

Dated: November 28, 2013.

Mark Johnston,

Deputy Assistant Secretary for Special Needs.

**TITLE V, FEDERAL SURPLUS PROPERTY
PROGRAM FEDERAL REGISTER REPORT
FOR 12/06/2013**

Suitable/Available Properties

Building

Oregon

Allingham Guard House (0765700)

Bldg. # 1060, Region 06, Forest 01

Camp Sherman OR 97730

Landholding Agency: Agriculture

Property Number: 15201340001

Status: Excess

Directions: NF Road 1217 near Smiling River

Comments: Off-site removal only; 1040 sq. ft.;
residential; very conditions;

Unsuitable Properties

Building

California

Building 270, NAS. N. Island

Naval Base Coronado, PO Box 357040

San Diego CA 92135

Landholding Agency: Navy

Property Number: 77201340005

Status: Excess

Comments: Due to anti-terrorism/force
protection public denied and no alternative
method to gain access without
compromising national security.

Reasons: Secured Area

Massachusetts

Navy Operational Support Ctr.

640 Plantation Street

Worcester MA 01606

Landholding Agency: Navy

Property Number: 77201340004

Status: Excess

Directions: 2 Bldgs.; 6 Structures; 3 Utilities

Comments: Public access denied and no
alternative method to gain access without
compromising national security.

Reasons: Secured Area

New Mexico

4 Buildings

Los Alamos National Lab

Los Alamos NM 87545

Landholding Agency: Energy

Property Number: 41201340001

Status: Excess

Directions: TA03-2209; TA16-1485; TA16-
1486; and TA46-0059

Comments: Highly classified area; public
access denied and no alternative method to
gain access without compromising national
security.

Reasons: Secured Area

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BILLING CODE 4210-67-P

DEPARTMENT OF THE INTERIOR

[FWS-R4-FHC-2013-N258;

FVHC98130406900-XXX-FF04G01000]

**Deepwater Horizon Oil Spill; Draft
Programmatic and Phase III Early
Restoration Plan and Draft Early
Restoration Programmatic
Environmental Impact Statement**

AGENCY: Interior.

ACTION: Notice of availability; request
for comments.

SUMMARY: In accordance with the Oil
Pollution Act of 1990 (OPA) and the
National Environmental Policy Act
(NEPA), the Federal and State natural
resource trustee agencies (Trustees)
have prepared a Draft Programmatic and
Phase III Early Restoration Plan and
Draft Early Restoration Programmatic
Environmental Impact Statement (Draft
Phase III ERP/PEIS). The Draft Phase III
ERP/PEIS considers programmatic
alternatives to restore natural resources,
ecological services, and recreational use
services injured or lost as a result of the
Deepwater Horizon oil spill. The
restoration alternatives are comprised of
early restoration project types; the
Trustees additionally propose forty-four
specific early restoration projects that
are consistent with the proposed early
restoration program alternatives. The
Trustees have developed restoration
alternatives and projects to utilize funds
for early restoration being provided
under the Framework for Early
Restoration Addressing Injuries
Resulting from the *Deepwater Horizon*
Oil Spill (Framework Agreement)
discussed below. Criteria and evaluation
standards under the OPA natural

resource damage assessment regulations
and the Framework Agreement guided
the Trustees' consideration of
programmatic restoration alternatives.
The Draft Phase III ERP/PEIS evaluates
these restoration alternatives and
projects under criteria set forth in the
OPA natural resource damage
assessment regulations and the
Framework Agreement. The Draft Phase
III ERP/PEIS also evaluates the
environmental consequences of the
restoration alternatives and projects
under NEPA. The purpose of this notice
is to inform the public of the availability
of the Draft Phase III ERP/PEIS and to
seek public comments on the document.

This Notice of Availability also serves
as notice that the Trustees intend to use
components of existing restoration
projects, as further described in the
Draft Phase III ERP/PEIS, as required by
15 CFR 990.56(b)(3). In those instances,
the projects were previously developed
with public review and comment and
are subject to current public review and
comment; are adequate to compensate
the environment and public as part of
the Trustees' ongoing early restoration
efforts; address resources that have been
identified by Trustees as being injured
by the *Deepwater Horizon* oil spill; and
are reasonably scalable for early
restoration purposes.

