

incidental take permit (ITP) application, and an environmental assessment (EA), which analyze the take of the following listed species incidental to activities conducted or permitted by the Applicant: The endangered Perdido Key beach mouse (*Peromyscus polionotus trissyllepsis*), threatened Loggerhead (*Caretta caretta*), endangered Green (*Chelonia mydas*), endangered Leatherback (*Dermochelys coriacea*), and endangered Kemp's Ridley (*Lepidochelys kempi*) sea turtles, and the threatened Piping Plover (*Charadrius melodus*). The Applicant requests a 30-year ITP under section 10(a)(1)(B) of the Act (16 U.S.C. 1531 *et seq.*), as amended. The Applicant's HCP describes the mitigation and minimization measures proposed to address the impacts to the species.

We specifically request information, views, and opinions from the public via this notice on our proposed Federal action, including identification of any other aspects of the human environment not already identified in the EA pursuant to National Environmental Policy Act (NEPA) regulations in the Code of Federal Regulations (CFR) at 40 CFR 1506.6. Further, we specifically solicit information regarding the adequacy of the HCP per 50 CFR parts 13 and 17.

The EA assesses the likely environmental impacts associated with the implementation of the activities, including the environmental consequences of the no-action alternative and the proposed action. The proposed action alternative is issuance of the ITP and implementation of the HCP as submitted by the Applicant. The HCP covers activities conducted or permitted by the Applicant, including private residential and commercial development activities as well as development and infrastructure improvements on Escambia County-owned lands. Avoidance, minimization and mitigation measures include: Informing the Perdido Key property owners of the sensitive nature of the habitat and listed species on Perdido Key by developing a public awareness program and brochure; siting a project to maximize the best habitat conservation and incorporating appropriate connectivity and buffers between developments; designing homes and other structures to reduce their vulnerability to storm damage; minimizing impervious surfaces; maximizing use of vegetation native to Perdido Key; developing and implementing guidelines to minimize disturbances to sea turtles, shorebirds, and their nests caused by the operation of official vehicles involved in public

safety, beach maintenance, law enforcement, HCP implementation, and other official business on Perdido Key; and implementing an effective monitoring program for all species covered by the ITP to identify and ameliorate factors impeding their recovery.

#### Public Comments

Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

If you wish to comment, you may submit comments by any one of several methods. Please reference TE46592A–0 in such comments. You may mail comments to the Fish and Wildlife Service's Regional Office (see **ADDRESSES**). You may also comment via the Internet to [david\\_dell@fws.gov](mailto:david_dell@fws.gov). Please include your name and return address in your internet message. If you do not receive a confirmation from us that we have received your Internet message, contact us directly at either telephone number listed under **FOR FURTHER INFORMATION CONTACT**.

Finally, you may hand-deliver comments to either of our offices listed under **ADDRESSES**.

#### Covered Area

Perdido Key, a barrier island 16.9 miles long, constitutes the entire historic range of the Perdido Key beach mouse. The area encompassed by the HCP and ITP application consists of privately owned and Escambia County-owned lands from Gulf Islands National Seashore to the Florida-Alabama state line.

#### Next Steps

We will evaluate the ITP application, including the HCP and any comments we receive, to determine whether the application meets the requirements of section 10(a)(1)(B) of the Act. We will also evaluate whether issuance of a section 10(a)(1)(B) ITP complies with section 7 of the Act by conducting an intra-Service section 7 consultation. We will use the results of this consultation, in combination with the above findings, in our final analysis to determine whether or not to issue the ITP. If we determine that the requirements are met, we will issue the ITP for the incidental take of Perdido Key beach

mouse, Loggerhead, Green, Leatherback and Kemp's Ridley sea turtles and the Piping Plover.

#### Authority

We provide this notice under section 10 of the Act (16 U.S.C. 1531 *et seq.*) and NEPA regulations (40 CFR 1506.6).

Dated: August 6, 2012.

**Mark J. Musaus,**

*Acting Regional Director.*

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## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[LLWYP00000–L51100000–GA0000–LVEMK09CK350; WYW173360 and WYW180711]

### Notice of Availability of the Record of Decision for the South Gillette Area Maysdorf II Coal Lease-by-Application and Environmental Impact Statement, Wyoming

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

**ACTION:** Notice of availability.

**SUMMARY:** In accordance with the National Environmental Policy Act of 1969, the Bureau of Land Management (BLM) announces the availability of the Record of Decision (ROD) for the Maysdorf II Coal Lease-by-Application (LBA) included in the South Gillette Area Coal Lease Applications Final Environmental Impact Statement (EIS).

**ADDRESSES:** The document is available electronically on the following Web site: <http://www.blm.gov/wy/st/en/info/NEPA/documents/hpd/SouthGillette.html>. Paper copies of the ROD are also available at the following BLM office locations:

- Bureau of Land Management, Wyoming State Office, 5353 Yellowstone Road, Cheyenne, Wyoming 82009; and
- Bureau of Land Management, Wyoming High Plains District Office, 2987 Prospector Drive, Casper, Wyoming 82604.

**FOR FURTHER INFORMATION CONTACT:** Ms. Kathy Muller Ogle, Coal Program Coordinator, at 307–775–6206, or Ms. Teresa Johnson, EIS Project Manager, at 307–261–7510. Ms. Ogle's office is located at the BLM Wyoming State Office, 5353 Yellowstone Road, Cheyenne, Wyoming 82009. Ms. Johnson's office is located at the BLM Wyoming High Plains District Office, 2987 Prospector Drive, Casper, Wyoming 82604. Persons who use a

telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 to contact the above individuals during normal business hours. The FIRS is available 24 hours a day, 7 days a week, to leave a message or question with the above individuals. You will receive a reply during normal business hours.

