



BILLING CODE 6717-01-P
DEPARTMENT OF ENERGY
FEDERAL ENERGY REGULATORY COMMISSION

FFP Missouri 2, LLC

Project No. 13703-001 - Mississippi
Enid Lake Hydroelectric Project

NOTICE OF PROPOSED RESTRICTED SERVICE LIST
FOR A PROGRAMMATIC AGREEMENT

Rule 2010 of the Federal Energy Regulatory Commission's (Commission) Rules of Practice and Procedure¹ 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 Mississippi Department of Archives and History (Mississippi SHPO) and the Advisory Council on Historic Preservation (Advisory Council) pursuant to the Advisory Council's regulations, 36 C.F.R. Part 800, implementing section 106 of the National Historic Preservation Act, *as amended*, (16 USC section 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 license for the proposed Enid Lake Hydroelectric Project No. 13703.

The Programmatic Agreement, when executed by the Commission and the Mississippi 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 C.F.R. section 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.

FFP Missouri 2, LLC, as applicant for the proposed Enid Lake Hydroelectric Project, the U.S. Army Corps of Engineers, the Choctaw Nation of Oklahoma, the Jena Band of Choctaw Indians, the Chickasaw Nation, the Mississippi Band of Choctaw

¹ 18 C.F.R. section 385.2010.

Indians, the Quapaw Tribe of Oklahoma, the Tunica-Biloxi Tribe of Louisiana, and the Muscogee (Creek) Nation 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. 13703 as follows:

John Eddins
Advisory Council on Historic
Preservation
The Old Post Office Building
Suite 803
1100 Pennsylvania Avenue, N.W.
Washington, D.C. 20004

Greg Williamson
Mississippi Department of
Archives and History
100 South State Street
Jackson, MS 39201

Andrew Tomlinson
U.S. Army Corps of Engineers
Vicksburg District
4155 Clay Street
Vicksburg, MS 39183

Thomas M. Feldman or
Representative
Free Flow Power Corporation
239 Causeway Street, Suite 300
Boston, MA 02114

Dr. Ian Thompson, THPO
Choctaw Nation of Oklahoma
P.O. Box 1210
Durant, OK 74702

Johnnie Jacobs
Choctaw Nation of Oklahoma
P.O. Box 1210
Durant, OK 74702

Dana Masters, THPO
Jena Band of Choctaw Indians
P.O. Box 14
Jena, LA 71342

LaDonna Brown
Chickasaw Nation
P.O. Box 1548
Ada, OK 74821

Kenneth H. Carlton, THPO
Mississippi Band of Choctaw Indians
P.O. Box 6257
Choctaw, MS 39350

Jean Ann Lambert, THPO
Quapaw Tribe of Oklahoma
5681 South 630 Road
Quapaw, OK 74363

Earl Barbry, Jr.
Tunica-Biloxi Tribe of Louisiana
151 Melacon Drive
Marksville, LA 71351

Emman Spain
Muscogee (Creek) Nation
P.O. Box 580
Okmulgee, OK 74447

Sarah Koeppel
U.S. Army Corps of Engineers
Vicksburg District
4155 Clay Street
Vicksburg, MS 39183

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 might be identified within the motion, please use a separate page and label it **Non-Public** information.

Any such motion may be filed electronically via the Internet in lieu of paper. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's website (<http://www.ferc.gov/docs-filing/ferconline.asp>). For assistance, please contact FERC Online Support at FERCOnlineSupport@ferc.gov, or toll-free at (866) 208-3676, or for TTY, (202) 502-8659. Although the Commission strongly encourages electronic filing, documents may also be paper-filed. To paper-file, mail an original and five copies to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426. Please put the project number (P-13703-001) on the first page of the filing.

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: June 28, 2013

Kimberly D. Bose,
Secretary.

[FR Doc. 2013-16320 Filed 07/08/2013 at 8:45 am; Publication Date: 07/09/2013]