2. All wells the surface drilling of which will begin after the election is filed with the Commission.

The election that the pricing provisions in section 107 should apply in lieu of the tax credit may be revoked with respect to any well or wells the surface drilling of which has not commenced at the time of revocation.

Election may be made, but is not required to be made, in the following forms. The elections must contain the Employer Identification Number, or, if not available, the taxpayer's Social Security Number.

By the Commission.

Kenneth F. Plumb,

Secretary.

Blanket Election Pursuant to Section 107(d) of the Natural Gas Policy Act of 1978

Taxpayer Name: ______
Employer Identification Number (if not available the taxpayer's Social Security Number):
Address: ______
City, State, Zip code: ______

______

(Authorized Signatory) certifies that the above-named taxpayer elects to have the provisions of subsections (a) and (b) of section 107 and subtitle B of title I of the Natural Gas Policy Act of 1978 apply to natural gas produced from all existing and future qualifying wells, the production of which would otherwise make allowable a tax credit under section 231 of the Crude Oil Windfall Profits Tax of 1980.

______

(Signature)

Election Pursuant to Section 107(d) of the Natural Gas Policy Act of 1978

Taxpayer Name: ______
Employer Identification Number (if not available the taxpayer's Social Security Number):
Address: ______
City, State, ZIP Code: ______

______ (Authorized Signatory) certifies that the above-named taxpayer elects to have the provisions of subsection (a) and (b) of section 107 and subtitle B of title I of the Natural Gas Policy Act of 1978 apply to natural gas produced from the wells identified herein, the production of which would otherwise make allowable a tax credit under section 231 of the Crude Oil Windfall Profits Tax of 1980.

______

(Signature)

State	County	API well No.	Permit No.	Well name

[FR Doc. 80-10906 Filed 4-8-80; 8:45 am]

BILLING CODE 6450-85-M

18 CFR Part 274

[Docket No. RM79-3]

Determinations by Jurisdictional Agencies, U.S. Geological Survey and the State of Colorado Oil and Gas Conservation Commission Applications for Alternative Filing Requirements; Order Granting Application for Alternative Filing Requirements

Issued: April 3, 1980.

AGENCY: The Federal Energy Regulatory Commission.

ACTION: Order granting application for alternative filing requirements.

SUMMARY: On November 21, 1979, the Colorado Department of Natural Resources, Oil and Gas Conservation Commission (Colorado) and the United States Geological Survey (USGS) filed applications for approval of alternative filing requirements pursuant to § 274.207 of the Commission's regulations. The proposed alternative filing requirements sought jointly by Colorado and the USGS would enable operators to apply for eligibility determinations under section 103 of the Natural Gas Policy Act of 1978 (NGPA) for additional wells in existing proration units in the Fruitland-Pictured Cliffs, Mesaverde and Dakota-Morrison pools without repeated submissions of geological and engineering data to show that the additional well is necessary to effectively and efficiently drain the portion of the reservoir covered by a proration unit that cannot be effectively and efficiently drained by any existing well within the proration unit. In a separate application, Colorado seeks approval of similar alternative filing requirements applicable to persons seeking section 103 eligibility determinations for wells drilled in the "J" Sand Formation of the Wattenberg Field.

The Commission finds that good cause exists to approve the applications for alternative filing requirements and accordingly amends § 274.208 to authorize the filing of applications under the alternative requirements submitted, for well category determinations for section 103 of the NGPA, where the subject wells qualify under the applicable State of Colorado Orders.

EFFECTIVE DATE: April 3, 1980.

FOR FURTHER INFORMATION CONTACT: Kenneth F. Plumb, Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426 (202) 357-8400.

Before Commissioners: Charles B. Curtis, Chairman; Georgiana Sheldon, Matthew Holden, Jr., and George R. Hall.

