

will also integrate mitigation measures into the remediation strategy to reduce or mitigate the impacts of the proposed actions and, where appropriate, identify the mechanisms by which the success of mitigative actions will be evaluated and reported.

In addition, the ongoing impacts to the Colorado River and aquatic organisms that are the result of past milling operations will be mitigated by active ground water remediation until natural processes have reduced the levels of contaminants such as ammonia to concentrations that are below the relevant toxicity standards.

In granting an incidental take for a period of 10 years, following the USF&WS Biological Opinion, during which time DOE will implement its ground water remediation program, the USF&WS requested, and DOE will implement, the following reasonable and prudent measures to minimize the impacts of incidental take of the endangered Colorado River fishes: (1) Monitor backwater habitats near the Moab site for any indication of fish being affected by surface water contamination; (2) evaluate the effectiveness of DOE's initial action (diluting non-protective contaminant concentrations in backwater habitats by pumping clean river water); (3) address uncertainties associated with the ground water remediation program; (4) reduce effects of surface water contamination in habitats along the south bank of the Colorado River, if necessary; and (5) reduce the effects of entrainment at all project pumping sites.

Further, in accordance with the requirements of the Biological Opinion, and consistent with Council on Environmental Quality's regulations in 40 CFR 1505.2, to monitor the success of the active ground water remedial action and enforce the provisions of the Biological Opinion, DOE, in coordination with USF&WS, will develop a Water Quality Study Plan within 18 months of the finalization of this ROD that evaluates and determines: (1) The effectiveness of ground water remediation efforts; (2) the validity of the ground water to surface water dilution factor; (3) compliance with achieving the target goal of acute ammonia standards; (4) the validity of the assumption that by reducing concentrations of ammonia, the other constituents of concern (manganese, sulfate, uranium, copper, and selenium) will also be reduced to protective levels; (5) the requirements and schedule for DOE's reporting to the USF&WS; and (6) if refinement of the ground water conceptual model is necessary.

Issued in Washington, DC, this 14th day of September 2005.

James A. Rispoli,

Assistant Secretary for Environmental Management.

[FR Doc. 05-18815 Filed 9-20-05; 8:45 am]

BILLING CODE 6450-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket Nos. EC05-126-000 et al.]

Sithe Energies, Inc., LLC, et al.; Electric Rate and Corporate Filings

September 13, 2005.

The following filings have been made with the Commission. The filings are listed in ascending order within each docket classification.

1. **Sithe Energies, Inc., Sithe Energies U.S.A., Inc., Sterling Power, Ltd., Sterling Power Partners, L.P., Seneca Power Corporation, Seneca Power Partners, L.P., and Alliance Energy Group LLC**

[Docket No. EC05-126-000]

Take notice that on September 7, 2005, Sithe Energies, Inc. (Sithe), Sithe Energies U.S.A., Inc. (Sithe U.S.A.), Seneca Power Corporation, Seneca Power Partners, L.P. (the Seneca Partnership), Sterling Power, Ltd., Sterling Power Partners, L.P. (the Sterling Partnership), and Alliance Energy Group LLC (Alliance Energy) (collectively, Applicants) submitted an amendment to an application filed on August 15, 2005 requesting authorization pursuant to section 203 of the Federal Power Act for Alliance Energy to acquire all of the interests in the Seneca Partnership and Sterling Partnership directly and indirectly owned by Sithe and Sithe U.S.A. (the Transaction). Applicants state that the amendment clarifies that Alliance Energy may acquire the Sithe's interests in the Seneca and Sterling Partnerships through its wholly-owned, Alliance Energy, New York LLC (Alliance Energy NY), in which case Alliance Energy's interests in the partnerships would be held indirectly through Alliance Energy NY.

Comment Date: 5 p.m. Eastern Time on September 21, 2005.

