

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

[Docket No. FR-4263-N-45]

**Notice of Submission of Proposed Information Collection to OMB****AGENCY:** Office of Fair Housing and Equal Opportunity, HUD.**ACTION:** Notice.

**SUMMARY:** The proposed information collection requirement described below has been submitted to the Office of Management and Budget (OMB) for emergency review and approval, as required by the Paperwork Reduction Act. The Department is soliciting public comments on the subject proposal.

**DATES:** The due date for comments is: November 3, 1997.

**ADDRESSES:** Interested persons are invited to submit comments regarding this proposal. Comments must be received within seven (7) days from the date of this Notice. Comments should refer to the proposal by name and should be sent to: Joseph F. Lackey, Jr., HUD Desk Officer, Office of Management and Budget, New Executive Office Building, 726 Jackson Place, NW., Washington, D.C. 20017.

**FOR FURTHER INFORMATION CONTACT:** Kay F. Weaver, Reports Management Officer, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, D.C., telephone (202) 708-0050. This is not a toll-free number. Copies of available documents submitted to OMB may be obtained from Ms. Weaver.

**SUPPLEMENTARY INFORMATION:** This Notice informs the public that the Department of Housing and Urban Development (HUD) has submitted to OMB, for emergency processing, an information collection package with respect to the proposed "Housing Discrimination Information Form."

The Department will use the Housing Discrimination Information Form (revised Housing Discrimination Complaint Form (HUD-903)) for the collection of information from person(s) who wish to file a housing discrimination complaint. Subsequent information will be used for notifying persons against whom the complaint is filed as required by Section 810 [42 U.S.C. 3610] of the Fair Housing Act; and Part 103, Subpart B, of the implementing regulations, 24 CFR 14 et. al., Implementation of the Fair Housing Amendments Act of 1988; Final Rule.

The Department has submitted the proposal for the collection of information to OMB for review, as required by the Paperwork Reduction

Act (44 U.S.C. chapter 35). The Department has requested emergency clearance of the collection of information, as described below, with approval being sought by November 3, 1997.

(1) Title of the information collection proposal: Housing Discrimination Information Form.

(2) Summary of the collection of information: Each respondent (claimant) would be required to submit the following information:

1. Name, Address, Telephone Number, Other Person to Contact.

2. Name and address of the person(s) who the complaint is against.

3. Address or other identification of the housing involved.

4. Brief description of the alleged violation and prohibited bases of the complaint.

5. Date(s) of the alleged violation.

(3) Description of the need for the information and its proposed use:

The form is necessary for the collection of information from person(s) who wish to file a housing discrimination complaint under the Fair Housing Act. It will be used to contact complainants and for making preliminary assessments regarding HUD's jurisdiction over the complaint. Subsequent data will be furnished to person(s) against whom complaints are filed, as required by statute. The form provides information to make the public aware of their fair housing rights. The new form has been simplified. It is written in plain English; is user-friendly; takes less time to complete; and enhances the quality and clarify of information collected that is required to investigate alleged complaints of housing discrimination.

(4) Description of the likely respondents, and proposed frequency of the response to the collection of information:

Claimants who wish to file a complaint of housing discrimination.

The estimated number of respondents is 10,750. The proposed frequency of the response to the collection of information is one time.

(5) Estimate of the total reporting and recordkeeping burden that will result from the collection of information:

*Reporting Burden:*

Number of respondents: 10,750.

Total burden hours: 3,583 (@ 20 minutes per response).

*Total Estimated Burden Hours:* 3,583.

**Authority:** Section 3507 of the Paperwork Reduction Act of 1995, 44 U.S.C. Chapter 35, as amended.

Dated: October 21, 1997.

**David S. Cristy,**

Director, IRM Policy and Management Division.

