

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

[Docket No. FR-6001-N-11]

**60-Day Notice of Proposed Information Collection: Compliance Inspection Report and Mortgagee's Assurance of Completion**

**AGENCY:** Office of the Assistant Secretary for Housing—Federal Housing Commissioner, HUD.

**ACTION:** Notice.

**SUMMARY:** HUD is seeking approval from the Office of Management and Budget (OMB) for the information collection described below. In accordance with the Paperwork Reduction Act, HUD is requesting comment from all interested parties on the proposed collection of information. The purpose of this notice is to allow for 60 days of public comment.

**DATES:** *Comments Due Date:* June 20, 2017.

**ADDRESSES:** Interested persons are invited to submit comments regarding this proposal. Comments should refer to the proposal by name and/or OMB Control Number and should be sent to: Colette Pollard, Reports Management Officer, QDAM, Department of Housing and Urban Development, 451 7th Street SW., Room 4176, Washington, DC 20410-5000; telephone 202-402-3400 (this is not a toll-free number) or email at [Colette.Pollard@hud.gov](mailto:Colette.Pollard@hud.gov) for a copy of the proposed forms or other available information. Persons with hearing or speech impairments may access this number through TTY by calling the toll-free Federal Relay Service at (800) 877-8339.

**FOR FURTHER INFORMATION CONTACT:** Cheryl Walker, Director, Home Valuation Policy Division, Department of Housing and Urban Development, 451 7th Street SW., Washington, DC 20410; email at [Cheryl.B.Walker@hud.gov](mailto:Cheryl.B.Walker@hud.gov) or telephone 202-708-2121, x6880. This is not a toll-free number. Persons with hearing or speech impairments may access this number through TTY by calling the toll-free Federal Relay Service at (800) 877-8339. Copies of available documents submitted to OMB may be obtained from Ms. Pollard.

**SUPPLEMENTARY INFORMATION:** This notice informs the public that HUD is seeking approval from OMB for the information collection described in Section A.

**A. Overview of Information Collection**

*Title of Information Collection:* Compliance Inspection Report and Mortgagee's Assurance of Completion.  
*OMB Approval Number:* 2502-0189.

*Type of Request:* Extension of currently approved collection.

*Form Numbers:* HUD 92051, HUD-92300.

*Description of the need for the information and proposed use:* Accurate and thorough property information is critical to the accuracy of underwriting for the mortgage insurance process. This information collection is needed to ensure newly built homes financed with FHA mortgage insurance are constructed in accordance with acceptable building standards and that deficiencies found in newly constructed and existing dwellings are corrected.

*Respondents:* Business or other-for-profit.

*Estimated Number of Respondents:* 4,674.

*Estimated Number of Responses:* 26,969.

*Frequency of Response:* On occasion.

*Average Hours per Response:* .175.

*Total Estimated Burdens:* 4,720.

**B. Solicitation of Public Comment**

This notice is soliciting comments from members of the public and affected parties concerning the collection of information described in Section A on the following: (1) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (2) The accuracy of the agency's estimate of the burden of the proposed collection of information; (3) Ways to enhance the quality, utility, and clarity of the information to be collected; and (4) Ways to minimize the burden of the collection of information on those who are to respond; including through the use of appropriate automated collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

HUD encourages interested parties to submit comment in response to these questions.

**C. Authority**

Section 3507 of the Paperwork Reduction Act of 1995, 44 U.S.C. Chapter 35.

Dated: March 23, 2017.

**Genger Charles,**

*General Deputy Assistant Secretary for Housing.*

[FR Doc. 2017-08131 Filed 4-20-17; 8:45 am]

**BILLING CODE 4210-67-P**

**DEPARTMENT OF THE INTERIOR****Bureau of Indian Affairs**

[177A2100DD/AAKC001030/  
AOA501010999900]

**Rate Adjustments for Indian Irrigation Projects**

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

**ACTION:** Notice of proposed rate adjustments.

**SUMMARY:** The Bureau of Indian Affairs (BIA) owns, or has an interest in, irrigation projects located on or associated with various Indian reservations throughout the United States. We are required to establish irrigation assessment rates to recover the costs to administer, operate, maintain, and rehabilitate these projects. We request your comments on the proposed rate adjustments.

