

associated with the Commission's environmental review process. Environmental commentors will not be required to serve copies of filed documents on all other parties. However, the non-party commentors will not receive copies of all documents filed by other parties or issued by the Commission (except for the mailing of environmental documents issued by the Commission) and will not have the right to seek court review of the Commission's final order.

The Commission strongly encourages electronic filings of comments protests and interventions via the internet in lieu of paper. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web (<http://www.ferc.gov>) site under the "e-Filing" link.

Comment Date: May 23, 2008.

**Kimberly D. Bose,**

Secretary.

[FR Doc. E8-10293 Filed 5-8-08; 8:45 am]

BILLING CODE 6717-01-P

**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

[ Docket No. RM98-1-000]

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

May 2, 2008.

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 by docket numbers 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.	Date received	Presenter or requester
<b>Prohibited</b>		
CP07-208-000 .....	4-28-08	Michael L. Carey.
<b>Exempt</b>		
1. CP07-62-000 .....	4-29-08	Hon. Barbara A. Mikulski. Hon. Benjamin L. Cardin. Hon. Elijah E. Cummings. Hon. C.A. Dutch Ruppersberger. Hon. John P. Sarbanes.
2. CP07-208-000 .....	4-25-08	Hon. George V. Voinovich.
3. EL08-39-000 .....	4-14-08	Hon. RoAnn M. Destito.
4. EL08-44-000 .....	4-22-08	Hon. Matthew E. Baker.
5. Project No. 2197-000 .....	4-10-08	Hon. Philip E. Berger.
6. Project No. 10395-000 .....	4-22-08	Hon. Sherrod Brown.

**Kimberly D. Bose,**

Secretary.

[FR Doc. E8-10291 Filed 5-8-08; 8:45 am]

BILLING CODE 6717-01-P

**ENVIRONMENTAL PROTECTION AGENCY**

[ER-FRL-6698-7]

**Environmental Impact Statements and Regulations; Availability of EPA Comments**

Availability of EPA comments prepared pursuant to the Environmental

Review Process (ERP), under section 309 of the Clean Air Act and Section 102(2)(c) of the National Environmental Policy Act as amended. Requests for copies of EPA comments can be directed to the Office of Federal Activities at 202-564-7167.

An explanation of the ratings assigned to draft environmental impact

statements (EISs) was published in FR dated April 11, 2008 (73 FR 19833).

#### Draft EISs

EIS No. 20070436, ERP No. D-FHW-B40339-ME, Wiscasset Route 1 Corridor Study Project, To Relieve Traffic Congestion and Improve Safety, US Army COE Section 404 Permit, Wiscasset and Edgecomb Counties, ME.

*Summary:* EPA expressed environmental concerns about wetland, water, and air quality impacts. EPA also requested analysis of cumulative impacts. Rating EC2.

EIS No. 20080019, ERP No. D-MMS-B09802-00, Cape Wind Energy Project, Construction, Operation and Maintenance, and Decommissioning of an Electric Generation Facility, Barnstable, Nantucket and Duke County, MA and Washington County, RI.

*Summary:* EPA's comments highlighted the need for renewable energy sources in the region and underscored the importance of a comprehensive consideration of alternatives, impacts and appropriate mitigation. Rating EC2.

EIS No. 20080050, ERP No. D-FRA-C50016-NJ, Portal Bridge Capacity Enhancement Project, To Replace the nearly 100-Year-Old Portal Bridge and Eliminate Capacity Constraints on the Northeast Corridor between Swift Interlocking and Secaucus Transfer Station, Funding, U.S. Army Corp Section 10 and 404 Permits, Hackensack River, Hudson County, NJ.

*Summary:* EPA expressed environmental concerns about air quality and wetland impacts, and requested that a general conformity determination, wetlands mitigation, noise mitigation and a cumulative impacts discussion be included in the Final EIS. Rating EC2.

EIS No. 20080053, ERP No. D-FHW-D40341-DC, South Capitol Street Project, Replacement of the Fredrick Douglas Memorial Bridge, from Firth Sterling Avenue, SE., to Independence Avenue and the Suitland Parkway from Martin Luther King, Jr. Avenue, SE., to South Capitol Street, Washington, District of Columbia.

