

submissions should refer to File No. SR-PCX-2002-52 and should be submitted by September 27, 2002.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>16</sup>

**Margaret H. McFarland,**

*Deputy Secretary.*

[FR Doc. 02-22657 Filed 9-5-02; 8:45 am]

BILLING CODE 8010-01-P

## DEPARTMENT OF STATE

[Public Notice 4116]

### Culturally Significant Objects Imported for Exhibition Determinations: "Drawing Now: Eight Propositions"

**AGENCY:** Department of State.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given of the following determinations: Pursuant to the authority vested in me by the Act of October 19, 1965 [79 Stat. 985; 22 U.S.C. 2459], Executive Order 12047 of March 27, 1978, the Foreign Affairs Reform and Restructuring Act of 1998 [112 Stat. 2681, *et seq.*; 22 U.S.C. 6501 note, *et seq.*], Delegation of Authority No. 234 of October 1, 1999 [64 FR 56014], and Delegation of Authority No. 236 of October 19, 1999 [64 FR 57920], as amended, I hereby determine that the objects to be included in the exhibition, "Drawing Now: Eight Propositions," imported from abroad for temporary exhibition within the United States, are of cultural significance. These objects are imported pursuant to loan agreements with foreign lenders. I also determine that the exhibition or display of the exhibit objects at the Museum of Modern Art QNS, Queens, New York, from on or about October 17, 2002, to on or about January 6, 2003, and at possible additional venues yet to be determined, is in the national interest. Public Notice of these determinations is ordered to be published in the **Federal Register**.

**FOR FURTHER INFORMATION CONTACT:** For further information, including a list of exhibit objects, contact Paul W. Manning, Attorney-Adviser, Office of the Legal Adviser, 202/619-5997, and the address is United States Department of State, SA-44, Room 700, 301 4th Street, SW., Washington, DC 20547-0001.

Dated: August 29, 2002.

**Miller Crouch,**

*Acting Assistant Secretary for Educational and Cultural Affairs, Department of State.*

[FR Doc. 02-22739 Filed 9-5-02; 8:45 am]

BILLING CODE 4710-08-P

## DEPARTMENT OF STATE

[Public Notice 4117]

### Culturally Significant Object Imported for Exhibition Determinations: "Galleries for Nineteenth Century European Paintings"

**AGENCY:** Department of State.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given of the following determinations: Pursuant to the authority vested in me by the Act of October 19, 1965 (79 Stat. 985; 22 U.S.C. 2459), Executive Order 12047 of March 27, 1978, the Foreign Affairs Reform and Restructuring Act of 1998 (112 Stat. 2681, *et seq.*; 22 U.S.C. 6501 note, *et seq.*), Delegation of Authority No. 234 of October 1, 1999, and Delegation of Authority No. 236 of October 19, 1999, as amended, I hereby determine that the objects to be included in the exhibition "Galleries for Nineteenth Century European Paintings," imported from abroad for temporary exhibition within the United States, are of cultural significance. The objects are imported pursuant to a loan agreement with the foreign owners. I also determine that the exhibition or display of the exhibit objects at The Metropolitan Museum of Art, New York, NY from on or about September 21, 2002 to on or about May 2003, and then at the Art Institute of Chicago from on or about June 16, 2004 until on or about September 19, 2004, and at possible additional venues yet to be determined, is in the national interest. Public Notice of these Determinations is ordered to be published in the **Federal Register**.

**FOR FURTHER INFORMATION CONTACT:** For further information, contact Orde F. Kittrie, Attorney-Adviser, Office of the Legal Adviser, Department of State, (telephone: 202/401-4779). The address is Department of State, SA-44, 301 4th Street, SW., Room 700, Washington, DC 20547-0001.

Dated: August 26, 2002.

**Miller Crouch,**

*Assistant Secretary for Educational and Cultural Affairs (Acting), Department of State.*

[FR Doc. 02-22740 Filed 9-5-02; 8:45 am]

BILLING CODE 4710-08-P

## DEPARTMENT OF STATE

[Public Notice 4118]

### Determination Pursuant to Section 1(b) of Executive Order 13224 Relating to the Eastern Turkistan Islamic Movement (ETIM)

Acting under the authority of section 1(b) of Executive Order 13224 of September 23, 2001, and in consultation with the Secretary of the Treasury and the Attorney General, I hereby determine that the Eastern Turkistan Islamic Movement (ETIM) has committed, or poses a significant risk of committing, acts of terrorism that threaten the security of U.S. nationals or the national security, foreign policy, or economy of the United States.

