Michigan
- Meadow Brook Hall, Rochester, MI.

Montana
- Deer Medicine Rocks, Rosebud County, MT.

New Mexico
- Mission San José de Los Jémez and Gíusewa Pueblo Site, Sandoval County, NM.

New York
- Gardner Earl Memorial Chapel and Crematorium, Troy, NY.
- Montauk Point Lighthouse, Suffolk County, NY.
- The Town Hall, New York, NY.
- USS Slater, Albany, NY

Pennsylvania
- Braddock Carnegie Library, Braddock, PA.

Puerto Rico
- Bacardi Distillery, Catano, PR.

Virginia
- Eyre Hall, Northampton County, VA.
- Saint Peter’s Parish Church, New Kent County, VA.

Proposed Amendments to Existing NHL Designation
- Fort Benton Historic District, Fort Benton, MT (updated documentation and boundary clarification).

B. National Natural Landmarks (NNL) Program
NNL Program matters will be considered at the business meeting on the morning of December 1, during which the Board may consider the following:

Nominations for New NNL Designations

California
- Lake Shasta Caverns, Shasta County, CA.

West Virginia
- Ice Mountain, Hampshire County, WV.

The board meeting will be open to the public. The order of the agenda may be changed, if necessary, to accommodate travel schedules or for other reasons. Space and facilities to accommodate the public are limited and attendees will be accommodated on a first-come basis. Anyone may file with the Board a written statement concerning matters to be discussed. The Board also will permit attendees to address the Board, but may restrict the length of the presentations, as necessary to allow the Board to complete its agenda within the allotted time. Before including your address, telephone number, e-mail address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Draft minutes of the meeting will be available for public inspection about 12 weeks after the meeting in the 12th floor conference room, 1201 I Street, NW, Washington, DC.

Dated: September 23, 2011.

Bernard Fagan,
Chief, Office of Policy.

DEPARTMENT OF THE INTERIOR
Bureau of Reclamation
Status Report of Water Service, Repayment, and Other Water-Related Contract Actions
AGENCY: Bureau of Reclamation, Interior.
ACTION: Notice.

SUMMARY: Notice is hereby given of contractual actions that have been proposed to the Bureau of Reclamation and are new, modified, discontinued, or completed since the last publication of this notice on July 27, 2011. From the date of this publication, future notices during this calendar year will be limited to new, modified, discontinued, or completed contract actions. This notice is one of a variety of means used to inform the public about proposed contractual actions for capital recovery and management of project resources and facilities consistent with section 9(f) of the Reclamation Project Act of 1939.

Additional announcements of individual contract actions may be published in the Federal Register and in newspapers of general circulation in the area determined by Reclamation to be affected by the proposed action.

ADDRESSES: The identity of the approving officer and other information pertaining to a specific contract proposal may be obtained by calling or writing the appropriate regional office at the address and telephone number given for each region in the SUPPLEMENTARY INFORMATION section.

FOR FURTHER INFORMATION CONTACT: Michelle Kelly, Water and Environmental Resources Division, Bureau of Reclamation, P.O. Box 25007, Denver, Colorado 80225–0007; telephone 303–445–2888.

SUPPLEMENTARY INFORMATION: Consistent with section 9(f) of the Reclamation Project Act of 1939 and the rules and regulations published in 52 FR 11954, April 13, 1987 (43 CFR 426.22), Reclamation will publish notice of proposed or amendatory contract actions for any contract for the delivery of project water for authorized uses in newspapers of general circulation in the affected area at least 60 days prior to contract execution. Announcements may be in the form of news releases, legal notices, official letters, memorandums, or other forms of written material. Meetings, workshops, and/or hearings may also be used, as appropriate, to provide local publicity. The public participation procedures do not apply to proposed contracts for the sale of surplus or interim irrigation water for a term of 1 year or less. Either of the contracting parties may invite the public to observe contract proceedings. All public participation procedures will be coordinated with those involved in complying with the National Environmental Policy Act. Pursuant to the “Final Revised Public Participation Procedures” for water-resource-related contract negotiations, published in 47 FR 7763, February 22, 1982, a tabulation is provided of all proposed contractual actions in each of the five Reclamation regions. When contract negotiations are completed, and prior to execution, each proposed contract form must be approved by the Secretary of the Interior, or pursuant to delegated or redelegated authority, the Commissioner of Reclamation or one of the regional directors. In some instances, congressional review and approval of a report, water rate, or other terms and conditions of the contract may be involved.