[FR Doc. 97-28388 Filed 10-24-97; 8:45 am]

BILLING CODE 4210-28-M

**DEPARTMENT OF THE INTERIOR****Fish and Wildlife Service****Availability of Draft Environmental Assessment, Receipt of Application for, and Intent To Issue, Incidental Take Permit for Development of Eight Residential Lots in Panguitch, Garfield County, UT****AGENCY:** Fish and Wildlife Service, Interior.**ACTION:** Notice of availability, receipt of application for, and intent to issue permit.

**SUMMARY:** Jose Noriega, Sam Zitting, and Phillip Finch have applied to the Fish and Wildlife Service for an incidental take permit pursuant to section 10(a)(1)(B) of the Endangered Species Act of 1973, as amended (Act). The Applicants have been assigned permit number PRT-835638. The requested permit, which is for a period of 20 years, would authorize incidental take of the threatened Utah Prairie Dog (*Cynomys parvidens*). The proposed take would occur as a result of development of eight residential lots totaling 3.11 acres of privately-owned property located immediately south of Panguitch, Garfield County, Utah.

The Service has prepared the Environmental Assessment for issuance of the incidental take permit. The Applicants have prepared a habitat conservation plan as part of the incidental take permit application. A determination of whether jeopardy to the species will occur, or a Finding of No Significant Impact (FONSI), and/or issuance of the incidental take permit, will not be made before 30 days from the date of publication of this notice. This notice is provided pursuant to section 10© of the Act and National Environmental Policy Act regulations (40 CFR 1506.6).

**DATES:** Written comments on the permit application must be received on or before November 26, 1997.

**ADDRESSES:** Persons wishing to review the permit application may obtain a copy by writing to the Assistant Field Supervisor, Utah Ecological Services Field Office, U.S. Fish and Wildlife Service, 145 East 1300 South Street, Suite 404, Salt Lake City, Utah 84115. Documents will be available for public

inspection by written request, or by appointment only, during business hours (8:00 a.m. to 4:30 p.m.) at the above address.

Written data or comments concerning the permit application should be submitted to the Assistant Field Supervisor, Utah Ecological Services Field Office, U.S. Fish and Wildlife Service, Salt Lake City, Utah (see **ADDRESSES** above). Please refer to permit number PRT-835638 in all correspondence regarding these documents.

**FOR FURTHER INFORMATION CONTACT:** Assistant Field Supervisor or Marilet A. Zablan, Wildlife Biologist, at the above U.S. Fish and Wildlife Service office in Salt Lake City, Utah (see **ADDRESSES** above) (telephone: (801) 524-5001, facsimile: (801) 524-5021).

**SUPPLEMENTARY INFORMATION:** Section 9 of the Act prohibits the "taking" of any threatened or endangered species, such as the threatened Utah Prairie Dog. However, the Service, under limited circumstances, may issue permits to take threatened or endangered wildlife species when such taking is incidental to, and not the purpose of, otherwise lawful activities. Regulations governing permits for threatened and endangered species are at 50 CFR 17.22.

## Applicants

The Applicants plan to develop eight residential lots totaling 3.11 acres, located in section 32 in Township 34 South, Range 5 West, Salt Lake Base and Meridian, immediately south of Panguitch, Garfield County, Utah. Development is planned to include homes, garages, landscaping, streets, driveways, and installation of associated infrastructure such as natural gas, sewer, water, electrical power, and telephone service. The construction will impact 3.11 acres of Utah Prairie Dog habitat, and the Applicants foresee an incidental take of a maximum of 12 Utah Prairie Dogs through trapping and relocation and as a result of direct mortality during construction. The Applicants propose to compensate for this habitat loss by payment of \$900 per acre for each acre developed, to be used for public land management actions for Utah Prairie Dog conservation and to implement recovery actions for conservation of the Utah Prairie Dog, through contribution to the Utah Prairie Dog Conservation Fund. Part or all of this mitigation fee may be paid for through Service-approved in-kind Utah Prairie Dog habitat improvement work by the Applicants.

