

Wildlife Foundation. Funds in this account are ear-marked for use in the conservation and recovery of scrub-jays and may include habitat acquisition, restoration, and/or management. The \$4,422 is sufficient to acquire and perpetually manage 0.66 acre of suitable occupied scrub-jay habitat based on a replacement ratio of two mitigation acres per one impact acre. The cost is based on previous acquisitions of mitigation lands in southern Brevard County at an average \$5,700 per acre, plus a \$1,000 per acre management endowment necessary to ensure future management of acquired scrub-jay habitat.

We have determined that the HCP is a low-effect plan that is categorically excluded from further NEPA analysis, and does not require the preparation of an EA or EIS. This preliminary information may be revised due to public comment received in response to this notice. Low-effect HCPs are those involving: (1) Minor or negligible effects on federally listed or candidate species and their habitats, and (2) minor or negligible effects on other environmental values or resources. The Applicant's HCP qualifies for the following reasons:

1. Approval of the HCP would result in minor or negligible effects on the Florida scrub-jay population as a whole. We do not anticipate significant direct or cumulative effects to the Florida scrub-jay population as a result of the construction project.

2. Approval of the HCP would not have adverse effects on known unique geographic, historic or cultural sites, or involve unique or unknown environmental risks.

3. Approval of the HCP would not result in any significant adverse effects on public health or safety.

4. The project does not require compliance with Executive Order 11988 (Floodplain Management), Executive Order 11990 (Protection of Wetlands), or the Fish and Wildlife Coordination Act, nor does it threaten to violate a Federal, State, local or tribal law or requirement imposed for the protection of the environment.

5. Approval of the Plan would not establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects.

We have determined that approval of the Plan qualifies as a categorical exclusion under the NEPA, as provided by the Department of the Interior Manual (516 DM 2, Appendix 1 and 516 DM 6, Appendix 1). Therefore, no further NEPA documentation will be prepared.

We will evaluate the HCP and comments submitted thereon to determine whether the application meets the requirements of section 10(a) of the Act. If it is determined that those requirements are met, the ITP will be issued for the incidental take of the Florida scrub-jay. We will also evaluate whether issuance of the section 10(a)(1)(B) ITP complies with section 7 of the Act by conducting an intra-Service section 7 consultation. The results of this consultation, in combination with the above findings, will be used in the final analysis to determine whether or not to issue the ITP.

Pursuant to the June 10, 2004, order in *Spirit of the Sage Council v. Norton*, Civil Action No. 98-1873 (D. D.C.), the Service is enjoined from approving new section 10(a)(1)(B) permits or related documents containing "No Surprises" assurances until such time as the Service adopts new permit revocation rules specifically applicable to section 10(a)(1)(B) permits in compliance with the public notice and comment requirements of the Administrative Procedure Act. This notice concerns a step in the review and processing of a section 10(a)(1)(B) permit and any subsequent permit issuance will be in accordance with the Court's order. Until such time as the Service's authority to issue permits with "No Surprises" assurances has been reinstated, the Service will not approve any incidental take permits or related documents that contain "No Surprises" assurances.

Dated: July 3, 2004.

**Mitch King,**

*Acting Regional Director, Southeast Region.*

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**BILLING CODE 4310-55-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

#### Notice of Intent To Prepare an Environmental Impact Statement for the Proposed Scotts Valley Band of Pomo Indians' Trust Acquisition and Casino Project, Contra Costa County, CA

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

**ACTION:** Notice.

**SUMMARY:** This notice advises the public that the Bureau of Indian Affairs (BIA) as lead agency, with the Scotts Valley Band of Pomo Indians (Band) as cooperating agency, intends to gather information necessary for preparing an Environmental Impact Statement (EIS)

for a proposed 29.87± acre trust acquisition and casino project to be located within unincorporated Contra Costa County, California. The purpose of the proposed action is to help provide for the economic development of the Band. This notice also announces a public scoping meeting to identify potential issues and content for inclusion in the EIS.

**DATES:** Written comments on the scope and implementation of this proposal must arrive by August 19, 2004. The public scoping meeting will be held August 4, 2004, from 6 p.m. to 9 p.m., or until the last public comment is received.

**ADDRESSES:** You may mail or hand carry written comments to Clay Gregory, Regional Director, Pacific Regional Office, Bureau of Indian Affairs, 2800 Cottage Way, Sacramento, California 95825. The public scoping meeting will be held at Richmond Memorial Auditorium, 403 Civic Center Plaza, Richmond, California.

**FOR FURTHER INFORMATION CONTACT:** William Allan, (916) 978-6043.

**SUPPLEMENTARY INFORMATION:** The Band proposes that 29.87± acres of land be taken into trust and that a casino, parking and other facilities supporting the casino be constructed on the trust acquisition property. The 29.87± acres encompasses 6 parcels of land located entirely within unincorporated Contra Costa County, California, contiguous with the city of Richmond. The project site is adjacent to Richmond Parkway and Parr Boulevard, and within 3 miles of Interstate 80. Regional access to the casino complex would be from Richmond Parkway via Interstate 80.

The Proposed Action includes the development of a 225,000± square foot, 30-foot tall casino complex, which would consist of a combination of uses including, but not limited to the following: a main gaming hall; food and beverage facilities, including a restaurant, buffet, food court and sports bar; an entertainment lounge; banking and administration facilities; and an event center. The proposed facility would also include approximately 1,200 surface parking stalls and 1,400 parking stalls located in a 3± level parking structure. Spaces for self-parking, valet parking, overflow parking, bus and RV parking, employee parking and executive parking would also be provided. Driveways along Parr Boulevard would provide access to the parking areas and the casino.

