

Notices

Federal Register

Vol. 76, No. 117

Friday, June 17, 2011

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

AGENCY FOR INTERNATIONAL DEVELOPMENT

Notice of Public Information Collection, Request for Comment on the Continued Use of the Partner Information Form (0412-0577) in Compliance With the Paperwork Reduction Act of 1995

ACTION: Notice.

SUMMARY: The US Agency for International Development invites the general public and other Federal agencies to take this opportunity to comment on the following continuing information collections, as required by the Paperwork Reduction Act of 1995. This information collection was first approved by OMB in 2008, and the Partner Information Form has been used successfully in screening programs in West Bank/Gaza and elsewhere since the OMB approval.

Comments are requested concerning:
(a) Whether the continuing collections of information are necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility;
(b) the accuracy of the burden estimates;
(c) ways to enhance the quality, utility, and clarity of the information collected; and
(d) ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology.

DATES: Submit comments on or before August 16, 2011.

ADDRESSES: Send comments via:

E-mail: regulatorypolicy@usaid.gov
Mail: George Higginbotham, Management Policy Analyst, USAID, RRB, 1300 Pennsylvania Avenue, NW., Washington, DC 20523; (202) 712-1948.

SUPPLEMENTARY INFORMATION:

OMB Number: 200705-0412-003.

Form Number: 0412-0577.

USAID Internal Form Number: AID 500-13.

Title: Partner Information Form.

Type of review: Extension of Information Collection.

Purpose: The United States Agency for International Development intends to continue collection of information from individuals and/or officers of for-profit and non-profit non-governmental organizations (NGOs) who apply for USAID contracts, grants, cooperative agreements, other funding from USAID, or who apply for registration with USAID as Private and Voluntary Organizations. The collection of this information will be used to conduct screening to ensure that neither USAID funds nor USAID-funded activities inadvertently provide support to entities or individuals associated with terrorism. Screening programs are being conducted in West Bank/Gaza and other critical priority countries and will be conducted under the Congressionally authorized pilot Partner Vetting System program.

Annual Reporting Burden:

Respondents: 40,000 individuals, 4,000 organizations.

Total Annual Responses: 44,000.

Total Annual Hours Requested: 11,000.

Dated: June 1, 2011.

Lynn Winston,

Division Chief, Information and Records Division, Office of Management Services, Bureau for Management.

George Higginbotham,

Management Policy Analyst.

[FR Doc. 2011-14786 Filed 6-16-11; 8:45 am]

BILLING CODE 6116-01-P

DEPARTMENT OF AGRICULTURE

Agricultural Research Service

Notice of Intent To Reestablish the National Genetic Resources Advisory Council, and Request for Nominations

AGENCY: Agricultural Research Service, USDA.

ACTION: Notice of Intent and Request for Nominations.

SUMMARY: The notice announced USD intent to reestablish the National Genetic Resources Advisory Council. The notice was published in the **Federal Register** on May 16, 2011.

FOR FURTHER INFORMATION CONTACT: J. Robert Burk, 202-720-3684.

Correction

In the **Federal Register** of May 14, 2011, in FR Doc. 2011-11926, on pages 28209-28210 in the **SUPPLEMENTARY INFORMATION** section, correct to read as follows:

The biographical information and clearance forms must be completed and returned to USDA within 10 working days of notification, to expedite the clearance process that is required before selection of Council members by the Secretary of Agriculture. Equal opportunity practices will be followed in all appointments to the Council in accordance with USDA policies. To ensure that the recommendations of the Council have taken into account the needs of the diverse groups served by USDA, membership shall include, to the extent practicable, individuals with demonstrated ability to represent all racial and ethnic groups, women and men, persons with disabilities, and limited resource agriculture producers.

Yvette Anderson,

Federal Register Liaison Officer for Agriculture Research Service.

[FR Doc. 2011-15092 Filed 6-16-11; 8:45 am]

BILLING CODE P

DEPARTMENT OF AGRICULTURE

Forest Service

Black Hills National Forest, Mystic Ranger District, South Dakota, Section 30 Limestone Mining Project

AGENCY: Forest Service, USDA.

