

f. *Filed Pursuant to:* The application was filed pursuant to 18 CFR 4.201.

g. *Applicant Contact:* George A. Galleher, P.E., Duke energy Corporation, LLC, EC11J, PO Box 1006, Charlotte, NC 28201-1006, (704) 382-5236.

h. *FERC Contact:* Any questions on this notice should be addressed to Robert H. Grieve, (202) 502-8752 or [robert.grieve@ferc.gov](mailto:robert.grieve@ferc.gov).

i. *Deadline for filing comments and motions:* Comments on the application for amendment of license are due within 30 days of the issuance date of this notice.

All documents (original and eight copies) should be filed with: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

Please include the project number (P-2692-046) on any comments or motions filed.

Comments may be filed electronically via the Internet in lieu of paper. The Commission strongly encourages electronic filings. See 18 CFR

385.2001(a)(1)(iii) and the instructions on the Commission's Web site (<http://www.ferc.gov>) under the "e-Filing" link.

j. *Background and Description of Proposal:* Duke Energy Carolinas, LLC, licensee for the Nantahala Project, filed a request for a waiver of the length-of-time requirement of ordering paragraph (B) of the Order Approving Settlement and Amending License, issued May 5, 1999. Ordering paragraph (B) of that order requires that the licensee release from the Whiteoak Creek pipeline into Dicks Creek a continuous minimum flow of 8 cubic feet per second (cfs) from July 1 to November 15. Ordering paragraph (B) also states, in part, that this flow may be temporarily modified for short periods upon mutual agreement between the licensee and the requisite state and federal resource agencies. In order to refurbish the project station's rotor and paint significant portions of the project penstock, the Whiteoak penstock will be drained, which will eliminate the requisite 8 cfs minimum flow for 71 days.

By order issued April 1, 1996, the Commission defined a temporary modification as a few weeks or less. Therefore, the licensee cannot use the provisions of ordering paragraph (B) of the Commission's May 5, 1999 order, to authorize the long term suspension of the 8 cfs minimum flow. Such a long-term modification would be an amendment of license and must be processed as such.

k. *Locations of the Application:* The licensee's September 22, 2009 filing is available for review at the Commission

in the Public Reference Room or may be viewed on the Commission's Web site at <http://www.ferc.gov> using the "eLibrary" link. Enter the docket number excluding the last three digits in the docket number field to access the documents. For assistance, contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-free at 1-866-208-3676, or for TTY, (202) 502-8659. A copy is also available for inspection and reproduction at the address in item g above.

You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via e-mail of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

1. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

*Comments*—Anyone may submit comments or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210 and 385.214. In determining the appropriate action to take, the Commission will consider all comments and motions to intervene, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments or motions to intervene must be received on or before the specified comment date for the application.

*Filing and Service of Responsive Documents*—Any filings must bear in all capital letters the title "COMMENTS" or "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

*Agency Comments*—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an

agency's comments must also be sent to the Applicant's representatives.

**Kimberly D. Bose,**  
*Secretary.*

[FR Doc. E9-24908 Filed 10-15-09; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. EL09-12-000]

#### Bonneville Power Administration; Notice of Filing

October 7, 2009.

Take notice that on September 1, 2009, the Bonneville Power Administration (Bonneville) filed, in the above-captioned proceeding, an errata to its Tiered Rate Methodology (errata filing) relating to its Petition for Declaratory Order filed on November 11, 2008. Interventions and protests should be limited to Bonneville's errata filing. The Commission will address all interventions and protests for the November 11, 2008 filing, the January 28, 2009 errata filing and this errata filing in its decision.

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 on-line 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](mailto:FERCOnlineSupport@ferc.gov), or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

*Comment Date:* 5 p.m. Eastern Time on October 13, 2009.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E9-24801 Filed 10-15-09; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. ID-6177-000]

#### Carpenter, Darlene H.; Notice of Filing

October 8, 2009.