Public participation in and receipt of comments on contract proposals will be facilitated by adherence to the following procedures:

1. Only persons authorized to act on behalf of the contracting entities may negotiate the terms and conditions of a specific contract proposal.
2. Advance notice of meetings or hearings will be furnished to those parties that have made a timely written request for such notice to the appropriate regional or project office of Reclamation.
3. Written correspondence regarding proposed contracts may be made available to the general public pursuant to the terms and procedures of the
Freedom of Information Act, as amended.

4. Written comments on a proposed contract or contract action must be submitted to the appropriate regional officials at the locations and within the time limits set forth in the advance public notices.

5. All written comments received and testimony presented at any public hearings will be reviewed and summarized by the appropriate regional office for use by the contract approving authority.

6. Copies of specific proposed contracts may be obtained from the appropriate regional director or his or her designated public contact as they become available for review and comment.

7. In the event modifications are made in the form of a proposed contract, the appropriate regional director shall determine whether republication of the notice and/or extension of the comment period is necessary.

Factors considered in making such a determination shall include, but are not limited to, (i) The significance of the modification, and (ii) the degree of public interest which has been expressed over the course of the negotiations. At a minimum, the regional director will furnish revised contracts to all parties who requested the contract in response to the initial public notice.

Definitions of Abbreviations Used in this Document

ARRA—American Recovery and Reinvestment Act of 2009
BCP—Boulder Canyon Project
Reclamation—Bureau of Reclamation
CAP—Central Arizona Project
CVP—Central Valley Project
CRSP—Colorado River Storage Project
FR—Federal Register
IDD—Irrigation and Drainage District
ID—Irrigation District
LCWS—Lower Colorado Water Supply
M&I—Municipal and Industrial
NMISC—New Mexico Interstate Stream
Commission
O&M—Operation and Maintenance
P–SMBP—Pick-Sloan Missouri Basin
Program
PPR—Present Perfected Right
RRA—Reclamation Reform Act of 1982
SOD—Safety of Dams
SRPA—Small Reclamation Projects Act of 1956
USACE—U.S. Army Corps of Engineers
WD—Water District


The Pacific Northwest Region has no updates to report for this quarter. Mid-Pacific Region: Bureau of Reclamation, 2800 Cottage Way, Sacramento, California 95825–1898, telephone 916–978–5250.

New Contract Actions

47. Contra Costa WD, CVP, California: Amendment to an existing O&M agreement to transfer O&M of the Contra Costa Rock Slough Fish Screen to the District. Initial construction funding provided through RA.

48. San Luis and Delta-Mendota Water Authority, CVP, California: Amendment to an existing O&M agreement to transfer O&M of the Delta-Mendota Canal California Aqueduct Intertie Project to the Authority. Initial construction funding provided through ARRA.

49. Irrigation water districts, individual irrigators and M&I water users, CVP, California: Temporary water service contracts for terms to not exceed 1 year for up to 100,000 acre-feet of surplus supplies of CVP water resulting from an unusually large water supply, not otherwise storability for project purposes, or from infrequent and otherwise unmanaged flood flows of short duration.

50. Irrigation water districts, individual irrigators, M&I and miscellaneous water users, California: Temporary Warren Act contracts for terms up to 5 years providing for use of excess capacity in CVP facilities for annual quantities exceeding 10,000 acre-feet.

51. Tehama-Colusa Canal Authority, CVP, California: Proposed transfer of O&M of the Red Bluff Fish Screen Project facilities to the Authority.

