

Appendix A – Correspondence

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From: [Ezzell, Patricia Bernard](#)
To: [Yarnell, W Richard](#); [Harle, Michaelyn S](#); [Stringfield, I Kathleen](#);
Subject: FW: TVA, PROPOSED JACKSON-FLORENCE TRANSMISSION LINE, HINDS AND RANKIN COUNTIES, MISSISSIPPI
Date: Monday, November 02, 2009 1:00:23 PM

For the files.

pat

From: Caren Johnson [mailto:cjohnson@choctawnation.com]
Sent: Monday, November 02, 2009 12:10 PM
To: Ezzell, Patricia Bernard
Subject: RE: TVA, PROPOSED JACKSON-FLORENCE TRANSMISSION LINE, HINDS AND RANKIN COUNTIES, MISSISSIPPI

November 2, 2009

Ms. Patricia Bernard Ezzell:

The Choctaw Nation of Oklahoma has reviewed **TVA, PROPOSED JACKSON-FLORENCE TRANSMISSION LINE, HINDS AND RANKIN COUNTIES, MISSISSIPPI**, and based on the information provided to the best of our knowledge it will have no adverse effect on any historic properties in the project's area of potential effect. However, should construction expose buried archaeological or building materials such as chipped stone, tools, pottery, bone, historic crockery, glass or metal items, or should it uncover evidence of buried historic building materials such as rock foundations, brick, or hand poured concrete, this office should be contacted immediately @ 1-800-522-6170 ext. 2137.

Sincerely,

***Caren A. Johnson,
Administrative Assistant
Choctaw Nation of Oklahoma
P. O. Box 1210, 16th & Locust
Durant, OK 74702-1210
1-580-924-8280 Ext. 2133
Fax 1-580-920-3181***

From: Ezzell, Patricia Bernard [mailto:pbezzell@tva.gov]
Sent: Tuesday, October 06, 2009 12:55 PM

Entergy Florence-South Jackson, Mississippi
115-kV Transmission Line Upgrade

To: Giny Nail; Kirk Perry; Julie Ray; Terry Cole; jbcconstruct@aol.com; Carleton, Ken; Natalie Deere; aberryhill@muscogeenation-nsn.gov; Bryant J. Celestine; Augustine Asbury; kialegeetribal@yahoo.com; charles coleman; kkaniatobe@astribe.com; Robin Dushane; Kim Jumper
Cc: Caren Johnson; Ian Thompson; Joyce Bear
Subject: TVA, PROPOSED JACKSON-FLORENCE TRANSMISSION LINE, HINDS AND RANKIN COUNTIES, MISSISSIPPI

Good Afternoon,

I hope this e-mail finds you well. Attached is a letter regarding a proposed transmission line (TL). Entergy Transmission/Entergy Mississippi, Inc. (EMI) plans to rebuild and upgrade the existing South Jackson Substation to Florence Substation 115kV tl. The proposed work would be conducted under an agreement between TVA and EMI. Instructions for accessing the report referenced in the letter are found on the last page of the attachment.

As always, should you have any questions, please do not hesitate to contact me.

Sincerely,

Pat

Pat Bernard Ezzell
Native American Liaison and Historian
Tennessee Valley Authority
(865) 632-6461

This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential and exempt from disclosure. If you have received this message in error, you are hereby notified that we do not consent to any reading, dissemination, distribution or copying of this message. If you have received this communication in error, please notify the sender immediately and destroy the transmitted information. Please note that any view or opinions presented in this email are solely those of the author and do not necessarily represent those of the Choctaw Nation.



DEPARTMENT OF THE ARMY

VICKSBURG DISTRICT, CORPS OF ENGINEERS
4155 CLAY STREET
VICKSBURG, MISSISSIPPI 39183-3435

REPLY TO
ATTENTION OF:

October 13, 2009

Operations Division

SUBJECT: Permit Requirements for the South Jackson to Florence
Aerial Transmission Line Upgrade, Located in Hinds and Rankin
County's, Mississippi

Mr. Charles Newell
Entergy Mississippi, Incorporated
1000 Springridge Road
Clinton, Mississippi 39056-5241

Dear Mr. Newell:

Based upon the information furnished on September 23, 2009, (enclosure 1), it appears that Department of the Army permit requirements for the proposed work will be authorized by Nationwide Permit No. 3, as specified in the March 12, 2007, Federal Register, Issuance of Nationwide Permits; Notice (72 FR 11092-11198), provided the activity complies with the Nationwide Permit Special Conditions (enclosure 2), the Nationwide Permit General Conditions (enclosure 3), and the Regional Conditions (enclosure 4). It is your responsibility to read and become familiar with the enclosed conditions in order for you to ensure that the activity authorized herein complies with the Nationwide Permits.