2. **Twelvepole Creek, LLC; American Electric Power Service Corporation; and Appalachian Power Company**

[Docket No. EC05-134-000]

Take notice that on September 8, 2005, Twelvepole Creek, LLC

(Twelvepole Creek) and American Electric Power Service Corporation, on behalf of its electric utility operating company affiliate Appalachian Power Company (APCo) (collectively, Applicants), submitted pursuant to section 203 of the Federal Power Act, a joint application seeking authorization for the sale of jurisdictional facilities. Applicants state that the application requests Commission authorization for the transfer by Twelvepole Creek to APCo jurisdictional facilities associated with the Ceredo generating station located in Ceredo, Wayne County, West Virginia, and a related interconnection agreement.

Comment Date: 5 p.m. Eastern Time on October 4, 2005.

3. **TransCanada PipeLines Limited 779540 Alberta Ltd.; TransCanada PipeLine USA Ltd.; TransCanada OSP Holdings Ltd.; and TCPL Power Ltd.**

[Docket No. EC05-135-000]

Take notice that on September 7, 2005, TransCanada PipeLines Limited (TCPL) 779540 Alberta Ltd. (Dissolve Co.), TransCanada PipeLine USA Ltd (TCPL USA), TransCanada OSP Holdings Ltd (TC OSP) and TCPL Power Ltd (TCPL Power) (collectively, Applicants) filed an application under section 203 of the Federal Power Act requesting authorization for the dissolution of Dissolve Co, the transfer of shares of TC OSP from TCPL to TCPL USA and the transfer of shares of TCPL Power to TC OSP in order to effect a corporate reorganization.

Comment Date: 5 p.m. Eastern Time on September 28, 2005.

4. **Entergy Services, Inc.**

[Docket No. EL05-149-000]

Take notice that on September 2, 2005, Entergy Services, Inc., on behalf of the Entergy Operating Companies (collectively, Entergy), pursuant to Commission Rule 207, 18 CFR 385.207 (2005), petitioned for an issuance of a Declaratory Order regarding Entergy's obligation to pay third party generators for reactive power.

Entergy states that copies of this filing have been served on all customers under Entergy's Open Access Transmission Tariff and on Entergy's retail regulators.

Comment Date: 5 p.m. Eastern Time on October 3, 2005.

5. **Southwest Transmission Cooperative, Inc.**

[Docket No. NJ05-6-000]

Take notice that on September 1, 2005, Southwest Transmission Cooperative, Inc. (SWTC) tendered for

filing its revised Open Access Transmission Tariff (OATT) in order to update its OATT and to comply with Order No. 2003-C regarding large generator interconnection, and to reestablish the compliance of its OATT with the Commission's safe harbor and reciprocity standards.

Comment Date: 5 p.m. Eastern Time on October 3, 2005.

6. Pacific Crest Power, LLC and Ridgetop Energy, LLC

[Docket Nos. QF92-55-007 and QF94-50-007]

Take notice that on September 1, 2005, Pacific Crest Power, LLC and Ridgetop Energy, LLC, filed with the Commission an application for recertification of a facility as a qualifying small power production facility pursuant to 18 CFR 292.207(b) of the Commission's regulations.

Comment Date: 5 p.m. Eastern Time on September 28, 2005.

7. Cameron Ridge LLC

[Docket No. QF98-41-007]

Take notice that on September 1, 2005, Cameron Ridge LLC, filed with the Commission an application for recertification of a facility as a qualifying small power production facility pursuant to 18 CFR 292.207(b) of the Commission's regulations.

Comment Date: 5 p.m. Eastern Time on September 28, 2005.

8. Southwest Power Pool, Inc.

[Dockets Nos. RT04-1-015 and ER04-48-015]

Take notice that on September 7, 2005, Southwest Power Pool, Inc. (SPP) submitted an errata to Attachment A) filing to the SPP Open Access Transmission Tariff submitted on August 26, 2005 and on September 12, 2005, SPP submitted another errata to the independent Market Monitoring Services Agreement originally submitted on August 26, 2005. SPP requests an effective date of July 1, 2005 for its filings.

SPP states that a copy of this filing has been served on all persons on the official service list, as well as all state commissions. SPP further states the filing has been posted electronically on SPP's Web site at <http://www.spp.org>.