DATES:

Comments Due Date: We will
consider public comments received on
or before February 4, 2014.

Public Meetings: The Trustees have
scheduled a series of public meetings to
facilitate public review and comment on
the Draft Phase III ERP/PEIS. Both
written and verbal public comments
will be taken at each public meeting.
The Trustees will hold an open house
for each meeting followed by a formal
meeting. Each public meeting will
include a presentation of the Draft Phase
III ERP/PEIS. The public meeting
schedule is as follows:

Date	Time	Location
Mon., Dec. 16, 2013	6:00 PM Open House	Mobile, AL.
	6:30 PM Public Meeting	
Tues., Dec. 17, 2013	6:00 PM Open House	Long Beach, MS.
	6:30 PM Public Meeting	
Tues., Jan. 14, 2014	5:30 PM Open House	Belle Chasse, LA.
	6:00 PM Public Meeting	
Wed., Jan. 15, 2014	5:30 PM Open House	Thibodaux, LA.
	6:00 PM Public Meeting	
Thurs., Jan. 16, 2014	5:30 PM Open House	Lake Charles, LA.
	6:00 PM Public Meeting	
Tues., Jan. 21, 2014	6:00 PM Open House	Port Arthur, TX.
	6:30 PM Public Meeting	
Wed., Jan. 22, 2014	6:00 PM Open House	Galveston, TX.
	6:30 PM Public Meeting	

Date	Time	Location
Thurs., Jan. 23, 2014	6:00 PM Open House	Corpus Christi, TX.
	6:30 PM Public Meeting	
Tues., Jan. 28, 2014	6:00 PM Open House	Pensacola, FL.
	6:30 PM Public Meeting	
Wed., Jan. 29, 2014	6:00 PM Open House	Panama City, FL.
	6:30 PM Public Meeting	

ADDRESSES:

Obtaining Documents: You may download the Draft Phase III ERP/PEIS at <http://www.gulfspillrestoration.noaa.gov> or <http://www.doi.gov/deepwaterhorizon>.

Alternatively, you may request a CD of the Draft Phase III ERP/PEIS (see **FOR FURTHER INFORMATION CONTACT**). You may also view the document at any of the public facilities listed at <http://www.gulfspillrestoration.noaa.gov>.

Submitting Comments: You may submit comments on the Draft Phase III ERP/PEIS by one of following methods:

- *Via the Web:* <http://www.gulfspillrestoration.noaa.gov>.
- *U.S. Mail:* U.S. Fish and Wildlife Service, P.O. Box 49567, Atlanta, GA 30345.

FOR FURTHER INFORMATION CONTACT:

Nanciann Regalado at nanciann_regalado@fws.gov
fw4coastalDERPcomments@fws.gov.

SUPPLEMENTARY INFORMATION:**Introduction**

On or about April 20, 2010, the mobile offshore drilling unit *Deepwater Horizon*, which was being used to drill a well for BP Exploration and Production, Inc. (BP), in the Macondo prospect (Mississippi Canyon 252—MC252), experienced a significant explosion, fire and subsequent sinking in the Gulf of Mexico, resulting in an unprecedented volume of oil and other discharges from the rig and from the wellhead on the seabed. The *Deepwater Horizon* oil spill is the largest oil spill in U.S. history, discharging millions of barrels of oil over a period of eighty-seven days. In addition, well over one million gallons of dispersants were applied to the waters of the spill area in an attempt to disperse the spilled oil. An undetermined amount of natural gas was also released into the environment as a result of the spill.

The State and Federal natural resource trustees (Trustees) are conducting the natural resource damage assessment for the *Deepwater Horizon* oil spill under the Oil Pollution Act 1990 (OPA; 33 U.S.C. 2701 *et seq.*). Pursuant to OPA, Federal and State agencies act as trustees on behalf of the

public to assess natural resource injuries and losses, and to determine the actions required to compensate the public for those injuries and losses. OPA further instructs the designated trustees to develop and implement a plan for the restoration, rehabilitation, replacement, or acquisition of the equivalent of the injured natural resources under their trusteeship, including the loss of use and services from those resources from the time of injury until the time restoration to baseline (the resource quality and conditions that would exist if the spill had not occurred) is complete. Pursuant to the process articulated in the Framework Agreement for Early Restoration Addressing Injuries Resulting from the *Deepwater Horizon* Oil Spill (Framework Agreement), the Trustees have previously selected, and BP has agreed to fund, a total of 10 early restoration projects, expected to cost a total of approximately \$71 million, through the Phase I Early Restoration Plan/Environmental Assessment (Phase I ERP) and Phase II Early Restoration Plan/Environmental Review (Phase II ERP). These plans are available at: <http://www.gulfspillrestoration.noaa.gov/restoration/early-restoration/>

