

may be identified with the USDA grade mark. Dairy processors, buyers, retailers, institutional users, and consumers have requested that such a program be developed to assure the uniform quality of dairy products purchased. In order for any service program to perform satisfactorily, there must be written guides and rules, which in this case are regulations for the provider and user.

**Need and Use of the Information:** The Agricultural Marketing Service will collect information to ensure that the dairy inspection program products are produced under sanitary conditions and buyers are purchasing a quality product. The information collected through recordkeeping are routinely reviewed and evaluated during the inspection of the dairy plant facilities for USDA approval. Without laboratory testing results required by recordkeeping, the inspectors would not be able to evaluate the quality of dairy products.

**Description of Respondents:** Business or other for-profit.

**Number of Respondents:** 487.

**Frequency of Responses:** Recordkeeping.

**Total Burden Hours:** 1,388.

#### Agricultural Marketing Service

**Title:** Regulations for Inspection of Eggs.

**OMB Control Number:** 0581-0113.

**Summary of Collection:** Congress enacted the Egg Products Inspection Act (21 U.S.C. 1031-1056) (EPIA) to provide a mandatory inspection program to assure egg products are processed under sanitary conditions, are wholesome, unadulterated, and properly labeled; to control the disposition of dirty and checked shell eggs; to control unwholesome, adulterated, and inedible egg products and shell eggs that are unfit for human consumption; and to control the movement and disposition of imported shell eggs and egg products that are unwholesome and inedible. Regulations developed under 7 CFR part 57 provide the requirements and guidelines for the Department and industry needed to obtain compliance. The Agricultural Marketing Service (AMS) will collect information using several forms. Forms used to collect information provide method for measuring workload, record of compliance and non compliance and a basis to monitor the utilization of funds.

**Need and Use of the Information:** AMS will use the information to assure compliance with the Act and regulations, to take administrative and regulatory action and to develop and revise cooperative agreements with the States, which conduct surveillance inspections of shell egg handlers and

processors. If the information is not collected, AMS would not be able to control the processing, movement, and disposition of restricted shell eggs and egg products and take regulatory action in case of noncompliance.

**Description of Respondents:** Business or other for-profit; Federal Government; State, Local or Tribal Government.

**Number of Respondents:** 864.

**Frequency of Responses:** Recordkeeping; Reporting: On occasion; Quarterly.

**Total Burden Hours:** 1,530.

**Charlene Parker,**

*Departmental Information Collection Clearance Officer.*

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**BILLING CODE 3410-02-P**

## DEPARTMENT OF AGRICULTURE

### Forest Service

#### Notice of Availability of Final Environmental Impact Statement and Record of Decision for the Southern Rockies Lynx Amendment

**AGENCY:** Forest Service, USDA.

**ACTION:** Notice of Availability.

**SUMMARY:** In accordance with the National Environmental Policy Act (NEPA) and the National Forest Management Act, (NFMA), the USDA Forest Service announces the availability of the Final Environmental Impact Statement (FEIS) and Record of Decision (ROD) for the Southern Rockies Lynx Amendment and the opening of the administrative appeal period.

**DATES:** The management direction will become effective 7 days after the date of publication of the legal notice published in the Denver Post, the newspaper of record. Administrative appeals must be postmarked or received within 45 days of the date the legal notice is published in the Denver Post.

**ADDRESSES:** Copies of the FEIS and ROD are available upon request from the Rocky Mountain Regional Office, 740 Simms St., Golden, Colorado 80401 or via the internet on the following Web site <http://www.fs.fed.us/r2/lynx/index.html>.

This decision is subject to review through the administrative appeals process pursuant to 36 CFR 217.3. Any appeals must be postmarked or received by the Appeal Reviewing Officer within 45 days of the date the legal notices are published in the Denver Post, the newspaper of record. Any notice of appeal must be fully consistent with 36

CFR 217.9. Addresses for submitting appeals can be found in the Record of Decision.