A no-action alternative to the proposed action was considered,

consisting of foregoing the development of the eight lots totaling 3.11 acres of Utah Prairie Dog habitat. The no-action alternative was rejected for reasons including loss of use of the private property, resulting in significant economic loss to the Applicants.

**Authority:** The authority for this action is the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et. seq.*) and the National Environmental Policy Act of 1969, as amended (42 U.S.C. 4321 *et. seq.*).

Dated: October 20, 1997.

**Ralph O. Morgenweck,**  
*Regional Director, Region 6, Denver,  
Colorado.*

[FR Doc. 97-28348 Filed 10-24-97; 8:45 am]

**BILLING CODE 4310-55-M**

## DEPARTMENT OF THE INTERIOR

### National Park Service

#### **Notice of Inventory Completion for Native American Human Remains and Associated Funerary Objects From South Dakota in the Possession of the South Dakota State Archaeological Research Center, Rapid City, SD**

**AGENCY:** National Park Service, Interior.  
**ACTION:** Notice.

Notice is hereby given in accordance with provisions of the Native American Graves Protection and Repatriation Act (NAGPRA), 25 U.S.C. 3003 (d), of the completion of an inventory of human remains and associated funerary objects from South Dakota in the possession of the South Dakota State Archaeological Research Center, Rapid City, SD.

A detailed assessment of the human remains was made by South Dakota State Archaeological Research Center (SARC) professional staff and contract specialists in physical anthropology and archeology in consultation with representatives of the Three Affiliated Tribes of North Dakota.

During the early 1900s, human remains representing one individual were recovered after eroding out of a cutbank at the Peoria Bottom Village (39HU3), Hughes County, South Dakota by unknown person(s). In 1994, these human remains and geographic provenance information were discovered in the collections of SARC. No known individual was identified. No associated funerary objects are present.

Based on ceramics, the Peoria Bottom Village has been identified as an Extended Variant of the Coalescent Tradition occupied between 1550-1675 A.D.

In 1915, human remains representing one individual were excavated from the

Leavenworth site (39CO9), Corson County, SD by W.H. Over of the University of South Dakota Museum. In 1976, these human remains were transferred to the SARC. No known individual was identified. The two associated funerary objects are metal projectile points embedded in the remains.

Based on the most likely burial location in the village cemetery, this individual has been determined to be Native American. The Leavenworth site is a well-documented Arikara village occupied between 1797-1832 A.D. based on historical documents (Lewis and Clark, 1804; Catlin, 1832; Maximilian, 1833) and material culture of the site.

In 1917 and 1920, human remains representing four individuals were excavated from the Mobridge Village site (39WW1), Walworth County, South Dakota by W.H. Over of the University of South Dakota Museum. In 1976, these human remains were transferred to the SARC. No known individuals were identified. The two associated funerary objects are an unmodified bird bone and one unmodified turtle scapula.

Based on ceramic types and earthlodge architecture, the Mobridge Village site has been identified as a postcontact Coalescent Tradition occupation (1675-1780 A.D.). Based on manner of interment, these individuals have been identified as Native American.

In 1917 or 1921, human remains representing one individual were excavated from the Cheyenne River Village (39ST1), Stanley County, South Dakota by W.H. Over of the University of South Dakota Museum. In 1987, the human remains and geographical provenance information were discovered in the collections of the SARC. No known individual was identified. No associated funerary objects are present.

Based on manner of interment, this individual has been determined to be Native American. The Cheyenne River Village has been identified as a multi-component site of the Extended Middle Missouri, Extended Coalescent, and Post-Contact Coalescent periods. The manner of interment of this individual is consistent with the Coalescent burial customs dating from 1550-1780 A.D.

In 1987, human remains representing one individual were found in SARC collections. No known individual was identified. No associated funerary objects are present.

There was no accompanying geographic or recovery information with this individual. The cranial morphology