**DATES:** Interested parties may submit comments on the proposed rate adjustments on or before June 20, 2017.

**ADDRESSES:** All comments on the proposed rate adjustments must be in writing and addressed to: Yulan Jin, Chief, Division of Water and Power, Office of Trust Services, Mail Stop 4637-MIB, 1849 C Street NW., Washington, DC 20240, Telephone (202) 219-0941.

**FOR FURTHER INFORMATION CONTACT:** For details about a particular irrigation project, please use the tables in the **SUPPLEMENTARY INFORMATION** section to contact the regional or local office where the project is located.

**SUPPLEMENTARY INFORMATION:** The first table in this notice provides contact information for individuals who can give further information about the irrigation projects covered by this notice. The second table provides the current 2016 irrigation assessment rates, the proposed rates for Calendar Year (CY) 2017, and proposed rates for subsequent years where these rates are available.

**What is the meaning of the key terms used in this notice?**

In this notice:

*Administrative costs* mean all costs we incur to administer our irrigation projects at the local project level and is a cost factor included in calculating your operation and maintenance assessment. Costs incurred at the local project level do not normally include Agency, Region, or Central Office costs unless we state otherwise in writing.

*Assessable acre* means lands designated by us to be served by one of

our irrigation projects, for which we collect assessments in order to recover costs for the provision of irrigation service. (See *total assessable acres*.)

*BIA* means the Bureau of Indian Affairs.

*Bill* means our statement to you of the assessment charges and/or fees you owe the United States for administration, operation, maintenance, and/or rehabilitation. The date we mail or hand-deliver your bill will be stated on it.

*Costs* means the costs we incur for administration, operation, maintenance, and rehabilitation to provide direct support or benefit to an irrigation facility. (See administrative costs, operation costs, maintenance costs, and rehabilitation costs.)

*Customer* means any person or entity to whom or to which we provide irrigation service.

*Due date* is the date on which your bill is due and payable. This date will be stated on your bill.

*I, me, my, you and your* means all persons or entities that are affected by this notice.

*Irrigation project* means a facility or portion thereof for the delivery, diversion, and storage of irrigation water that we own or have an interest in, including all appurtenant works. The term "irrigation project" is used interchangeably with irrigation facility, irrigation system, and irrigation area.

*Irrigation service* means the full range of services we provide customers of our irrigation projects. This includes our activities to administer, operate, maintain, and rehabilitate our projects in order to deliver water.

*Maintenance costs* means costs we incur to maintain and repair our irrigation projects and associated equipment and is a cost factor included in calculating your operation and maintenance assessment.

*Operation and maintenance (O&M) assessment* means the periodic charge you must pay us to reimburse costs of administering, operating, maintaining, and rehabilitating irrigation projects consistent with this notice and our supporting policies, manuals, and handbooks.

*Operation or operating costs* means costs we incur to operate our irrigation projects and equipment and is a cost factor included in calculating your O&M assessment.

*Past due bill* means a bill that has not been paid by the close of business on the 30th day after the due date as stated on the bill. Beginning on the 31st day after the due date, we begin assessing additional charges accruing from the due date.

*Rehabilitation costs* means costs we incur to restore our irrigation projects or features to original operating condition or to the nearest state which can be achieved using current technology and is a cost factor included in calculating your O&M assessment.

*Responsible party* means an individual or entity that owns or leases land within the assessable acreage of one of our irrigation projects and is responsible for providing accurate information to our billing office and paying a bill for an annual irrigation rate assessment.

*Total assessable acres* means the total acres served by one of our irrigation projects.