The Trustees are:

- U.S. Department of the Interior (DOI), as represented by the National Park Service, U.S. Fish and Wildlife Service, and Bureau of Land Management;
- National Oceanic and Atmospheric Administration (NOAA), on behalf of the U.S. Department of Commerce;
- U.S. Department of Agriculture (USDA);
- U.S. Department of Defense (DOD);¹
- U.S. Environmental Protection Agency (USEPA);
- State of Louisiana Coastal Protection and Restoration Authority, Oil Spill Coordinator's Office, Department of Environmental Quality, Department of Wildlife and Fisheries, and Department of Natural Resources;

¹ Although a trustee under OPA by virtue of the proximity of its facilities to the *Deepwater Horizon* oil spill, DOD is not a member of the Trustee Council and does not currently participate in Trustee decision-making.

- State of Mississippi Department of Environmental Quality;
- State of Alabama Department of Conservation and Natural Resources and Geological Survey of Alabama;
- State of Florida Department of Environmental Protection and Fish and Wildlife Conservation Commission; and
- For the State of Texas: Texas Parks and Wildlife Department, Texas General Land Office, and Texas Commission on Environmental Quality.

Background

On April 20, 2011, BP agreed to provide up to \$1 billion toward early restoration projects in the Gulf of Mexico to address injuries to natural resources caused by the *Deepwater Horizon* oil spill. The Framework Agreement represents a preliminary step toward the restoration of injured natural resources. This agreement is intended to expedite the start of restoration in the Gulf in advance of the completion of the injury assessment process. The Framework Agreement provides a mechanism through which the Trustees and BP can work together “to commence implementation of early restoration projects that will provide meaningful benefits to accelerate restoration in the Gulf as quickly as practicable” prior to the resolution of the Trustees’ natural resource damages claim. Early restoration is not intended to, and does not fully address all injuries caused by the *Deepwater Horizon* oil spill. Restoration beyond early restoration projects will be required to fully compensate the public for natural resource losses including recreational use losses from the *Deepwater Horizon* oil spill.

The Trustees actively solicited public input on restoration project ideas through a variety of mechanisms including public meetings, electronic communication, and creation of a Trustee-wide public Web site and database to share information and receive public project submissions. Their key objective in pursuing early restoration is to secure tangible recovery of natural resources and natural resource services for the public’s benefit while the longer-term process of fully assessing injury and damages is underway. The Trustees released, after

public review of a draft, a Phase I Early Restoration Plan/Environmental Assessment (Phase I ERP/EA) in April 2012. Subsequently, the Trustees released, after public review of a draft, a Phase II Early Restoration Plan/Environmental Review (Phase II ERP/ER) in December 2012.

In addition to the 10 projects contained in the Phase I and Phase II Early Restoration Plans, the Trustees are proposing 44 additional early restoration projects in Phase III to address injuries from the *Deepwater Horizon* oil spill. The Trustees are proposing these projects at this time while continuing to work with BP to develop additional restoration projects in accordance with the Framework Agreement. The Draft Phase III ERP/PEIS is not intended to, and does not fully address all injuries caused by the spill or provide the extent of restoration needed to make the public and the environment whole.

Overview of the Draft Phase III ERP/PEIS

The Draft Phase III ERP/PEIS is being released in accordance with the Oil Pollution Act (OPA), the Natural Resources Damage Assessment (NRDA) regulations found in the Code of Federal Regulations (CFR) at 15 CFR 990, the National Environmental Policy Act (42 U.S.C. 4321 *et seq.*), and the Framework for Early Restoration Addressing Injuries Resulting from the *Deepwater Horizon* Oil Spill.