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

SUMMARY: A Plan of Operation has been submitted by Pete Lien and Sons, Inc., for the purpose of mining for chemical grade limestone within mining claims on National Forest System land. The proposal is to mine within Pennington County, South Dakota, totaling approximately 100 acres about one mile north of the northwest boundary of Rapid City, South Dakota. The original Notice of Intent for this project was published in **Federal Register** (71FR62989) on Friday, October 27, 2006. A Corrected Notice of Intent to prepare an EIS was published in the **Federal Register** (74FR51550) on Wednesday, October 7, 2009. That first Corrected Notice of Intent was republished due to time lapse between the estimated schedule in the original

Notice of Intent and the revised estimated Draft and Final EIS publication dates. A Notice of Availability for the Section 30 Limestone Mining Project Draft EIS was published in the **Federal Register** (76FR14968) on Friday, March 18, 2011. This second Corrected Notice of Intent is being republished due to time lapse between the schedule in the first Corrected Notice of Intent and the new estimated Final EIS publication date.

DATES: The final environmental impact statement is expected to be completed by September of 2011.

FOR FURTHER INFORMATION CONTACT: Dave Slepnikoff, Project Coordinator, Black Hills National Forest, Mystic Ranger District, at above address, phone (605) 343-1567.

SUPPLEMENTARY INFORMATION:

Purpose and Need for Action

The Purpose and Need for this project is authorization of Pete Lien and Sons, Inc., proposal to exercise their rights under U.S. mining laws while protecting the environment in accordance with Forest Service regulations for locatable minerals. The Purpose and Need has several components. Pete Lien and Sons, Inc. has a statutory right to extract locatable minerals (chemical grade limestone) as proposed in accordance with the General Mining Law of 1872, as amended (30 U.S.C. 21-54). The Forest Service has the responsibility to protect surface resources of National Forest System lands to the extent practicable. Forest Service mining regulations state that, "operations shall be conducted so as, where feasible, to minimize adverse impacts on National Forest System surface resources (36 CFR 228.8)."

Proposed Action

The proposed action is to approve the Plan of Operation (PoO) submitted by Pete Lien and Sons, Inc. to mine approximately 100 acres of National Forest System lands on the PLS 30-1 through PLS 30-10 Lode Mining Claims, SDMMC #209097. The Plan of Operations was developed by Pete Lien and Sons, Inc. It was submitted to the Forest Service in accordance with the General Mining Law of 1872, as amended and Forest Service mining regulations at 36 CFR 228 Subpart A. The Project is located between Rapid City and Black Hawk, South Dakota. Legal description is; T.2N., R.7E., NE ¼ Section 30, BHM.

The Plan of Operation is summarized as follows:

- It is estimated that the operation will process approximately 10 million

tons of limestone. The life of the proposed mine is estimated at 10 years, not including final reclamation.

- Remove vegetation, stockpile topsoil for future reclamation, drill and blast rock to remove an approximate 20 foot bed of limestone rock resulting in an open pit with approximately 20 foot high walls.

- Blasted rock may be crushed on site to reduce size for hauling. Raw materials will be hauled to the east of Highway 79 for processing into chemical grade limestone products.

- Concurrent reclamation is planned. Therefore approximately 60 acres will be disturbed at any one time. Reclamation will result in a depression on the existing hillside. High walls will be reduced, site graded, topsoil applied, and vegetation planted once mineral extraction is complete.

- The Mine Safety and Health Administration (MSHA) will be responsible for enforcing mine safety regulations. The mine site will be enclosed by fences and gates as required by MSHA and other regulatory guidance.

Pete Lien and Sons, Inc. will secure permits for all mining and reclamation activities as required by law. Several permits have been obtained or will be obtained pending the NEPA analysis and decision. Notable permit requirements include:

- Clean Water Act—Apply for construction/mining activity permit with National Pollutant Discharge Elimination System (NPDES).
- Clean Air Act—Permit or permits will be obtained to ensure that equipment and dust control measures comply with the Clean Air Act.
- South Dakota Mining License—Pete Lien and Sons, Inc. currently has a mining license inclusive of the relevant portion of Section 30. The proposed mine may be exempt from further state permitting per a statutory exemption for the extraction of cement precursors.
- Pennington County Construction (Mining) Permit—Pete Lien and Sons, Inc. will notify the County of its schedule and plans to initiate mining on Section 30. Construction permit CP 01-05 specifies the scope of the County's further review of road impacts, drainage, and other matters related to mining on Section 30.

