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RCW HCP when requesting copies of documents.

Documents are available for review, subject to the requirements of the Privacy Act and Freedom of Information Act, by any party who submits a written request for a copy of such documents within 30 days of the date of publication of this notice, to the address above or to the Arlington Ecological Services Field Office, 711 Stadium Drive, Suite 252, Arlington, Texas 76011; (817) 885–7830.

SUPPLEMENTARY INFORMATION: The Texas RCW HCP is intended to establish Safe Harbor Cooperative Agreements that will result in the development of habitat for use by red-cockaded woodpeckers. These Safe Harbor Cooperative Agreements will provide incentives to develop red-cockaded woodpecker habitat by landowners who may otherwise have reservations about supporting endangered species on their lands.

The proposed programs complement the ongoing development of an overall conservation strategy for the red-cockaded woodpecker population in east Texas by representatives from the Service, U.S. Forest Service, TPWD, TFS, and private industry. Implementation should alleviate the concerns about endangered species conservation efforts by providing private landowners with relief from potential regulatory burdens while promoting voluntary enhancement and restoration of red-cockaded woodpecker nesting and foraging habitat. Red-cockaded woodpecker groups determined to be isolated will be used for augmentation/translocation in recovery, support, or other viable subpopulations.

The alternative of paying landowners for desired management practices could be accomplished without incidental taking occurring. However, such a program would be expensive and monies are not currently available.

Instead, the regulatory incentive proposed here, though it authorizes future incidental taking, is expected to attract sufficient interest among east Texas landowners to generate real benefits for the red-cockaded woodpecker. It is anticipated that 31 red-cockaded woodpecker groups will be included under the Safe Harbor Cooperative Agreements and as many as 10 red-cockaded woodpecker groups could be involved in Isolated Group Cooperative Agreements. Therefore, the extent of incidental take should not exceed 41 red-cockaded woodpecker groups during the life of this permit.

The Texas RCW HCP is cast in an adaptive management framework to allow changes in the program based on new scientific information including, but not limited to, biological needs and management actions proven to benefit the species or its habitat. The Service continues to critically evaluate any potential or real biological costs and conservation benefits of current red-cockaded woodpecker management and research programs. This ensures continuation of activities proven to directly benefit or contribute to species conservation and recovery.

Currently acceptable management activities may be modified or eliminated based upon research findings and/or evaluation of the biological costs versus the conservation benefits. The 1985 Red-cockaded Woodpecker Recovery plan is currently undergoing revision to reflect advances in red-cockaded woodpecker management in the last 12 years. This adaptive management concept allows the Texas RCW HCP to tier to the revised recovery plan upon issuance.

All interested agencies, organizations, and individuals are urged to provide comments on the permit application and NEPA documents.

All comments received by the closing date will be considered in finalizing NEPA compliance and permit issuance or denial. The Service will publish a record on its final action in the **Federal Register**.

Lynn B. Starnes,

Acting Regional Director, Region 2
Albuquerque, New Mexico

[FR Doc. 97–13141 Filed 5–19–97; 8:45 am]

BILLING CODE 4510–55–P

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

Land Acquisitions; Klamath Tribes of Oregon

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice of final agency determination to take land into trust under 25 CFR part 151.

SUMMARY: The Assistant Secretary—Indian Affairs made a final agency determination to acquire approximately 42.31 acres, more or less, of land into trust for the Klamath Tribes of Oregon on May 14, 1997. This notice is published in the exercise of authority delegated by the Secretary of the Interior to the Assistant Secretary—Indian Affairs by 209 DM 8.

FOR FURTHER INFORMATION CONTACT: George T. Skibine, Director, Indian Gaming Management Staff, Bureau of Indian Affairs, MS–2070 MIB, 1849 C Street, NW, Washington, D.C. 20240, telephone (202) 219–4066.

