

all the requirements for reinstatement of the lease as set out in Sections 31(d) and (e) of the Mineral Leasing Act of 1920 (30 U.S.C. 188). We are proposing to reinstate lease NNMN 105214, effective the date of termination, September 1, 2005, under the original terms and conditions of the lease and the increased rental and royalty rates cited above.

Dated: April 26, 2006.

**Bernadine T. Martinez,**  
*Land Law Examiner.*

[FR Doc. E6-6782 Filed 5-4-06; 8:45 am]

**BILLING CODE 4310-FB-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[NM-920-1310-06; TXNM 101033]

#### Notice of Proposed Reinstatement of Terminated Oil and Gas Lease TXNM 101033

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Notice of reinstatement of terminated oil and gas lease.

**SUMMARY:** Under the provisions of 30 U.S.C. 188(d) and (e), and 43 CFR 3108.2-3(a) and (b)(1), the Bureau of Land Management (BLM) received a petition for reinstatement of oil and gas lease TXNM 101033 from the lessee, Blackwell BMC, L.P., for lands in Grayson County, Texas. The petition was filed on time and was accompanied by all the rentals due since the date the lease terminated under the law.

**FOR FURTHER INFORMATION CONTACT:** Bernadine T. Martinez, BLM, New Mexico State Office, at (505) 438-7530.

**SUPPLEMENTARY INFORMATION:** No lease has been issued that affect the lands. The lessee agrees to new lease terms for rentals and royalties of \$20.00 per acre or fraction thereof, per year, and 18 2/3 percent, respectively. The lessee paid the required \$500.00 administrative fee for the reinstatement of the lease and \$166.00 cost for publishing this Notice in the **Federal Register**. The lessee met all the requirements for reinstatement of the lease as set out in Sections 31(d) and (e) of the Mineral Leasing Act of 1920 (30 U.S.C. 188). We are proposing to reinstate lease TXNM 101033, effective the date of termination, September 1, 2005, under the original terms and conditions of the lease and the increased rental and royalty rates cited above.

Dated: April 26, 2006.

**Bernadine T. Martinez,**  
*Land Law Examiner.*

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## DEPARTMENT OF THE INTERIOR

### Minerals Management Service

#### Program for Renewable Energy and Alternate Use of Existing Structures on the Outer Continental Shelf

**AGENCY:** Minerals Management Service (MMS), Interior.

**ACTION:** Notice of Intent (NOI) to prepare a programmatic environmental impact statement (EIS) and scoping meetings.

##### 1. Authority

The Notice of Intent (NOI) and notice of scoping meetings is published pursuant to the regulations (40 CFR 1501.7) implementing the provisions of the National Environmental Policy Act (NEPA) of 1969, as amended (42 U.S.C. 4321 *et seq.*).

##### 2. Purpose of Notice of Intent

Pursuant to the regulations implementing the procedural provisions of the NEPA, the Minerals Management Service (MMS) is announcing its intent to prepare a programmatic EIS for the National Offshore Alternate Energy-Related Use (AERU) Program and Rule as authorized by the Energy Policy Act of 2005. The NOI also serves to announce the scoping process for this programmatic EIS. Throughout the scoping process, Federal, State, and local government agencies, and other interested parties have the opportunity to advise MMS in determining the significant issues, alternatives, and mitigation measures to be considered for analysis in the programmatic EIS. The programmatic EIS analysis will focus on the potential environmental effects of implementing the AERU program, and associated rulemaking.

##### 3. Cooperating Agency

The MMS invites other Federal agencies and State, tribal, and local governments to consider becoming cooperating agencies in the preparation of the programmatic EIS. We invite qualified government entities to inquire about cooperating agency status for the EIS. Following the guidelines from the Council of Environmental Quality (CEQ), qualified agencies and governments are those with "jurisdiction by law or special expertise." Potential cooperating agencies should consider their authority

and capacity to assume the responsibilities of a cooperating agency and to remember that an agency's role in the environmental analysis neither enlarges nor diminishes the final decision making authority of any other agency involved in the NEPA process. Upon request, the MMS will provide potential cooperating agencies with a written summary of ground rules for cooperating agencies, including time schedules and critical action dates, milestones, responsibilities, scope and detail of cooperating agencies' contributions, and availability of pre-decisional information. The MMS anticipates this summary will form the basis for understanding between the MMS and each cooperating agency. Agencies should also consider the "Factors for Determining Cooperating Agency Status" in Attachment 1 to CEQ's January 30, 2002, Memorandum for the Heads of Federal Agencies: Cooperating Agencies in Implementing the Procedural Requirements of the National Environmental Policy Act. A copy of this document is available at: <http://ceq.eh.doe.gov/nepa/regs/cooperating/cooperatingagenciesmemorandum.html> and <http://ceq.eh.doe.gov/nepa/regs/cooperating/cooperatingagencymemofactors.html>.

The MMS, as the lead agency, will not provide financial assistance to cooperating agencies. Even if an organization is not a cooperating agency, opportunities will exist to provide information and comments to MMS during the normal public input phases of the NEPA/EIS process. If further information about cooperating agencies is needed, please contact Mr. James F. Bennett at (703) 787-1660.

##### 4. Comments

Federal, State, tribal, local government agencies, and other interested parties are requested to provide comments on the scope of the programmatic EIS, significant issues that should be addressed, and alternatives that should be considered in one of the following three ways:

1. Electronically, using the online comment form available on the project Web site: [ocsenergy.anl.gov](http://ocsenergy.anl.gov). This is the preferred method for commenting.
2. In written form, mailed or delivered to MMS Renewable Energy and Alternate Use Programmatic EIS Scoping, Argonne National Laboratory, 9700 S. Cass Avenue, Argonne, IL 60439.
3. In person, at public scoping meetings to be held in multiple locations in May and June, 2006 (see below).