*Water delivery* is an activity that is part of the irrigation service we provide our customers when water is available.

*We, us, and our* means the United States Government, the Secretary of the Interior, the BIA, and all who are authorized to represent us in matters covered under this notice.

#### **Does this notice affect me?**

This notice affects you if you own or lease land within the assessable acreage of one of our irrigation projects or if you have a carriage agreement with one of our irrigation projects.

#### **Where can I get information on the regulatory and legal citations in this notice?**

You can contact the appropriate office(s) stated in the tables for the irrigation project that serves you, or you can use the Internet site for the Government Printing Office at <http://www.gpo.gov>.

#### **Why are you publishing this notice?**

We are publishing this notice to inform you that we propose to adjust our irrigation assessment rates. This notice is published in accordance with the BIA's regulations governing its operation and maintenance of irrigation projects, found at 25 CFR part 171. This regulation provides for the establishment and publication of the proposed rates for annual irrigation assessments as well as related information about our irrigation projects.

#### **What authorizes you to issue this notice?**

Our authority to issue this notice is vested in the Secretary of the Interior by 5 U.S.C. 301 and the Act of August 14, 1914 (38 Stat. 583; 25 U.S.C. 385). The Secretary has in turn delegated this authority to the Assistant Secretary—Indian Affairs under Part 209, Chapter

8.1A, of the Department of the Interior's Departmental Manual.

#### **When will you put the rate adjustments into effect?**

We will put the rate adjustments into effect for the CY 2017 and subsequent years where applicable.

#### **How do you calculate irrigation rates?**

We calculate annual irrigation assessment rates in accordance with 25 CFR part 171.500 by estimating the annual costs of operation and maintenance at each of our irrigation projects and then dividing by the total assessable acres for that particular irrigation project. The result of this calculation for each project is stated in the rate table in this notice.

#### **What kinds of expenses do you consider in determining the estimated annual costs of operation and maintenance?**

Consistent with 25 CFR part 171.500, these expenses include the following:

(a) Salary and benefits for the project engineer/manager and project employees under the project engineer/manager's management or control;

(b) Materials and supplies;

(c) Vehicle and equipment repairs;

(d) Equipment costs, including lease fees;

(e) Depreciation;

(f) Acquisition costs;

(g) Maintenance of a reserve fund available for contingencies or emergency costs needed for the reliable operation of the irrigation facility infrastructure;

(h) Maintenance of a vehicle and heavy equipment replacement fund;

(i) Systematic rehabilitation and replacement of project facilities;

(j) Carriage Agreements for the transfer of project water through irrigation facilities owned by others.

(k) Any water storage fees for non-BIA-owned reservoirs, as applicable,

(l) Contingencies for unknown costs and omitted budget items; and

(m) Other expenses we determine necessary to properly perform the activities and functions characteristic of an irrigation project.

#### **When should I pay my irrigation assessment?**

We will mail or hand-deliver your bill notifying you (a) the amount you owe to the United States and (b) when such amount is due. If we mail your bill, we will consider it as being delivered no later than 5 business days after the day we mail it. You should pay your bill by the due date stated on the bill.

**What information must I provide for billing purposes?**

All responsible parties are required to provide the following information to the billing office associated with the irrigation project where you own or lease land within the project's assessable acreage or to the billing office associated with the irrigation project with which you have a carriage agreement:

- (1) The full legal name of person or entity responsible for paying the bill;
- (2) An adequate and correct address for mailing or hand delivering our bill; and
- (3) The taxpayer identification number or social security number of the person or entity responsible for paying the bill.

**Why are you collecting my taxpayer identification number or social security number?**

Public Law 104-134, the Debt Collection Improvement Act of 1996, requires that we collect the taxpayer identification number or social security number before billing a responsible party and as a condition to servicing the account.

