

Document Availability

Individuals wishing copies of the habitat conservation plan and associated documents for review should immediately contact the above office. Documents also will be available for public inspection, by appointment, during normal business hours at the above address.

Background

Section 9 of the Act and Federal regulation prohibit the "take" of a species listed as endangered or threatened, respectively (take is defined under the Act, in part, as to kill, harm, or harass a federally listed species). However, we may issue permits to authorize "incidental take" (defined by the Act as take that is incidental to, and not the purpose of, the carrying out of an otherwise lawful activity) of listed species under limited circumstances. Regulations governing permits for threatened species are promulgated in 50 CFR 17.32; regulations governing permits for endangered species are promulgated in 50 CFR 17.22.

The Maytag Trail would be located on Douglas County open space property. The Maytag Trail is a component of a regional trail system. The proposed trail and associated facilities will consist of:

A main trail 8 feet wide and about 5,820 feet long;

Two trail loops 4 feet wide and about 3,030 feet long;

A trail overlook encompassing about 0.25 acres; and

A trailhead consisting of about 1.4 acres.

The trail surface will be soft (crusher fines or crushed recycled concrete) or native surface as appropriate for the trail segment considering use and drainage.

Only one federally listed species, the threatened Preble's meadow jumping mouse occurs on site and has the potential to be adversely affected by the proposed trail project. To minimize and mitigate impacts that may result from incidental take of the mouse, the Country has agreed to: (1) coordinate with the Colorado Division of Wildlife to design and align the trail to minimize potential impacts to the mouse; (2) plant 20 gambel oaks (south gulch crossing) and 25 coyote willows (north gulch crossing) where the trail crosses mouse habitat to provide additional cover in the vicinity of the trail; (3) provide only in-kind services to the Colorado Division of Wildlife to assist them in determining the effects of the trail on the mouse; (4) manage the riparian areas of the property for mouse conservation; and (5) limit trail use and construction to daylight hours when the mouse is inactive.

We have made a preliminary determination that the County's Plan qualifies as a "low-effect" habitat conservation plan as defined by our Habitat Conservation Planning Handbook (November 1996). Low-effect habitat conservation plans are those involving: (1) minor or negligible effects on federally listed and candidate species and their habitats; and (2) minor or negligible effects on other environmental values or resources. The Maytag Trail Plan qualifies as a low-effect habitat conservation plan for the following reasons:

1. Approval of the Plan would result in minor or negligible effects on the mouse and its habitat. The County's management of the property as open space will likely have beneficial effects to the mouse. We do not anticipate significant direct or cumulative effects to the mouse resulting from construction or use of the trail.

3. Approval of the Plan would not result in any cumulative or growth inducing impacts and, therefore, would not result in significant adverse effects on public health or safety.

4. The Project does not require compliance with Executive Order 11988 (Floodplain Management), Executive Order 11990 (Protection of Wetlands), or the Fish and Wildlife Coordination Act, nor does it threaten to violate a Federal, State, local, or Tribal law or requirement imposed for the protection of the environment.

5. Approval of the Plan would not establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects.

We, therefore, have preliminarily determined that approval of the Plan as a categorical exclusion under the National Environmental Policy Act, as provided by the Department of the Interior Manual (516 DM 2, Appendix 1 and 516 DM 6, Appendix 1). Based upon this preliminary determination, we do not intend to prepare further National Environmental Policy Act documentation. We will consider public comments in making a final determination on whether to prepare such additional documentation.

This notice is provided pursuant to section 10(c) of the Act. We will evaluate the permit application, the Plan, and comments submitted therein to determine whether the application meets the requirements of section 10(a) of the Act. If it is determined that those requirements are met, a permit will be issued for the incidental take of the Preble's meadow jumping mouse in conjunction with the construction and use of the Maytag Trail. The final permit

decision will be made no sooner than 30 days from the date of this notice.

Dated: May 26, 1999.

Terry T. Terrell,

Deputy Regional Director, Region 6.

[FR Doc. 99-14004 Filed 6-2-99; 8:45 am]

BILLING CODE 4310-55-M

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

Indian Gaming

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice of amendment to approved Tribal-State Compact.

SUMMARY: Pursuant to 25 U.S.C. 2710, of the Indian Gaming Regulatory Act of 1988 (Pub. L. 100-497), the Secretary of the Interior shall publish, in the **Federal Register**, notice of approved Tribal-State Compacts for the purpose of engaging in Class III (casino) gambling on Indian reservations. The Assistant Secretary—Indian Affairs, Department of the Interior, through his delegated authority, has approved the First Amendment to the Tribal/State Compact for Class III Gaming between the Kalispel Tribe of Indians and the State of Washington, which was executed on March 4, 1999.

DATES: This action is effective on June 3, 1999.

FOR FURTHER INFORMATION CONTACT: George T. Skibine, Director Indian Gaming Management Staff, Bureau of Indian Affairs, Washington, DC 20240, (202) 219-4066.

Dated: May 20, 1999.

Kevin Gover,

Assistant Secretary—Indian Affairs.

[FR Doc. 99-13999 Filed 6-2-99; 8:45 am]

BILLING CODE 4310-02-P

DEPARTMENT OF THE INTERIOR

Bureau of Reclamation

Privacy Act of 1974, as Amended; System of Records

AGENCY: Bureau of Reclamation, Interior.

ACTION: Notice of minor changes to a system of records.

SUMMARY: Pursuant to the provisions of the Privacy Act of 1974, as amended (5 U.S.C. 552a), notice is hereby given that the Department of the Interior is updating a system of records managed by the Bureau of Reclamation (Reclamation). The changes are to the