

landowner will receive relief from any additional section 9 liability under the Act beyond that which exists at the time the agreement is signed ("regulatory baseline"). The property is currently maintained as fallow land, native rangeland, and irrigated pastureland and is bordered by other private lands and Federal lands owned by the Bureau of Land Management. At the present time, the property supports several active prairie dog burrows that comprise a small colony. Several unoccupied burrows also occur on the property. Foraging habitat and habitat that offers visual surveillance for the prairie dogs will be further enhanced by implementing a prescribed grazing plan, seeding to improve the forage quality for UPD, and installing irrigation improvements. Additionally, reintroduction of UPDs will occur on the property once the vegetation conditions have improved.

Habitat improvements will be occurring throughout the term of the agreement through managed grazing. The Cooperator will receive an ESP that authorizes implementation of the conservation actions and other provisions of this Agreement and authorizes incidental take of the covered species above the Cooperator's baseline responsibilities, as defined in SHA. The proposed SHA would become effective upon signature of the SHA and issuance of the permit, and would remain in effect for 15 years. The requested permit would remain in effect for 35 years. We have made the determination that the proposed activities described in the application and SHA will increase available prairie dog habitat and will potentially expand an existing active colony and allow successful establishment of a reintroduced colony of Utah prairie dogs on the Bagley property. The action is categorically excluded under the National Environmental Policy Act (NEPA). This notice is provided pursuant to section 10 of the Act, and the Service's Safe Harbor Policy (64 FR 32717).

The Service has evaluated the impacts of this action under the NEPA and determined that it warrants categorical exclusion as described in 516 DM 8, 8.5 C. (1). The Service will evaluate whether the issuance of the ESP complies with section 7 of the Act by conducting an intra-Service section 7 consultation on the issuance of the permit. The result of the biological opinion, in combination with the above finding and any public comments, will be used in the final analysis to determine whether or not to issue the requested ESP, pursuant to the

regulation that guide issuance of the type of permit.

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

Dated: January 11, 2007.

James J. Slack,

Deputy Regional Director, Denver, Colorado.

[FR Doc. E7-3360 Filed 2-26-07; 8:45 am]

BILLING CODE 4310-55-P

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

Safe Harbor Agreement and Receipt of Application for an Enhancement of Survival Permit Associated With the Restoration of Habitat for Utah Prairie Dogs on Private Land in Piute County, UT

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice of availability.

SUMMARY: Mr. Val Norman (Applicant/Cooperator) has applied to the Fish and Wildlife Service (Service) for an Enhancement of Survival Permit (ESP) for the Utah prairie dog (UPD) pursuant to section 10(a)(1)(A) of the Endangered Species Act of 1973, as amended (Act). This permit application includes a Safe Harbor Agreement (SHA) between the Applicant and the Service. The Service requests information, views, and opinions from the public via this notice. Further, the Service is soliciting information regarding the adequacy of the SHA as measured against the Service's Safe Harbor Policy and the regulations that implement it.

DATES: Written comments on the permit application must be received on or before March 29, 2007.

ADDRESSES: Persons wishing to review the SHA and the ESP application may obtain a copy by writing the Service's Mountain-Prairie Regional Office, Denver, Colorado. Documents also will be available for public inspection during normal business hours at the Regional Office, 134 Union Boulevard, Denver, Colorado 80228-1807, or the Utah Field Office, U.S. Fish and Wildlife Service, 2369 West Orton Circle, Suite 50, West Valley City, Utah 84119. Written data or comments concerning the SHA or ESP application should be submitted to the Regional office and must be in writing to be processed. Comments must be submitted in writing to be adequately considered in the Service's decision-making process. Please reference permit number TE131545-0 in your comments, or in the request for the documents discussed herein.

FOR FURTHER INFORMATION CONTACT: Pat Mehlhop, Regional Safe Harbor Coordinator (see Denver address above), telephone 303-236-4215, or Larry Crist, Utah Field Office Supervisor (see West Valley City address above), telephone 801-975-3330.

SUPPLEMENTARY INFORMATION: The UPD is the westernmost member of the genus *Cynomys*. The species' range, which is limited to the southwestern quarter of Utah, is the most restricted of all prairie dog species in the United States. Distribution of the UPD has been greatly reduced due to disease (plague), poisoning, drought, and human-related habitat alteration. Protection of this species and enhancement of its habitat on private land will benefit recovery efforts.

The primary objective of a SHA is to encourage voluntary conservation measures to benefit the species and the landowner. Through this agreement, the landowner will receive relief from any additional section 9 liability under the Act beyond that which exists at the time the agreement is signed ("regulatory baseline"). There are no buildings or residences on the property; however it is currently used to house hunting dogs in an enclosed area less than 0.4 hectare (1 acre) in size. The rest of the property is unused and is not currently suitable for livestock grazing due to the high density of invasive weeds. The property is bordered on four sides by private lands. At the present time, the property supports an active prairie dog colony with many unoccupied burrows. In addition, active UPD colonies are known to exist on private property east and south of the Norman property. Foraging habitat and habitat that offers visual surveillance for the prairie dogs will be further enhanced by implementing a prescribed grazing plan, seeding to improve the forage quality for UPD, and installing irrigation improvements.

Habitat improvements will occur throughout the term of the agreement through managed grazing. The Cooperator will receive an ESP that authorizes implementation of the conservation actions and other provisions of this Agreement and authorizes incidental take of the covered species above the Cooperator's baseline responsibilities, as defined in the SHA. The proposed SHA would become effective upon signature of the SHA and issuance of the permit, and would remain in effect for 15 years. The requested permit would remain in effect for 35 years. We have made the determination that the proposed activities described in the application

and SHA will increase available prairie dog habitat and will potentially expand an existing active colony of UPDs on the Norman property. The action is categorically excluded under the National Environmental Policy Act (NEPA). This notice is provided pursuant to section 10 of the Act, and the Service's Safe Harbor Policy (64 FR 32717).

