

we do not now believe that the construction of the proposed visitor center is a major Federal action significantly affecting the human environment which requires the preparation and circulation of an environmental impact statement pursuant to the National Environmental Policy Act of 1969.

We have reviewed the application for construction of recreation facilities in the light of agency comments and conclude that the construction would add significantly to the public use of the project.

The Commission finds:

The application to Amend License to Provide Recreation Facilities, comprising seven pages of typewritten text, three photographs, and an Exhibit R-1 drawing (FPC 405-91) entitled "Conowingo Visitors Center", conforms to the Rules and Regulations of the Commission and should be approved.

The Commission orders:

The construction of the Conowingo Visitors Center as described in the application designated in the finding above is hereby approved.

Before Commissioners: John N. Nassikas, Chairman; Albert B. Brooke, Jr. and Rush Moody, Jr.

YUBA COUNTY WATER AGENCY, PROJECT NO. 2246

ORDER APPROVING EXHIBIT R AND "AS-BUILT" EXHIBIT R DRAWINGS

(Issued June 1, 1973)

Yuba County Water Agency, Licensee for Project No. 2246, filed for Commission approval on February 26, 1965, and supplemented on September 28, 1970, and July 26, 1971, an Exhibit R pursuant to Article 56 of its license. The Exhibit R consists of five typewritten pages and fifteen as-constructed drawings. Public notice of the application has been given.

The project is located in Yuba County, California on the Yuba River. The drawings and recreational use plan describe the development of facilities planned in cooperation with the U.S. Forest Service and approved by the California Department of Water Resources (DWR). The Licensee constructed the recreational facilities under contract with DWR after California had appropriated funds under the Davis-Grunsky Act totaling \$4,403,000 of which not more than \$695,000 was for recreation, \$397,100 for on-shore water supply and sanitary facilities for the initial phase of recreational development and \$3,311,000 was for fish enhancement. The contractual agreement between Licensee and DWR required that construction of the recreational facilities be completed by June 30, 1970.

The recreation facilities consist of campgrounds at the Burnt Bridge, Hornswoggle (Group), and Schoolhouse sites; boat access campgrounds at Garden Point, Frenchy Point and Madrone sites, each with a floating comfort station; picnic and boat launching at Dark Day and Cottage Creek sites; a future marina site at Cottage Creek; and an administrative site with maintenance facilities and a vista point near the dam. Licensee has entered into an agreement with the U.S. Forest Service for operation, maintenance, renewal, and replacement of the on-shore recreational facilities by the latter following transfer to the Forest Service of title to private lands and to the facilities thereon and on

Forest Service lands within the project boundary. This contractual arrangement was executed on September 9, 1968.

The Department of the Interior and the U.S. Forest Service both expressed concern regarding future public recreational needs at the project, and the Department of the Interior believes there may be a need to zone the reservoir area to prevent conflicts in recreational use. The Department of Health, Education, and Welfare believes there should be no significant problems involving public health.

We share the concern of the commenting agencies with respect to providing for future public recreational needs at the project. However, when the Commission issued its May 6, 1966, Order Amending License, it added to the license for Project No. 2246 Article 61 (35 FPC 691, 701) whereby Licensee has the responsibility to provide such recreational facilities as the Commission may prescribe thereafter after notice and opportunity for hearing. Thus, provision for future recreational needs may be made by the Commission on its own motion or upon the recommendation of Federal or State agencies. As to the need for reservoir zoning, the U.S. Forest Service as operator of recreation facilities will be in a good position to assess the need therefor and initiate any actions thereon.

Licensee stated in its October 28, 1970, letter to the Commission that all agency lands within the project boundary are reserved for future recreational use and development during the life of the license. Moreover Licensee's long range plans include acquisition of 110 acres of private land for expansion of existing campground facilities.

The Resources Agency of California expressed the view that the Exhibit R conforms to the amended contract between Licensee and DWR, that the facilities are capable of sustaining recreational use exceeding the numbers shown therein, and that the reservoir is steep-sided and it is not possible to provide for swimming as a recreational use.