*Summary:* EPA expressed environmental concerns about air quality impacts and requested additional PM2.5 hot spot analysis. Rating EC2.

EIS No. 20080074, ERP No. D-IBR-K91014-CA, American Basin Fish Screen and Habitat Improvement Project, Construction and Operation

of one or two Positive-Barrier Fish Screen Diversion Facilities, Funding and U.S. Army COE Section 10 and 404 Permits, Natomas Mutual, Sacramento and Sutter Counties, CA.

*Summary:* While EPA has no objections to the proposed action, it did request clarification on resource conservation issues, canal modifications, costs, fisheries, and pumping design limits. Rating LO.

EIS No. 20080090, ERP No. D-BIA-K60040-CA, Enterprise Rancheria Gaming Facility and Hotel Fee-To-Trust Acquisition Project, Implementation, Federal Trust, Estom Yumeka Maida Tribe, Yuba County, CA.

*Summary:* EPA does not object to the proposed project, but suggested additional mitigation measures to further reduce environmental impacts. Rating LO.

EIS No. 20080112, ERP No. DS-NOA-K90031-CA, Channel Islands National Marine Sanctuary Management Plan, Supplement/Replace Information, Implementation, Santa Barbara and Ventura Counties, CA.

*Summary:* EPA does not object to the proposed project. Rating LO.

#### Final EISs

EIS No. 20070525, ERP No. F-NPS-K65324-CA, Big Lagoon Wetland and Creek Restoration Project, To Restore a Functional, Self-Sustaining Ecosystem, including Wetland, Riparian, and Aquatic Components, Golden Gate National Area, Muir Beach, Marin County, CA.

*Summary:* No formal comment letter was sent to the preparing agency.

EIS No. 20080034, ERP No. F-FHW-B40097-NH, Spaulding Turnpike Improvements Project, Reconstruction and Widening of a 3.5-mile Section from U.S. Route 4 and NH Route 16, US Coast Guard Bridge Permit, NPDES Permit and US Army COE Section 404 Permit, Town of Newington, City of Dover, Strafford and Rockingham Counties, NH.

*Summary:* EPA had no outstanding objections to the project, but continued to encourage NHDOT/FHWA to commit to mitigation to address anticipated air quality impacts.

EIS No. 20080058, ERP No. F-BOP-E81040-AL, Aliceville, Alabama Area, Proposed Federal Correctional Complex, To Address the Growing Federal Inmate Population, Pickens County, AL.

*Summary:* EPA continues to have environmental concerns about aquatic resource impacts, and requested commitments to mitigate those impacts in the Record of Decision.

EIS No. 20080065, ERP No. F-BLM-L65513-ID, Snake River Birds of Prey National Conservation Area, Resource Management Plan, Implementation, Ada, Canyon, Elmore, Owyhee Counties, ID.

*Summary:* EPA supports the goals and objectives of the Resources Management Plan; however, we still have concerns with potential environmental impacts from grazing.

EIS No. 20080066, ERP No. F-BLM-L65471-ID, Fire, Fuels and Related Vegetation Management Direction Plan Amendment, Upper Snake River District (The District), Amending 12 Existing Land Use Plans, Several Counties, ID.

*Summary:* EPA supports protecting sagebrush steppe ecosystems and associated wildlife species. However, we continue to express concerns with potential impacts to air quality, from prescribed fire use allowed under Alternative E. We believe that additional siting information for fire treatments and air quality monitoring should be considered.

EIS No. 20080089, ERP No. F-BLM-K65305-CA, United States Gypsum Expansion/Modernization Project, Expand and Upgrade Plaster City Plant to Increase Wallboard Production Capacity with Related increases in Water Supply, Right-of-Way Grant, Imperial County, CA.

*Summary:* EPA continues to express environmental concerns about potential impacts to groundwater quality and quantity and waters of the U.S., and recommended the Bureau of Land Management address these issues prior to issuing Record of Decision the mining permit.

EIS No. 20080097, ERP No. F-FRC-K05065-CA, Upper American River Hydroelectric FERC NO. 2101-084, El Dorado and Sacramento Counties, CA and Chili Bar Hydroelectric FERC No. 2155-024, El Dorado County, CA, Issuance of a New License for the Existing and Proposed Hydropower Projects.

