

**(2) Federal Register Notice of Letter of Intent**

**- June 27, 1989**

to submit an original and two copies of your application or proposal to: Department of Housing and Urban Development, Office of Community Planning and Development, Secretary's Fund Division, Room 7144, 451 7th Street SW., Washington, DC 20410, Attention: Mr. Leroy P. Gonnella.

[FR Doc. 89-15185 Filed 6-26-89; 8:45 am]

BILLING CODE 4210-29-M

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### Availability of an Environmental Assessment on the Proposed Construction of the Nisqually Fish Hatchery, Pierce County, Washington

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

**ACTION:** Notice.

**SUMMARY:** This notice advises the public that an Environmental Assessment on the construction of the Nisqually Fish Hatchery, to be located within the boundaries of the Nisqually Indian Reservation on Clear Creek (a tributary to the Nisqually River), Pierce County, Washington is available for public review. Comments received during the 30 day review period following publication of this Notice will be considered.

Legislation enacted by Congress directed the Service, in coordination with the Nisqually Indian Tribe (Tribe), to construct a fish hatchery on Clear Creek, in Pierce County, Washington (Section 22, Township 18 North, Range 1 East, W.M.). The proposed action would include a hatchery building, rearing ponds, pollution abatement lagoons, fish barrier racks, fish ladder, and water distribution systems. As mitigation for lost spawning habitat resulting from the hatchery construction, a 2,000 foot long spawning channel would be constructed in Fishhouse Slough, Thurston County, Washington (Section 21 and 28, Township 18 North, Range 1 East, W.M.).

Water for the hatchery would be supplied through a gravity fed system which allows for low cost operation and efficient reuse. The system involves the construction of two small dams to impound water from springs and seeps into two small forebays. The forebays would be contained between a steep bluff and a series of constructed dikes. Water for incubation would be piped directly from springs to the hatchery.

The hatchery would be operated and maintained by the Tribe under an agreement with the Service. Annual

production from the hatchery would total 108,000 pounds of chinook, coho, and chum salmon.

**DATES:** Written comments can be provided up to July 27, 1989.

**ADDRESS:** Comments should be addressed to: Mr. Marvin L. Plenert, Regional Director, U.S. Fish and Wildlife Service, 1002 N.E. Holladay Street, Portland, Oregon 97232-4181.

**FOR FURTHER INFORMATION CONTACT:** Henry E. Forner, Jr., Senior Fishery Biologist, U.S. Fish and Wildlife Service, 1002 NE Holladay Street, Portland, Oregon 97232-4181. Phone: (503) 230-5972.

Individuals wishing copies of this Environmental Assessment should immediately contact Mr. Forner. Copies have been sent to all agencies and individuals who participated in the scoping process public meetings, and to those who previously requested copies.

**SUPPLEMENTARY INFORMATION:** The technical author of this document is: Ms. Joyce Mercuri, Natural Resources Planner, Nisqually Indian Tribe, 4820 She-Nah-Num Dr., S.E., Olympia, Washington 98503. Phone: (206) 456-5221.

This action is designed to construct a hatchery which would rebuild and enhance anadromous fish runs in the Nisqually River Basin, which have been depleted as a result of environmental degradation and interceptory fisheries. The rebuilding of fish runs is necessary to meet the needs of the Nisqually Indian Tribe, other domestic and International Treaties, and non-treaty commercial and sport fisheries utilizing the resource. When at full production, the estimated annual economic benefits from hatchery production is over \$5.1 million.

Construction of the dikes to contain the forebays (hatchery water supply) would involve filling of 7.3 acres of wetlands. Eight (8) acres of wetlands would be created when the side slopes of the dikes and several upland areas are inundated by the forebays. Approximately 15 acres of vegetation on the project site would be permanently converted to buildings, roads, facilities, and developed areas. A total of 21.65 acres of uplands and wetlands would be flooded for impoundment of the forebays.

The hatchery is located within the floodplain, but is outside the floodway. All facilities would be built above the 100 year flood level. Pollution abatement lagoons would act as settling basins for effluent from the cleaning of rearing facilities. Hatchery waste water discharges would result in some organic enrichment to ¼ mile of Clear Creek.

