

**IOWA****Polk County**

Evans, Edward B. and Nettie E., House, 1410  
19th St., Des Moines, 02000294

**LOUISIANA****Pointe Coupee Parish**

Valverda Plantation House, 2217 LA 977,  
Maringouin, 02000297

**Tensas Parish**

Waterproof High School, Main St., bet.  
Church Ln. and Mississippi St.,  
Waterproof, 02000296

**MICHIGAN****Cass County**

First Methodist Episcopal Church of  
Pokagon, 60041 Vermont St., Pokagon  
Township, 02000295

**NEVADA****Lander County**

Toquima Cave, Humboldt—Toiyabe National  
Forest, Austin, 02000298

**NEW YORK****Chenango County**

Upperville Meeting House, NY 80,  
Upperville, 02000307

**Delaware County**

Van Benschoten House and Guest House,  
Margaretville Mountain Rd., Margaretville,  
02000302

**Dutchess County**

Beth David Synagogue, E. Main St., Amenia,  
02000308 Indian Rock Schoolhouse,  
Mygatt Rd., Amenia, 02000306

**Genesee County**

Batavia Cemetery, Harvester Ave., Batavia,  
02000309

**Monroe County**

First Presbyterian Church of Mumford,  
George and William Sts., Mumford,  
02000299

**Montgomery County**

Enlarged Double Lock No. 33 Old Erie Canal,  
Towpath Rd., St. Johnsville, 02000315

**Queens County**

Long Island Motor Parkway, Roughly Alley  
Pond and Cunningham Parks, bet.  
Winchester Blvd. and Clearview  
Expressway, bet. 73rd Ave. and Peck Ave.,  
Queens, 02000301

**Saratoga County**

Barker General Store, 1 Military Rd., Beecher  
Hollow, 02000303

**St. Lawrence County**

First Presbyterian Church of Dailey Ridge,  
411 Elliot Rd., Potsdam, 02000300

**Tioga County**

Evergreen Cemetery, East Ave., bet. Erie St.  
and Prospect St., Owego, 02000305  
First Methodist Episcopal Church of Tioga  
Center, NY 17C, Tioga, 02000304

**VIRGINIA****Fluvanna County**

Laughton, VA 623, Kents Store, 02000318  
Western View, VA 658, Fork Union,  
02000320

**Hanover County**

Spring Green, 2160 Old Church Rd.,  
Mechanicsville, 02000316

**Northampton County**

Almshouse Farm at Machipongo, 12402  
Lankford Hwy., Machipongo, 02000317  
Brown's, James, Dry Goods Store, 16464  
Courthouse Rd., Eastville, 02000321

**Southampton County**

Aspen Lawn, 4438 Hiscksford Rd.,  
Drewryville, 02000319

**Washington County**

Pitts, Dr. William H., House, 247 E. Main St.,  
Abingdon, 02000322

**WASHINGTON****Cowlitz County**

Modrow Bridge (Bridges and Tunnels Built  
in Washington State, 1951–1960 MPS)  
Modrow Rd. over Kalama R., Kalama,  
02000310

**King County**

Foss River Bridge (Bridges and Tunnels Built  
in Washington State, 1951–1960 MPS) Jack  
Bird Rd. No. 89440 over Foss R.,  
Skykomish, 02000312

Mt. Si Bridge (Bridges and Tunnels Built in  
Washington State, 1951–1960 MPS) Mount  
Si Rd. over Middle Fork of the Snoqualmia  
R., North Bend, 02000324

Stossel Bridge (Bridges and Tunnels Built in  
Washington State, 1951–1960 MPS), NE  
Carnation Farm Rd. over Snoqualmie R.,  
Carnation, 02000325

**Klickitat County**

B–Z Corner Bridge (Bridges and Tunnels  
Built in Washington State, 1951–1960  
MPS), B–Z Corner—Glenwood Rd. over  
White Salmon River, B–Z Corner,  
02000314

**Skagit County**

Dalles Bridge (Bridges and Tunnels Built in  
Washington State, 1951–1960 MPS),  
Concrete Sauk Valley Rd. across the Skagit  
R., Concrete, 02000323  
Rainbow Bridge, Pioneer Parkway over the  
Swinomish Channel, La Conner, 02000313

**Skamania County**

Conrad Lundy Jr. Bridge (Bridges and  
Tunnels Built in Washington State, 1951–  
1960 MPS), Wind River Rd. over Wind  
River Canyon, Carson, 02000326

**Snohomish County**

Red Bridge (Bridges and Tunnels Built in  
Washington State, 1951–1960 MPS),  
Mountain Loop Hwy. over Stillaguamish  
R., Silverton, 02000311