Take notice that on October 1, 2009, Darlene H. Carpenter filed an application for authorization to hold interlocking positions, pursuant to section 305(b) of the Federal Power Act, 16 U.S.C. 825d and Part 45 of the regulations of the Federal Energy Regulatory Commission, 18 CFR Part 45.

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. On or before the comment date, it is not necessary to serve motions to intervene or protests on persons other than the Applicant.

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 on-line 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](mailto:FERCOnlineSupport@ferc.gov), or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

*Comment Date:* 5 p.m. Eastern Time on October 22, 2009.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. E9-24909 Filed 10-15-09; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 13234-001]

#### Notice of Proposed Restricted Service List for a Programmatic Agreement for Managing Properties Included in or Eligible for Inclusion in the National Register of Historic Places

October 8, 2009.

Rule 2010 of the Federal Energy Regulatory Commission's (Commission) Rules of Practice and Procedure provides that, to eliminate unnecessary expense or improve administrative efficiency, the Secretary may establish a restricted service list for a particular phase or issue in a proceeding.<sup>1</sup> The restricted service list should contain the names of persons on the service list who, in the judgment of the decisional authority establishing the list, are active participants with respect to the phase or issue in the proceeding for which the list is established.

The Commission staff is consulting with the Alaska State Historic Preservation Officer (hereinafter, SHPO) and the Advisory Council on Historic Preservation (hereinafter, Council) pursuant to the Council's regulations, 36 CFR part 800, implementing section 106 of the National Historic Preservation Act, *as amended*, (16 U.S.C. section 470 f), to prepare and execute a programmatic agreement for managing properties included in, or eligible for inclusion in, the National Register of Historic Places at the Takatz Lake Hydroelectric Project No. 13234-001.

The programmatic agreement, when executed by the Commission and the SHPO, would satisfy the Commission's section 106 responsibilities for all individual undertakings carried out in accordance with the license until the license expires or is terminated (36 CFR. 800.13[e]). The Commission's responsibilities, pursuant to section 106 for the Takatz Lake Hydroelectric

Project, would be fulfilled through the programmatic agreement, which the Commission proposes to draft in consultation with certain parties listed below. The executed programmatic agreement would be incorporated into any Order issuing a license.

The City and Borough of Sitka, as applicant for the Takatz Lake Hydroelectric Project No. 13234-001, is invited to participate in consultations to develop the programmatic agreement. For the purpose of commenting on the programmatic agreement, we propose to restrict the service list for the aforementioned project as follows:

Don Klima or Representative, Advisory Council on Historic Preservation, The Old Post Office Building, 1100 Pennsylvania Avenue, NW., Suite 803, Washington, DC 20004.  
Judith Bittner, SHPO or Representative, Office of History & Archaeology, 550 W. 7th Avenue, Suite 1310, Anchorage, AK 99501.

Christopher Brewton, Utility Manager or Representative, City and Borough of Sitka, 105 Jarvis Street, Sitka, AK 99835.

Mark McCallum, Heritage Program Manager, Tongass National Forest, P.O. Box 309, Petersburg, AK 99833.

Jay Kinsman, District Archaeologist, Tongass National Forest, Sitka Ranger District, 204 Siginakawa Way, Sitka, AK 99835.

Any person on the official service list for the above-captioned proceeding may request inclusion on the restricted service list, or may request that a restricted service list not be established, by filing a motion to that effect within 15 days of this notice date. In a request for inclusion, please identify the reason(s) why there is an interest to be included. Also, please identify any concerns about historic properties, including properties of traditional religious and cultural importance to an Indian tribe. If historic properties would be identified within the motion, please use a separate page, and label it NON-PUBLIC Information.

The original and eight copies of any such motion must be filed with Kimberly D. Bose, Secretary of the Commission, 888 First Street, NE., Washington, DC 20426, and must be served on each person whose name appears on the official service list. Please put the following on the first page: Takatz Lake Hydroelectric Project No. 13234-001. Motions may be filed electronically via the Internet in lieu of paper. The Commission strongly encourages electronic filings. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site (<http://www.ferc.gov>) under the "e-Filing" link.

<sup>1</sup> 18 CFR section 385.2010.