This verification is valid for a period of two years, or until the Nationwide Permit is modified, suspended, or revoked. Activities which are under construction or that are under contract to commence in reliance upon a Nationwide Permit will remain authorized, provided the activity is completed within 12 months of the date of any subsequent modification, expiration, or revocation of the Nationwide Permit.

Upon completion of the activity authorized by this Nationwide Permit, please fill out the enclosed certification of compliance (enclosure 5) and return it to our office.

This authorization was based upon a preliminary determination that there may be jurisdictional areas on the property subject to regulation pursuant to Section 10 of the Rivers and Harbors Act of 1899 and/or Section 404 of the Clean Water Act. An appeals form has been enclosed for your review (enclosure 6).

-2-

The Vicksburg District Regulatory Branch is committed to providing quality and timely service to our customers. In an effort to improve customer service, please take a moment to complete the Customer Service Survey found on our web site at <http://per2.nwp.usace.army.mil/survey.html>. If it is more convenient for you, please complete and return the enclosed postage-paid post card (enclosure 7).

Thank you for advising us of your plans. If you change ~~your plans for the unpermitted work~~ if the unpermitted work does not comply with the conditions of the Nationwide Permit, please contact Mr. Mike Miller, telephone (601) 631-5499, fax (601) 631-5459, or e-mail address: regulatory@usace.army.mil. In any future correspondence concerning this project, please refer to identification no. MVK-2009-1315.

I am forwarding a copy of this letter to Mr. Michael Goff, Executive Vice President, Wildlife Technical Services, Incorporated, Post Office Box 820188, Vicksburg, Mississippi 39182-0188; and Mr. Gary Miller, Hinds-Rankin Flood Control District, Post Office Box 320069, Flowood, Mississippi 39232-0069.

Sincerely,



David Lofton
Chief, Permit Section
Regulatory Branch

Enclosures



Tennessee Valley Authority, 400 West Summit Hill Drive, Knoxville, Tennessee 37902-1499

September 30, 2009

Mr. Jim Woodrick
Mississippi Department of Archives and History
Historic Preservation Division
Post Office Box 571
Jackson, Mississippi 39205

Dear Mr. Woodrick:

THE JACKSON-FLORENCE TRANSMISSION LINE, HINDS AND RANKIN COUNTIES,
MISSISSIPPI

Entergy Transmission/Entergy Mississippi, Inc. (EMI) plans to rebuild and upgrade the existing South Jackson Substation to Florence Substation 115kV transmission line (TL). The proposed work would be conducted under an agreement between the Tennessee Valley Authority (TVA) and EMI, in which EMI would upgrade the existing South Jackson to Florence, 115-kV TL to provide TVA an annual transmission service network in January 2010 through January 2013.

EMI contracted Jay K. Johnson, Archaeologist, Ph.D. to conduct a cultural resources survey of the proposed project. The survey was conducted on September 5 through September 6, 2009. The area of potential effect (APE) consisted of approximately 44.77 acres (12.079 km by 15) of existing TL right-of-way (ROW). No previously recorded or unrecorded sites were identified within the APE. TVA Cultural Resources staff has reviewed the report and agrees with the findings and recommendations of the report titled *Cultural Resources Survey of the Jackson-Florence Transmission Line, Hinds and Rankin Counties, Mississippi*.

In a letter dated September 21, 2009, the Mississippi Department of Archives and History provided notification to Mr. Walt Dinkelacker of Wildlife Technical Services, a consultant to EMI, "that no known cultural resources listed in or eligible for listing in the National Register of Historic Places are likely to be affected." Therefore, by this letter, TVA is seeking your agreement that TVA has fulfilled its obligations under Section 106 of the *National Historic Preservation Act* pursuant to its implementing regulations at 36CFR Part 800 for this undertaking.

Should you have any questions or comments, please contact Richard Yarnell at 865/632-3463 or wryarnell@tva.gov.