**WISCONSIN****Fond Du Lac County**

Ebert, Rudolph and Louise, House, 199 E.  
Division St., Fond du Lac, 02000327

[FR Doc. 02–5706 Filed 3–8–02; 8:45 am]

**BILLING CODE 4310–70–P**

**DEPARTMENT OF THE INTERIOR****Bureau of Reclamation Fish and Wildlife Service****Imperial Irrigation District Water Conservation and Transfer Project, Draft Habitat Conservation Plan, California [INT–DES–01–44], Notice of Public Hearings**

**AGENCIES:** Bureau of Reclamation and Fish and Wildlife Service, Interior.

**ACTION:** Notice of public hearings.

**SUMMARY:** Pursuant to the National Environmental Policy Act of 1969, as amended (NEPA), and the Council on Environmental Quality's Regulations for Implementing the Procedural Provisions of NEPA, on January 18, 2002, the Bureau of Reclamation (Reclamation) filed a draft environmental impact report/environmental impact statement (EIR/EIS) on Imperial Irrigation District's (IID) proposed Water Conservation and Transfer Project, Draft Habitat Conservation Plan (HCP). The Fish and Wildlife Service (Service) is a cooperating agency in the preparation of this EIR/EIS (pursuant to 40 CFR 1501.6).

Under the proposed project, IID would conserve and transfer the right to use up to 300,000 acre-feet per year of Colorado River water, which IID is otherwise entitled to divert for use within IID's water service area in Imperial County, California. The conserved water would be transferred to San Diego County Water Authority, Coachella Valley Water District and/or The Metropolitan Water District. These transfers, which are to remain in effect for up to 75 years, would facilitate efforts to reduce California's diversion of Colorado River water in normal years to its annual 4.4 million acre-feet apportionment. The Secretary of the Interior is expected to approve the change in the point of delivery for the transferred water by executing an Implementation Agreement, the environmental impacts of which are disclosed in the "Implementation Agreement, Inadvertent Overrun and Payback Policy, and Related Federal Actions Draft EIS" (INT–DES–01–43) and the "Biological Assessment for Proposed Interim Surplus Criteria, Secretarial Implementation Agreements

for California Water Plan Components and Conservation Measures on the Lower Colorado River (Lake Mead to the Southerly International Boundary)" dated August 30, 2000. In addition, IID is applying for a permit with the Service pursuant to section 10(a)(1)(B) of the Endangered Species Act (ESA). This Section 10 permit would authorize the incidental take of covered species associated with the proposed water conservation and transfer project, as well as IID's ongoing operation and maintenance activities. As a condition of applying for a Section 10 permit, IID has developed a HCP in consultation with the Service and the California Department of Fish and Game, which is appended to the draft EIR/EIS. The HCP provides measures to minimize and mitigate the effects of the proposed taking of listed and sensitive species and the habitats upon which they depend. Issuance of a permit pursuant to Section 10(a)(1)(B) is a Federal action requiring evaluation under NEPA, and implementation of the HCP is addressed in the draft EIR/EIS. Additional information regarding the HCP is provided in **SUPPLEMENTARY INFORMATION**, below. The analysis in the draft EIR/EIS is intended to inform the public of the proposed action and alternatives; address public comments received during the scoping period; disclose the direct, indirect, and cumulative environmental effects of the proposed action and each of the alternatives; and indicate any irreversible commitment of resources that would result from implementation of the proposed action.

Public hearings have been scheduled to receive written or verbal comments on the draft EIR/EIS from interested organizations and individuals on the environmental impacts of the proposed project and implementation of the HCP.

**DATES:** Public hearings are scheduled to be held to receive written or oral comments about the draft EIR/EIS from interested organizations and individuals, on the adequacy with which the draft EIR/EIS identifies and describes the potential impacts associated with approving and implementing the proposed Federal actions. The hearings will be held on:

- April 2, 2002, 5 p.m., in La Quinta\*, California.
- April 3, 2002, 5 p.m., in El Centro\*, California.
- April 4, 2002, 5 p.m., in San Diego, California.

(\* ) A Spanish interpreter will be present.

Written comments will continue to be accepted until April 26, 2002, the end

of the public review and comment period (see **ADDRESSES**, below). (The end of the public review and comment period identified in the original notice of availability (67 FR 3732, Jan. 25, 2002) was in error.)

