

**DEPARTMENT OF THE INTERIOR****Bureau of Land Management**

[LLWO320000 L19900000 PO0000; OMB Control Number 1004-0025]

**Information Collection; Mineral Surveys, Mineral Patent Applications, Adverse Claims, Protests, and Contests**

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

**ACTION:** 30-day Notice and Request for Comments.

**SUMMARY:** The Bureau of Land Management (BLM) has submitted an information collection request to the Office of Management and Budget (OMB) for a 3-year extension of OMB Control Number 1004-0025 under the Paperwork Reduction Act. This control number covers paperwork requirements in 43 CFR part 3860, which pertain to mineral patent applications, and in 43 CFR part 3870, which pertain to adverse claims, protests, and conflicts.

**DATES:** The OMB is required to respond to this information collection request within 60 days but may respond after 30 days. Therefore, written comments should be received on or before December 28, 2009.

**ADDRESSES:** You may submit comments directly to the Desk Officer for the Department of the Interior (OMB #1004-0025), Office of Management and Budget, Office of Information and Regulatory Affairs, fax 202-395-5806, or by electronic mail at [oir\\_docket@omb.eop.gov](mailto:oir_docket@omb.eop.gov). Please mail a copy of your comments to: Bureau Information Collection Clearance Officer (WO-630), Department of the Interior, 1849 C Street, NW., Mail Stop 401 LS, Washington, DC 20240. You may also send a copy of your comments by electronic mail to [jean\\_sonneman@blm.gov](mailto:jean_sonneman@blm.gov).

**FOR FURTHER INFORMATION CONTACT:** Rick Deery, Solid Minerals Group, at 202-912-7119 (Commercial or FTS). Persons who use a telecommunication device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) on 1-800-877-8339, to contact Mr. Deery.

**SUPPLEMENTARY INFORMATION:**

*Title:* Mineral Surveys, Mineral Patent Applications, Adverse Claims, Protests, and Contests (43 CFR 3860 and 3870).

*OMB Control Number:* 1004-0025.

*Abstract:* This notice pertains to information collections that are necessary to determine whether or not applications for mineral patents should be granted, and to information collections that authorize challenges to

such applications. The BLM considers such applications and challenges under the General Mining Law and other statutes that authorize the Secretary of the Interior to regulate the development of mineral deposits on Federal lands. The information collections covered by this notice are found at 43 CFR parts 3860 and 3870, and in the following forms:

- Form 3860-2, Certificate of Title on Mining Claims; and
- Form 3860-5, Application for Survey of Mining Claim.

*60-Day Notice:* The required 60-day notice was published in the **Federal Register** on June 3, 2009 (74 FR 26726). The public comment period closed on August 3, 2009. We did not receive any comments.

*Current Action:* This proposal is being submitted to extend the expiration date of November 30, 2009.

*Type of Review:* 3-year extension.

*Affected Public:* Individuals, associations, and corporations applying for mineral patents, or seeking to challenge such applications.

*Obligation to Respond:* Required to obtain or retain benefits.

*Annual Responses:* 7.

*Annual Burden Hours:* 256.

Document processing fees are associated with some of these information collections.

The BLM requests comments on the following subjects:

1. Whether the collection of information is necessary for the proper functioning of the BLM, including whether the information will have practical utility;
2. The accuracy of the BLM's estimate of the burden of collecting the information, including the validity of the methodology and assumptions used;
3. The quality, utility and clarity of the information to be collected; and
4. How to minimize the information collection burden on those who are to respond, including the use of appropriate automated, electronic, mechanical, or other forms of information technology.

Please send comments to the addresses listed under **ADDRESSES**. Please refer to OMB control number 1004-0025 in your correspondence. Before including your 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.

**Jean Sonneman,**

*Acting Information Collection Clearance Officer.*

[FR Doc. E9-28437 Filed 11-25-09; 8:45 am]

**BILLING CODE 4310-84-P**

**DEPARTMENT OF THE INTERIOR****Fish and Wildlife Service**

[FWS-R4-ES-2009-N224; 40120-1112-0000-F2]

**Receipt of Application for Incidental Take Permit for Residential Development, Walton County, FL**

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice: receipt of application for incidental take permit (ITP) for a Habitat Conservation Plan (HCP); availability of proposed HCP and environmental assessment (EA); request for comment.

**SUMMARY:** We, the Fish and Wildlife Service, announce the availability of a proposed HCP, an accompanying ITP application, and an EA related to a proposed development that would take the Choctawhatchee beach mouse (*Peromyscus polionotus allophtys*) on Perdido Key in Walton County, Florida. The HCP analyzes the take of the federally endangered Choctawhatchee beach mouse incidental to construction and occupation of a 13-unit condominium (Project). Will and Sikes, Inc. (Applicant) requests an ITP under the Endangered Species Act of 1973 (Act), as amended. The Applicant's HCP describes the mitigation and minimization measures proposed to address the effects on the species.

**DATES:** We must receive any written comments on the ITP application, EA, and HCP at our Regional Office (see **ADDRESSES**) on or before December 28, 2009.

**ADDRESSES:** Documents will be available for public inspection by appointment during normal business hours at the Fish and Wildlife Service's Regional Office, 1875 Century Boulevard, Suite 200, Atlanta, GA 30345 (Attn: David Dell); or at the Fish and Wildlife Service Field Office, 1601 Balboa Avenue, Panama City, FL 32405 (Attn: Field Supervisor).

**FOR FURTHER INFORMATION CONTACT:** Mr. David Dell, Regional HCP Coordinator (see **ADDRESSES**), telephone: 404/679-7313; or Mr. Ben Frater, Field Office Project Manager, at the Panama City Field Office (see **ADDRESSES**), telephone: 850/769-0552, ext. 248.

