

area at the time of the discharge (including but not limited to resident and anadromous fish, shellfish, riparian and upland vegetation, invertebrates, birds marine mammals and other wildlife, stream sediments and soils, water, and public and/or cultural uses), natural resources and natural resource services under Federal and State trusteeship have been or may have been injured as a result of the Incident.

#### Determination to Conduct Restoration Planning

Under 15 CFR 990.42, the Federal and State natural resource trustees have determined to conduct restoration planning under OPA and its implementing regulations, finding:

a. Based on data collected and analyzed under 15 CFR 990.43, injuries to natural resources and services have resulted or are likely to result from the Incident, including, but not necessarily limited to, injuries to waterfowl, seabirds, intertidal biota, marine mammals, terrestrial vegetation, subtidal resources, fish and shellfish and associated cultural uses.

b. Response actions have not adequately addressed the injuries resulting from the Incident. Response efforts included, but were not limited to, attempting to boom sensitive fish streams; removing oil from the wreck; removing dead bird and sea otter carcasses; capturing, cleaning and rehabilitating live oiled birds; temporarily closing fisheries; sampling marine waters that might affect ongoing fisheries; recovering stranded oil on shorelines; performing manual and mechanical cleanup operations; and testing fish and invertebrates used for commercial and subsistence purposes. While these actions may have reduced the number and magnitude of future injuries, they did not adequately address the mortality and possible sublethal effects to natural resources and services injured from the Incident. Further, cleanup activities likely caused additional injuries to certain natural resources, including, but not necessarily limited to, terrestrial vegetation and intertidal biota.

c. Feasible primary and/or compensatory restoration actions exist to address injuries from the Incident. Feasible restoration actions relevant to the injuries may include, but are not limited to:

- (1) Waste oil recovery at Dutch Harbor/Unalaska to restore sea ducks, marine mammals, intertidal and subtidal biota, fish and shellfish and human uses of those resources;
- (2) Removal of introduced terrestrial invasive species, such as rats or fox, that

prey on or compete with marine birds on certain islands of the Alaska Maritime National Wildlife Refuge to restore marine birds and their habitat;

(3) Debris removal on Unalaska Island or elsewhere in the Aleutians to restore habitat for intertidal biota and marine mammals;

(4) Habitat protection in the nesting areas of waterfowl injured by the spill;

(5) Salmon restoration in Unalaska (sockeye) or Summers Bay (coho) lakes; and

(6) Education and outreach on Unalaska Island related to subsistence and cultural resources.

Data supporting these determinations are contained in the Administrative Record established for this case (see below).

Based upon the foregoing determinations, the Trustees have determined to conduct restoration planning for the Incident.

#### Opportunity To Comment

Under 15 CFR 990.14(d), the Trustees will seek public involvement in restoration planning for this Incident through, at minimum, public review of and comment on the Draft Restoration Plan. When the Draft Restoration Plan is prepared, the public will be notified of the opportunity to comment. Questions regarding this Notice may be directed to: Jenifer Kohout, (907) 786-3687 (phone); [Jenifer\\_Kohout@fws.gov](mailto:Jenifer_Kohout@fws.gov) (e-mail).

#### Administrative Record

The Trustees have opened an Administrative Record (Record) in compliance with 15 CFR 990.45. The Record will include documents relied upon by the Trustees during the natural resource damage assessment performed in connection with this Incident. The Record is on file at the FWS Alaska Regional Office (see ADDRESSES). To review the Record, contact Jenifer Kohout (see FOR FURTHER INFORMATION CONTACT). In addition, the index and other key elements of the Record will be posted at [http://www.r7.fws.gov/fisheries/contaminants/spill/sa\\_record.htm](http://www.r7.fws.gov/fisheries/contaminants/spill/sa_record.htm) on the FWS Alaska Region Web site.

**Thomas O. Melius,**

*Regional Director.*

[FR Doc. E7-5130 Filed 3-29-07; 8:45 am]

**BILLING CODE 4310-55-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

#### Submission of Information Collection to Office of Management and Budget

**AGENCY:** Bureau of Indian Affairs, Interior.

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act of 1995, the Bureau of Indian Affairs (BIA) is submitting this information collection request to the Office of Management and Budget for review and renewal. The collection is: 25 CFR 162 Leases and Permits, 1076-0155.