Consistent with the determination in section 10 of Executive Order 13224 that "prior notice to persons determined to be subject to the Order who might have a constitutional presence in the United States would render ineffectual the blocking and other measures authorized in the Order because of the ability to transfer funds instantaneously," I determine that no prior notice need be provided to any person subject to this determination who might have a constitutional presence in the United States because to do so would render ineffectual the measures authorized in the Order.

This notice shall be published in the **Federal Register**.

Dated: August 19, 2002.

**Richard L. Armitage,**

*Secretary of State, Department of State.*

[FR Doc. 02-22737 Filed 9-5-02; 8:45 am]

BILLING CODE 4710-10-P

## DEPARTMENT OF STATE

[Public Notice 4082]

### Advisory Committee on Historical Diplomatic Documentation; Notice of Meeting

The Advisory Committee on Historical Diplomatic Documentation will meet in the Department of State, 2201 "C" Street NW., Washington, DC, September 23-24, 2002, in Conference Room 1105. Prior notification and a valid photo are mandatory for entrance into the building. One week before the meeting, members of the public planning to attend must notify Gloria Walker, Office of the Historian (202-663-1124) to provide relevant dates of birth, Social Security numbers, and telephone numbers.

The Committee will meet in open session from 1:30 p.m. through 3 p.m.

<sup>16</sup> 17 CFR 200.30(a)(12).

on Monday, September 23, 2002, to discuss declassification and transfer of Department of State electronic records to the National Archives and Records Administration and the status of the Foreign Relations series. The remainder of the Committee's sessions from 3:15 p.m. until 4:30 p.m. on Monday, September 23, 2002, and 9 a.m. until 1 p.m. on Tuesday, September 24, 2002, will be closed in accordance with section 10(d) of the Federal Advisory Committee Act (Pub. L. 92-463). The agenda calls for discussions of agency declassification decisions concerning the Foreign Relations series. These are matters not subject to public disclosure under 5 U.S.C. 552b(c)(1) and the public interest requires that such activities be withheld from disclosure.

Questions concerning the meeting should be directed to Marc J. Susser, Executive Secretary, Advisory Committee on Historical Diplomatic Documentation, Department of State, Office of the Historian, Washington, DC, 20520, telephone (202) 663-1123, (e-mail [history@state.gov](mailto:history@state.gov)).

Dated: August 26, 2002.

**Marc J. Susser,**

*Executive Secretary, Advisory Committee on Historical Diplomatic Documentation, Department of State.*

[FR Doc. 02-22738 Filed 9-5-02; 8:45 am]

BILLING CODE 4710-11-P

## TENNESSEE VALLEY AUTHORITY

### Lower Cumberland and Tennessee Rivers, Kentucky Lock Addition Project, Final Supplement 1 Environmental Impact Statement, Department of the Army, United States Army Corps of Engineers

**AGENCY:** Tennessee Valley Authority.

**ACTION:** Adoption of Final Supplement 1 Environmental Impact Statement and issuance of record of decision.

**SUMMARY:** In accordance with the Council on Environmental Quality's regulations (40 CFR parts 1500 to 1508) and the Tennessee Valley Authority's (TVA) procedures for implementing the National Environmental Policy Act (NEPA), TVA has decided to adopt the Final Supplement 1 Environmental Impact Statement (FSEIS) issued by the United States Army Corps of Engineers (USACE) in May 2001. The FSEIS, entitled "*Lower Cumberland and Tennessee Rivers, Kentucky Lock Addition Project*," was filed with the Environmental Protection Agency on May 31, 2001. It addresses the modifications and design changes to the approved Lock Addition Project not