Responsible Official

Craig Bobzien, Forest Supervisor, Black Hills National Forest, 1019 North 5th Street, Custer, South Dakota 57730-7239.

Nature of Decision To Be Made

The Forest Supervisor will decide whether the proposed action will proceed as proposed or as modified by an alternative. Also, the Supervisor will decide which recommended mitigation measures and monitoring requirements will be applied, and whether a Forest Plan Amendment is required.

Scoping Process

The Forest Service advertised the proposal in the Rapid City Journal, newspaper of record on Friday, October 27, 2006. The project is listed in the Black Hills National Forest Quarterly NEPA calendar. Adjacent landowners, known interested parties, and government agencies received letters describing the project and identifying the project timeframe. Scoping comments were received by November 27, 2006. An informational and public meeting was held on November 14, 2006, at 7 p.m. in the Black Hawk Elementary School Gymnasium regarding this project proposal.

Preliminary Issues

At this time, project planners are aware of issues related to cultural (heritage) resources and scenic quality. Through the Scoping process, we will use comments obtained about the proposed action to determine the breadth of issues to be addressed in the analysis.

The potential for adverse affects to heritage resources has been identified as an issue for this proposed undertaking. A number of archaeological sites have been identified and recorded in the project area as a result of heritage resource surveys. Five of these sites have been evaluated as eligible for nomination to the National Register of Historic Places. Through consultation with Indian tribes, use of this area for religious activities has also been documented. Pursuant to the National Historic Preservation Act (NHPA), the Forest is in consultation with Indian tribes and the South Dakota State Historic Preservation Office to develop measures of avoidance and/or mitigation for significant cultural and archaeological values by the proposed undertaking. Successful completion of consultation pursuant to the NHPA would result in a Memorandum of Agreement that will implement avoidance or mitigation of significant heritage resources in the Area of Potential Affect.

The existing vegetation will be removed prior to mining. The current scenic view will be altered from visible vantage points.

Comment Requested

This notice of intent corrects information in the original NOI. The original NOI initiated the scoping process which guides the development of the environmental impact statement. The Forest Service sought information that planners may not have been aware of, or comments and/or concerns regarding potential effects of the proposal to authorize mining on the Section 30 PLS Lode Mining Claims. Early Notice of Importance of Public Participation in Subsequent Environmental Review: A draft environmental impact statement will be prepared for comment. The comment period on the draft environmental impact statement will be for 45 days from the date the Environmental Protection Agency publishes the Notice of Availability in the **Federal Register**. The Forest Service believes, at this early stage, it is important to give reviewers notice of several court rulings related to public participation in the environmental review process. First, reviewers of draft environmental impact statements must structure their participation in the environmental review of the proposal so that it is meaningful and alerts an agency to the reviewer's position and contentions. *Vermont Yankee Nuclear Power Corp. v. NRDC*, 435 U.S. 519, 553 (1978). Also, environmental objections that could be raised at the draft environmental impact statement stage but that are not raised until after completion of the final environmental impact statement may be waived or dismissed by the courts. *City of Angoon v. Hodel*, 803 F.2d 1016, 1022 (9th Cir. 1986) and *Wisconsin Heritages, Inc. v. Harris*, 490 F. Supp. 1334, 1338 (E.D. Wis. 1980). Because of these court rulings, it is very important that those interested in this proposed action participate by the close of the 45-day comment period so that substantive comments and objections are made available to the Forest Service at a time when it can meaningfully consider them and respond to them in the final environmental impact statement.

