers only.

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 on or before July 16, 2002. 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. This filing may also be viewed on the web at <http://www.ferc.gov> using the "RIMS" link, select "Docket#" and follow the instructions (call 202-208-2222 for assistance). Comments, protests and interventions may be filed electronically via the Internet in lieu of paper. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's web site under the "e-Filing" link.

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

*Deputy Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP02-387-000]

#### Petal Gas Storage, L.L.C.; Notice of Application

June 26, 2002.

Take notice that on June 18, 2002, Petal Gas Storage, L.L.C. (Petal), Nine Greenway Plaza, Houston, Texas 77046, filed in Docket No. CP02-387-000, for an application pursuant to Section 7(c) of the Natural Gas Act (NGA) for authorization to construct, install, own, operate, and maintain new natural gas underground storage facilities, and related above-ground facilities, located in Forrest County, Mississippi, all as more fully set forth in the application which is on file with the Commission and open to public inspection. Copies of this filing are on file with the Commission and are available for public inspection. This filing may be viewed on the web at <http://www.ferc.gov> using the "RIMS" link, select "Docket #" from the RIMS Menu and follow the instructions (call (202) 208-2222 for assistance).

Petal seeks: (1) A certificate of public convenience and necessity that would authorize Petal to construct, install, own, operate, and maintain high-deliverability salt-dome gas storage facilities that will accommodate the injection, storage, and subsequent withdrawal of natural gas for redelivery in interstate commerce; (2) authorization to provide storage services at market-based rates; and (3) waiver of any Commission regulations necessary to grant the authorizations requested.

Petal proposes to construct and operate one new subsurface natural gas storage cavern (Cavern No. 8), and convert an existing subsurface brine storage cavern (Cavern No. 3) to natural gas storage. Both of these natural gas storage caverns are located adjacent to Petal's existing facilities within the Petal Salt Dome subsurface geologic feature, located in Forrest County, Mississippi.

In association with the construction of Cavern No. 8, Petal is proposing the construction of a 16-inch diameter natural gas pipeline approximately 1,276 feet long; a 12-inch diameter water line approximately 1,786 feet long; and a 12-inch diameter brine transmission line approximately 1,789 feet long. Petal also proposes to construct an additional 16-inch diameter natural gas transmission pipeline, approximately 2,407 feet in length, located between the Petal Cavern