

(a) Consider the need to conduct additional historical documentation, and

(b) Within funding and mission constraints, consider the preservation of these properties through continued use as military housing.

(v) The Air Force and the Navy will advise developers involved in housing privatization initiatives that Wherry and Capehart properties may be eligible for historic preservation tax credits.

(vi) The Air Force and the Navy will attempt to locate and conduct oral interviews with military families who lived in Wherry and Capehart housing (which may include Army families), and other people who were involved with design and construction of Capehart and Wherry Era housing. Prior to conducting any interviews, the Air Force and the Navy will seek advice from appropriate government offices such as the Library of Congress' Veterans History Project and the military service historical centers to develop a set of appropriate interview questions and proper formats in which interviews would be recorded. Upon completion of the oral histories, the Air Force and the Navy will provide a copy of all written and recorded documentation to the Library of Congress.

### 3. Applicability

This Program Comment does not apply to the following properties that are listed, or eligible for listing, on the National Register of Historic Places:

- (i) Archeological sites,
- (ii) Properties of traditional religious and cultural significance to federally recognized Indian tribes or Native Hawaiian organizations, or
- (iii) Historic properties other than Air Force and Navy Wherry and Capehart Era housing, associated structures and landscape features.

### 4. Schedule for Completion

(i) Within 12 months from Council approval of the Program Comment, the Air Force and Navy shall complete:

(a) The expanded and revised context study for Capehart and Wherry Era housing as described in Section II(B)(i)(a), above;

(b) Review of the context study for properties of particular importance as described in II(B)(ii), above; and

(c) Adoption of the design guidelines as described in Section II(B)(iii), above.

(ii) Within 24 months from Council approval of the Program Comment, the Navy and Air Force shall complete:

(a) Its consideration of properties of particular importance as described in Section II(B)(iv), above;

(b) Completion of the oral history segment of the mitigation, as described in Section II(B)(vi), above, and

(c) Completion of the context study suitable for release to the general public, as described in Section II(B)(i)(b), above.

### 5. Effect of Program Comment

The ACHP believes that this six-step approach will ensure that the Air Force and the Navy take into account the effects of management of their Wherry and Capehart era housing. By following this comment and outlined six-step approach, the Air Force and the Navy will have met their responsibilities for compliance under Section 106 regarding management of their Wherry and Capehart era housing. Accordingly, Air Force and Navy bases will not have to follow the case-by-case Section 106 review process for each individual management action.

The Air Force and the Navy may carry out management actions prior to the completion of all of the six treatment steps outlined above, so long as such management actions do not preclude the eventual successful completion of those six steps.

This Program Comment will remain in effect until such time as the Air Force or the Navy determines that such comments are no longer needed and notifies ACHP, in writing, or the ACHP determines that the consideration of Wherry and Capehart properties is not being carried out in a manner consistent with this Program Comment. The ACHP may withdraw this Program Comment in accordance with 36 CFR 800.14(e)(6). Following such withdrawal, the Air Force and the Navy would comply with the requirements of 36 CFR 800.3 through 800.7 for each individual management action.

The ACHP Membership approved this Program Comment on November 18, 2004.

**Lawrence Shade,**

*Acting, Air Force Federal Register Liaison Officer.*

[FR Doc. 05-22871 Filed 11-17-05; 8:45 am]

**BILLING CODE 5000-05-P**

## DEPARTMENT OF DEFENSE

### Department of the Army; Corps of Engineers

#### Intent To Prepare a Supplemental Environmental Impact Statement for the Proposed Ruter-Hess Reservoir Expansion Project, Parker, CO