**What happens if I am a responsible party but I fail to furnish the information required to the billing office responsible for the irrigation project within which I own or lease assessable land or for which I have a carriage agreement?**

If you are late paying your bill because of your failure to furnish the

required information listed above, you will be assessed interest and penalties as provided below, and your failure to provide the required information will not provide grounds for you to appeal your bill or any penalties assessed.

**What can happen if I do not provide the information required for billing purposes?**

We can refuse to provide you irrigation service.

**If I allow my bill to become past due, could this affect my water delivery?**

Yes. 25 CFR 171.545(a) states: "We will not provide you irrigation service until: (1) Your bill is paid; or (2) You make arrangement for payment pursuant to § 171.550 of this part." If we do not receive your payment before the close of business on the 30th day after the due date stated on your bill, we will send you a past due notice. This past due notice will have additional information concerning your rights. We will consider your past due notice as delivered no later than 5 business days after the day we mail it. We follow the procedures provided in 31 CFR 901.2, "Demand for Payment," when demanding payment of your past due bill.

**Are there any additional charges if I am late paying my bill?**

Yes. We will assess you interest on the amount owed, using the rate of interest established annually by the Secretary of the United States Treasury (Treasury) to calculate what you will be

assessed. You will not be assessed this charge until your bill is past due. However, if you allow your bill to become past due, interest will accrue from the original due date, not the past due date. Also, you will be charged an administrative fee of \$12.50 for each time we try to collect your past due bill. If your bill becomes more than 90 days past due, you will be assessed a penalty charge of 6 percent per year, which will accrue from the date your bill initially became past due. Pursuant to 31 CFR 901.9, "Interest, penalties and administrative costs," as a Federal agency, we are required to charge interest, penalties, and administrative costs in accordance with 31 U.S.C. 3717.

**What else will happen to my past due bill?**

If you do not pay your bill or make payment arrangements to which we agree, we are required to send your past due bill to the Treasury for further action. Under the provisions of 31 CFR 901.1, "Aggressive agency collection activity," Federal agencies should consider referring debts that are less than 180 days delinquent, and we must send any unpaid annual irrigation assessment bill to Treasury no later than 180 days after the original due date of the bill.

**Who can I contact for further information?**

The following tables are the regional and project/agency contacts for our irrigation facilities.

Project name	Project/agency contacts
<b>Northwest Region Contacts</b>	
Stanley Speaks, Regional Director, Bureau of Indian Affairs, Northwest Regional Office, 911 N.E. 11th Avenue, Portland, OR 97232-4169, Telephone: (503) 231-6702.	
Flathead Irrigation Project .....	Peter Plant, Acting Superintendent, Pete Plant, Irrigation Project Manager, P.O. Box 40, Pablo, MT 59855, Telephones: (406) 675-2700 ext. 1300 Superintendent, (406) 745-2661 ext. 2 Project Manager.
Fort Hall Irrigation Project .....	David Bollinger, Irrigation Project Manager, Building #2 Bannock Ave, Fort Hall, ID 83203-0220, Telephone: (208) 238-6264.
Wapato Irrigation Project .....	David Shaw, Superintendent, Larry Nelson, Acting Project Administrator, P.O. Box 220, Wapato, WA 98951-0220, Telephone: (509) 865-2421 Superintendent, (509) 877-3155 Acting Project Administrator.
<b>Rocky Mountain Region Contacts</b>	
Darryl LaCounte, Regional Director, Bureau of Indian Affairs, Rocky Mountain Regional Office, 2021 4th Avenue North, Billings, MT 59101, Telephone: (406) 247-7943.	
Blackfeet Irrigation Project .....	Thedis Crowe, Superintendent, Greg Tatsey, Irrigation Project Manager, Box 880, Browning, MT 59417, Telephones: (406) 338-7544, Superintendent, (406) 338-7519, Irrigation Project Manager.
Crow Irrigation Project .....	Vianna Stewart, Superintendent, John Anevski, Acting Irrigation Project Manager, P.O. Box 69, Crow Agency, MT 59022, Telephones: (406) 638-2672, Superintendent, (406) 247-7998, Acting Irrigation Project Manager.
Fort Belknap Irrigation Project .....	John St. Pierre, Superintendent, Vacant, Irrigation Project Manager, (Project operations & maintenance contracted to Tribes), R.R.1, Box 980, Harlem, MT 59526, Telephones: (406) 353-2901, Superintendent, (406) 353-8454, Irrigation Project Manager (Tribal Office).
Fort Peck Irrigation Project .....	Howard Beemer, Superintendent, Huber Wright, Acting Irrigation Project Manager, P.O. Box 637, Poplar, MT 59255, Telephones: (406) 768-5312, Superintendent, (406) 653-1752, Irrigation Project Manager.