The Commission finds:

The following designated and described Exhibit R conforms to the Commission's Rules and Regulations and should be approved as part of the license for the project:

- (a) Five pages of typewritten text filed July 26, 1971, and,
- (b) Exhibit R as-constructed drawings:

Exhibit	Filed	FPC No. 2246-
R-2, sheet 1 of 3.....		117
R-1, sheet 2 of 3.....		140
R-1, sheet 3 of 3.....		141
R-2, sheet 1 of 2.....		118
R-2, sheet 2 of 2.....		119
R-3.....		120
R-4, sheet 1 of 2.....		121
R-4, sheet 2 of 2.....		122
R-5.....		123
R-6, sheet 1 of 2.....		124
R-6, sheet 2 of 2.....		125
R-7, sheet 1 of 3.....		126
R-7, sheet 2 of 3.....		127
R-7, sheet 3 of 3.....		128
R-8.....		142

The Commission orders:

The Exhibit R described in the above finding is hereby approved as part of the license for Project No. 2246 to the extent it will provide for initial public outdoor recreational use at the project; *Provided:* Licensee shall continue to con-

sult and cooperate with the appropriate Federal and State agencies in acquiring necessary lands, and in planning, constructing, maintaining, and operating future public use facilities at the project and shall file for Commission approval, prior to construction thereof, functional drawings amending the project recreational use plan, showing such facilities which may be prescribed by the Commission pursuant to Article 61 of the license.

Before Commissioners: John N. Nassikas, Chairman; Albert B. Brooke, Jr. and Rush Moody, Jr.

CONSOLIDATED GAS SUPPLY CORPORATION, DOCKET NO. CP73-163

FINDINGS AND ORDER AFTER STATUTORY HEARING ISSUING CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

(Issued June 4, 1973)

On December 22, 1972, Consolidated Gas Supply Corporation (Applicant) filed in Docket No. CP73-163 an application, as supplemented January 10 and April 5, 1973, pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of certain natural gas transportation facilities, all as more fully set forth in the application, as supplemented, in this proceeding.

Applicant proposes to construct and operate approximately 1.4 miles of 8-inch transmission pipeline extending from Way Farm, Wood County, West Virginia, to a point of connection with the facilities of The River Gas Company in Washington County, Ohio. The proposed pipeline will cross the Ohio River parallel to Applicant's existing 8-inch rivercrossing in Line No. TL-290.

Applicant states that 40 percent of the gas that it delivers to The River Gas Company is delivered through the 23-year old bare, welded Line No. TL-290 rivercrossing. Additional deliveries to The River Gas Company are made through the double rivercrossing in Line H-51, one of which crossings has developed leaks. Applicant states that in order to ensure continuity of service to The River Gas Company, it is imperative that the TL-290 rivercrossing be paralleled as proposed herein.

The total estimated cost of the proposed facilities is \$174,174, which cost will be financed from funds on hand and from funds obtained from Applicant's parent corporation, Consolidated Natural Gas Company.

The application indicates that the subject proposal will have minimal environmental impact. That portion of the proposed line which will be located on dry ground will be buried approximately 24-inches below the surface and the ditch will be backfilled, restoring the original contour of the land. The right-of-way will be reseeded and stabilized. Approximately 1,300 feet of the proposed line will be located in the bed of the Ohio River. The line will be buried approximately three to four feet below the river bottom. A drag line will be used to make the pipeline trench and spoil will be loaded in barges. After the pipeline is laid, the spill will be redeposited over the line, and scouring action at the river bottom will obliterate any evidence of the construction in a matter of days. The Commission finds that this order does not constitute a major Federal action having any significant effect on the environment.

After due notice by publication in the Federal Register on January 16, 1973 (38 F.R. 1599), no petition to intervene, notice of intervention, or protest to the granting of the application has been filed.