

FOR FURTHER INFORMATION CONTACT: Mrs. Caryn Hunt DeCarlo, Bureau of Reclamation at the phone number or e-mail address above.

SUPPLEMENTARY INFORMATION: Since 1882, diversions from the Walker River, primarily for irrigated agriculture, have resulted in a steadily declining surface elevation of Walker Lake with a current net decrease of 150 feet. The decrease has resulted in negative impacts to water quality and lake ecology and congressional legislation has been passed to address the concerns. Section 2507 of Public Law 107-171 (Desert Terminal Lakes Program) appropriated funds to provide water to at-risk natural desert terminal lakes. Subsequent legislation in 2003 specified that the funding was to be used "only for the Pyramid, Summit, and Walker Lakes in the State of Nevada." Additional legislation in 2006, Public Law 109-103, Title II, Section 208(a) allocated \$70 million to be provided by Reclamation to the University of Nevada for acquisition, from willing sellers, for land, water appurtenant to the land, and related interests in the Walker River Basin, Nevada. The goal of the Acquisition Program is to acquire water rights sufficient to increase the long-term average annual inflow to Walker Lake by 50,000 acre-feet.

The Draft EIS considers the direct, indirect, and cumulative effects on the physical, natural, and human environment that may result from the Acquisition Program. The Draft EIS addresses potentially significant environmental issues. Three acquisition alternatives as well as the no action alternative are addressed.

Copies of the Draft EIS are available for public review at the following locations:

- Bureau of Reclamation, Denver Office Library, Building 67, Room 167, Denver Federal Center, 6th and Kipling, Denver, CO 80225
- Natural Resources Library, U.S. Department of the Interior, 1849 C Street, NW., Main Interior Building, Washington, DC 20240-0001;
- Bureau of Reclamation, Mid-Pacific Regional Office Library, 2800 Cottage Way, W-1825, Sacramento, CA 95825-1898;
- Bureau of Reclamation, Lahontan Basin Area Office, 705 N Plaza, Room 320, NV 89701;
- Lyon County Library—Smith Valley, 32 Day Lane, Smith Valley, NV 89444-0156;
- Lyon County Library—Yerington, 20 Nevin Way, Yerington, NV 89447;
- Mineral County Library—Hawthorne, P.O. Box 1390, Hawthorne, NV 89415;

- Walker River Paiute Tribe—P.O. Box 220, Schurz, NV 89427;
- Yerington Paiute Tribe—171 Campbell Lane, Yerington, NV 89447.

If special assistance is required at the public meetings, please contact Caryn Hunt DeCarlo at 775-884-8352 no less than five working days before the meeting to allow Reclamation to secure the needed services. If a request cannot be honored, the requestor will be notified.

Before including your name, address, phone number, e-mail address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Dated: February 27, 2009.

Richard M. Johnson,

Acting Regional Director, Mid-Pacific Region.

Editorial Note: This document was received in the Office of the Federal Register on July 21, 2009.

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[LLID101000-L71220000-PH0000-LVTF80230000; DDG-07-0010]

Notice of Availability of the Final Environmental Impact Statement for the Three Rivers Stone Quarry Expansion

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of availability.

SUMMARY: In accordance with the National Environmental Policy Act of 1969 (NEPA, 42 U.S.C. 4321 *et seq.*) and the Federal Land Policy and Management Act of 1976 (FLPMA, 43 U.S.C. 1701 *et seq.*) the Bureau of Land Management (BLM), Challis Field Office, announces the availability of the Three Rivers Stone Quarry Expansion Final Environmental Impact Statement (FEIS). The FEIS addresses a proposal submitted by L&W Stone Corporation to amend the existing Plan of Operations to allow for expansion of its existing building stone quarry.

DATES: The FEIS is available for 30 days following publication of the Environmental Protection Agency Notice of Availability (NOA) in the

Federal Register. The Record of Decision (ROD) will not be approved by the BLM for at least 30 days following publication of the NOA for the FEIS by the Environmental Protection Agency.

