

152 FERC ¶ 61,018
UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Norman C. Bay, Chairman;
Philip D. Moeller, Cheryl A. LaFleur,
Tony Clark, and Colette D. Honorable.

Windy Hill Gas Storage, LLC

Docket Nos. CP06-19-000
CP06-20-000
CP06-21-000

ORDER VACATING CERTIFICATE AUTHORIZATIONS

(Issued July 6, 2015)

1. On May 19, 2006, the Commission granted Windy Hill Gas Storage, LLC (Windy Hill) pursuant to section 7(c) of the Natural Gas Act¹, to construct, own, and operate a salt bed natural gas storage facility located near the City of Brush, Morgan County, Colorado (2006 Order)². The 2006 Order also issued Windy Hill a blanket transportation certificate under Subpart G of Part 284 of the regulations³ and a blanket construction certificate under Subpart F of Part 157 of the regulations.⁴

2. The 2006 Order required Windy Hill to complete construction of the proposed facilities and place them into service within four years from the date of the order, i.e., by May 19, 2010. Windy Hill began limited construction of the project on January 29, 2007,⁵ but suspended all construction in 2008. On May 5, 2010, Commission staff

¹ 15 U.S.C. § 717f(c) (2012).

² *Unocal Windy Hill Gas Storage, LLC*, 115 FERC ¶ 61, 218 (2006 Order). On November 30, 2006, Unocal Windy Hill Gas Storage, LLC notified the Commission of its change of name to Windy Hill Gas Storage, LLC. See Letter from James F. Bowe, Jr. (Attorney for Windy Hill) to Hon. Magalie R. Salas, Commission Secretary (October 2, 2006).

³ 18 C.F.R. 284, Subpart G (2014).

⁴ 18 C.F.R. 157, Subpart F (2014).

⁵ Windy Hill January 29, 2007 Notice of Commencement of Construction.

granted Windy Hill a three-year extension of time until May 19, 2013, to complete and make the authorized facilities available for service.⁶ On March 29, 2013, Windy Hill filed a request for an additional three-year extension of time to complete the project, which the Commission denied.⁷

3. On April 20, 2015, Windy Hill filed a request to vacate the certificate authorizations granted in the 2006 Order. Windy Hill states that Crossroads Morgan LLC (Crossroads), owner of the Windy Hill project company, proposes to use the facilities at Windy Hill to develop a new water sourcing and produced water disposal business. In pursuit of this goal, Crossroads has acquired lease agreements covering the area of the Windy Hill project site, as well as rights to operate facilities underneath the leased land. Crossroads has also taken up Windy Hill's bonding and site remediation obligations in connection with their efforts.

4. Since Windy Hill no longer intends to construct, own, and operate a salt bed storage facility, we will vacate the certificate issued in the 2006 Order authorizing the proposed storage project. We will also vacate the Part 284, Subpart G blanket transportation certificate and the Part 157, Subpart F blanket construction certificate.

The Commission orders:

The certificate authorizations are vacated.

By the Commission.

(S E A L)

Kimberly D. Bose,
Secretary.

⁶ *Windy Hill Gas Storage, LLC*, Docket No. CP06-19-000 (May 5, 2010) (delegated letter order).

⁷ *Windy Hill Gas Storage, LLC*, Docket No. CP06-19-000 (May 16, 2013) (delegated letter order).