*Summary:* No formal comment letter was sent to the preparing agency.

EIS No. 20080101, ERP No. F-FHW-L40229-ID, ID-75 Timmerman to Ketchum—US-20 to Saddle Road, Preferred Alternative is 2, Increase Roadway and Transportation Safety, Cities of Bellevue, Hailey, Ketchum and the City of Sun Valley, Blaine County, ID.

*Summary:* EPA continues to recommend that construction mitigation measures are augmented to further release minimize air toxics and diesel particulate matter emissions.

EIS No. 20080110, ERP No. F-BIA-K65299-CA, Scotts Valley Band of

Pomo Indians, Proposed 29.87 Acre Fee-to-Trust Transfer and Casino Project, Contra Costa County.

*Summary:* EPA's concerns were addressed in the Final EIS; therefore, EPA does not object to the proposed project.

EIS No. 20080116, ERP No. F-FRC-G03035-00r, Gulf Crossing Project, Construction and Operation of Natural Gas Pipeline to Facilitate the Transport of up to 1.73 Billion Cubic Feet Per Day of Natural Gas, Locate in various Counties and Parishes in OK, TX, LA and MS.

*Summary:* EPA continues to have environmental concerns about air quality impacts.

EIS No. 20080132, ERP No. F-USN-D11042-VA, Marine Corps Base Quantico (MCBQ) Virginia Project, Proposes Development of the Westside of MCBQ and the 2005 Base Realignment and Closure Action at MCBQ, Implementation, Quantico, VA.

*Summary:* EPA has determined that the U.S. Marine Corps has adequately addressed its comments within the FEIS; therefore, EPA does not object to the proposed project.

EIS No. 20080098, ERP No. FS-COE-G39044-TX, Central City Project, Proposed Modification to the Authorized Projects which provides Flood Damage Reduction, Habitat Improvement, Recreation and Urban Revitalization, Upper Trinity River Central City, Upper Trinity River Basin, Trinity River, Fort Worth, TX.

*Summary:* No formal comment letter was sent to the preparing agency.

Dated: May 6, 2008.

**Robert W. Hargrove,**

Director, NEPA Compliance Division, Office of Federal Activities.

[FR Doc. E8-10401 Filed 5-8-08; 8:45 am]

BILLING CODE 6560-50-P

## ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-6698-6]

### Environmental Impact Statements; Notice of Availability

*Responsible Agency:* Office of Federal Activities, General Information (202) 564-7167 or <http://www.epa.gov/compliance/nap/>.

Weekly Receipt of Environmental Impact Statements  
Filed 04/28/2008 Through 05/02/2008  
Pursuant to 40 CFR 1506.9.

EIS No. 20080166, Revised Draft EIS, AFS, WI, Cayuga Project, New Information Regarding American Marten, Regional Forester Sensitive

Species (RFSS), Changed Condition on the Landscape from Spruce Decline and New Non-Native Invasive Species Survey Information, Chequamegon-Nicolet National Forest, Great Divide Ranger District, Ashland County, WI, *Comment Period Ends:* 06/23/2008, *Contact:* Patty Beyer 906-226-1499.

EIS No. 20080167, Draft EIS, COE, CO, Northern Integrated Supply Project, Construction and Operation a Regional Water Supply to Serve the Current and Future Water Needs of 12 Towns and Water District, Approval of Section 404 Permit Application, Northern Colorado Water Conservancy District, Larimer and Weld Counties, CO, *Comment Period Ends:* 06/30/2008, *Contact:* Chandler J. Peter 303-979-4120.

EIS No. 20080168, Final EIS, AFS, AK, Iyoutkutg Timber Sales, Proposes Harvesting Timber, Implementation, Hoonah Ranger District, Tongass National Forest, Hoonah, AK, *Wait Period Ends:* 06/09/2008, *Contact:* Richard Jennings 907-945-3631.