addressed in earlier NEPA reviews. TVA was a cooperating agency in the preparation of the FSEIS because it has responsibility for Kentucky Dam, including preserving the integrity of the dam and its appurtenant lock structures. TVA also has review and approval responsibilities under Section 26a of the TVA Act and property under TVA control that would be affected. TVA has independently reviewed the FSEIS and finds that the statement adequately addresses the comments and suggestions made by TVA in its role as a cooperating agency. Further, TVA has decided to adopt the USACE's Proposed Action Plan identified in the FSEIS. The Proposed Action Plan is the currently recommended project design based on recent engineering studies, hydraulic modeling information, and newly added features. Overall, the design changes and project modifications reduce the environmental impacts of the original project on high quality mussel resources while improving long-term recreation facilities for fishermen and tourists. None of the proposed changes resulted in public controversy.

#### FOR FURTHER INFORMATION CONTACT:

Linda B. Shipp, Senior NEPA Specialist, Environmental Policy and Planning, Tennessee Valley Authority, 400 West Summit Hill Drive, Mail Stop WT 8C, Knoxville, Tennessee 37902-1499, telephone (865) 632-3440 or e-mail [lboxendine@tva.gov](mailto:lboxendine@tva.gov). Copies of the FSEIS may be obtained by writing to Tim Higgs, U.S. Army Corps of Engineers, Nashville District, PO Box 1070 (PM-P), Nashville, Tennessee 37202-1070, telephone (615) 736-7863 or e-mail [Timothy.A.Higgs@usace.army.mil](mailto:Timothy.A.Higgs@usace.army.mil).

**SUPPLEMENTARY INFORMATION:** The Kentucky Lock and Dam (L&D) project is located in Marshall and Livingston Counties in western Kentucky at Tennessee River Mile 22.4. The project is part of the Kentucky-Barkley Reservoirs' navigation system. The originally approved design for the Lock Addition Project was evaluated in a Final Feasibility Study and Final Environmental Impact Statement (FS/FEIS) completed by USACE on March 13, 1992. In its adoption of the FS/FEIS and issuance of a Record of Decision (ROD) on September 30, 1999, TVA adopted the USACE's preferred alternative, Alternative Plan A. Alternative Plan A recommended the construction of a second and main 110-foot-wide by 1200-foot-long navigation lock chamber and related features at the existing Kentucky L&D to improve the capacity and efficiency of the navigation system. The project was authorized by

section 101(a)(13) of the Water Resources Development Act of 1996, and funding to initiate construction was included in the Fiscal Year 1998 Energy and Water Development Appropriations Act.

In recommending the construction of a new navigation lock chamber at Kentucky Dam, the USACE recognized that additional engineering evaluations and hydraulic modeling studies would be required before some features, such as a possible navigation training dike, could be designed. Further, USACE recognized that those modified project components would be addressed in subsequent NEPA documents, tiered from the 1992 FEIS. The FSEIS was prepared to address the project changes not covered by previous NEPA documents.

#### Alternatives Considered

Two broad plans were considered in the FSEIS: A No Action Plan and a Proposed Action Plan. Under the No Action Plan, the project would be implemented as described in the original 1992 FEIS, as modified in a subsequent October 1999 Environmental Decision Record on the relocation of transmission structures and a March 2000 Environmental Assessment on the relocation of the U.S. Highway 62/641 bridge off Kentucky L&D. Under the Proposed Action Plan, the previously approved project would be implemented with the following design changes and modifications:

- Relocation of the new lock upstream about 200 feet and toward the river about 20 feet.
- Modification of construction methods to reduce the size of areas within cofferdams and to construct more features in the "wet."
- Construction of a non-public, temporary access road from the main lock area to the Vulcan Disposal Area.
- Mitigation for the loss of the TVA Taylor Park Campground (TPC), temporarily closed by TVA in 1997, through construction of facilities for use by fishermen. These new or modified facilities include: A new lock visitors' center, Powerhouse Island fishing pier, additional Powerhouse Island parking and restroom facilities, west bank fishing pier, and improvements to existing coffer cell.
- Placement of fill up to elevation of contour 385 feet in the TPC area during construction and possibly permanently.
- Mitigation for closure of the east bank boat ramp by constructing a new public boat ramp and courtesy dock in an expanded west bank boat basin for use after construction.