To assist the Forest Service in identifying and considering issues and concerns on the proposed action, comments on the draft environmental impact statement should be as specific as possible. It is also helpful if comments refer to specific pages or chapters of the draft statement. Comments may also address the adequacy of the draft environmental impact statement or the merits of the alternatives formulated and discussed in the statement. Reviewers may wish to refer to the Council on Environmental

Quality Regulations for implementing the procedural provisions of the National Environmental Policy Act at 40 CFR 1503.3 in addressing these points.

Comments received, including the names and addresses of those who comment, will be considered part of the public record on this proposal and will be available for public inspection.

Authority: 40 CFR 1501.7 and 1508.22; Forest Service Handbook 1909.15, Section 21.

Dated: June 8, 2011.

Craig Bobzien,
Forest Supervisor, Black Hills National Forest.
[FR Doc. 2011-15052 Filed 6-16-11; 8:45 am]
BILLING CODE 3410-11-P

DEPARTMENT OF AGRICULTURE

Forest Service

Scoria Mining Addition, Medicine Bow-Routt National Forests and Thunder Basin National Grassland; Campbell County, WY

AGENCY: Forest Service, USDA.

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

SUMMARY: The Forest Service proposes to authorize Thunder Basin Coal Company, LLC to expand the area of its existing scoria gravel pit development to include public domain minerals on parcels of National Forest System (NFS) lands on Thunder Basin National Grassland. NFS lands within the analysis area include portions of Sections 11-14 and 23-25, T43N R70W, 6th Principal Meridian, Campbell County.

DATES: Comments concerning the project or the scope of the planned environmental analysis must be received by July 20, 2011. The draft environmental impact statement (DEIS) is expected to be available by October 2011, and the final environmental impact statement (FEIS) is expected to be completed by April 2012.

ADDRESSES: Send written comments to Richard A. Cooksey, Deputy Forest Supervisor, Medicine Bow-Routt National Forests and Thunder Basin National Grassland, 2250 East Richards Street, Douglas, Wyoming 82633, or e-mail comments to comments-rm-mbr-douglas-thunder-basin@fs.fed.us.

All comments, including names and addresses of commenters, when provided, are placed in the record and are available for public inspection and copying. The public may review the comments at the Douglas Ranger District at the address noted above. Visitors are

encouraged to call ahead to (307) 358-4690 to facilitate entry into the building.

FOR FURTHER INFORMATION, CONTACT:

Peter Rose, Solid Minerals Project Manager, Douglas Ranger District, 2250 East Richards St, Douglas, WY 82633, (307) 358-4690.

Individuals who use telecommunication devices for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 between 8 a.m. and 8 p.m., Eastern Standard Time, Monday through Friday.

SUPPLEMENTARY INFORMATION: Federal coal lessee, Thunder Basin Coal Company, LLC (TBCC), filed with the USDA, Forest Service a request for authorization to access and mine aggregate material (scoria) on NFS lands. The purpose of this action is to ensure that an adequate supply of aggregate material is available for road construction and maintenance in order to support required maintenance and changes in infrastructure necessary for the uninterrupted mining of their Federal coal lease.

The Forest Service proposes to authorize TBCC to remove scoria from NFS lands from an area totaling approximately 459 acres. The analysis will also include 566 acres of private surface lands. The total lands encumbered by mining activity will not include the total above acreage all at one time but will encumber only those lands reasonably needed for the existing scoria mining and will progress over a 10- to 15-year timeframe. Scoria removal will occur in small incremental sections of approximately 10 acres in size, not to exceed 20 acres in any given year, for the purpose of using that scoria on adjacent roads needed for coal mining operations. As the scoria mining moves forward, TBCC will reclaim lands equivalent to the amount of acreage that is being mined. It should be noted that not all lands within the analysis area will be mined. Only those acres that have the potential for scoria material will be disturbed during the proposed mining project.

Richard Cooksey, Deputy Forest Supervisor, Medicine Bow-Routt National Forests and Thunder Basin National Grassland, 2468 Jackson Street, Laramie, Wyoming 82070 is the Official responsible for making the decision on this action. The responsible Official will consider the results of the analysis and its findings and then document the final decision in a Record of Decision (ROD). The decision will include a determination on whether or not to authorize the Scoria Mining Addition to occur in the above described lands as proposed by the applicant (TBCC), or to