On November 21, 1979, the Colorado Department of Natural Resources, Oil and Gas Conservation Commission (Colorado) and the United States Geological Survey (USGS) filed applications for approval of alternative filing requirements pursuant to § 274.207 of the Commission's regulations. The proposed alternative filing requirements sought jointly by Colorado and the USGS would enable operators to apply for eligibility determinations under section 103 of the Natural Gas Policy Act of 1978 (NGPA) for additional wells in existing proration units in the Fruitland-Pictured Cliffs, Mesaverde and Dakota-Morrison pools without repeated submissions of geological and engineering data to show that the additional well is necessary to effectively and efficiently drain the portion of the reservoir covered by a proration unit that cannot be effectively and efficiently drained by any existing well within the proration unit. In a separate application, Colorado seeks approval of similar alternative filing requirements applicable to persons seeking section 103 eligibility determinations for wells drilled in the "J" Sand Formation of the Wattenberg Field.

Section 103 of the NGPA establishes the maximum lawful price for natural gas produced from new, onshore production wells. Under § 271.305(b) of the Commission's regulations, a well drilled on or after February 19, 1977, in an existing proration unit may qualify for the section 103 price if the jurisdictional agency finds that the well is necessary to effectively and efficiently drain that portion of the reservoir covered by the proration unit.

An applicant seeking a determination of eligibility under § 271.305(b) to collect the section 103 price is required to file with the appropriate jurisdictional agency the information specified in § 274.204 of the Commission's regulations. Under § 274.204(f), an applicant must submit, on a well-by-well basis, geological evidence and engineering data that an additional well within an existing proration unit is necessary to effectively and efficiently drain a portion of the reservoir covered by the proration unit, which cannot be effectively and efficiently drained by any existing well within the proration unit. However, a jurisdictional agency is authorized under § 274.207 to apply for

Commission approval of alternative filings requirements.

The application of Colorado and USGS for approval of alternative filing requirements is based on the State of Colorado's Order No. 112-46, as ratified by the USGS Oil and Gas Supervisor for the Southern Rocky Mountain Area, which authorizes an infill well drilling program for the Fruitland-Pictured Cliffs, Mesaverde, and Dakota-Morrison pools. Order No. 112-46 permits the drilling of an additional well in the undrilled quarter-section of existing 320-acre proration units, and also permits the drilling of three additional wells in the undrilled quarter-sections of existing 640-acre proration units in the Ignatio Blanco Field, La Plata and Archuleta Counties, Colorado. Well locations are required to be no closer than 990 feet to the boundaries of the quarter-section upon which it is located, and in cases of fractional sections, no closer than 990 feet from another well producing from the same formation. Exceptions may be granted due to topographical or surface hazards, or for other reasons, provided the owners of the contiguous and cornering units toward which the proposed location would be moved, file a waiver, or consent in writing to the exceptions. The Colorado order also rescinded a provision found in a former field order which required the consolidation of all interests in a drilling and spacing unit by a pooling agreement prior to the drilling of a well.

Colorado and USGS have concluded that the data upon which the drilling program is based, which was collected under oath at hearing, provides substantial evidence for finding that a well drilled in compliance with Colorado Order No. 112-46 is necessary to effectively and efficiently drain that portion of the reservoir covered by the existing proration unit. For that reason, Colorado and the USGS assert that it is unnecessary to require the submission of geological and engineering data in support of a section 103 eligibility determination for each well in the subject pool. Therefore, Colorado and the USGS propose to replace the requirement of § 274.204(f) with a statement by the applicant specifying the number of Colorado Order No. 112-46 authorizing an infill well drilling program on a field-wide basis.

Colorado additionally submitted a separate application for approval of alternative filing requirements for additional wells drilled pursuant to Colorado's Oil and Gas Conservation Commission's Order No. 232-20. This order provides for optional drilling of an additional well in the undrilled quarter-section of each 320-acre drilling and spacing unit for production of gas from the "J" Sand underlying certain lands in the Wattenberg Gas Spaced Area. For those locations not presently included in a 320-acre unit, 160-acre units will be established. Well locations are required to be no closer than 990 feet to the boundaries of the quarter section. On the basis of evidence accumulated under oath at hearing, Colorado has found that there exists substantial evidence to conclude that wells in compliance with Order No. 232-20 are necessary for effective and efficient drainage.