Project name	Project/agency contacts
Wind River Irrigation Project .....	Norma Gourneau, Superintendent, John Anevski, Acting Irrigation Project Manager, P.O. Box 158, Fort Washakie, WY 82514, Telephones: (307) 332-7810, Superintendent, (406) 247-7998, Acting Irrigation Project Manager.

**Southwest Region Contacts**

William T. Walker, Regional Director, Bureau of Indian Affairs, Southwest Regional Office, 1001 Indian School Road, Albuquerque, NM 87104, Telephone: (505) 563-3100.

Pine River Irrigation Project .....	Priscilla Bancroft, Superintendent, Vickie Begay, Irrigation Project Manager, P.O. Box 315, Ignacio, CO 81137-0315, Telephones: (970) 563-4511, Superintendent, (970) 563-9484, Irrigation Project Manager.
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**Western Region Contacts**

Bryan Bowker, Regional Director, Bureau of Indian Affairs, Western Regional Office, 2600 N. Central Ave., 4th Floor Mailroom, Phoenix, AZ 85004, Telephone: (602) 379-6600.

Colorado River Irrigation Project ....	Kellie Youngbear, Superintendent, Gary Colvin, Irrigation Project Manager, 12124 1st Avenue, Parker, AZ 85344, Telephone: (928) 669-7111.
Duck Valley Irrigation Project .....	Joseph McDade, Superintendent, (Project operations & management compacted to Tribes), 2719 Argent Ave., Suite 4, Gateway Plaza, Elko, NV 89801, Telephone: (775) 738-5165, (208) 759-3100, (Tribal Office).
Yuma Project, Indian Unit .....	Denni Shields, Superintendent, 256 South Second Avenue, Suite D, Yuma, AZ 85364, Telephone: (928) 782-1202.
San Carlos Irrigation Project, Indian Works and Joint Works.	Ferris Begay, Project Manager, Clarence Begay, Irrigation Manager, 13805 N. Arizona Boulevard, Coolidge, AZ 85128, Telephone: (520) 723-6225.
Uintah Irrigation Project .....	Bart Stevens Superintendent, Ken Asay, Irrigation System Manager, P.O. Box 130, Fort Duchesne, UT 84026, Telephone: (435) 722-4300, (435) 722-4344.
Walker River Irrigation Project .....	Robert Eben, Superintendent, 311 E. Washington Street, Carson City, NV 89701, Telephone: (775) 887-3500.

**What irrigation assessments or charges are proposed for adjustment by this notice?**

The rate table below contains the current rates for all irrigation projects

where we recover costs of administering, operating, maintaining, and rehabilitating them. The table also contains the proposed rates for the CY 2017 and subsequent years where

applicable. An asterisk immediately following the rate category notes the irrigation projects where rates are proposed for adjustment.