Sincerely,

A. Eric Howard
Federal Preservation Officer
WT 11D-K

MH:JKS
Enclosure
cc: EDMS, WT 11D-K

MISSISSIPPI DEPARTMENT *of* ARCHIVES AND HISTORY



HISTORIC PRESERVATION
Ken P'Pool, director • Jim Woodrick, acting director
PO Box 571, Jackson, MS 39205-0571
601-576-6940 • Fax 601-576-6955
mdah.state.ms.us

September 21, 2009

Walt Dinkelacker
Wildlife Technical Services, Inc.
P.O. Box 3658
Tupelo, Mississippi 38803-3658

RE: Cultural Resources Survey of the Jackson – Florence Transmission Line, MDAH
Project Log #09-069-09, Hinds and Rankin Counties

Dear Walt:

We have reviewed the cultural resources survey report by Dr. Jay K. Johnson, Archaeologist, received on September 10, 2009, for the above referenced undertaking, pursuant to our responsibilities under Section 106 of the National Historic Preservation Act and 36 CFR Part 800. After review, we concur that no known cultural resources listed in or eligible for listing in the National Register of Historic Places are likely to be affected. Therefore, we have no concerns with the proposed undertaking.

There remains the possibility that unrecorded cultural resources may be encountered during the project. Should this occur, we would appreciate your contacting this office immediately in order that we may offer appropriate comments under 36 CFR 800.13.

Please provide a copy of this letter to Dr. Johnson. If you need further information, please let us know.

Sincerely,


Jim Woodrick
Review and Compliance Officer

FOR: H.T. Holmes
State Historic Preservation Officer

c: Clearinghouse for Federal Programs



**MISSISSIPPI
DEPARTMENT OF WILDLIFE, FISHERIES, AND PARKS**

Sam Polles, Ph.D.
Executive Director

September 15, 2009

Mike Goff
Wildlife Technical Services, Inc.
P.O. Box 820188
Vicksburg, MS 39182

Re: Entergy Services, Inc.
South Jackson to Florence Transmission Line
Hinds and Rankin County, Mississippi

R# 7461

To Mike Goff,

In response to your request for information dated August 13, 2009, we have searched our database for occurrences of state or federally listed species and species of special concern that occur within 2 miles of the site of the proposed project. Please find our concerns and recommendations below.

The following species of concern have been documented within 2 miles of the proposed project area:

SCIENTIFIC NAME	COMMON NAME	FED	STATE	STATE RANK
<i>Anodontooides radiatus</i>	Rayed Creekshell			S2
<i>Arcidens confragosus</i>	Rock Pocketbook			S2
<i>Fundulus dispar</i>	Northern Starhead Topminnow			S3

State Rank

S1 — Critically imperiled in Mississippi because of extreme rarity (5 or fewer occurrences or very few remaining individuals or acres) or because of some factor(s) making it vulnerable to extirpation.

S2 — Imperiled in Mississippi because of rarity (6 to 20 occurrences or few remaining individuals or acres) or because of some factor(s) making it vulnerable to extirpation.

S3 — Rare or uncommon in Mississippi (on the order of 21 to 100 occurrences).

State and Federal Status

LE Endangered — A species which is in danger of extinction throughout all or a significant portion of its range.

LT Threatened — A species likely to become endangered in foreseeable future throughout all or a significant portion of its range.

We have also searched our database for Natural Areas, and have found no records in our Natural Areas Registry for the proposed project area.

Based on information provided, we conclude that if best management practices are properly implemented, monitored, and maintained (particularly measures to prevent, or at least, minimize negative impacts to water quality), the proposed project likely poses no threat to listed species or their habitats.

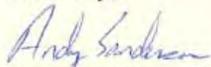
Recommendations:

We recommend that best management practices be properly implemented, monitored, and maintained for compliance, specifically measures that will prevent suspended silt and contaminants from leaving the site in stormwater run-off as this may negatively affect water quality and habitat conditions within nearby streams and waterbodies.

In addition, portions of this project site are underlain by hydric soils and may be designated wetlands. If this project is approved, we ask that serious consideration be given to the cumulative impacts of wetland disturbance and elimination, and that appropriate in-kind mitigation be provided where needed.