**AGENCY:** Department of the Army, U.S. Army Corps of Engineers, DoD.

**ACTION:** Notice of intent.

**SUMMARY:** The U.S. Army Corps of Engineers (Corps) Omaha District is preparing a Supplemental Environmental Impact Statement (EIS) to analyze the direct, indirect and cumulative effects of enlarging the Ruter-Hess Reservoir, currently under construction in Parker, CO. The current project was authorized in February 2004 with Corps Permit #199980472. The basic purpose of the proposed action is the same as defined in the original EIS, which is to provide a safe, adequate and sustainable municipal water supply to Parker Water and Sanitation District (PWSD), Parker, CO that is capable of meeting the peak demands for the District's service area for the next 50 years. In addition, the purpose for enlarging the reservoir is to provide peaking storage of Denver Basin groundwater for selected South Metro Denver area water providers and to assist in sustaining the Denver Basin Aquifer. The construction of the proposed project would result in additional temporary and permanent impacts to wetlands and other Waters of the United States, requiring a new section 404 permit. To familiarize the public and interested organizations with the project and potential environmental issues that may be involved; the Corps has prepared a Scoping Document for the project. This document includes a project description, preliminary list of alternatives and various environmental/resource issues that will be addressed in the Supplemental EIS. Copies of the Scoping Document will be available at the public scoping meetings or can be requested by mail. The Supplemental EIS will be prepared according to the Corps' procedures for implementing the National Environmental Policy Act (NEPA) of 1969, as amended, 42 U.S.C. 4332(2)(C), and consistent with the Corps' policy to facilitate public understanding and review of agency proposals.

**DATES:** Submit comments by December 19, 2005.

**ADDRESSES:** Send written comments regarding the proposed action and Supplemental EIS to Rodney Schwartz, EIS Project Manager, U.S. Army Corps of Engineers, 12565 West Center Road, Omaha, NE., 68144-3869 or via e-mail: [Rodney.J.Schwartz@usace.army.mil](mailto:Rodney.J.Schwartz@usace.army.mil). Requests to be placed on the mailing list should also be sent to this address.

**FOR FURTHER INFORMATION CONTACT:** Rodney Schwartz, EIS Project Manager, Corps, Omaha District at (402) 221-4143.

**INFORMATION:** Parker Water and Sanitation District proposes to enlarge

the Rueter-Hess Reservoir, currently under construction in Parker, CO to provide peaking storage of Denver Basin groundwater for selected South Metro Denver area water providers and to assist in sustaining the Denver Basin Aquifer. The reservoir is located in Douglas County, CO approximately 12 miles southeast of Denver and 3 miles southwest of the town of Parker. The proposal is to enlarge the reservoir from the 16,670 acre-feet by 54,330 acre-feet for a total storage capacity of 71,000 acre-feet. The surface area of the reservoir would increase by approximately 658 acres, from 468 acres at the normal pool elevation of 6,145 feet to 1,126 acres (elev. 6,212 feet). The proposed dam design would change from 135 feet high to 196 feet high (61-foot increase) and from 4,822.5 feet long to 7,479.8 feet long (2,657.3-foot increase).

The basic need for the project, as identified by the Applicant, is to provide a terminal storage facility capable of storing Denver Basin groundwater on a year-round basis for the projected build-out demands for PWS, Castle Rock, Stonegate and Castle Pines North. New pipelines would be installed to deliver the water to and from these new project participants.

Scoping meetings will be held at two locations:

1. Tuesday, December 6, 2005 at 6:30 p.m. at the North Water Reclamation Plant, 18100 E. Woodman Drive, Parker, CO.
2. Wednesday, December 7, 2005 at 6:30 p.m. at the County Office Building, Hearing Room, 100 Third Street, Castle Rock, CO.

These Scoping Meetings will be held to describe the proposed project, preliminary alternatives, the NEPA compliance process, and to solicit input on the issues and alternatives to be evaluated and other related matters. Written comments will also be requested.

**Russell W. Rocheford,**  
Chief, Regulatory Branch, Operations  
Division.

[FR Doc. 05-22808 Filed 11-17-05; 8:45 am]

**BILLING CODE 3710-62-M**

## DEPARTMENT OF DEFENSE

### Department of the Navy

#### Notice of Availability of Government-Owned Invention; Available for Licensing

**AGENCY:** Department of the Navy, DoD.

**ACTION:** Notice.

**SUMMARY:** The invention listed below is assigned to the United States Government as represented by the Secretary of the Navy and is available for licensing by the Department of the Navy. U.S. Patent Application Serial No. 11/099,781 entitled "One-Dimensional Iris Signature for Iris Identification", Navy Case No. 96,365, and any continuations, divisionals or re-issues thereof.