The Service has evaluated the impacts of this action under the NEPA and determined that it warrants categorical exclusion as described in 516 DM 8, 8.5 C. (1). The Service will evaluate whether the issuance of the ESP complies with section 7 of the Act by conducting an intra-Service section 7 consultation on the issuance of the permit. The result of the biological opinion, in combination with the above finding and any public comments, will be used in the final analysis to determine whether or not to issue the requested ESP, pursuant to the regulation that guide issuance of the type of permit.

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

Dated: January 11, 2007.

James J. Slack,

Deputy Regional Director, Denver, Colorado.

[FR Doc. E7-3378 Filed 2-26-07; 8:45 am]

BILLING CODE 4310-55-P

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

Privacy Act of 1974, as Amended; Establishment of a New System of Records

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice of addition of a new system of records.

SUMMARY: The Department of the Interior (DOI), Bureau of Indian Affairs (BIA) is issuing public notice of its intent to add a new Privacy Act system of records to its inventory of records systems subject to the Privacy Act of 1974 (5 U.S.C. 552a). This action is necessary to meet the requirements of the Privacy Act to publish in the **Federal Register** notice of the existence and character of records systems maintained by the agency (5 U.S.C. 552a(e)(4)). The new Privacy Act system of records is entitled "Interior BIA-27: BIA Probate Files."

DATES: The proposed new system of records will become effective without further notice on April 9, 2007, unless comments received result in a contrary

determination. Under 5 U.S.C. 552a(e)(11), the public is provided a 30-day period in which to comment on the agency's intended use of the information in the system of records. The Office of Management and Budget (OMB), in its Circular A-130, requires an additional 10-day period in which OMB may comment (for a total of 40 days in which to make these comments). BIA will publish a subsequent notice if changes are made based on review of comments received.

ADDRESSES: Interested individuals may submit comments on this publication to Director, Special Projects Office, Western Regional Office, Bureau of Indian Affairs, 400 N. 5th Street, 10th Floor, Phoenix, AZ 85004, or fax to (602) 379-4005.

FOR FURTHER INFORMATION CONTACT: For information regarding BIA-27 Probate, contact Bill Titchywy, Director, Special Projects Office, Western Regional Office, Bureau of Indian Affairs, 400 N. 5th Street, 10th Floor, Phoenix, AZ 85004, (602) 379-4002.

SUPPLEMENTARY INFORMATION: This notice is published pursuant to the Privacy Act of 1974 (5 U.S.C. 552a(e)(4)) and is in exercise of authority delegated by the Secretary of the Interior to the Principal Deputy Assistant Secretary—Indian Affairs in 209 DM 8.1. This notice establishes the Privacy Act system of records entitled "Interior BIA-27: BIA Probate Files." The purpose of this system is to provide information on the types of records assembled in BIA for the purpose of processing a probate file and the categories of records associated with the probate program. BIA assembles and maintains these files with regard to any given probate of an estate of a decedent who owned trust or restricted Indian land, then provides the file to the Office of Hearings and Appeals for use in the adjudication process. The records include both hard copy and electronic copy, stored in software called ProTrac. The ProTrac software stores information related to individual Indian estates and allows BIA probate personnel to track information related to each estate and search the information during the probate process. ProTrac allows BIA probate personnel to obtain listings of deaths, obtain the status on any estate, and measure progress, correctness, and timeliness of work done on probate cases.

ProTrac is proposed to interface with both the Trust Asset and Accounting Management System (TAAMS) and the Trust Fund Accounting System (TFAS) to ensure that the information in ProTrac necessary for probate functions

is as up-to-date as possible and that information affected by probate in TAAMS and TFAS is updated.

Dated: February 7, 2007.

Michael D. Olsen,

Principal Deputy Assistant Secretary—Indian Affairs.

INTERIOR/BIA-27

SYSTEM NAME:

Bureau of Indian Affairs Probate Files.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

(1) Bureau of Indian Affairs Central Office, 1849 C Street, NW., MS 4641, MIB, Washington, DC 20240, and (2) Bureau of Indian Affairs Regional Offices at: Alaska, Eastern, Eastern Oklahoma, Great Plains, Midwest, Navajo, Northwest, Pacific, Rocky Mountain, Southern Plains, Southwest, and Western. (For a listing of specific locations, contact the System Manager.) These locations have access to the ProTrac software.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Individuals who are potential heirs, legatees, devisees, creditors, or parties interested in the estate of a decedent owning Indian land in trust or restricted status or who provide information to the BIA on the decedent.

CATEGORIES OF RECORDS IN THE SYSTEM:

Records in the system fall into the following categories:

- Originals or copies of all wills, codicils, and revocations, or other evidence that a will may exist;
- Social Security Numbers of the decedent, legatees, and probable heirs or devisees;
- The place(s) of enrollment and the tribal enrollment or census numbers of the decedent and potential heirs, legatees, or devisees;
- Current names and addresses of the decedent's potential heirs, legatees, and devisees;
- Any sworn statements regarding the decedent's family, including any statements of paternity or maternity;
- Any statements renouncing an interest in the estate including identification of the person or entity in whose favor the interest is renounced, if any;
- A list of known claims by creditors of the decedent against the estate and their addresses, including copies of any court judgments;
- Documents, certified if possible, from the appropriate authorities concerning the public record of the