**SUPPLEMENTARY INFORMATION:** We announce the availability of a proposed HCP, accompanying ITP application, and an EA, which analyzes the take of the Choctawhatchee beach mouse incidental to the Project. The applicant requests a 30-year ITP under section 10(a)(1)(B) of the Endangered Species Act of 1973 (Act; 16 U.S.C. 1531 *et seq.*), as amended.

We specifically request information, views, and opinions from the public via this notice on our proposed Federal action, including identification of any other aspects of the human environment not already identified in the EA pursuant to NEPA regulations (40 CFR 1506.6). Further, we specifically solicit information regarding the adequacy of the HCP per 50 CFR parts 13 and 17.

An assessment of the likely environmental impacts associated with the implementation of the Project, the EA considers the environmental consequences of the no-action alternative and the proposed action. The proposed action alternative is issuance of the ITP and implementation of the HCP as submitted by the Applicant. The HCP covers activities associated with the construction and maintenance of a condominium. Avoidance, minimization, and mitigation measures include a reduced design footprint, on-site land management to maintain use of the site by Choctawhatchee beach mice, and funding off-site habitat acquisition and management.

#### Public Comments

If you wish to comment, you may submit comments by any one of several methods. Please reference TE206010-0 in such comments. You may mail comments to the Fish and Wildlife Service's Regional Office (see **ADDRESSES**). You may also comment via the Internet to [david\\_dell@fws.gov](mailto:david_dell@fws.gov). Please include your name and return address in your Internet message. If you do not receive a confirmation from us that we have received your Internet message, contact us directly at either telephone number listed under **FOR FURTHER INFORMATION CONTACT**.

Finally, you may hand-deliver comments to either of our offices listed under **ADDRESSES**. Before including your 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.

#### Covered Area

The area encompassed under the HCP and ITP application is a 2.65-acre tract of Gulf-front property containing 1.65 acres of suitable, currently undeveloped Choctawhatchee beach mouse habitat. The Project area is located in south-central Walton County, Florida, and includes 300 linear feet of dunes and open beach. Choctawhatchee beach mice historically ranged throughout the Walton and Bay County coastline, but are now restricted to about 15 miles of coastline in the Topsail Hill area in Walton County and Shell Island in Bay County.

#### Next Steps

We will evaluate these ITP applications, including the HCP and any comments we receive, to determine whether these applications meet the requirements of section 10(a)(1)(B) of the Act. We will also evaluate whether issuance of the section 10(a)(1)(B) ITP complies with section 7 of the Endangered Species Act by conducting an intra-Service section 7 consultation. We will use the results of this consultation, in combination with the above findings, in our final analysis to determine whether or not to issue the ITP. If we determine that the requirements are met, we will issue the ITP for the incidental take of the Choctawhatchee beach mouse.

#### Authority

We provide this notice under section 10 of the Act (16 U.S.C. 1531 *et seq.*) and NEPA regulations (40 CFR 1506.6).

Dated: October 5, 2009.

**Mark Musaus,**

*Acting Regional Director.*

[FR Doc. E9-28369 Filed 11-25-09; 8:45 am]

**BILLING CODE 4310-55-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Reclamation

#### Mormon Island Auxiliary Dam (MIAD) Modification Project, Sacramento and El Dorado Counties, CA

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

**ACTION:** Notice of availability of the Draft Supplemental Environmental Impact Statement/Environmental Impact Report (EIS/EIR) and notice of public meeting.

**SUMMARY:** Pursuant to the National Environmental Policy Act and the

California Environmental Quality Act, the Bureau of Reclamation (Reclamation), the lead Federal agency and the Sacramento Area Flood Control Agency (SAFCA), the CEQA lead agency, have made available for public review and comment a Draft Supplemental EIS/EIR for the MIAD Modification Project.

The MIAD Modification Project is a feature of the larger Folsom Dam Safety/Flood Damage Reduction (DS/FDR) Project currently underway by Reclamation, the U.S. Army Corps of Engineers (Corps), and the Corps' non-Federal sponsors, the Central Valley Flood Protection Board and SAFCA, to address hydrologic, static, and seismic issues at Folsom Dam and Reservoir. The analysis in the Folsom DS/FDR EIS/EIR considered several methods to modify MIAD to achieve Reclamation's risk standards for dam safety. Subsequent investigations have shown that the preferred alternative's design approaches and construction techniques need to be changed to achieve Reclamation's existing risk standards for dam safety. Specifically, the utilization of jet grouting to stabilize the foundation of MIAD will not meet Reclamation's dam safety standards. The purpose of this Draft Supplemental EIS/EIR is to analyze additional techniques to stabilize the MIAD foundation to meet the existing risk standards for dam safety.

Additionally, the supplement addresses potential environmental effects associated with completing mitigation for the Folsom DS/FDR Project at the Mississippi Bar site. The two mitigation alternatives include the improvement of up to 80 acres of seasonal wetland and riparian habitat and the no action alternative. The environmental effects of the mitigation were not addressed in the previous environmental document as the location for mitigation had not been determined.

**DATES:** Comments on the MIAD Modification Project Draft Supplemental EIS/EIR should be submitted on or before January 18, 2010.

Two public meetings will be held to provide interested individuals with an opportunity to comment in writing on the MIAD Modification Project Draft Supplemental EIS/EIR. Each public meeting will allow time to review information displays, ask questions, and provide written comments on distributed comment forms:

- Wednesday, December 16, 2009, 6 to 9 p.m., Folsom, CA.
- Thursday, December 17, 2009, 6 to 9 p.m., El Dorado Hills, CA.