Project name	Rate category	Final 2016 rate	Final 2017 rate	Proposed 2018 rate**
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**Northwest Region Rate Table**

Flathead Irrigation Project (See Note #1) .....	Basic per acre—A .....	\$26.00	\$26.00	\$33.50
	Basic per acre—B .....	13.00	13.00	16.75
	Minimum Charge per tract .....	75.00	75.00	75.00

Project name	Rate category	Final 2016 rate	Proposed 2017 rate
Fort Hall Irrigation Project .....	Basic per acre *	\$52.00	\$54.00
	Minimum Charge per tract *	37.00	38.50
Fort Hall Irrigation Project—Minor Units .....	Basic per acre *	31.00	32.50
	Minimum Charge per tract *	37.00	38.50
Fort Hall Irrigation Project—Michaud .....	Basic per acre *	55.00	57.50
	Pressure per acre *	83.00	88.50
	Minimum Charge per tract *	37.00	38.50
Wapato Irrigation Project—Toppenish/Simcoe Units .....	Minimum Charge per bill .....	25.00	25.00
	Basic per acre .....	25.00	25.00
Wapato Irrigation Project—Ahtanum Units .....	Minimum Charge per bill .....	30.00	30.00
	Basic per acre .....	30.00	30.00
Wapato Irrigation Project—Satus Unit .....	Minimum Charge per bill .....	79.00	79.00
	“A” Basic per acre .....	79.00	79.00
Wapato Irrigation Project—Additional Works .....	“B” Basic per acre .....	85.00	85.00
	Minimum Charge per bill .....	78.00	80.00
Wapato Irrigation Project—Water Rental .....	Basic per acre *	78.00	80.00
	Minimum Charge .....	86.00	86.00
	Basic per acre .....	86.00	86.00

**Rocky Mountain Region Rate Table**

Blackfeet Irrigation Project .....	Basic-per acre .....	20.00	20.00
Crow Irrigation Project—Willow Creek O&M (includes Agency, Lodge Grass #1, Lodge Grass #2, Reno, Upper Little Horn, and Forty Mile Units).	Basic-per acre *	26.00	28.00
Crow Irrigation Project—All Others (includes Bighorn, Soap Creek, and Pryor Units).	Basic-per acre *	26.00	28.00

Project name	Rate category	Final 2016 rate	Proposed 2017 rate
Crow Irrigation Project—Two Leggins Unit .....	Basic-per acre .....	14.00	14.00
Crow Irrigation Two Leggins Drainage District .....	Basic-per acre .....	2.00	2.00
Fort Belknap Irrigation Project .....	Basic-per acre .....	16.00	16.00
Fort Peck Irrigation Project .....	Basic-per acre * .....	26.00	26.50
Wind River Irrigation Project—Units 2, 3 and 4 .....	Basic-per acre * .....	22.50	23.50
Wind River Irrigation Project—Unit 6 .....	Basic-per acre .....	21.00	21.00
Wind River Irrigation Project—LeClair District (See Note #2) .....	Basic-per acre .....	47.00	47.00
Wind River Irrigation Project—Crow Heart Unit .....	Basic-per acre * .....	15.50	15.75
Wind River Irrigation Project—A Canal Unit .....	Basic-per acre * .....	15.50	15.75
Wind River Irrigation Project—Riverton Valley Irrigation District .....	Basic-per acre * .....	26.00	30.65

**Southwest Region Rate Table**

Pine River Irrigation Project .....	Minimum Charge per tract .....	50.00	50.00
	Basic-per acre * .....	18.00	19.00

**Western Region Rate Table**

Colorado River Irrigation Project .....	Basic per acre up to 5.75 acre-feet .....	54.00	54.00
	Excess Water per acre-foot over 5.75 acre-feet. .....	17.00	17.00
Duck Valley Irrigation Project .....	Basic per acre .....	5.30	5.30
Yuma Project, Indian Unit (See Note #3) .....	Basic per acre up to 5.0 acre-feet * .....	113.00	(1)
	Excess Water per acre-foot over 5.0 acre-feet * .....	24.50	27.50
	Basic per acre up to 5.0 acre-feet (Ranch 5) * .....	113.00	(1)

<sup>1</sup> To be determined.