ADDRESSES: Copies of the FEIS are available upon request from the BLM Idaho Falls District Office, 1405 Hollipark Drive, Idaho Falls, Idaho, 83401, phone 208-524-7530. You may request either a paper or an electronic (CD) copy. A copy of the FEIS is also available on the Internet at http://www.blm.gov/id/st/en/fo/challis/nepa/Three_Rivers.html.

FOR FURTHER INFORMATION CONTACT: Charles Horsburgh, Project Manager, BLM Idaho Falls District, 1405 Hollipark Drive, Idaho Falls, Idaho 83401, phone 208-524-7530, or fax 208-524-7505.

SUPPLEMENTARY INFORMATION: L&W Stone Corporation mines locatable flagstone on public lands administered by the BLM's Challis Field Office in Custer County, Idaho. L&W Stone submitted an Amended Plan of Operations for its quarry under the 43 CFR 3809 Regulations in December 2002. The BLM completed an Environmental Assessment (EA) regarding the Amended Plan of Operations, signed a Finding of No Significant Impact (FONSI) in July 2004, and approved the project. As a result of a lawsuit that was filed objecting to that approval, the BLM was ordered by a Federal judge to prepare an EIS for the Amended Plan of Operations.

A Notice of Intent to Prepare the EIS was published in the **Federal Register** on October 21, 2005, inviting comments on the scope of the EIS, concerns, issues, and proposed alternatives. Public scoping meetings were held during the 45-day public comment period in Challis, Idaho, on November 16, 2005, and in Boise, Idaho, on November 17, 2005.

The Draft EIS was released for public review on December 14, 2007. Public meetings were held during the 45-day public comment period in Boise, Idaho, on January 16, 2008, and in Challis, Idaho, on January 17, 2008. A total of 13 written comments were received during this process. All comments were analyzed and appropriate changes or clarifications were incorporated into the FEIS. The comments and responses are appended to the FEIS.

The BLM will prepare a Record of Decision (ROD) for the proposed project no earlier than 30 days following the publication of the NOA by the Environmental Protection Agency. Public comments will be accepted on the FEIS and will be considered as part

of the BLM decision making process. However, the BLM will not formally respond to the comments.

The BLM asks that those submitting comments make them as specific as possible with reference to page numbers and chapters in the FEIS.

Public comments, including the names and mailing addresses of respondents, will be available for public review at the Idaho Falls District Office in Idaho Falls, Idaho, during regular business hours from 7:45 a.m. to 4:30 p.m., Monday through Friday, except holidays. Individual respondents may request confidentiality. Before including your address, phone number, e-mail address, or other personal identifying information in your comments, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you may ask us in your comments to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so. All submissions from organizations and businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, will be available for public inspection in their entirety.

David Rosenkrance,
BLM Challis Field Manager.

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BILLING CODE 4310-GG-P

DEPARTMENT OF THE INTERIOR

National Park Service

Notice of Intent To Prepare an Environmental Impact Statement for the Modification/Removal of the Canal Diversion Dam in Cuyahoga Valley National Park, OH

AGENCY: National Park Service, Department of the Interior.

ACTION: Notice of Intent to Prepare an Environmental Impact Statement for the Modification/Removal of the Canal Diversion Dam in Cuyahoga Valley National Park, Ohio.