Organic enrichment of the Nisqually River would be negligible.

The Environmental Assessment considers three alternatives to the proposed action. Two of the alternatives are variations of fill to contain the forebays. The alternatives are (1) Fill Wetlands at Backswamp and (2) Use Perimeter Dike at Upper Forebay. The adverse impacts in comparison to the proposed action are: Alternative 1— Increased wetland fill and increased size of forebay; Alternative 2— Increased size of forebay.

The third alternative is No Action. This alternative would not fulfill the goal of restoring anadromous fish runs in the Nisqually River and delay meeting goals of the Tribe and the U.S./Canada Pacific Salmon Treaty.

Development of this environmental assessment has involved a lengthy scoping process. The process included input from the general public as well as extensive interagency involvement. The construction of a new Service National Fish Hatchery normally requires Environmental Impact Statement. However, based upon the little public response from the Federal Register Notice of Intent and the scoping process, the Service decided to prepare an Environmental Assessment instead of an Environmental Impact Statement.

Issued in Portland, Oregon, June 16, 1989.

**William Martin,**

*Acting Regional Director.*

[FR Doc. 89-15141 Filed 6-26-89; 8:45 am]

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## Bureau of Indian Affairs

### Receipt of Petition for Federal Acknowledgment of Existing as an Indian Tribe

June 9, 1989.

This is published in the exercise of authority delegated by the Secretary of the Interior to the Assistant Secretary—Indian Affairs by 209 DM 8.

Pursuant to 25 CFR 83.8(a) (formerly 25 CFR 54.8(a)) notice is hereby given that the Ohlone/Costanoan Muwekma Tribe, c/o Ms. Rosemary Cambra, 31 Fountain Alley, Ste. 2B, San Jose, California 95113, has filed a petition for acknowledgment by the Secretary of the Interior that the group exists as an Indian Tribe. The petition was received by the Bureau of Indian Affairs on May 9, 1989, and was signed by members of the group's governing body.

This is a notice of receipt of petition and does not constitute notice that the petition is under active consideration. Notice of active consideration will be

sent by mail to the petitioner and other interested parties at the appropriate time. Under § 83.8(d) (formerly § 54.8(d)) of the Federal regulations, interested parties may submit factual and/or legal arguments in support of or in opposition to the group's petition. Any information submitted will be made available on the same basis as other information in the Bureau of Indian Affairs' files. Such submissions will be provided to the petitioner upon receipt by the Bureau. The petitioner will be provided an opportunity to respond to such submissions prior to a final determination regarding the petitioner's status.

The petition may be examined by appointment in the Department of the Interior, Bureau of Indian Affairs, Branch of Acknowledgment and Research, Mail Stop 4627-MIB, 18th and C Streets, NW., Washington, DC 20240, Phone: (202) 343-3592.

W.P. Ragsdale,

Deputy to the Assistant Secretary—Indian Affairs (Operations).

[FR Doc. 89-15117 Filed 8-26-89; 8:45 am]

BILLING CODE 4310-02-M

**Bureau of Land Management**

(NV-930-09-4212-14; N-39982)

**Battle Mountain District; Shoshone-Eureka Resource Area**

AGENCY: Bureau of Land Management, Interior.

ACTION: Realty Action: Noncompetitive Sale of Federal Lands in Lander County, Nevada.

**SUMMARY:** The following land has been found suitable for direct sale under Sections 203 and 209 of the Federal Land Policy and Management Act of 1976 (90 Stat. 2750, 43 U.S.C. 1713) at no less than the appraised fair market value. The land will not be offered for sale until at least 60 days after the date of this Notice.

Mount Diablo Meridian

T. 16N., R. 44E.

Sec. 17, Lot 7;

Sec. 20, NE¼NE¼.

Sec. 21, NE¼NE¼, NW¼NW¼.

Sec. 23, SE¼SE¼.

**Sec. 24, NE¼NW¼, SW¼SW¼.**

A parcel of land containing 268.98 acres, more or less.

The land described is hereby segregated from appropriation under the public land laws, including the mining laws, pending disposition of this action of 270 days from the date of publication of this Notice, whichever occurs first.