Comments should be submitted no later than 60 days from the publication of this NOI.

*Public Comment Policy:* Our practice is to make comments, including names and addresses of respondents, available for public review. Individual respondents may request that we withhold their address from the record, which we will honor to the extent allowable by law. There may be circumstances in which we would withhold from the record a respondent's identity, as allowable by the 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. Except for proprietary information, 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 inspection in their entirety.

**5. Scoping Meetings**

The MMS will hold scoping meetings to obtain additional comments and information regarding the scope of the programmatic EIS. The scoping meetings are scheduled for the following cities:

- Thursday, May 18, 2006, Days Hotel and Conference Center, 2200 Centerville Road, Herndon, Virginia, 5:30 p.m.

- Tuesday, May 23, 2006, Marriott Trenton at Lafayette Yard, 1 West Lafayette Street, Trenton, New Jersey, 5:30 p.m.
- Tuesday, May 23, 2006, Hilton Austin Airport, 9515 New Airport Drive, Austin, Texas, 5:30 p.m.
- Wednesday, May 24, 2006, Melville Marriott, 1350 Old Walt Whitman Road, Melville, New York, 5:30 p.m.
- Thursday, May 25, 2006, Holiday Inn Boston-Dedham Hotel and Conference Center, 55 Ariadne Road, Dedham, Massachusetts, 5:30 p.m.
- Thursday, May 25, 2006, Courtyard Long Beach Downtown, 500 East First Street, Long Beach, California, 5:30 p.m.
- Tuesday, June 6, 2006, Atlanta Marriott Century Center, 2000 Century Boulevard NE, Atlanta, Georgia, 5:30 p.m.
- Tuesday, June 6, 2006, Holiday Inn Portland-Downtown, 1441 NE 2nd Avenue, Portland, Oregon, 5:30 p.m.
- Thursday, June 8, 2006, Embassy Suites Hotel Orlando-International Drive, 8978 International Drive, Orlando, Florida, 5:30 p.m.
- Thursday, June 8, 2006, The Presidio Officer's Club, 50 Moraga Avenue, San Francisco, California, 5:30 p.m.

Dated: May 2, 2006.

**R.M. "Johnnie" Burton,**  
*Director, Minerals Management Service.*  
 [FR Doc. E6-6924 Filed 5-4-06; 8:45 am]

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**DEPARTMENT OF THE INTERIOR**

**Bureau of Reclamation**

**Trinity River Restoration Program, Weaverville, CA**

**AGENCY:** Bureau of Reclamation, Interior.

**ACTION:** Notice and correction regarding implementation of program.

**SUMMARY:** On December 19, 2000, the Secretary of the Interior (Secretary) signed the Record of Decision (ROD) implementing the Trinity River Restoration Program (Program), which adopted the Preferred Alternative analyzed in the Trinity River Mainstem Fishery Restoration Final Environmental Impact Statement (FEIS). The Department of the Interior (Department) has identified a discrepancy in the description of the hydrologic forecast used in the annual flow regime component of the Program. The impacts analysis in the FEIS was based upon modeling the historic inflows into the Trinity River watershed above the Trinity Dam and categorizing this data into five water-year classes. These classes and their probability of occurrence were displayed in the FEIS and are repeated below:

TABLE A.—VALUES FROM FINAL EIR/EIS TABLE 1 (PAGE C-3)  
 [WY 1912-1995]

Water-year class	Trinity River allocation (T AF)	Annual runoff into Trinity Lake (TAF)	Probability of occurrence
Critically Dry .....	369	<650	0.12
Dry .....	453,000	650-1025	0.28
Normal .....	647,000	1025-1350	0.20
Wet .....	701,000	1350-2000	0.28
Extremely Wet .....	815,000	>2000	0.12
Average .....	594		

This discrepancy occurred because the FEIS narrative in Appendix C incorrectly references use of a 90% exceedence forecast in determining classes for the upcoming water year. Use of the 50% exceedence forecast more accurately reflects the occurrence of water year types identified in the chart above and more closely approximates the impact analysis in the FEIS.

The corrective action taken by the Department will ensure that any potential impacts from implementation of the Program are consistent with the FEIS. This correction does not require any new action or the modification of an

existing action, so no further National Environmental Policy Act (NEPA) analysis is necessary. Moreover, correcting this error in the FEIS Appendix C narrative will have no new impacts on the goals of the Program, or on water and power users beyond what has already been disclosed and analyzed in the FEIS, and there is no change in the ROD itself. By making this correction now, Reclamation's actions with regards to determining the water year type for the 2006 water year will be consistent with the impacts analysis approved in *Westlands Water District v. Department of the Interior* 366 F.3d 853

(9th Cir, 2004). In summation, the NEPA and Trinity River Flow Evaluation Study (TRFES) analysis are unchanged and Reclamation is simply ensuring that implementation of the Program reflects the analyses used in the FEIS and ROD.

**DATES:** The Secretary is not proposing to take any new action as a result of this **Federal Register** notice. Accordingly, the Department is not establishing a specific date by which comments must be submitted.

**ADDRESSES:** You may submit written comments to Douglas Schleusner, Executive Director, Trinity River Restoration Program, P.O. Box 1300,