

comments contesting Commission staff's preliminary determination that the facility meets the qualifying criteria must set forth their evidentiary basis.

The Commission strongly encourages electronic filing. Please file motions to intervene and comments using the Commission's eFiling system at <http://www.ferc.gov/docs-filing/efiling.asp>. Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system at <http://www.ferc.gov/docs-filing/ecomment.asp>. You must include your name and contact information at the end of your comments. For assistance, please contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), (866) 208-3676 (toll free), or (202) 502-8659 (TTY). In lieu of electronic filing, please send a paper copy to: Secretary, Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426. A copy of all other filings in reference to this application must be accompanied by proof of service on all persons listed in the service list prepared by the Commission in this proceeding, in accordance with 18 CFR 4.34(b) and 385.2010.

*Locations of Notice of Intent:* Copies of the notice of intent can be obtained directly from the applicant or such copies can be viewed and reproduced at the Commission in its Public Reference Room, Room 2A, 888 First Street NE., Washington, DC 20426. The filing may also be viewed on the web at <http://www.ferc.gov/docs-filing/elibrary.asp> using the "eLibrary" link. Enter the docket number (e.g., D113-7-000) in the docket number field to access the document. For assistance, call toll-free

1-866-208-3676 or email [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov). For TTY, call (202) 502-8659.

Dated: August 22, 2013.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. 2013-21206 Filed 8-29-13; 8:45 am]  
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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RM98-1-000]

#### Records Governing Off-the-Record Communications; Public Notice

This constitutes notice, in accordance with 18 CFR 385.2201(b), of the receipt of prohibited and exempt off-the-record communications.

Order No. 607 (64 FR 51222, September 22, 1999) requires Commission decisional employees, who make or receive a prohibited or exempt off-the-record communication relevant to the merits of a contested proceeding, to deliver to the Secretary of the Commission, a copy of the communication, if written, or a summary of the substance of any oral communication.

Prohibited communications are included in a public, non-decisional file associated with, but not a part of, the decisional record of the proceeding. Unless the Commission determines that the prohibited communication and any responses thereto should become a part of the decisional record, the prohibited off-the-record communication will not

be considered by the Commission in reaching its decision. Parties to a proceeding may seek the opportunity to respond to any facts or contentions made in a prohibited off-the-record communication, and may request that the Commission place the prohibited communication and responses thereto in the decisional record. The Commission will grant such a request only when it determines that fairness so requires. Any person identified below as having made a prohibited off-the-record communication shall serve the document on all parties listed on the official service list for the applicable proceeding in accordance with Rule 2010, 18 CFR 385.2010.

Exempt off-the-record communications are included in the decisional record of the proceeding, unless the communication was with a cooperating agency as described by 40 CFR 1501.6, made under 18 CFR 385.2201(e) (1) (v).

The following is a list of off-the-record communications recently received by the Secretary of the Commission. The communications listed are grouped chronologically, in ascending order. These filings are 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 document. For assistance, please contact FERC, Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll free at (866)208-3676, or for TTY, contact (202)502-8659.

Docket No.	Filed date	Presenter or requester
Prohibited:		
1. EL13-52-001 .....	08-07-13	Doug Larson. <sup>1</sup>
Exempt:		
1. CP12-507-000 .....	03-26-13	FERC Staff. <sup>2</sup>
CP12-508-000		
2. P-13739-002 .....	06-20-13	FERC Staff. <sup>3</sup>
3. P-12690-005 .....	07-15-13	FERC Staff. <sup>4</sup>
4. P-12790-002 .....	07-16-13	FERC Staff. <sup>5</sup>
5. P-2305-036 .....	08-02-13	FERC Staff. <sup>6</sup>
6. P-1494-000 .....	08-06-13	Hons. Ron Wyden and James Inhofe.
7. EC13-128-000 .....	08-06-13	Gov. Brian Sandoval.
8. EC13-128-000 .....	08-06-13	Hon. Dean Heller.
9. CP13-73-000 .....	08-12-13	FERC Staff. <sup>7</sup>
10. P-349-173 .....	08-14-13	Hon. Richard C. Shelby.
11. P-10808-000 .....	08-21-13	Hon. Dave Camp.

<sup>1</sup> Email record.

<sup>2</sup> Phone record.

<sup>3</sup> Email record.

<sup>4</sup> Email record.

<sup>5</sup> Phone record.

<sup>6</sup> Email record.

<sup>7</sup> Phone record.

Dated: August 26, 2013.