**ADDRESSES:** Requests for copies of the inventions cited should be directed to the Naval Research Laboratory, Code 1004, 4555 Overlook Avenue, SW., Washington, DC 20375-5320, and must include the Navy Case number.

**FOR FURTHER INFORMATION CONTACT:** Reza Malek-Madani, Director of Research and Scholarship Research Office, U.S. Naval Academy, 589 McNair Road, MS 10m, Nimitz Room 17, telephone 410-293-2504 or Jane F. Kuhl, Head, Technology Transfer Office, NRL Code 1004, 4555 Overlook Avenue, SW., Washington, DC 20375-5320, telephone 202-767-3083. Due to temporary U.S. Postal Service delays, please fax 202-404-7920, e-mail: [kuhl@utopia.nrl.navy.mil](mailto:kuhl@utopia.nrl.navy.mil) or use courier delivery to expedite response.

(Authority: 35 U.S.C. 207, 37 CFR Part 404)

Dated: November 14, 2005.

**Eric McDonald,**

Lieutenant Commander, Judge Advocate  
General's Corps, U.S. Navy, Federal Register  
Liaison Officer.

[FR Doc. 05-22869 Filed 11-17-05; 8:45 am]

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## DEPARTMENT OF ENERGY

[OE Docket No. PP-305]

#### Notice of Intent To Prepare an Environmental Assessment and To Conduct Public Scoping Meetings and Notice of Floodplain and Wetlands Involvement; Montana Alberta Tie, Ltd.

**AGENCY:** Department of Energy (DOE).

**ACTION:** Notice of intent to prepare an environmental assessment and to conduct public scoping meetings.

**SUMMARY:** The Department of Energy (DOE) announces its intention to prepare an environmental assessment (EA) and to conduct public scoping meetings on an application for a Presidential permit to construct a new international transmission line that crosses the U.S.-Canada international border in northwest Montana. The EA will be prepared in compliance with the National Environmental Policy Act

(NEPA) and applicable regulations, including DOE NEPA implementing regulations at 10 CFR part 1021.

Montana Alberta Tie, Ltd., (MATL) has applied to DOE's Office of Electricity Delivery and Energy Reliability (OE) for a Presidential permit to construct a 230,000-volt (230-kV) electric transmission line across the U.S. border with Canada, and to the State of Montana Department of Environmental Quality (DEQ) for a Linear Facilities construction permit. The proposed transmission line would originate at a new substation to be constructed northeast of Lethbridge, Alberta, Canada, cross the U.S.-Canada international border, and terminate north of Great Falls, Montana, at an existing 230-kV substation owned by NorthWestern Energy (NWE). The total length of the proposed transmission line would be 203 miles, with approximately 126 miles constructed inside the U.S. DOE and the State of Montana have decided to cooperate on the preparation of an EA that would be used for their respective planning and decisionmaking processes.

With this Notice of Intent, DOE and the Montana DEQ invite public participation in the EA scoping process and solicit public comments for consideration in establishing the scope and content of the EA. Because the proposed project may involve an action in a floodplain or wetland, the EA will include a floodplain and wetlands assessment and floodplain statement of findings in accordance with DOE regulations for compliance with floodplain and wetlands environmental review requirements (10 CFR part 1022). The Montana DEQ must issue a certification pursuant to section 401 of the Federal Clean Water Act that any project-related activities will comply with water quality standards and issue permits for any discharges of pollutants to State waters.

**DATES:** DOE and the Montana DEQ invite interested agencies, organizations, and members of the public to submit comments or suggestions to assist in identifying significant environmental issues and in determining the appropriate scope of the EA. The public scoping period starts with the publication of this Notice in the **Federal Register** and will continue until January 3, 2006. In addition, DEQ will publish a notice on its Web site, in a press release, and also in Montana newspapers. Written and oral comments will be given equal weight, and DOE and DEQ will consider all comments received or postmarked by January 3, 2006 in defining the scope of this EA.