**SUPPLEMENTARY INFORMATION:** The ROD covered by this Notice of Availability (NOA) is for the Maysdorf II Coal Tract and addresses leasing Federal coal in Campbell County, Wyoming, administered by the BLM Wyoming High Plains District Office. The BLM approves Alternative 3, the preferred alternative for this LBA in the South Gillette Area Coal Final EIS. Under Alternative 3, the Maysdorf II coal LBA area, as modified by the BLM, will be divided into two separate LBA tracts referred to as the Maysdorf II North Tract and the Maysdorf II South Tract. The Maysdorf II North Tract (WYW173360), as modified by the BLM, includes 1,338.37 acres, more or less, and contains an estimated 167 million tons of in-place Federal coal reserves. The Maysdorf II South Tract (WYW180711), as modified by the BLM, includes 2,305.90 acres, more or less, and contains an estimated 271 million tons of in-place Federal coal reserves. The BLM will announce two competitive coal lease sales in the **Federal Register** at a later date. The Environmental Protection Agency published a **Federal Register** notice announcing the Final EIS was publicly available on August 21, 2009 (74 FR 42295). This decision is subject to appeal to the Interior Board of Land Appeals (IBLA), as provided in 43 CFR part 4, within thirty (30) days from the date of publication of this NOA in the **Federal Register**. The ROD contains instructions for filing an appeal with the IBLA.

Mary E. Trautner,  
Acting State Director.

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## DEPARTMENT OF THE INTERIOR

### National Park Service

[NPS-WASO-CR-HPS-11148;2255-686]

#### Proposed Information Collection; Historic Preservation Certification Application

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

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

**SUMMARY:** We (National Park Service) will ask the Office of Management and Budget (OMB) to approve the information collection (IC) described below. To comply with the Paperwork Reduction Act of 1995 and as a part of our continuing efforts to reduce paperwork and respondent burden, we invite the general public and other Federal agencies to comment on this IC. This IC is scheduled to expire on March 31, 2013. We may not conduct or sponsor and a person is not required to respond to a collection unless it displays a currently valid OMB control number.

**DATES:** Please submit your comment on or before October 29, 2012.

**ADDRESSES:** Please send your comments on the IC to Michael J. Auer, NPS Heritage Preservation Services, 1849 C St. NW. (2255), Washington, DC 20240; via fax at 202/371-1616; or via email at [michael\\_auer@nps.gov](mailto:michael_auer@nps.gov). Please reference "1024-0009, Historic Preservation Certification Application—36 CFR Part 67" in the subject line of your comments.

**FOR FURTHER INFORMATION CONTACT:** Michael J. Auer, NPS Heritage Preservation Services, 1849 C St. NW. (2255), Washington, DC 20240. You may send an email to [michael\\_auer@nps.gov](mailto:michael_auer@nps.gov) or contact him by telephone at (202) 354-2031 or via fax at (202) 371-1616.

#### SUPPLEMENTARY INFORMATION:

##### I. Abstract

Section 47 of the Internal Revenue Code requires that the Secretary of the Interior certify to the Secretary of the Treasury upon application by owners of historic properties for Federal tax benefits: (a) The historic character of the property, and (b) that the rehabilitation work is consistent with that historic character. The NPS administers the program with the Internal Revenue Service. The NPS uses the Historic Preservation Certification Application to evaluate the condition and historic significance of buildings undergoing rehabilitation for continued use, and to evaluate whether the rehabilitation work meets the Secretary of the Interior's Standards for Rehabilitation. The Department of the Interior regulation 36 CFR part 67 contains a requirement for completion of an application form. The information required on the application form is needed to allow the authorized officer to determine if the applicant is qualified to obtain historic preservation certifications from the Secretary of the Interior. These certifications are necessary in order for an applicant to receive substantial Federal tax

incentives authorized by Section 47 of the Internal Revenue Code. These incentives include 20% Federal income tax credit for the rehabilitation of historic buildings and an income tax deduction for the donation of easements on historic properties. The Internal Revenue Code also provides 10% Federal income tax credit for the rehabilitation of non-historic buildings built before 1936, and owners of non-historic buildings in historic districts must also use the application to obtain a certification from the Secretary of the Interior that their building does not contribute to the significance of the historic district before they claim this lesser tax credit for rehabilitation.

##### II. Data

*OMB Control Number:* 1024-0009.

*Title:* Historic Preservation Certification Application—36 CFR Part 67.

*Form(s):* 10-168, Historic Preservation Certification Application (HPCA); 10-168a, Description of Rehabilitation; 10-168b, Continuation/Amendment Sheet; 10-168c, Certification of Completed Work.

*Type of Request:* Extension of a previously approved collection of information.

*Description of Respondents:* Individuals or households, businesses, and other for profit entities.

*Respondent's Obligation:* Required to obtain or retain benefits.

*Frequency of Collection:* One per respondent.

*Estimated Number of Annual Respondents:* 5,578.

*Completion Time per Response:* Completion times vary from 0.5 hours to 39.8 hours.

*Estimated Total Annual Burden Hours:* 25,798.

##### III. Comments

We invite comments concerning this IC on:

- Whether or not the collection of information is necessary, including whether or not the information will have practical utility;
- The accuracy of our estimate of the burden for this collection of information;
- Ways to enhance the quality, utility, and clarity of the information to be collected; and
- Ways to minimize the burden of the collection of information on respondents.

Please note that the comments submitted in response to this notice are a matter of public record. Before including your address, phone number, email address, or other personal