**Nathaniel J. Davis, Sr.,**  
Deputy Secretary.

[FR Doc. 2013–21197 Filed 8–29–13; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 1256–031—Nebraska Loup River Hydroelectric Project]

#### Loup River Public Power District; 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

Rule 2010 of the Federal Energy Regulatory Commission's (Commission) Rules of Practice and Procedure<sup>1</sup> 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. 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 Nebraska State Historical Society (Nebraska SHPO) and the Advisory Council on Historic Preservation (Advisory Council) pursuant to the Advisory Council's regulations, 36 CFR part 800, implementing section 106 of the National Historic Preservation Act, *as amended*, (16 U.S.C. 470f), to prepare a Programmatic Agreement for managing properties included in, or eligible for inclusion in, the National Register of Historic Places that could be affected by issuance of a new license for the Loup River Hydroelectric Project No. 1256.

The programmatic agreement, when executed by the Commission and the Nebraska 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 project would be fulfilled through the Programmatic Agreement, which the Commission staff proposes to draft in consultation with certain parties listed below. The executed Programmatic Agreement

would be incorporated into any Order issuing a license.

Loup River Public Power District, as applicant for the Loup River Hydroelectric Project, the Omaha Tribe of Nebraska, the Pawnee Nation of Oklahoma, and the Santee Sioux Tribe of Nebraska have expressed an interest in this proceeding and are invited to participate in consultations to develop the Programmatic Agreement. For purposes of commenting on the programmatic agreement, we propose to restrict the service list for Project No. 1256 as follows:

John Eddins or Representative, Advisory Council on Historic Preservation, The Old Post Office Building, Suite 803, 1100 Pennsylvania Avenue NW., Washington, DC 20004

L. Robert Puschendorf or Representative, State Historic Preservation Office, Nebraska State Historical Society, 1500 R Street, P.O. Box 82554, Lincoln, NE 68501–2554

Neal Suess or Representative, Loup River Public Power District, P.O. Box 988, 2404 15th Street, Columbus, Nebraska 68602

Rodney Morris, Tribal Chairman, Omaha Tribe of Nebraska, 100 Main St., P.O. Box 368, Macy, NE 68039

Marshall Gover, President, Pawnee Nation of Oklahoma, P.O. Box 470, 881 Little Dee Dr., Pawnee, OK 74058

Roger Trudell, Tribal Chairman, Santee Sioux Nation, 108 Spirit Lake Ave. West, Niobrara, NE 68760–7219

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 Traditional Cultural Properties. If historic properties are to be identified within the motion, please use a separate page, and label it NON-PUBLIC Information.

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If no such motions are filed, the restricted service list will be effective at the end of the 15 day period. Otherwise, a further notice will be issued ruling on any motion or motions within the 15-day period.

Dated: August 23, 2013.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. 2013–21199 Filed 8–29–13; 8:45 am]

BILLING CODE 6717–01–P

## ENVIRONMENTAL PROTECTION AGENCY

[ER–FRL–9010–8]

### Environmental Impacts Statements; Notice of Availability

*Responsible Agency:* Office of Federal Activities, General Information (202) 564–7146 or <http://www.epa.gov/compliance/nepa/>

Weekly receipt of Environmental Impact Statements Filed 08/19/2013 through 08/23/2013

Pursuant to 40 CFR 1506.9.

#### Notice

Section 309(a) of the Clean Air Act requires that EPA make public its comments on EISs issued by other Federal agencies. EPA's comment letters on EISs are available at: <http://www.epa.gov/compliance/nepa/eisdata.html>

*EIS No. 20130250, Draft EIS, USACE,*

*FL, Central Everglades Planning Project, Comment Period Ends: 10/15/2013, Contact: Gretchen Ehlinger 904 232–1682.*

*EIS No. 20130251, Final EIS, USFS, MN, BWCAN Non-native Invasive Plant Management Project, Review Period Ends: 10/15/2013, Contact: Jack Greenlee 218–229–8817.*

*EIS No. 20130252, Final EIS, USN, CA, Hawaii-Southern California Training and Testing, Review Period Ends: 09/30/2013, Contact: Cory Scott 808–472–1420.*

*EIS No. 20130253, Final EIS, USN, 00, Atlantic Fleet Training and Testing, Review Period Ends: 09/30/2013, Contact: Lesley Dobbins 757–322–4645.*

*EIS No. 20130254, Draft EIS, USFS, UT, Smiths Fork Vegetation Restoration Project, Comment Period Ends: 10/15/2013, Contact: Pete Gomben 801–999–2182.*

*EIS No. 20130255, Draft EIS, NOAA, 00, Amendment 7 to the 2006 Consolidated Atlantic Highly Migratory Species (HMS) Fishery Management Plan (FMP), Comment*

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