**FOR FURTHER INFORMATION CONTACT:**

Martha Delporte, Regional Planner, [mdelporte@fs.fed.us](mailto:mdelporte@fs.fed.us), telephone 303-275-5381; or Nancy Warren, Regional Threatened, Endangered and Sensitive Species Program leader, [nwarren@fs.fed.us](mailto:nwarren@fs.fed.us), telephone 303-275-5064.

**SUPPLEMENTARY INFORMATION:** The purpose of this project is to amend eight Land and Resource Management Plans ("Plans") to incorporate management direction that will conserve and promote the recovery of the Canada lynx on National Forest System lands, while preserving the overall multiple-use direction in existing Plans. The Plans to be amended are: Arapaho-Roosevelt National Forests 1997 Revised Plan (Colorado); Grand Mesa, Uncompahgre and Gunnison National Forests 1983 Plan (Colorado); Pike-San Isabel National Forests 1984 Plan (Colorado); Rio Grande National Forest 1996 Revised Plan (Colorado); San Juan National Forest 1983 Plan (Colorado); White River National Forest 2002 Revised Plan (Colorado); Routt National Forest 1997 Revised Plan (Colorado); and Medicine Bow National Forests 2003 Revised Plan (Wyoming).

The State of Colorado's Department of Natural Resources is a cooperating agency on this project because of their special expertise on the status of lynx and the Colorado lynx reintroduction project.

The DEIS (Notice of Availability published Jan. 30, 2004) and Supplemental DEIS (Notice of Availability published Nov. 24, 2006) presented analysis of four alternatives. Five alternatives were analyzed in the FEIS. The responsible official determined that Alternative F-modified best meets the purpose and need, responds to primary issues and public comments, and meets the agency's responsibilities.

Under § 219.14(b) of Title 36, Code of Federal Regulations, Part 219—Planning, Subpart A—National Forest System Land Management Planning (36 CFR part 219, subpart A) otherwise known as the 2008 planning rule, this amendment has been approved using the provisions of the 1982 planning rule (See 36 CFR parts 200 to 299, Revised as of July 1, 2000). This plan amendment is appropriate, using the 1982 rule provisions, as allowed by 2008 rule, at 219.14 (b)(3), which says that during the transition, "plan amendments may continue using the provisions of the planning regulation in

effect before November 9, 2000” and further says that if the provisions of the 1982 rule are used, the responsible official may “elect to use the administrative appeal and review procedures” at 36 CFR part 217 (See 36 CFR 219.14(b)(3)(iii)). The applicable appeal regulation states that “[I]mplementation of any decision subject to appeal pursuant to this part shall not occur for 7 calendar days following publication of the legal notice of the decision as required in this part.” (36 CFR 217.10(a)). Therefore, the approved Southern Rockies Lynx Amendment is effective 7 calendar days following publication of the legal notice of this decision in the Newspaper of Record, the Denver Post.

**Antoine L. Dixon,**

*Deputy Regional Forester, Resources.*

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## DEPARTMENT OF AGRICULTURE

### Forest Service

#### White River National Forest; Colorado; Wild and Scenic Rivers Suitability Study

**ACTION:** Notice of intent to prepare an environmental impact statement.

**AGENCY:** U.S. Forest Service, USDA.

**SUMMARY:** The Forest Service is conducting a Wild and Scenic Rivers suitability study on four eligible river segments described in the WRNF Land and Resource Management Plan 2002 Revision. These segments are Colorado River Segments 1 and 2 and Deep Creek Segments 1 and 2. The results of the suitability study will be analyzed and incorporated into the Bureau of Land Management, Glenwood Springs and Kremmling Field Offices Environmental Impact Statement for their Resource Management Plan Revisions that is already underway. Separate Records of Decision will be issued for the Forest Service as well as the Bureau of Land Management.

**DATES:** Comments and resource information should be submitted to the Forest Service by December 2, 2008. Public open house meetings will be held in Glenwood Springs, Colorado, on November 20, 2008, and in Eagle, Colorado, on November 24, 2008. The meetings will be held from 4:30 p.m. to 6:30 p.m. The draft environmental impact statement is expected in September 2009.