In support of their applications, Colorado and USGS have submitted to the Commission the evidence relied on in adopting the field-wide drilling programs. The Commission has reviewed the information submitted with the applications, and finds that the proposed alternative filing requirements will provide sufficient information upon which determinations under section 103 of the NGPA can be based. Accordingly, the Commission is amending Part 274, Subpart B, in § 274.208 to adopt the alternative filing requirements proposed by Colorado and the USGS for wells drilled pursuant to Colorado's Order No. 112-46, and to adopt the alternative filing requirements proposed by Colorado for determinations made by Colorado for wells drilled pursuant to Colorado Order No. 232-20.

The Commission's regulations in § 271.305 (b) and (c) require jurisdictional agencies to notify the Commission when findings are made under § 271.305 that an additional well in an existing proration unit is necessary for efficient and effective drainage. Since Colorado's Order No. 112-46, as ratified by the USGS, and Colorado's Order No. 232-20 find that infill drilling of additional wells on established proration units is necessary on a field-wide basis for effective and efficient drainage of portions of the reservoir covered by proration units which cannot be effectively and efficiently drained by any existing wells within those units, the Commission finds that it is unnecessary for Colorado and USGS to notify the Commission on an individual well basis that the effective and efficient drainage finding has been made. Accordingly, the Commission is waiving the requirements of § 271.305 (b) and (c) with respect to determinations made by Colorado or USGS for wells drilled pursuant to Colorado's Order No. 112-46, as ratified by USGS. Such requirements are also waived with respect to determinations made by Colorado for wells drilled pursuant to Order No. 232-20.

Further, § 274.204(d)(4) requires the filing of an oath statement that the applicant's conclusion that the natural gas for which he seeks a determination is produced from a new, onshore production well is based on documents submitted in the application. The oath statement must be modified for wells covered by the alternative filing requirements inasmuch as the applications will not contain all the documents relied upon in making the determination. Therefore, the phrase "documents submitted in the application" will be deleted from the oath statement, as applicable to persons seeking section 103 eligibility determinations for wells within the subject pools.

Public Procedures and Effective Date

A notice regarding the USGS and Colorado applications was issued on December 21, 1979. (44 FR 77252; December 31, 1979) The Commission stated that comments on the proposed alternative filing requirements filed by January 7, 1980, would be considered by the Commission. No comments were received. In view of the above discussion, the Commission approves the alternative filing requirements submitted by Colorado and USGS and waives the provisions of § 271.305 (b) and (c) and § 274.204(d)(4) as noted above. The Commission believes that good cause exists to make the alternative filing requirements effective immediately for all determinations which have not yet become final under § 275.202 as of the day before the date of issuance of this order.

(Natural Gas Act, as amended, 15 U.S.C. § 717 *et seq.;* Department of Energy Organization Act, 42 U.S.C. § 7107 *et seq.;* Exec. Order No. 12009, 42 FR 46267; Natural Gas Policy Act of 1978, 15 U.S.C. § 3301 *et seq.*)

In consideration of the foregoing, Part 274 of Subchapter H, Chapter I, Title 18, Code of Federal Regulations is amended as set forth below, effective immediately.

By the Commission.

Lois D. Cashell,

Acting Secretary.

PART 274—DETERMINATIONS BY JURISDICTIONAL AGENCIES

Section 274.208 of Part 274 is amended by inserting a new paragraph (b) to read as follows:

§ 274.208 Alternative filing and notice requirements accepted by the Commission.

* * * * *

(b) Certain Infill Wells in the Ignatio Blanco Field in La Plata and Archuleta

Counties, Colorado and the Wattenberg Field in Adams and Weld Counties, Colorado.