Project name	Rate category	Final 2016 rate	Final 2017 rate	Proposed 2018 rate **
San Carlos Irrigation Project (Joint Works) (See Note #4).	Basic per acre * .....	\$30.00 .....	\$25.00 .....	\$27.90.
	Proposed 2017 Construction Water Rate Schedule			
		Off project construction	On project construction—gravity water	On project construction—pump water
	Administrative Fee .....	\$300.00 .....	\$300.00 .....	\$300.00.
	Usage Fee .....	\$250.00 per month .....	No Fee .....	\$100.00 per acre foot.
	Excess Water Rate † .....	\$5.00 per 1,000 gal .....	No Charge .....	No Charge.

† The excess water rate applies to all water used in excess of 50,000 gallons in any one month.

Project name	Rate category	Final 2016 rate	Proposed 2017 rate
San Carlos Irrigation Project (Indian Works) (See Note #5) .....	Basic per acre .....	\$81.00	\$81.00
Uintah Irrigation Project .....	Basic per acre .....	18.00	18.00
	Minimum Bill .....	25.00	25.00
Walker River Irrigation Project .....	Basic per acre .....	31.00	31.00

\* Notes irrigation projects where rates are proposed for adjustment.

\*\* The requirement for a proposed 2018 Rate is only applicable to the Flathead and San Carlos Irrigation Projects due to their specific billing requirements.

**Note #1: Federal Register** Notice published August 5, 2016 established the proposed 2017 rate for the Flathead Irrigation Project (81 FR 51927) (no comments were received to the proposed notice, proposed rate will be issued as final). This notice proposes the 2018 rate for the Flathead Irrigation Project.

**Note #2:** The O&M rate varies yearly based upon the budget submitted by the LeClair District.

**Note #3:** The O&M rate for the Yuma Project, Indian Unit has two components. The first component is the O&M rate established by the Bureau of Reclamation (BOR), the owner and operator of the Project. The BOR rate for 2017 is to be determined. The second component is for the O&M rate established by BIA to cover administrative costs including billing and collections for the Project. The 2017 BIA rate is proposed to be \$3.50/acre.

**Note #4:** The construction water rate schedule proposes the fees assessed for use of irrigation water for non-irrigation purposes.

A separate proposed **Federal Register** Notice will establish the final 2017 rate for the SCIP-JW. This notice proposes the 2018 rate for the SCIP-JW.

**Note #5:** The proposed 2017 O&M rate for the San Carlos Irrigation Project—Indian Works has three components. The first component is the O&M rate established by the San Carlos Irrigation Project—Indian Works, the owner and operator of the Project; this rate is proposed to be \$50 per acre. The second component is for the O&M rate established by the San Carlos Irrigation Project—Joint Works and is determined to be \$25.00 per acre. The third component is the O&M rate established by the San Carlos Irrigation Project Joint Control Board and is proposed to be \$6 per acre.

### Consultation and Coordination With Tribal Governments (Executive Order 13175)

To fulfill its consultation responsibility to tribes and tribal organizations, BIA communicates, coordinates, and consults on a continuing basis with these entities on issues of water delivery, water availability, and costs of administration, operation, maintenance, and rehabilitation of projects that concern them. This is accomplished at the individual irrigation project by project, agency, and regional representatives, as appropriate, in accordance with local protocol and procedures. This notice is one component of our overall coordination and consultation process to provide notice to, and request comments from, these entities when we adjust irrigation assessment rates. The Department of the Interior strives to strengthen its government-to-government relationship with Indian Tribes through a commitment to consultation with Indian Tribes and recognition of their right to self-governance and Tribal sovereignty. We have evaluated this notice under the Department's consultation policy and under the criteria of Executive Order 13175 and have determined there to be substantial direct effects on federally recognized Tribes because the irrigation projects are located on or associated with Indian reservations. To fulfill its consultation responsibility to Tribes and Tribal organizations, BIA communicates, coordinates, and consults on a continuing basis with these entities on issues of water delivery, water availability, and costs of administration, operation, maintenance, and rehabilitation of projects that concern them. This is accomplished at the individual irrigation project by project, agency, and regional representatives, as appropriate, in accordance with local protocol and procedures. This notice is one component of our overall coordination and consultation process to provide notice to, and request comments from, these entities when we adjust irrigation assessment rates.

### Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use (Executive Order 13211)

The proposed rate adjustments are not a significant energy action under the definition in Executive Order 13211. A Statement of Energy Effects is not required.

### Regulatory Planning and Review (Executive Order 12866)

These rate adjustments are not a significant regulatory action and do not need to be reviewed by the Office of Management and Budget under Executive Order 12866.

### Regulatory Flexibility Act

These proposed rate adjustments are not a rule for the purposes of the Regulatory Flexibility Act because they establish "a rule of particular applicability relating to rates." 5 U.S.C. 601(2).

### Unfunded Mandates Reform Act of 1995

These proposed rate adjustments do not impose an unfunded mandate on state, local, or tribal governments in the aggregate, or on the private sector, of more than \$130 million per year. The rule does not have a significant or unique effect on state, local, or tribal governments or the private sector. A statement containing the information required by the Unfunded Mandates Reform Act (2 U.S.C. 1531 *et seq.*) is not required.

### Takings (Executive Order 12630)

These proposed rate adjustments do not effect a taking of private property or otherwise have "takings" implications under Executive Order 12630. The proposed rate adjustments do not deprive the public, state, or local governments of rights or property.

### Federalism (Executive Order 13132)

Under the criteria in section 1 of Executive Order 13132, these proposed rate adjustments do not have sufficient federalism implications to warrant the preparation of a federalism summary impact statement because they will not affect the States, the relationship between the national government and the States, or the distribution of power and responsibilities among various levels of government. A federalism summary impact statement is not required.

### Civil Justice Reform (Executive Order 12988)

This notice complies with the requirements of Executive Order 12988. Specifically, in issuing this notice, the Department has taken the necessary steps to eliminate drafting errors and ambiguity, minimize potential litigation, and provide a clear legal standard for affected conduct, is required by section 3 of Executive Order 12988.

### Paperwork Reduction Act of 1995

These proposed rate adjustments do not affect the collections of information which have been approved by the Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), under the Paperwork Reduction Act of 1995. The OMB Control Number is 1076-0141 and expires June 30, 2019.

### National Environmental Policy Act

The Department has determined that these proposed rate adjustments do not constitute a major Federal action significantly affecting the quality of the human environment and that no detailed statement is required under the National Environmental Policy Act of 1969 (42 U.S.C. 4321-4370(d)).

### Data Quality Act

In developing this notice, we did not conduct or use a study, experiment, or survey requiring peer review under the Data Quality Act (Pub. L. 106-554).

Dated: April 12, 2017.

**Michael S. Black,**

*Acting Assistant Secretary—Indian Affairs.*

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## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[LLOR936000.L1440000.ET0000 FUND: 16XL1109AF; HAG-16-0071 OR17791]

### Notice of Application for Extension of Public Land Order No. 4145, as Modified, Correction of Legal Description, and Opportunity for Public Comment and Meeting; West Eagle Meadow Campground; Oregon

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

**ACTION:** Notice.

**SUMMARY:** The United States Forest Service (USFS) has filed an application with the Bureau of Land Management (BLM) requesting that the Secretary of the Interior extend the duration of Public Land Order (PLO) No. 4145, as modified by PLO No. 7322, for an additional 20-year term. PLO No. 4145, as modified by PLO No. 7322, withdrew approximately 32 acres of National Forest System lands in the Wallowa-Whitman National Forest from location and entry under the United States mining laws. The purpose of the proposed extension is to continue to protect the recreational values of the USFS West Eagle Meadow Campground. The withdrawal created by PLO No. 4145, as modified by PLO No. 7322, will