Please feel free to contact us if we can provide any additional information, resources, or assistance that will help minimize negative impacts to the species and/or ecological communities identified in this review. We are happy to work with you to ensure that our state's precious natural heritage is conserved and preserved for future Mississippians.

Sincerely,



Andy Sanderson, Ecologist
Mississippi Natural Heritage Program
(601) 354-6367, ext. 117

The Mississippi Natural Heritage Program (MNHP) has compiled a database that is the most complete source of information about Mississippi's rare, threatened, and endangered plants, animals, and ecological communities. The quantity and quality of data collected by MNHP are dependent on the research and observations of many individuals and organizations. In many cases, this information is not the result of comprehensive or site-specific field surveys; most natural areas in Mississippi have not been thoroughly surveyed and new occurrences of plant and animal species are often discovered. Heritage reports summarize the existing information known to the MNHP at the time of the request and cannot always be considered a definitive statement on the presence, absence or condition of biological elements on a particular site.



United States Department of the Interior

FISH AND WILDLIFE SERVICE
Mississippi Field Office
6578 Dogwood View Parkway, Suite A
Jackson, Mississippi 39213

September 3, 2009

Mr. Clay Cromwell
Wildlife Technical Services
Post Office Box 820188
Vicksburg, Mississippi 39182

Dear Mr. Cromwell:

The Fish and Wildlife Service (Service) has reviewed the information in your endangered species survey report dated August 28, 2009, regarding rehabilitation of an existing above ground transmission line in Hinds and Rankin Counties, Mississippi. Entergy proposes to replace existing support poles within an established right-of-way in the vicinity of the Pearl River. Our comments are submitted in accordance with the Endangered Species Act (87 Stat. 884, as amended; 16 U.S. Code 1531 et seq.).

In previous correspondence the Service has related that the federally listed threatened ringed map turtle (*Graptemys oculifera*) and the threatened Gulf sturgeon (*Acipenser oxyrinchus desotoi*) are found in the Pearl River watershed. The decline of these species is primarily due to habitat modification and water quality degradation.

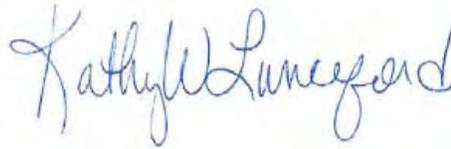
Also, the bald eagle (*Haliaeetus leucocephalus*) that is protected under the Migratory Bird Treaty Act and the Bald and Golden Eagle Protection Act is known to nest adjacent to the Pearl River. Bald eagles are vulnerable to disturbance during courtship, nest building, egg laying, incubation, and brooding.

Your correspondence states that the main channel of the Pearl River will not be affected. Also, a recently completed field survey found no onsite evidence of the bald eagle. Therefore, we conclude that the proposed project activities would have no effect on the ringed map turtle, Gulf sturgeon, or the bald eagle.

Entergy Florence-South Jackson, Mississippi
115-kV Transmission Line Upgrade

If you have any questions, please feel free to contact this office, telephone: (601) 321-1132.

Sincerely,

A handwritten signature in blue ink that reads "Kathy W. Lunceford". The signature is written in a cursive style with a large initial 'K'.

Kathy W. Lunceford
Fish and Wildlife Biologist

United States Department of Agriculture



 Natural Resources
Conservation Service

300 Community Way, Brandon, MS 39042

Subject:	NEPA Environmental Assessment Entergy Services, Inc. South Jackson To Florence Transmission Line; Rankin County, Mississippi	Date:	August 26, 2009
To:	Wildlife Technical Services, Inc. Attn: Angie Standish P.O. Box 820188 Vicksburg, Mississippi 39182-0188	File Code:	NEPA Environmental Assessment Prime Farmland Designation

Dear Ms. Standish:

Please find attached the "Prime and other Important Farmland" report for the area of interest described in your request.

There are no USDA- Natural Resources Conservation Service administered program contract acres associated with the site.

I am referring you to Farm Service Agency County Executive Director, Ms. Casandra McCulough, for assistance and to identify any other program acres associated with the site. (601.824-4601 Ext. 2)

If I can be of further assistance to you please call me at 601.824-4601 extension 3.

Sincerely,

Murray Fulton
District Conservationist
NRCS, Brandon Field Office

The Natural Resources Conservation Service works in partnership with the American people to conserve and sustain natural resources on private lands.

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