**DATES:** Comments must be received on or before April 30, 2007, to be assured of consideration.

**ADDRESSES:** Comments should be sent to the Desk Officer for the Department of the Interior at the Office of Management and Budget. You may submit comments either by facsimile at (202) 395-6566, or by e-mail to

[OIRA\\_DOCKET@omb.eop.gov](mailto:OIRA_DOCKET@omb.eop.gov). Please send a copy to Ben Burshia, Chief, Division of Real Estate Services, Bureau of Indian Affairs, 1849 C Street, NW., Mail Stop 4639-MIB, Washington, DC 20240.

#### FOR FURTHER INFORMATION CONTACT:

Interested persons may obtain a copy of the information collection requests without charge by contacting Ben Burshia at (202) 219-1195.

**SUPPLEMENTARY INFORMATION:** The Paperwork Reduction Act of 1995 provides an opportunity for interested parties to comment on proposed information collection requests. This collection covers 25 CFR part 162 as presently approved. The Bureau of Indian Affairs, Division of Real Estate Services, is obtaining a normal information collection clearance from OMB. The request contains (1) Type of review, (2) title, (3) summary of the collection, (4) respondents, (5) frequency of collection, (6) reporting and record keeping requirements and (7) reason for response.

A **Federal Register** notice was published on January 25, 2007 (72 FR 3406) requesting comments on our proposed submission of renewal to OMB. No comments were received. The information collected is used by the Bureau of Indian Affairs to determine:

- (a) Whether or not a lease may be approved or granted;
- (b) The value of each lease;
- (c) The appropriate compensation to landowners; and
- (d) Provisions for violations of trespass.

### Request for Comments

The Bureau of Indian Affairs requests you to send your comments on this collection to the locations listed in the **ADDRESSES** section. Your comments should address:

(a) The necessity of this information collection for the proper performance of the functions of the agency, including whether the information will have practical utility;

(b) The accuracy of the agency's estimate of the burden (hours and cost) of the collection of information, including the validity of the methodology and assumptions used;

(c) Ways we could enhance the quality, utility and clarity of the information to be collected; and

(d) Ways we could minimize the burden of the collection of the information on the respondents, such as through the use of automated collection techniques or other forms of information technology.

Please note that an agency may not sponsor or request, and an individual need not respond to, a collection of information unless it has a valid OMB Control Number.

OMB has up to 60 days to make a decision on the submission for renewal, but may make the decision after 30 days. Therefore, to receive the best consideration of your comments, you should submit them closer to 30 days than 60 days.

### 25 CFR 162—Leases and Permits

*Type of review:* Extension of a currently approved collection.

*Title:* 25 CFR 162, Lease and Permits.

*Summary:* This collection of information is being renewed with substantially no change. Generally trust and restricted land may be leased by Indian land owners, with the approval of the Secretary of the Interior, except when specified by a specific statute. The Secretary requests information on the documentation collected when processing a lease on land held in trust or restricted status by an individual Indian or tribe. The information is used to determine approval of a lease, amendment, assignment, sublease, mortgage or related document. No specific form is used, however, in order to satisfy the Federal Law, regulation and policy the respondents supply information and data, in accordance with 25 CFR part 162.

*Respondents:* Possible respondents include: Land owners of trust or restricted Indian land, both tribal and individual, wanting to lease their land or someone wanting to lease trust or restricted Indian land.

*Number of Respondents:* 14,500.  
*Estimated Time per Response:* The time per response varies from 15 minutes to 3 hours.

*Frequency of Response:* This is a one-time collection per lease approval.

*Total Annual Responses:* 121,140.

*Total Annual Burden to Respondents:* 106,065 hours.

*Total Annual Fees from Respondents:* BIA collects fees for processing submitted documents, as set forth in section 162.241 or 162.616. The minimum administrative fee is \$10.00 and the maximum administrative fee is \$500.00. The average total administrative fees collected is \$250.00, which is collected approximately 7,252 times, totaling \$1,813,000.

Dated: March 28, 2007.

