

in the Public Reference Room or may be viewed on the Commission's website at <http://www.ferc.gov> using the "FERRIS" link. Enter the docket number excluding the last three digits in the docket number field to access the document. For assistance, call (202) 502-8222 or for TTY, (202) 208-1659. A copy is also available for inspection and reproduction at the address in item h above.

o. *Procedural schedule*: The application will be processed according to the following Hydro Licensing Schedule. Revisions to the schedule will be made as appropriate.

Issue Acceptance or Deficiency Letter  
December 2002  
Notice soliciting final terms and conditions  
December 2002  
Notice of the availability of the draft EA  
April 2003  
Notice of the availability of the final EA  
June 2003  
Ready for Commission's decision on the application  
September 2003

**Linwood A. Watson, Jr.**,

*Deputy Secretary.*

[FR Doc. 02-27454 Filed 10-28-02; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 2552-058]

#### Notice of Scoping Meetings and Site Visit and Solicitation of Scoping Comments

October 23, 2002.

Take notice that the following hydroelectric application has been filed with Commission and are available for public inspection:

a. *Type of Application*: License Surrender for the Fort Halifax Project.

b. *Project No.*: 2552-058.

c. *Date filed*: June 20, 2002.

d. *Applicant*: FPL Energy Maine Hydro LLC (FPL).

e. *Name of Project*: Fort Halifax Project.

f. *Location*: The project is located on the Sebasticook River, in Kennebec County, Maine.

g. *Filed Pursuant to*: Federal Power Act 16 U.S.C. 791(a) 825(r) 799 and 801.

h. *Applicant Contact*: F. Allen Wiley, FPL Energy Maine Hydro LLC, 160 Capitol Street, Augusta, ME 04330, (207) 623-8413.

i. *FERC Contact*: Any questions on this notice should be addressed to either Mrs. Jean Potvin at (202) 502-8928, or e-mail address: [jean.potvin@ferc.gov](mailto:jean.potvin@ferc.gov) or

Mr. Robert Fletcher at (202) 502-8901, or e-mail address: [robert.fletcher@ferc.gov](mailto:robert.fletcher@ferc.gov).

j. *Deadline for filing scoping comments*: November 15, 2002.

All documents (original and eight copies) should be filed with: Magalie R. Salas, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. Please include the project number (P-2552-058) on any comments or motions filed.

The Commission's Rules of Practice and Procedure require all interveners filing documents with the Commission to serve a copy of that document on each person on the official service list for the project. Further, if an intervener files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

Scoping comments 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 web site (<http://www.ferc.gov>) under the "e-Filing" link.

k. *Description of the Project*: FPL proposes to surrender the license for the Fort Halifax Project. As part of its request, FPL proposes to remove a 72-foot section of the spillway to provide permanent fish passage. The remainder of the dam will remain intact. The partial removal of the dam will result in a lowering of the Fort Halifax impoundment directly upstream of the dam by as much as 25 feet. The partial dam removal will make an additional 5.2 miles of riverine habitat available to anadromous fish using the Kennebec River drainage system.

l. A copy of the application is on file with the Commission and is available for public inspection. This filing may also be viewed on the web at <http://www.ferc.gov> using the "RIMS" link—select "Docket #" and follow the instructions (call 202-502-8222 for assistance). A copy is also available for inspection and reproduction at the address in item h. above.

m. *Scoping Process*: The Commission intends to prepare an Environmental assessment (EA) on the project in accordance with the National Environmental Policy Act. The EA will consider both site-specific and cumulative environmental impacts and reasonable alternatives to the proposed action. As a result of the Commissions July 7, 2002 public notice requesting comments on the application, numerous filings were made raising a variety of issues related to the project.

Commission staff will conduct a scoping meeting to receive additional information on the issues raised these filings.

#### Scoping Meetings

FERC staff will conduct one agency scoping meeting and one public meeting. The agency scoping meeting will focus on resource agency and non-governmental organization (NGO) concerns, while the public scoping meeting is primarily for public input. All interested individuals, organizations, and agencies are invited to attend one or both of the meetings, and to assist the staff in identifying the scope of the environmental issues that should be analyzed in the EA.

The times and locations of these meetings are as follows:

##### *Agency Scoping Meeting*

Date: Thursday, November 7, 2002.

Time: 10 am to 12 noon.

Place: Elks 905 Banquet & Conference Center.

Address: 76 Industrial Park Road, Waterville, ME.

##### *Public Scoping Meeting*

Date: Thursday, November 7, 2002.

Time: 7 pm to 9 pm.

Place: Same location as for the Agency Meeting.

Address: Same address as for the Agency Meeting.

#### Site Visit

The Applicant and FERC staff will conduct a site visit of the project on November 6, 2002, between 1:30 pm and 3:30 pm. All interested individuals, organizations, and agencies are invited to attend. All participants should meet at the project for a short overview of the hydro operations. Participants in the site visit will need to provide their own transportation. All participants are responsible for their own transportation to the site.