Comment Date: 5 p.m. Eastern Time on September 20, 2005.

9. Tennessee Valley Authority

[Docket No. TX05-1-004]

Take notice that on September 7, 2005, Tennessee Valley Authority (TVA) submitted a compliance filing pursuant to Commission Orders April 14 and

August 3, 2005, addressing interconnections flow service agreement between TVA and East Kentucky Power Cooperative, Inc.

Comment Date: 5 p.m. Eastern Time on October 7, 2005.

Standard Paragraph

Any person desiring to intervene or to protest this filing must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). 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 proceeding. Any person wishing to become a party must file a notice of intervention or motion to intervene, as appropriate. Such notices, motions, or protests must be filed on or before the comment date. Anyone filing a motion to intervene or protest must serve a copy of that document on the Applicant and all the parties in this proceeding.

The Commission encourages electronic submission of protests and interventions in lieu of paper using the "eFiling" link at <http://www.ferc.gov>. Persons unable to file electronically should submit an original and 14 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

This filing is accessible online at <http://www.ferc.gov>, using the "eLibrary" link and is available for review in the Commission's Public Reference Room in Washington, DC. There is an "eSubscription" link on the Web site that enables subscribers to receive e-mail notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please e-mail FERCOnlineSupport@ferc.gov, or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

Magalie R. Salas,

Secretary.

[FR Doc. E5-5138 Filed 9-20-05; 8:45 am]

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Combined Notice of Filings #1

September 15, 2005.

Take notice that the Commission received the following electric rate filings:

Docket Numbers: ER02-257-005.

Applicants: Northern Iowa Windpower, LLC.

Description: Northern Iowa Windpower, LLC submits revised tariff sheets to its FERC Electric Tariff, First Revised Volume 1, Original Sheet Nos. 1-5.

Filed Date: 09/06/2005.

Accession Number: 20050912-0035.

Comment Date: 5 pm Eastern Time on Tuesday, September 27, 2005.

Docket Numbers: ER04-663-001.

Applicants: Entergy Services, Inc.

Description: Entergy Services, Inc., on behalf of Entergy Arkansas, Inc., submits its Refund Report in compliance with FERC's 11/2/04 Letter Order.

Filed Date: 09/06/2005.

Accession Number: 20050912-0039.

Comment Date: 5 pm Eastern Time on Tuesday, September 27, 2005.

Docket Numbers: ER05-1076-001, ER97-2846-006.

Applicants: Carolina Power & Light Company; Florida Power. Corporation aka Progress Energy Florida, Inc.

Description: Carolina Power & Light Co. aka Progress Energy Carolinas, Inc. submits its response to portions of the August 5, 2005 Letter that pertains to the market-based rate tariff filed. On September 6, 2005 a revision to market-based rate filed under accession No. 20050909-0032.

Filed Date: 09/06/2005.

Accession Number: 20050909-0032.

Comment Date: 5 pm Eastern Time on Tuesday, September 27, 2005.

Docket Numbers: ER05-1082-001.

Applicants: Carolina Power & Light Company.

Description: Carolina Power & Light Co. aka Progress Energy Carolinas Inc., submits a revised Cost-Based Wholesale Power Sales Tariff in response to the questions raised in the 8/5/05 letter re its previously filed cost-based tariff re Carolina Power & Light Co.

Filed Date: 09/06/2005.

Accession Number: 20050909-0033.

Comment Date: 5 pm Eastern Time on Tuesday, September 27, 2005.

Docket Numbers: ER05-1085-001; ER04-458-008.

Applicants: Midwest Independent Transmission System Operator, Inc.

Description: Midwest Independent Transmission System Operator, Inc. submits proposed revisions to their Open Access Transmission and Energy Markets Tariff.

Filed Date: 09/06/2005.

Accession Number: 20050912-0030.

Comment Date: 5 pm Eastern Time on Tuesday, September 27, 2005.

Docket Numbers: ER05-1105-002.

Applicants: LP and T Energy, LLC.