SUPPLEMENTARY INFORMATION: This notice is published to comply with the requirement of 25 CFR 151.12(b) that notice be given to the public of the Secretary's decision to acquire land in trust at least 30 days prior to signatory acceptance of the land into trust. The purpose of the 30-day waiting period in 25 CFR 151.12(b) is to afford interested parties the opportunity to seek judicial review of final administrative decisions to take land in trust for Indian tribes and individual Indians before transfer of title to the property occurs. On May 14, 1997, the Assistant Secretary—Indian Affairs decided to accept approximately 42.31 acres, more or less, of land into trust for the Klamath Tribes of Oregon pursuant to Section 7 of the Klamath Indian Tribe Restoration Act, 25 U.S.C. 566d. The Secretary shall acquire title in the name of the United States in trust for the Klamath Tribes of Oregon for the following parcel of land described below no sooner than 30 days after the date of this notice.

A parcel of land containing 42.31 acres, more or less, situated in Government Lots 22, 23, 28 and 33, Section 16, Township 35 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Beginning at a point, said point being the intersection of the North line of Government Lot 23, Section 16, Township 35, Range 7 East of the Willamette Meridian with the Easterly right of way line of Highway 97 and marked with a ⅝″ pin, from which the ¼ corner common to Section 15 and 16, said Township and Range, bears North 89° 33′ 01″ East 2203.55 feet; thence along the North line of said Government Lot 23 and the North line of Government Lot 22, said Township and Range, North 89° 33′ 01″ East 1423.15 feet to the Westerly mean high water line of the Williamson River; thence along said mean high water line the following bearings and distances: South 2° 23′ 25″ West 39.36 feet; thence South 17° 15′ 25″ East 52.99 feet; thence South 28° 02′ 08″ East 76.89 feet; thence South 39° 18′ 40″ East 130.02 feet; thence South 57° 22′ 25″ East 202.38 feet; thence South 16° 42′ 10″ East 142.95 feet; thence South 27° 47′ 45″ East 190.57 feet to a point on the South line of said Government Lot 22, said point being marked by a ⅝″ pin; thence leaving said mean high water line along said South line of Government Lot 22 North 90° 00′ 00″ West 951.85 feet to the Northeast corner of Government Lot 28, said Township and Range, said corner being marked by a ½″ pin; thence along the East line of said Government Lot 28 South 0° 08′ 48″ East 659.79 feet to the

Southeast corner of said Government Lot 28, said corner being marked by a ½″ pin; thence along the South line of said Government Lot 28 South 89° 49′ 56″ West 454.20 feet to a ½″ pin; thence leaving said South line South 0° 10′ 04″ East 40.64 feet to a ¾″ iron pipe; thence South 61° 56′ 56″ West 629.30 feet to a point on said Easterly right of way line of Highway 97; thence along said Easterly right of way line of Highway 97; thence along said Easterly right of way line along the arc of a spiral curve to the right, the chord of which bears North 0° 53′ 40″ West 119.80 feet, to a ⅝″ pin; thence continuing along said right of way line the following bearings and distances: South 86° 21′ 30″ East 20.00 feet to a ⅝″ iron pin; thence North 3° 47′ 20″ East 800.69 feet to a ⅝″ iron pin; thence North 88° 44′ 24″ West 20.00 feet to a ⅝″ pin; thence North 3° 47′ 54″ East 743.27 feet to the point of beginning.

Title to the land described above will be conveyed subject to any valid existing easements for public roads, highways, public utilities, pipelines, and any other valid easements or rights-of-way now on record.

Dated: May 14, 1997.

Ada E. Deer,

Assistant Secretary—Indian Affairs.

[FR Doc. 97–13202 Filed 5–19–97; 8:45 am]

BILLING CODE 4310–20–P

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

Indian Gaming

ACTION: Notice of amendment to approved Tribal-State Compact.

SUMMARY: Pursuant to 25 U.S.C. § 2710, of the Indian Gaming Regulatory Act of 1988 (Pub. L. 100–497), the Secretary of the Interior shall publish, in the **Federal Register**, notice of approved Tribal-State Compacts for the purpose of engaging in Class III (casino) gambling on Indian reservations. The Assistant Secretary—Indian Affairs, Department of the Interior, through her delegated authority, has approved Amendment III to the Tribal-State Compact for Regulation of Class III Gaming Between The Klamath Tribes and the State of Oregon, which was executed on December 19, 1996.

DATES: This action is effective May 20, 1997.

FOR FURTHER INFORMATION CONTACT: George T. Skibine, Director, Indian Gaming Management Staff, Bureau of Indian Affairs, Washington, D.C. 20240, (202) 219–4068.