On June 4, 2013, the Trustees announced their intent to prepare an Early Restoration Plan, as well as a Programmatic Environmental Impact Statement (PEIS) under OPA and the National Environmental Policy Act (NEPA) to evaluate the environmental consequences of early restoration project types, as well as the early restoration projects the Trustees have proposed in the Draft Phase III ERP/PEIS. In accordance with NEPA, the Trustees conducted scoping to identify the concerns of the affected public and Federal agencies, States, and Indian tribes; involve the public in the decision making process; facilitate efficient early restoration planning and environmental review; define the issues and alternatives that will be examined in detail; and save time by ensuring that draft documents adequately address relevant issues. A scoping process reduces paperwork and delay by ensuring that important issues are considered early in the decision making process. To gather public input, the Trustees hosted six public meetings. The Trustees also accepted written

comment electronically and via U.S. mail during the scoping period.

The Draft Phase III ERP/PEIS proposes early restoration programmatic alternatives and evaluates the potential environmental effects and cumulative effects of those alternatives. The Draft Phase III ERP/PEIS groups 12 project types into two categories: (1) Contribute to Restoring Habitats and Living Coastal and Marine Resources, and (2) Contribute to Providing and Enhancing Recreational Opportunities. These categories provide the basis for defining the list of four proposed alternatives included in the document:

- Alternative 1: No Action (No Additional Early Restoration);
- Alternative 2: Contribute to Restoring Habitats and Living Coastal and Marine Resources;
- Alternative 3: Contribute to Providing and Enhancing Recreational Opportunities; and
- Alternative 4 (Preferred Alternative): Contribute to Restoring Habitats, Living Coastal and Marine Resources, and Recreational Opportunities

The Trustees are considering 44 projects in the Draft Phase III ERP/PEIS. The total estimated cost for proposed Phase III projects is approximately \$625 million. Details regarding expenditures on projects are provided in the Draft Phase III ERP/PEIS.

The proposed restoration projects are intended to continue the process of using early restoration funding to restore natural resources, ecological services, and recreational use services injured or lost as a result of the *Deepwater Horizon* oil spill. The Trustees considered hundreds of projects leading to the identification of a potential 28 future early restoration projects announced in the May 6, 2013 **Federal Register** notice (78 FR 26319), and the document now proposes these 28 projects plus additional early restoration projects agreed upon by the Trustees and BP subsequent to the announcement. They considered both ecological and recreational use restoration projects to restore injuries caused by the *Deepwater Horizon* oil spill, addressing both the physical and biological environment, as well as the relationship people have with the environment.

Early restoration actions are not intended to provide the full extent of restoration needed to make the public and the environment whole. The Trustees anticipate that additional early restoration projects will be proposed in the future as the early restoration process continues.

Next Steps

As described above, public meetings are scheduled to facilitate the public review and comment process. After the public comment period ends, the Trustees will consider and address the comments received before issuing a Final Programmatic and Phase III Early Restoration Plan and Final Early Restoration Programmatic Environmental Impact Statement (Final Phase III ERP/PEIS). After issuing a Final Phase III ERP/PEIS, the Trustees will file negotiated stipulations for approved projects with the court. Approved projects will then proceed to implementation, pending compliance with all applicable State and Federal laws.

Invitation to Comment

The Trustees seek public review and comment on the Draft Phase III ERP/PEIS. Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment including your personal identifying information, may be publicly available at any time.

Administrative Record

The documents comprising the Administrative Record can be viewed electronically at the following location: <http://www.doi.gov/deepwaterhorizon>.

Authority

The authority of this action is the Oil Pollution Act of 1990 (33 U.S.C. 2701 *et seq.*) and the implementing Natural Resource Damage Assessment regulations found at 15 CFR 990.

Cynthia K. Dohner,
DOI Authorized Official.

[FR Doc. 2013-28792 Filed 12-5-13; 8:45 am]

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DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

[FWS-R8-R-2013-N160; FXRS1265080000-145-FF08R00000]

Guadalupe-Nipomo Dunes National Wildlife Refuge, San Luis Obispo County, CA: Intent To Prepare a Comprehensive Conservation Plan and Environmental Assessment

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice of intent; request for comments.

SUMMARY: We, the U.S. Fish and Wildlife Service (Service), intend to