EIS No. 20080169, Revised Draft EIS, COE, CA, Berth 97-109 (China Shipping) Container Terminal Project, Construction and Operation, Issuance of Section 404 (CWA) and Section 10 Rivers and Harbor Act Permits, Port of Los Angeles, Los Angeles County, CA, *Comment Period Ends:* 06/30/2008, *Contact:* Dr. Spencer D. MacNeil 805-585-2152.

EIS No. 20080170, Final EIS, AFS, MT, Young Dodge Project, Proposed Timber Harvest and Associate Activities, Prescribed Burning, Road and Recreation Management, Kootenai National Forest, Rexford Ranger District, Lincoln County, MT, *Wait Period Ends:* 06/09/2008, *Contact:* Pat Price 406-296-7163.

EIS No. 20080171, Draft EIS, NOA, WA, Makah Whale Hunt Project, Proposed Authorization to Makah Indian Tribe's the Right to Hunt Whales (Gray Whales (*Eschrichtius robustus*) under the 1855 Treaty of Neah Bay, WA, *Comment Period Ends:* 07/07/2008, *Contact:* Donna Darm 206-526-6150.

EIS No. 20080172, Draft Supplement, COE, CA, Rio del Oro Specific Plan Project, New Information on Biological Resource and Water Supply, City of Rancho Cordova, Sacramento County, CA, *Comment Period Ends:* 07/07/2008, *Contact:* Kathleen Dadey, Ph.D 916-557-7253.

EIS No. 20080173, Final Supplement, FTA, TX, North Corridor Fixed Guideway Project, Updated/ Additional Information on the Locally Preferred Alternative, Proposed

Transit Improvements from University of Houston (UH)-Downtown Station to Northline Mall, Harris County, TX, *Wait Period Ends:* 06/09/2008, *Contact:* Timothy Lidiak 817-978-0550.

EIS No. 20080174, Final EIS, AFS, OR, Crawford Project and Proposed Nonsignificant Forest Plan Amendments, Commercial Timber Harvest, Prescribed Burning, Adjustments to Dedicated Old Growth Areas, and Road Closure and Decommissioning Activities, Implementation, Blue Mountain Ranger District, Malheur National Forest, Grant County, OR, *Wait Period Ends:* 06/09/2008, *Contact:* Ryan Falk 541-820-3800.

EIS No. 20080175, Final EIS, AFS, 00, Sage Steppe Ecosystem Restoration Strategy, Implementation, Modoc National Forest, Modoc, Lassen, Shasta Counties, CA and Washoe County, NV, *Wait Period Ends:* 06/09/2008, *Contact:* Rob Jeffers 530-233-8816.

EIS No. 20080176, Final EIS, AFS, CA, North 49 Forest Health Recovery Project, Restore Fire Adapted Forest System, Located in the Red (MA-16) and Logan (MA-45) Management Areas, Hat Creek Ranger District, Lassen National Forest, Shasta County, CA, *Wait Period Ends:* 06/09/2008, *Contact:* Kit Mullen 530-336-5521.

EIS No. 20080177, Final EIS, USN, HI, Hawaii Range Complex (HRC) Project, Preferred Alternative is 3, To Support and Maintain Navy Pacific Fleet Training, and Research, Development, Test, and Evaluation (RDT&E) Operations, Kauai, Honolulu, Maui and Hawaii Counties, HI, *Wait Period Ends:* 06/09/2008, *Contact:* Tom Clements 866-767-3347.

EIS No. 20080178, Final EIS, AFS, UT, Big Creek Vegetation Treatment Project, Preferred Alternative is 1, To Treat 4,800 Acres of Aspen Conifer and Sagebrush Communities, Ogden Ranger District, Wasatch-Cache National Forest, Rich County, UT, *Wait Period Ends:* 06/09/2008, *Contact:* Chip Sibbersen 801-625-5112.

EIS No. 20080179, Final Supplement, FTA, TX, Southeast Corridor Project, Preferred Alternative is the Light Rail Alternative, Proposed Fixed-Guideway Transit System, Funding, Metropolitan Transit Authority (METRO) of Harris County, Houston, Harris County, TX, *Wait Period Ends:* 06/11/2008, *Contact:* Timothy Lidiak 817-978-0550.

EIS No. 20080180, Fourth Draft Supplement, FTA, 00, South Corridor