**Carl J. Artman,**

*Assistant Secretary—Indian Affairs.*

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## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[MT-030-1320-EL, MTM 94378]

### Notice of Federal Competitive Coal Lease Sale, Montana

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

**ACTION:** Notice of Competitive Coal Lease Sale, lease application MTM 94378.

**SUMMARY:** Notice is hereby given that the United States Department of Interior (DOI), Bureau of Land Management (BLM), Montana State Office, will offer coal reserves in the lands described below in Big Horn County, Montana, hereinafter described as Federal coal lease application (LBA) MTM 94378 for competitive lease by sealed bid in accordance with the provisions for competitive lease sales in 43 CFR part 3422.2(a), and the Mineral Leasing Act of 1920, as amended and supplemented (30 U.S.C. 181 *et seq.*)

**DATES:** The lease sale will be held at 11 a.m., Tuesday, April 17, 2007. Sealed bids must be sent by certified mail, return receipt requested, or be hand delivered to the address indicated below, and must be received on or before 10 a.m., April 17, 2007.

**ADDRESSES:** The lease sale will be held in the BLM Montana State Office, 920 Conference Room, 5001 Southgate Drive, Billings, Montana 59101-4669. Sealed bids clearly marked "Sealed Bid for MTM 94378 Coal Sale—Not to be opened before 11 a.m., Tuesday, April

17, 2007" must be submitted to the Cashier, BLM Montana State Office, at the address given above. The cashier will issue a receipt for each hand delivered sealed bid. Any bid received after the time specified will not be considered and will be returned.

**FOR FURTHER INFORMATION CONTACT:** Connie Schaff, Land Law Examiner, or Rebecca Spurgin, Coal Coordinator, at 406-896-5060 or 406-896-5080, respectively.

**SUPPLEMENTARY INFORMATION:** This sale is being held in response to a LBA filed by Spring Creek Coal Company on March 7, 2005. All coal LBAs submitted to BLM for processing prior to November 7, 2005, are not subject to cost recovery on a case-by-case basis (See 43 CFR 3000.10(d)(1), 70 FR 58872, October 7, 2005). The Federal coal resource to be offered consists of all recoverable reserves in the following described lands:

Tract 1:

T. 8 S., R. 39 E., P.M.M.

Sec. 13: SW<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub>, N<sup>1</sup>/<sub>2</sub>SW<sup>1</sup>/<sub>4</sub>, N<sup>1</sup>/<sub>2</sub>SW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>, N<sup>1</sup>/<sub>2</sub>SE<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>, SE<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>, SE<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>, NW<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>, S<sup>1</sup>/<sub>2</sub>NW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>, N<sup>1</sup>/<sub>2</sub>SW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>

Sec. 14: Beginning at a point bearing S. 60°25'06" E., 2299.67 feet from the section corner of sections 10, 11, 14, and 15 and on the N-S center line of the NE<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub> of section 14 and at 528.30 feet southerly from the NE-NW<sup>1</sup>/<sub>64</sub> section corner of section 14; thence on the exclusion boundary line, S. 90°00'00" E., 317.70 feet; thence S. 55°21'33" E., 1741.06 feet; thence N. 38°32'16" E., 1422.65 feet, to a point on the N-S center line of the NE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub> of said section; thence northerly on the N-S center line of the NE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub> of said section to the NE-NE<sup>1</sup>/<sub>64</sub> section corner of said section; thence easterly on the E-W center line of the NE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub> of said section to the N-N<sup>1</sup>/<sub>64</sub> section corner of sections 13 and 14; thence southerly on the section line between sections 13 and 14 to the N-S-S<sup>1</sup>/<sub>256</sub> section corner of sections 13 and 14; thence westerly on the E-W center line of the NE<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub> of section 14 to the NE-SE-SE<sup>1</sup>/<sub>256</sub> section corner of said section; thence northerly on the N-S center line of the NE<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub> of said section to the C-E-SE<sup>1</sup>/<sub>256</sub> section corner of said section, on the E-W center line of the SE<sup>1</sup>/<sub>4</sub> of said section; thence westerly on the E-W center line of the SE<sup>1</sup>/<sub>4</sub> of said section to the C-E-SE<sup>1</sup>/<sub>64</sub> section corner of said section; thence northerly on the N-S center line of the NE<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub> of said section to the C-S-NE-SE<sup>1</sup>/<sub>256</sub> section corner of said section; thence westerly on the E-W center line of the SE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub> of said section to the C-S-N-SE<sup>1</sup>/<sub>256</sub> section corner of said section; thence northerly on the N-S center line of the SE<sup>1</sup>/<sub>4</sub> of said section to