**ADDRESSES:** Written comments may be submitted by any of the following methods:

- Fax: (970) 468-7735
- E-mail:

*wrnf\_scoping\_comments@fs.fed.us*

- Hard copy: Peech Keller, NEPA Coordinator, White River National Forest, P.O. Box 620, Silverthorne, CO 80498.

**FOR FURTHER INFORMATION CONTACT:** Peech Keller, 970-262-3495.

**SUPPLEMENTARY INFORMATION:** The Forest Service is conducting a Wild and Scenic Rivers suitability study on four eligible river segments described in the White River National Forest Land and Resource Management Plan 2002 Revision. These segments are Colorado River Segments 1 and 2 and Deep Creek Segments 1 and 2. The suitability analysis will follow the guidance in FSH 1909.12 (Land Management Handbook), Chapter 80 (Wild and Scenic River Evaluation), and guidance from the Interagency Wild and Scenic Rivers Coordinating Council. The results of the suitability study will be analyzed and incorporated into the Bureau of Land Management, Glenwood Springs and Kremmling Field Offices Resource Management Plan Revisions and associated Environmental Impact Statement that is already underway. The final environmental impact statement is expected in July 2010. The analysis will tier from the White River National Forest Land and Resource Management Plan 2002 EIS and incorporate the White River National Forest Land and Resource Management Plan. Separate Records of Decision will be issued from the Forest Service as well as the Bureau of Land Management.

#### Purpose and Need for Action

To meet the requirements of the Section 5(d)(1) of the Wild and Scenic Rivers Act of 1968 (16 U.S.C. 1271-1287; Pub. L. 90-542, 82 Stat. 906, as amended), which directs federal agencies to consider potential Wild and Scenic Rivers in their land and water planning process, the White River National Forest completed the eligibility phase of the Wild and Scenic Rivers study for four segments of the Colorado River (Glenwood Canyon) and Deep Creek during its 2002 Land and Resource Management Plan Revision. The Forest Service is now preparing a wild and scenic river study report to determine the suitability of these segments for possible inclusion in the National Wild and Scenic Rivers System. Section 5(d)(1) of the Wild and Scenic Rivers Act allows for the study of new potential wild and scenic rivers

not designated under Section 3(a) or designated for study under Section 5(a) of the Act. Section 5(d)(1) states, “In all planning for the use and development of water and related land resources, consideration shall be given by all Federal agencies involved to potential national, wild, scenic, and recreational river areas.”

#### Proposed Action

The Forest Service will conduct a suitability analysis on four eligible river segments described in the White River National Forest Land and Resource Management Plan 2002 Revision to determine which, if any, of the segments are suitable for inclusion in the National Wild and Scenic Rivers System. These segments are Colorado River Segments 1 and 2 and Deep Creek Segments 1 and 2. The eligibility phase of the analysis was completed for Deep Creek in a joint Forest Service and BLM study completed in 1995. The eligibility phase of the analysis was completed for the Colorado River segments in the Land and Resource Management Plan 2002 Revision.

The suitability analysis will follow the guidance in FSH 1909.12 (Land Management Handbook), Chapter 80 (Wild and Scenic River Evaluation), and guidance from the Interagency Wild and Scenic Rivers Coordinating Council.

#### Possible Alternatives

The Forest Service will analyze a reasonable range of alternatives. The Forest Service will take into consideration all issues raised during public scoping. As directed by FSH 1909.12, Chapter 80, the Forest Service will, at a minimum, analyze the following alternatives:

1. No action (continuation of current management);
2. National designation of all eligible segments of the river;
3. Protection of eligible segments by means other than national designation; and
4. Designation of some eligible segments.

#### Lead and Cooperating Agencies

The lead agency for this effort is the Bureau of Land Management, Glenwood Springs Field Office and Kremmling Field Office. The USDA Forest Service, White River National Forest is a cooperating agency.

#### Responsible Official

The Responsible Official for the Forest Service decision is Rick Cables, Rocky Mountain Regional Forester; 740 Simms St., Golden, CO 80401.