52. City of Redding, CVP, California: Proposed partial assignment of 30 acre-feet of the City of Redding’s CVP water supply to the City of Shasta Lake for M&I use.

53. Langell Valley ID, Klamath Project; Oregon: Title transfer of lands and facilities of the Klamath Project.

54. Virginia L. Lempefs Separate Property Trust, CVP, California: Contract for the adjustment and settlement of certain claimed water rights in the Fresno Slough tributary to the San Joaquin River in fulfillment of such rights pursuant to contract No. 11r–1145 for the Purchase of Miller & Lux Water Rights, dated July 27, 1939.

Modified Contract Action


Completed Contract Actions


Lower Colorado Region: Bureau of Reclamation, P.O. Box 61470 (Nevada Highway and Park Street), Boulder City, Nevada 89006–1470, telephone 702–293–8192.

New Contract Action


Upper Colorado Region: Bureau of Reclamation, 125 South State Street, Room 6107, Salt Lake City, Utah 84138–1102, telephone 801–524–3864.

The Upper Colorado Region has no updates to report for this quarter.

Great Plains Region: Bureau of Reclamation, P.O. Box 36900, Federal Building, 316 North 26th Street, Billings, Montana 59101, telephone 406–247–7752.

New Contract Actions

49. Southeastern Colorado Water Conservancy District, Fryingpan-Arkansas Project, Colorado: Consideration of amendatory contract and/or contract amendments.

50. Donala Water and Sanitation District, Fryingpan-Arkansas Project, Colorado: Consideration of a short- or long-term excess capacity contract.

51. Kensington Partners, Green Mountain Reservoir, Colorado-Big Thompson Project, Colorado: Consideration of an amendment to the existing contract to reduce the amount of water service by 225 acre-feet of municipal/domestic water and assign the water to the Upper Eagle Regional Water Authority.

Completed Contract Actions


12. City of Fountain, Fryingpan-Arkansas Project, Colorado:
Consideration of a request for a long-term contract for the use of excess capacity in the Fryingpan-Arkansas Project. Contract executed May 4, 2011.


35. Garrison Diversion Conservancy District, Garrison Diversion Project, North Dakota: Intent to enter into temporary or interim irrigation or miscellaneous use water service contracts to provide up to 1,000 acre-feet of water annually for terms of up to 5 years. Contract executed on June 9, 2011.

45. Frenchman Valley ID, P–SMBP, Nebraska: Consideration of a request to amend the water service contract to change the billing due date to better account for when assessments are paid to the District. Contract executed on June 29, 2011.

Dated: August 17, 2011.
Roseann Gonzales,
Director, Policy and Administration.

Notice is hereby given that on September 23, 2011, a proposed Consent Decree in United States v. TRAC Enterprises, LLC, Civil Action No. 2:11–cv–00652, was lodged with the United States District Court for the Southern District of West Virginia.

In this cost recovery action, brought pursuant to Section 107 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended (“CERCLA”), 42 U.S.C. 9601, the United States, on behalf of the Administrator of the United States Environmental Protection Agency (“EPA”), sought reimbursement of costs incurred by EPA for response actions taken at or in connection with the release or threatened release of hazardous substances at the Custom Plating and Polishing Site (“the Site”) in Dunbar, Kanawha County, West Virginia.

The complaint alleged that EPA conducted an emergency removal action at the Site to address chemicals and wastes used in and generated by the electroplating and metal refinishing business that were found at the Site, including “hazardous substances” within the meaning of Section 101(14) of CERCLA, 42 U.S.C. 9601(14).

Under the proposed Consent Decree, TRAC Enterprises, LLC, the owner of the Site, will pay a total of $72,000 to the Hazardous Substance Superfund, in reimbursement of EPA’s past response costs incurred through the date of entry of the Consent Decree. This amount was determined based on an analysis of TRAC Enterprises’s ability to pay.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and either e-mailed to pubcomment-ees.ensrd@usdoj.gov or mailed to P.O. Box 7611, U.S. Department of Justice, Washington, DC.