Oral comments made at the public hearings may address the water conservation and transfer project and/or the HCP; they will be limited to 5 minutes. Time permitting, the meeting facilitator will allow any speaker to provide additional oral comments after all persons wishing to comment have been heard. A court reporter will prepare a written record of all comments made; however, commentators are encouraged to provide a written copy of their statement. If you would like to sign up in advance to provide oral comments, please contact Ms. Janice Kjesbo at (602) 216-3864, faxogram (602) 216-4006, by March 29, 2002. Hearing impaired, visually impaired, and/or mobility impaired persons planning to attend the meeting(s) may arrange for necessary accommodations by contacting Ms. Kjesbo no later than March 15, 2002.

**ADDRESSES:** The hearings will be held at the following locations:

- La Quinta\*—IID Board Room, 81-600 Ave. 58, La Quinta, California 92253.
- El Centro\*—IID Auditorium, 1284 Broadway, El Centro, California 92243.
- San Diego—San Diego County Water Authority Board Room, 4677 Overland Ave., San Diego, California 92123.

(\* ) A Spanish interpreter will be present.

Written comments regarding the adequacy of the document will continue to be accepted until April 26, 2002, to Mr. Bruce Ellis, Chief, Environmental Resources Management Division, Bureau of Reclamation, Phoenix Area Office (PXAO-1500), PO Box 81169, Phoenix, AZ 85069-1169, fax number (602) 216-4006; or Mr. Elston Grubaugh, Manager, Resource Planning and Management Department, Imperial Irrigation District, PO Box 937, Imperial, CA 92251, fax number (760) 339-9009.

**FOR FURTHER INFORMATION CONTACT:**

Questions regarding the draft EIR/EIS should be directed to Mr. Ellis at the Phoenix Area Office address provided above, or telephone (602) 216-3854. For information related to the HCP, please contact Ms. Carol Roberts at the Carlsbad Fish and Wildlife Service office, telephone (760) 431-9440.

**SUPPLEMENTARY INFORMATION:** Section 9 of the ESA and Federal regulation prohibit the "take" of fish and wildlife species listed as endangered or

threatened. Take of listed fish or wildlife is defined under the ESA to include kill, harm, or harass. Harm includes significant habitat modification or degradation that actually kills or injures listed wildlife by significantly impairing essential behavioral patterns, including breeding, feeding, and sheltering (50 CFR 17.3(c)). Under limited circumstances, the Service may issue permits to authorize incidental take; *i.e.*, take that is incidental to, and not the purpose of, otherwise lawful activity. Regulations governing incidental take permits for threatened and endangered species are found in 50 CFR 17.32 and 17.22, respectively. Pursuant to section 10(a)(1)(B) of the ESA, IID has developed an HCP. The IID HCP is intended to address the impacts of the incidental take potentially resulting from the water conservation and transfer project, and ongoing operations and maintenance activities. A total of 96 species are proposed for coverage, including 10 federally-listed and two proposed species. A series of strategies have been developed to address impacts in the drain, desert, tamarisk scrub, agricultural, and Salton Sea habitats. Specific strategies have been developed for the Burrowing Owl, desert pupfish, and razorback sucker. The strategies include the creation of freshwater marsh and native tree habitat, worker education programs, timing restrictions on some covered activities, and research efforts to identify more specifically the needs of some covered species in order to avoid, minimize, and mitigate the impacts of the incidental take. The draft EIR/EIS evaluates the impacts of implementing the HCP.

It is anticipated that IID will be submitting its Incidental Take Permit Application in the near future. Upon receipt of the application package, the Service will publish a separate notice in the **Federal Register** announcing the receipt of the application and the draft Implementing Agreement, and their availability for public review.

Comments received on the draft EIR/EIS become part of the public record associated with this action. Accordingly, Reclamation makes these comments, including names and home addresses of respondents, available for public review. Individual respondents may request that we withhold their home address from public disclosure, which we will honor to the extent allowable by law. There also may be circumstances in which we would withhold a respondent's identity from public disclosure, as allowable by law. If you wish us to withhold your name and/or address, you must state this

prominently at the beginning of your comment. However, we will not consider anonymous comments. We will make all submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, available for public disclosure in their entirety.

Dated: February 26, 2002.

**Willie Taylor,**

*Director, Office of Environmental Policy and Compliance.*

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**BILLING CODE 4310-MN-P**

**DEPARTMENT OF THE INTERIOR**

**Office of Surface Mining Reclamation and Enforcement**

**Notice of Proposed Information Collection**

**AGENCY:** Office of Surface Mining Reclamation and Enforcement.

**ACTION:** Notice and request for comments.

**SUMMARY:** In compliance with the Paperwork Reduction Act of 1995, the Office of Surface Mining Reclamation and Enforcement (OSM) is announcing that the information collection requests for the titles described below have been forwarded to the Office of Management and Budget (OMB) for review and comment. The information collection requests describe the nature of the information collections and the expected burden and cost for 30 CFR parts 750 and 877.