(1) A person seeking a determination for purposes of Subpart C of Part 271 that an infill well in Colorado, drilled in accordance with the Colorado Department of Natural Resources, Oil and Gas Conservation Commission's Order No. 112-46, as ratified by the United States Geological Survey's Oil and Gas Supervisor for the Southern Rocky Mountain Area, in the Fruitland-Pictured Cliffs, Mesaverde or Dakota-Morrison Formations, Ignatio Blanco Field is a new, onshore production well, shall file with the Colorado jurisdictional agency or the Area Oil and Gas Supervisor of the United States Geological Survey, as appropriate, an application which contains, in lieu of the information specified in § 274.204, the following items:

(i) FERC Form No. 121;

(ii) The well completion report;

(iii) A location plat which locates and identifies the State law proration unit (as defined in § 271.305(a)(2)) and the well for which a determination is sought and all other wells within the State Law proration unit in which the Well for determination is sought is located;

(iv) A statement by the applicant, under oath:

(A) That the surface drilling of the well for which he seeks a determination was begun on or after February 19, 1977;

(B) that the well satisfies any applicable Federal or State well spacing requirements;

(C) that the applicant has concluded that to the best of his information, knowledge and belief, the natural gas for which he seeks a determination is produced from a new, onshore production well; and

(D) that the applicant has no knowledge of any other information not described in the application which is inconsistent with his conclusion;

(v) If the jurisdictional agency so requires, certified copies of records relied on by the applicant including copies of the agency's official files; and

(vi) A statement referencing Colorado's Oil and Gas Conservation Commission Order No. 112-46 if the well is located in the Fruitland Pictured Cliffs, Mesaverde or Kakota-Morrison formations of the Ignatio Blanco Field.

(2) A person seeking a determination for purposes of Subpart C of Part 271 that an infill well in Colorado, drilled in accordance with the Colorado Department of Natural Resources, Oil and Gas Conservation Commission's Order No. 232-20 in the "J" Sand Formation of the Wattenberg Field is a new, onshore production well, shall file with the Colorado jurisdictional agency an application which contains, in lieu of the information specified in § 274.204, the following items:

(i) the items specified in clauses (i) through (v) of subparagraph (1) of this paragraph; and

(vi) a statement referencing Colorado's Oil and Gas Conservation Commission Order No. 232-20 if the well is located in the "J" Sand Formation of the Wattenberg field.

(3) With respect to wells to which this paragraph applies, receipt by the Commission of a notice of determination applies, receipt by the Commission of a notice of determination pursuant to § 274.104 shall be deemed to satisfy:

(i) The requirement of notice to the Commission under § 271.305(c); and

(ii) The requirement of§ 271.305(b)(1) that appropriate geological and engineering data be included in the notice of determination.

[FR Doc. 80-10776 Filed 4-8-80; 8:45 am]

BILLING CODE 6450-85-M

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18 CFR Part 292

[Docket No. RM79-55]

Rates and Exemptions for Qualifying Small Power Production and Cogeneration Facilities; Correction

April 3, 1980.

AGENCY: Federal Energy Regulatory Commission, DOE.

ACTION: Erratum notice.

SUMMARY: This notice contains a correction of § 292.302 (a) and (b) of the Federal Energy Regulatory Commission's final regulations.

FOR FURTHER INFORMATION CONTACT: Deborah Gottheil, Office of the General Counsel, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426 (202) 357-8000.

SUPPLEMENTARY INFORMATION: In the Federal Energy Regulatory Commission's Final Regulations, issued February 19, 1980, entitled Regulations Under Section 210 of the Public Utility Regulatory Policies Act of 1978 (45 FR 12214, February 25, 1980), at 45 FR 12234, in § 292.302 (a) and (b), the reference to May 31, 1982 should be changed to June 30, 1982. This revision will accurately carry out the Commission's intent, as stated in the preamble to the rule, to "conform to the dates required by the Commission's regulations implementing section 133 of PURPA."

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-10766 Filed 4-8-80; 8:45 am]

BILLING CODE 6450-85-M

DEPARTMENT OF COMMERCE

International Trade Administration

19 CFR Part 353

Antidumping Duty Order; Sugars and Syrups From Canada

AGENCY: International Trade Administration, U.S. Department of Commerce.

ACTION: Final rule: Antidumping Duty Order.