Ralph A. Young has asked to buy this land to expand his agricultural operation and to resolve a trespass of long standing in the Big Smoky Valley, Nevada. The lands are not required for any Bureau resource program. The sale is consistent with the Shoshone-Eureka Resource Management Plan. No conflicts with State or local land use plans have been identified. The subject lands are within the Kingston grazing allotment and grazing permittees will be sent the required two-year grazing notices prior to sale.

The mineral report prepared for this action recommends sale of the surface estate with simultaneous conveyance of the locatable, saleable, oil and gas, phosphate and energy solid leasable minerals estates. Acceptance of the sale offer will constitute an application for conveyance of the available mineral interests. A nonrefundable fee of \$50 will be required from purchaser for purchase of the available mineral interests.

The patent, when issued, will contain the following reservations to the United States:

1. A right-of-way thereon for ditches and canals constructed by the authority of the United States, in accordance with the Act of August 30, 1890 (26 Stat. 391; U.S.C. 945).
2. Geothermal, sodium and potassium resources together with the right to prospect for, mine and remove such deposits from the lands under applicable law.

And will be subject to valid existing rights, including:

- CC-022622, 400' highway
- N-34387, 20' telephone line
- N-46509, 25' powerline
- N-50104, 25' powerline

For a period of 45 days from the date of publication of this notice in the Federal Register, interested parties may submit comments to the District

Manager, Bureau of Land Management, P.O. Box 1420, Battle Mountain, Nevada 89820. Objections will be reviewed by the State Director who may sustain, vacate or modify this realty action. In the absence of any objections, this realty action will become the final determination of the Department of the Interior.

Date Signed: June 14, 1989.

Thomas H. Jury,

Acting District Manager.

[FR Doc. 89-15118 Filed 6-28-89; 8:45 am]

BILLING CODE 4310-02-M

**Minerals Management Service**

**Outer Continental Shelf (OCS) Operations, Current List of Notices to Lessees and Operators (NTL) Issued by Each OCS Region**

AGENCY: Minerals Management Service, Interior.

ACTION: Notice.

**SUMMARY:** This notice informs the public, industry, and other Government Agencies of NTL's that were current and effective as of June 1, 1989, in each OCS Region. If an NTL issued before June 1, 1989, is not included in this listing, it is hereby canceled and no longer in effect.

**ADDRESSES:** Requests to obtain a copy of an NTL should be directed in writing or by telephone to the Regional Director at the following appropriate address:

- Alaska OCS Region, 949 East 36th Avenue, Room 110, Anchorage, AK 99508-4302—(907) 261-4010
- Atlantic OCS Region, 361 Elden Street, Herndon, VA 22070—(703) 787-1110
- Gulf of Mexico OCS Region, 1201 Elmwood Park Boulevard, New Orleans, LA 70123-2394—(504) 736-2589
- Pacific OCS Region, 1340 West 6th Street, Suite 244, Los Angeles, CA 90017—(213) 894-2048

**FOR FURTHER INFORMATION CONTACT:** Chief, Offshore Rules and Operations Division, Minerals Management Service, telephone (703) 787-1598 or FTS 393-1598.

**SUPPLEMENTARY INFORMATION:** The current NTL's for each OSC Region are as follows:

**ALASKA OCS REGION**

8-1	Feb. 05, 1980	Furnishing Food, Quarters, and Transportation to USGS Personnel.
8-2	June 13, 1980	Guidelines for Preparing Outer Continental Shelf Environmental Reports. Note: See additional guidelines prepared March 30, 1982, entitled "Guidelines for Outer Continental Shelf Exploration Plans, Environmental Reports and Application for Permit to Drill Exploratory Wells."
8-5	Sept. 07, 1983	Minimum requirements, Shallow Hazards Survey.
8-4	Aug. 01, 1984	Preliminary Activities Conducted on Leased Areas: Gulf of Alaska/Cook Inlet.
8-7	Aug. 09, 1985	Preliminary Activities Conducted on Leased Areas: Bering Sea (Supersedes NTL Nos. 83-2, 83-4, and 84-1).