Areas of environmental concern to be addressed in the EIS include land use, geology and soils, water resources, agricultural resources, biological

resources, cultural resources, mineral resources, paleontological resources, traffic and transportation, noise, air quality, public health/environmental hazards, public services and utilities, hazardous waste and materials, socio-economics, environmental justice, and visual resources/ aesthetics. The range of issues addressed may be expanded based on comments received during the scoping process.

#### Public Comment Availability

Comments, including names and addresses of respondents, will be available for public review at the BIA address shown in the **ADDRESSES** section, during business hours, 8 a.m. to 4:30 p.m., Monday through Friday, except holidays. Individual respondents may request confidentiality. If you wish us to withhold your name and/or address from public review or from disclosure under the Freedom of Information Act, you must state this prominently at the beginning of your written comment. Such requests will be honored to the extent allowed by the law. We will not, however, consider anonymous comments. All submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, will be made available for public inspection in their entirety.

#### Authority

This notice is published in accordance with section 1503.1 of the Council on Environmental Quality Regulations (40 CFR Parts 1500 through 1508) implementing the procedural requirements of the National Environmental Policy Act of 1969, as amended (42 U.S.C. 4371 *et seq.*), and the Department of the Interior Manual (516 DM 1–6), and is in the exercise of authority delegated to the Principal Deputy Assistant Secretary—Indian Affairs by 209 DM 8.1.

Dated: July 15, 2004.

**Aurene M. Martin,**

*Principal Deputy Assistant Secretary—Indian Affairs.*

[FR Doc. 04–16583 Filed 7–19–04; 8:45 am]

**BILLING CODE 4310–W7–P**

## DEPARTMENT OF THE INTERIOR

### Minerals Management Service

#### Outer Continental Shelf, Pacific Region, Environmental Document Prepared for Nuevo Energy Company's Submarine Power Cable Repair Project

**AGENCY:** Minerals Management Service (MMS).

**ACTIONS:** Notice of Availability of Environmental Assessment (EA) and Finding of No Significant Impact (FONSI).

**SUMMARY:** The MMS prepared an EA for Nuevo Energy Company's Submarine Power Cable Repair Project and issued a FONSI pursuant to the requirements of the National Environmental Policy Act (NEPA).

**DATES:** MMS completed the EA and issued the FONSI on June 15, 2004.

**FOR FURTHER INFORMATION CONTACT:** Minerals Management Service, Pacific Region, 770 Paseo Camarillo, Camarillo, CA 93010, Mr. John Lane, telephone (805) 389–7820.

**SUPPLEMENTARY INFORMATION:** The MMS prepares EA's and FONSI's for Outer Continental Shelf (OCS) oil and gas exploration and development activities and other operations on the Pacific OCS. Nuevo Energy Company's power cable repair project involves replacing a segment (1,800 feet) of failed power cable that links OCS Platforms Henry and Hillhouse which are located offshore the County of Santa Barbara. The EA examines the potential environmental effects of the project and presents MMS's conclusions regarding the significance of those effects. The MMS prepares EA's to determine whether proposed projects constitute a major Federal action that significantly affects the quality of the human environment in the sense of NEPA 102(2)(C). A FONSI is prepared in those instances where the MMS finds that approval will not result in significant effects on the quality of the human environment. The FONSI briefly presents the basis for that finding and includes a summary or copy of the EA. This notice constitutes the public Notice of Availability of environmental documents required under the NEPA regulations.

Dated: June 24, 2004.

**Thomas A. Readinger,**

*Associate Director for Offshore Minerals Management.*

[FR Doc. 04–16443 Filed 7–19–04; 8:45 am]

**BILLING CODE 4310–MR–P**

## DEPARTMENT OF THE INTERIOR

### National Park Service

#### 60-Day Notice of Intention To Request Clearance of Collection of Information; Opportunity for Public Comment

**AGENCY:** National Park Service, the Department of Interior.

**ACTION:** Notice and request for comments.

**SUMMARY:** Under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. 3507 *et seq.*) and 5 CFR part 1320, the National Park Service (NPS) invites public comments on a submitted request to the Office of Management and Budget (OMB) to approve a revision of a currently approved collection (OMB# 1024–0038) associated with the Historic Preservation Fund (HPF) Grants to States program. NPS intends to request a new control number for these information collections in order to separate grant-related information collections from other information collections related to 36 CFR part 61, "Procedures for State, Tribal, and Local Government Historic Preservation Programs." In addition, some information collections had not been recognized previously as needing OMB approval because they were government-wide requirements using government-wide and OMB-approved forms/systems. Section 101(b) of the National Historic Preservation Act, as amended, (16 U.S.C. 470a(b) specifies the role of States in the national historic preservation program. Section 108 of the Act (16 U.S.C. 470(h) created the Historic Preservation Fund (HPF) to carry out the purposes of the Act. Section 101(e)(1) of the Act (16 U.S.C. 470a(e)) directs the Secretary of the Interior through the National Park Service to "administer a program of matching grants to the States for the purposes of carrying out" the Act. Each year Congress directs NPS to use part of the annual appropriation from the HPF for the State grant program. The purpose of the HPF State grants program is to assist States in carrying out their statutory role in the national historic preservation program. All 59 States, Territories, and the District of Columbia participate in the national historic preservation program. HPF grants to States are program grants; *i.e.*, each State selects its own HPF-eligible activities and projects. Each HPF grant to a State has two years of fund availability. At the end of the first year, NPS employs a "Use or Lose" policy to ensure efficient and effect use of the grant funds. NPS developed the program