SUMMARY: Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969 (42 U.S.C. 4332(2)(C)), the National Park Service (NPS) is announcing its intent to prepare an Environmental Impact Statement (EIS) for the modification/removal of the Canal Diversion Dam in Cuyahoga Valley National Park, Ohio. The Canal Diversion Dam on the Cuyahoga River is owned by the Ohio Department of

Natural Resources (ODNR). The NPS will be the lead Federal Agency for preparation of the EIS, and ODNR and the Ohio Environmental Protection Agency (OEPA) will be cooperating agencies. The Canal Diversion Dam (alternatively known as the Brecksville Dam, Station Road Dam, SR82 Dam, or SUM-3253-1) on the Cuyahoga River is 183 feet long, nearly 8 feet high, and feeds water into the Ohio and Erie Canal that then drains north through Cuyahoga Valley National Park and into Cleveland Metropark's Ohio and Erie Canal Reservation. The watered portion of the canal and its historic features are a National Historic Landmark.

The OEPA has concluded that the dam negatively impacts water quality and interrupts aquatic communities by restricting fish passage. The NPS has concluded that maintaining water in the canal is also critical because of the important natural, cultural, and educational values associated with the watered portion of the canal. Alternatives that seek to improve river water quality and habitat values while maintaining a watered canal segment are being evaluated.

DATES: To determine the scope of issues to be addressed in the EIS and to identify significant issues related to the modification/removal of the Canal Diversion Dam, the NPS and cooperating agencies will conduct a public scoping meeting in the area of Cuyahoga Valley National Park. Representatives of the NPS and the cooperating agencies will be available to discuss issues, resource concerns, and the planning process at the public meeting. When the public scoping meeting has been scheduled, its location, date, and time will be published in local media and on the NPS Web site listed below.

ADDRESSES: Information will be available for public review and comment, either in person or by written request, at the headquarters for Cuyahoga Valley National Park located at 15610 Vaughn Road, Brecksville, Ohio 44141; telephone 216-524-1497. Information will be available at the NPS Planning, Environment and Public Comment (PEPC) Web site at <http://parkplanning.nps.gov/cuva>. Information will also be available from the OEPA, 2110 East Aurora Road, Twinsburg, Ohio 44087.

To facilitate sound analysis of environmental impacts, the NPS and cooperating agencies are gathering information necessary for the preparation of the EIS. Suggestions on environmental issues to be analyzed and additional alternatives to consider are

being sought from other Agencies, Tribes, organizations, and the public. Comments and participation in this scoping process are invited and encouraged. If you wish to comment on the scoping materials or on any other issues associated with the EIS, you may submit your comments by any one of several methods. You may submit your comments online through the PEPC Web site: Click on the link titled "Modification/removal of Canal Diversion Dam on the Cuyahoga River at Station Road/SR82." You may also mail comments to the OEPA at the address given above. To aid in the scoping process, comments should be received within 45 days of the beginning of the public comment period.

Interested Agencies and organizations are also invited to arrange meetings to provide input directly. Such meetings can be arranged by contacting the OEPA at the address and telephone above.

Before including your address, telephone number, e-mail address, or other personal identifying information in your comments, you should be aware that your entire comment (including your personal identifying information) may be made publicly available at any time. While you can ask us in your comments to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

FOR FURTHER INFORMATION CONTACT: For information concerning the scope of the EIS and to arrange Agency meetings, requests should be directed to: William J. Zawiski, Environmental Scientist, Ohio Environmental Protection Agency, 2110 East Aurora Road, Twinsburg, Ohio 44087; e-mail: bill.zawiski@epa.state.oh.us; telephone 330-963-1134. Information can also be obtained from the Project Contact, Meg Plona, Biologist, Cuyahoga Valley National Park, telephone 330-342-0764, extension 2.

SUPPLEMENTARY INFORMATION: The Cuyahoga River upstream of the dam does not meet aquatic community goals set forth in Ohio's Water Quality Standards. The Lower Cuyahoga River Total Maximum Daily Load (TMDL) report, as well as previous OEPA water quality surveys, has indicated that a cause of nonattainment of the standards is the dam. The TMDL report recommends that the Canal Diversion Dam be modified or removed to restore water quality in the Cuyahoga River upstream of the structure. Public and stakeholder scoping regarding modification or removal of the dam was initiated by the OEPA in August 2002, and included public meetings August