#### Objectives

At the scoping meetings, the staff will:

- (1) Summarize the environmental issues tentatively identified for analysis in the EA based on comments received to date;
- (2) solicit from the meeting participants additional information, especially quantifiable data, on the resources at issue;
- (3) encourage statements from experts and the public on issues that should be analyzed in the EA;
- (4) determine the resource issues to be addressed in the EA; and
- (5) identify those issues that require a detailed analysis, as well as those issues that do not require a detailed analysis.

## Procedures

The meetings are recorded by a stenographer and become part of the formal record of the Commission proceeding on the project.

Individuals, organizations, and agencies with environmental expertise and concerns are encouraged to attend the meeting and to assist the staff in defining and clarifying the issues to be addressed in the EA.

**Linwood A. Watson, Jr.,**

*Deputy Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project Nos. 2146-090,82-019, and 618-104—Alabama Coosa River Project, Mitchell Project, and Jordan Project]

#### Alabama Power Company; 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

October 22, 2002.

Rule 2010 of the Federal Energy Regulatory Commission's (Commission) Rules of Practice and Procedure 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.<sup>1</sup> 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 Alabama and Georgia State Historic Preservation Officer (hereinafter, SHPOs) and the Advisory Council on Historic Preservation (hereinafter, Council) pursuant to the Council's regulations, 36 CFR part 800, implementing Section 106 of the National Historic Preservation Act, as amended, (16 U.S.C. Section 470 f), to prepare and execute a programmatic agreement for managing properties included in, or eligible for inclusion in, the National Register of Historic Places at Project Nos. 2146, 82, and 618.

The programmatic agreement, when executed by the Commission, the SHPOs, and the Council, would satisfy

the Commission's Section 106 responsibilities for all individual undertakings carried out in accordance with the licenses until the licenses expire or are terminated (36 CFR 800.13[e]). The Commission's responsibilities pursuant to Section 106 for the above projects would be fulfilled through the programmatic agreement, which the Commission proposes to draft in consultation with certain parties listed below. The executed programmatic agreement would be incorporated into any Orders issuing licenses.

Alabama Power Company, as licensee for Project Nos. 2146, 82, and 618, and the Mississippi Band of Choctaw Indians, Jena Band of Choctaw Indians, Chickasaw Nation, Poarch Band of Creek Indians, and the U.S. Bureau of Indian Affairs 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 the aforementioned projects as follows:

Dr. Laura Henley Dean, Advisory Council on Historic Preservation, The Old Post Office Building, Suite 803, 1100 Pennsylvania Avenue, NW., Washington, DC 20004.

Amanda McBride or Representative, Alabama Historical Commission, 468 South Perry Street, Montgomery, Alabama 36130-0900.

David Crass or Representative, Georgia Historic Preservation Division, 156 Trinity Avenue S.W., Suite 101, Atlanta, GA 30303-1040.

Christine Norris, Tribal Historic Preservation Officer, Jena Band of Choctaw Indians, P.O. Box 14, Jena, LA 71342.

William Day, Tribal Historic Preservation Officer, Poarch Band of Creek Indians, 128 Olive St., Pineville, LA 71360.

Rena Duncan, Tribal Historic Preservation Officer, Chickasaw Nation, P.O. Box 1548, Ada, OK 74820.

Ken Carleton, Tribal Historic Preservation Officer, Mississippi Band of Choctaw Indians, P.O. Box 6257, Choctaw, MS 39350.

Dr. James Kardatzke, Bureau of Indian Affairs, Eastern Region Office, 711 Stewarts Ferry Pike, Nashville, TN 37214.

Kelly Schaeffer, 6225 Brandon Avenue, Suite 110, Springfield, VA 22150.

Barry Lovett or Representative, Alabama Power Company, P.O. Box 2641, Birmingham, AL 35291.

John Harrington, Esq., Office of Solicitor, Southeast Regional Office,

75 Spring St., S.W., Suite 304, Atlanta, GA 30303.

Any person on the official service list for the above-captioned proceedings 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.

An original and 8 copies of any such motion must be filed with Magalie R. Salas, the Secretary of the Commission (888 First Street, NE., Washington, DC 20426) and must be served on each person whose name appears on the official service list. 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 filed within the 15 day period.

**Linwood A. Watson, Jr.,**

*Deputy Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 2165-015—Alabama Black Warrior River Project]

#### Alabama Power Company; Notice of Proposed Revised Restricted Service List for a Programmatic Agreement for Managing Properties Included in or Eligible for Inclusion in the National Register of Historic Places

October 22, 2002.

Rule 2010 of the Federal Energy Regulatory Commission's (Commission) Rules of Practice and Procedure 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.<sup>1</sup> 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

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

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