Dated: May 14, 1997.

Ada E. Deer,

Assistant Secretary, Indian Affairs.

[FR Doc. 97–13201 Filed 5–19–97; 8:45 am]

BILLING CODE 4310–02–P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

DEPARTMENT OF AGRICULTURE

Forest Service

[CA–920–06–1330–00]

Notice of Intent

AGENCIES: U.S. Department of the Interior, Bureau of Land Management, Alturas Resource Area; and U.S. Department of Agriculture, Forest Service, Modoc National Forest.

ACTION: Notice of Intent to prepare an Environmental Impact Statement for a Plan of Operation (POO) for Development and Production; and for a POO for Utilization and Disposal for a proposed geothermal development project, including: a power plant, geothermal production and injection wellfield, ancillary facilities, and transmission line on the Modoc National Forest in Siskiyou and Modoc Counties, California. The proposed project may require amending the Modoc National Forest Land and Resource Management Plan if the proposed action is approved.

SUMMARY: Notice is given that the Bureau of Land Management (BLM), U.S. Department of Agriculture, Forest Service (USFS); U.S. Department of Energy, Bonneville Power Administration (BPA); and the Siskiyou County Air Pollution Control District (APCD) will jointly prepare an Environmental Impact Statement/ Environmental Impact Report (EIS/EIR) for a proposed 48 megawatt (MW)(gross) geothermal electric power plant with associated facilities and operations, and an approximately 21-mile, 230-kilovolt (kV), transmission line. This proposed action (known as the Telephone Flat Geothermal Development Project) would be located on the Modoc National Forest in northeastern California. BPA will participate in the EIS/EIR process as a cooperating agency to analyze potential effects.

Pursuant to Section 102(2)(c) of the National Environmental Policy Act (NEPA), and 42 U.S.C. 4321 *et seq.*, the BLM, USFS, BPA, and Siskiyou County APCD will be directing a third-party contractor in the preparation of the EIS/ EIR on the impacts of the proposed action. Comments are being requested to help identify significant issues or concerns related to the proposed action, determine the scope of issues, and identify and refine alternatives to the proposed action.

DATES: Federal, state, and local agencies and the public are invited to participate in the scoping process for the EIS/EIR. Scoping meetings to encourage and facilitate public participation are proposed to be held in Yreka (June 9, 1997), Dorris (June 10, 1997), Tulelake (June 11, 1997), and Fall River Mills (June 12, 1997), California. Times and locations of the scoping meetings will be announced in the local news media.

ADDRESS FOR COMMENTS: In addition to the public scoping meetings, the BLM is inviting written comments and suggestions on the proposed action and the scope of the analysis. Written comments or requests to be added to the project mailing list should be submitted by June 30, 1997. Written comments should be addressed to Mr. Randall M. Sharp, USFS/BLM, Telephone Flat Geothermal Development Project EIS/ EIR Project Leader, 800 W. 12th Street, Alturas, CA 96101.

FOR FURTHER INFORMATION CONTACT: Mr. Randall M. Sharp (916) 233–5811.

SUPPLEMENTARY INFORMATION: California Energy General Corporation submitted a POO for Development and Production and a POO for Utilization and Disposal to the BLM for constructing, operating, and maintaining a 48 MW (gross), dual flash, geothermal power plant, cooling tower, associated geothermal production and injections wells, well pads, roads, interconnected geothermal fluid pipelines, and accompanying segments of a 230 kV transmission line. This project, known as the Telephone Flat Geothermal Development Project, would be located within the Glass Mountain Unit of the Glass Mountain Known Geothermal Resource Area (KGRA) on the Modoc National Forest.

The proposed geothermal power plant, well pads, and fluid pipelines would be located within Federal geothermal leases CA 12370, CA 12371 and CA 12372, all within the Glass Mountain Unit of the Glass Mountain KGRA. The proposed power plant site would be located within Section 18 of the eight-section area known as the Telephone Flat project area, located in Sections 7, 8, 16, 17, and 18 Township 43 North, Range 4 East and Sections 1, 12, and 13 Township 43 North, Range 3 East, Mount Diablo Base and Meridian, Siskiyou County, California. The geothermal fluid supplies and wellhead reserves are projected to be