**DATES:** OMB has up to 60 days to approve or disapprove the information collections but may respond after 30 days. Therefore, public comments should be submitted to OMB by April 10, 2002, in order to be assured of consideration.

**FOR FURTHER INFORMATION CONTACT:** To request a copy of either information collection request, explanatory information and related form, contact John A. Trelease at (202) 208-2783, or electronically to [jtreleas@osmre.gov](mailto:jtreleas@osmre.gov).

**SUPPLEMENTARY INFORMATION:** OMB regulations at 5 CFR 1320, which implement provisions of the Paperwork Reduction Act of 1995 (Pub. L. 104-13), require that interested members of the public and affected agencies have an opportunity to comment on information collection and recordkeeping activities [see 5 CFR 1320.8(d)]. OSM has submitted two requests to OMB to renew its approval of the collections of information contained in: 30 CFR part

750, Requirements for surface coal mining and reclamation operations on Indian Lands; and 30 CFR part 877, Rights of entry. OSM is requesting a 3-year term of approval for each information collection activity.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. The OMB control numbers for these collections of information are 1029-0091 for part 750, and 1029-0055 for part 877.

As required under 5 CFR 1320.8(d), a **Federal Register** notice soliciting comments for these collections of information was published on December 21, 2001 (66 FR 246). No comments were received. This notice provides the public with an additional 30 days in which to comment on the following information collection activities:

*Title:* Requirements for surface coal mining and reclamation operations on Indian Lands—30 CFR part 750.

*OMB Control Number:* 1029-0091.

*Summary:* Operators who conduct or propose to conduct surface coal mining and reclamation operations on Indian lands must comply with the requirements of 30 CFR 750 pursuant to Section 710 of SMCRA.

*Bureau Form Number:* None.

*Frequency of Collection:* Once.

*Description of Respondents:*

Applicants for coal mining permits.

*Total Annual Responses:* 75.

*Total Annual Burden Hours:* 1,400.

*Title:* Rights of Entry—30 CFR part 877.

*OMB Control Number:* 1029-0055.

*Summary:* This regulation establishes procedures for non-consensual entry upon private lands for the purpose of abandoned mine land reclamation activities or exploratory studies when the landowner refuses consent or is not available.

*Bureau Form Number:* None.

*Frequency of Collection:* Once.

*Description of Respondents:* State abandoned mine land reclamation agencies.

*Total Annual Responses:* 20.

*Total Annual Burden Hours:* 20.

Send comments on the need for the collections of information for the performance of the functions of the agency; the accuracy of the agency's burden estimates; ways to enhance the quality, utility and clarity of the information collections; and ways to minimize the information collection burdens on respondents, such as use of automated means of collections of the information, to the following addresses. Please refer to the appropriate OMB control numbers in all correspondence.

**ADDRESSES:** Office of Information and Regulatory Affairs, Office of Management and Budget, Attention: Department of Interior Desk Officer, 725 17th Street, NW., Washington, DC 20503. Also, please send a copy of your comments to John A. Trelease, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Ave, NW., Room 210—SIB, Washington, DC 20240, or electronically to [jtreleas@osmre.gov](mailto:jtreleas@osmre.gov).

Dated: February 19, 2002.

**Richard G. Bryson,**

*Chief, Division of Regulatory Support.*

[FR Doc. 02-5669 Filed 3-8-02; 8:45 am]

**BILLING CODE 4310-05-M**

**DEPARTMENT OF JUSTICE**

**Notice of Lodging of Consent Decree Under the Comprehensive Environmental Response, Compensation, and Liability Act**

Notice is hereby given that on February 14, 2002, a proposed consent decree in *United States v. Kenneth H. Hunter, Jr., et al.*, Civil No. 97-9449 CAS (RZx), was lodged with the United States District Court for the Central District of California.

This consent decree represents a settlement of claims brought against Kenneth H. Hunter, Jr., Hunter Resources, and Casmalia Resources ("defendants") relating to the Casmalia Resources Hazardous Waste Disposal Site ("Site") located near Casmalia, California. The United States alleged in its complaint that the defendants owned and/or operated the Site and seeks the recovery of response costs incurred and to be incurred related to the Site pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. 9601 *et seq.*

The consent decree requires the defendants to pay \$6.957 million and imposes limitations on property owned by Casmalia Resources. The defendants also waive any claim that they may have to the Casmalia Closure/Post-Closure Trust Fund, which is currently valued in excess of \$13 million. The consent decree also provides protection to certain peripheral parties.

The Department of Justice will receive, for a period of sixty (60) days from the date of this publication, comments relating to the consent decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, P.O. Box 7611, U.S. Department of Justice, Washington, DC