SUMMARY: This notice is to inform the public that separate investigations conducted under the Antidumping Act, 1921, as amended (19 U.S.C. 160 et seq.) and its superseding legislation, the Tariff Act of 1930, as amended (93 Stat. 162 et seq.), by the Commerce Department (and its predecessor in interest, the Treasury Department) and the United States International Trade Commission, respectively, have resulted in determinations that sugars and syrups from Canada are being sold at less than fair value and that these sales are materially injuring an industry in the United States. All unappraised entries of this merchandise made on or after November 8, 1979, the date on which liquidation was suspended, will be liable for the possible assessment of antidumping duties. Deposits of estimated antidumping duties shall be required on all entries of this merchandise made on or after the date of publication of this antidumping duty order in the **Federal Register.**

EFFECTIVE DATE: April 9, 1980.

FOR FURTHER INFORMATION CONTACT: Vincent Kane, Office of Investigations, International Trade Administration, U.S. Commerce Department, 14th Street and Constitution Avenue, NW., Washington, D.C. 20230. Telephone: (202) 566-5492.

SUPPLEMENTARY INFORMATION: Section 201(a) of the Antidumping Act, 1921, as amended (19 U.S.C. 160(a)) gave the Secretary of the Treasury responsibility for determining whether imported merchandise is being sold at less than fair value. Pursuant to this authority, the Secretary of the Treasury determined that sugars and syrups from Canada are being sold at less than fair value within the meaning of section 201(a) of the Antidumping Act of 1921 (19 U.S.C. 160(a)) (published in the Federal

Register of November 8, 1979 (44 FR 64946–7)). Pursuant to section 102(c)(2) of the Trade Agreements Act of 1979 (Pub. L. 96–39, 93 Stat. 189–190) the final determination of the Secretary of the Treasury under the Antidumping Act, 1921, shall be treated as a final determination under section 735(a) of the Tariff Act of 1930, as amended (93 Stat. 169–170, 19 U.S.C. 1673d(a)).

Section 735(b) of the Tariff Act of 1930, as amended (93 Stat. 170, 19 U.S.C. 1673d(b)) gives the United States International Trade Commission responsibility for determining whether by reason of such sales at less than fair value a domestic industry is being or is likely to be materially injured. The Commission has determined, and on March 17, 1980, it notified the Secretary of Commerce that an industry in the United States is materially injured by reason of the importation of sugars and syrups from Canada that are being sold at less than fair value within the meaning of the Act.

In accordance with section 736 of the Tariff Act of 1930, as amended (93 Stat. 172, 19 U.S.C. 1673e), Customs officers are directed to assess an antidumping duty equal to the amount by which the foreign market value of the merchandise exceeds the United States price of the merchandise for all entries subject to the "Withholding of Appraisement Notice" published in the **Federal Register** of November 8, 1979 (44 FR 64946–7), and all future entries until further notice. Furthermore, Customs officers shall require a deposit of estimated antidumping duties pending liquidation of entries of the subject merchandise at the same time as estimated normal Customs duties on the merchandise are deposited. Deposits of estimated antidumping duties shall be required on all entries, or withdrawals from warehouse, for consumption made on or after the date of publication of this antidumping duty order in the **Federal Register**. Deposits shall be collected in the following amounts: $0.0237 per pound for Redpath Sugar, Ltd., and St. Lawrence Sugar, Ltd.; $0.0223 for Atlantic Sugar, Ltd., $0.010105 per pound for BC Sugar; and $0.0237 per pound for all other exporters of sugars and syrups from Canada. On behalf of the Secretary of Commerce, I hereby make public these determinations, which constitute an antidumping duty order with respect to sugars and syrups from Canada. For purposes of this notice the term "sugars and syrups" means sugars and syrups as provided for in item numbers 155.20 and 155.30, Tariff Schedules of the United States Annotated. The subject merchandise is produced from raw sugar derived from sugar cane and sugar beets. The sugar is refined into granulated or powdered sugar, icing, or liquid sugar. Accordingly, Annex 1 of Part 353 of the Commerce Regulations (45 FR 8208) is being amended by adding the following to the list of antidumping duty orders currently in effect:

Merchandise	Country	Treasury Decision
Sugars and Syrups	Canada	(45 Fed. Reg.)

This notice is published pursuant to section 706 of the Tariff Act of 1930, as amended (19 U.S.C. 1671e), and § 353.48 of the Department of Commerce Regulations (19 CFR 353.48).

Stanley J. Marcuss,

Acting Assistant Secretary for Trade Administration.

April 3, 1980.

[FR Doc. 80-10731 Filed 4-8-80; 8:45 am]

BILLING CODE 3510-25-M

19 CFR Part 353

Antidumping Duties; Spun Acrylic Yarn From Japan; Antidumping Duty Order

AGENCY: U.S. Commerce Department.

ACTION: Final rule. (Antidumping duty order.)

SUMMARY: This notice is to inform the public that separate investigations conducted under the Antidumping Act, 1921, as amended (19 U.S.C. 160 *et. seq.*) and its superseding legislation, the Tariff Act of 1930, as amended (93 Stat. 162 *et. seq.*), by the Commerce Department (and its predecessor in interest, the Treasury Department) and the United States International Trade Commission, respectively, have resulted in determinations that spun acrylic yarn from Japan is being sold at less than fair value and that these sales are materially injuring an industry in the United States. All unappraised entries of this mechandise made on and after July 13, 1979, the date on which liquidation was suspended, will be liable for the possible assessement of antidumping duties. Deposits of estimated antidumping duties shall be required of all entries made on and after the date of publication of this antidumping duty order in the **Federal Register**.

EFFECTIVE DATE: April 9, 1980.

FOR FURTHER INFORMATION CONTACT: Steve Garment, Office of Investigations, International Trade Administration, U.S. Commerce Department, 14th St. and Constitution Ave. NW, Washington, DC 20230. Telephone: (202) 566–5492.

SUPPLEMENTARY INFORMATION: Section 201(a) of the Antidumping Act, 1921, as amended (19 U.S.C. 160(a)) gave the Secretary of the Treasury responsibility for determining whether imported merchandise is being sold at less than fair value. Pursuant to this authority, the Secretary of the Treasury determined that spun acrylic yarn from Japan is being sold at less than fair value within the meaning of section 201(a) of the Antidumping Act of 1921 (19 U.S.C. 160(a)). (Published in the **Federal Register** of October 25, 1979 (44 FR 61492–3)). Pursuant to section 102(c)(2) of the Trade Agreements Act of 1979 (Pub. L. 96–39, 93 Stat. 189–190) the final determination of the Secretary of the Treasury under the Antidumping Act, 1921, shall be treated as a final determination under section 735(a) of the Tariff Act of 1930, as amended (93 Stat. 169–170, 19 U.S.C. 1673d(a)).

Section 735(b) of the Tariff Act of 1930, as amended (93 Stat. 170, 19 U.S.C. 1673d(b)) gives the United States International Trade Commission responsibility for determining whether by reason of such sales at less than fair value a domestic industry is being or is likely to be materially injured. The Commission has determined and on March 18, 1980, it notified the Secretary of Commerce, that an industry in the United States is materially injured by reason of the importation of spun acrylic yarn from Japan that is being sold at less than fair value within the meaning of the Act. In accordance with section 736 of the Tariff Act of 1930, as amended (93 Stat. 172, 19 U.S.C. 1673e), Customs officers are directed to assess an antidumping duty equal to the amount by which the foreign market value of the merchandise exceeds the United States price of the merchandise for all entries subject to the "Withholding of Appraisement" notice published in the **Federal Register** on July 13, 1979 (44 FR 41004–5) and all future entries until further notice. On or after the date of publication of this notice, Customs officers shall require a deposit of estimated antidumping duties pending liquidation of entries of subject merchandise at the same time as estimated normal customs duties on the merchandise are deposited. Deposits of estimated antidumping duties shall be required on all entries or withdrawals from warehouse, for consumption, made on and after the date of publication of this antidumping duty order in the **Federal Register**. Deposits shall be collected in the following amounts:
Asahi Kasei: 29.05 percent *ad valorem;*
Japan Exlan: 18.33 percent *ad valorem;*
Mitsubishi Rayon: 20.26 percent *ad*