

We do not agree with the petitioners' conclusion that none of the populations can be considered secure because every one is threatened by nonnative fishes, limited stream length, habitat limitations, or a combination of these factors.

Historically, overharvest of CRCT may have significantly reduced the numbers of CRCT in some areas, but we find that fishing regulations enacted by the States and the National Park Service provide measures that preclude excessive take by recreational angling. The petition did not present substantial information indicating funding to enforce or educate the public about these regulations was inadequate. Also, many CRCT waters are located in remote locations that experience very light fishing pressure.

Whirling disease is a significant concern for trout in general, but very few CRCT populations have tested positive for the disease and all three States are implementing management actions to protect CRCT from whirling disease. Also, much of the habitat for CRCT is unlikely to be conducive to the whirling disease pathogen. Therefore, we do not agree with the petition's assertions that overutilization or whirling disease present significant threats to CRCT. With regard to predation by nonnative fishes, we find that there is insufficient information to conclude that this issue is a significant threat to CRCT.

The Federal land management agencies all have programs in place to regulate land management activities. The petition did not provide evidence to support its allegation that these programs are not providing adequate protection, and why they are not effective in conserving CRCT. Service files do not contain adequate information on habitat conditions to make an informed determination as to whether Federal lands are being adequately protected or enhanced by existing regulations and policies. Thus, the Service has no reason to assume the programs in place for CRCT management are inadequate.

Although some CRCT populations are threatened by hybridization, we conclude that significant numbers of populations have been determined to be core conservation populations (>99 percent pure). Further, the States have implemented policies to protect the genetic purity of the core conservation populations. Competition from brook trout is recognized as a threat to CRCT and the State and Federal agencies are implementing management techniques to offset this threat. Many core conservation populations (53%) are protected by natural or artificial barriers

and the States have ongoing programs to remove brook trout from CRCT waters.

The petition failed to recognize the ongoing conservation efforts of the members of the CRCT Coordination Team. Numerous conservation efforts are ongoing in all three States and in general appear to be well funded. We conclude that the management programs currently in place for CRCT are improving the status of this subspecies and continued improvement is anticipated in the future. Therefore, as required by section 4(b)(3)(A) of the ESA, we conclude that the petition did not present substantial information to demonstrate that the listing may be warranted. This finding is based on all information available to us at this time.

References Cited: A complete list of all references cited herein is available upon request from the Grand Junction, Colorado Field Office (*see ADDRESSES*).

Author: The primary author of this document is Patty Schrader Gelatt, Colorado Field Office, Grand Junction, Colorado.

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

Dated: April 8, 2004.

Elizabeth H. Stevens,

Acting Director, U.S. Fish and Wildlife Service.

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

NM-910-04-1020-PH

New Mexico Resource Advisory Council, Notice of Call for Nominations

AGENCY: Bureau of Land Management, Department of the Interior.

ACTION: Notice of public meeting.

SUMMARY: In accordance with the Federal Land Policy and Management Act and the Federal Advisory Committee Act of 1972, the U.S. Department of the Interior, Bureau of Land Management, New Mexico Resource Advisory Council (RAC) will meet as indicated below.

DATES: The meeting will be held on June 9-10, 2004, beginning at 8 a.m. at the Hilton Inn, 705 S. Telshor, Las Cruces, New Mexico, in the Soledad Room. The meeting will adjourn at approximately 5 p.m. on Wednesday, June 9, 2004, and 12 noon on Thursday, June 10, 2004. The two established RAC working groups may have a late afternoon or an evening meeting on Wednesday, June 9,

2004. An optional field trip is planned for Tuesday, June 8, 2004.

The public comment period is scheduled for Tuesday, June 8, 2004, from 6-7 p.m. The public may present written comments to the RAC. Depending on the number of persons wishing to comment and time available, individual oral comments may be limited.

SUPPLEMENTARY INFORMATION: The 15-member RAC advises the Secretary of the Interior, through the Bureau of Land Management, on a variety of planning and management issues associated with public land management in New Mexico. All meetings are open to the public. At this meeting, topics for discussion include: Division of Resources' issues, Fluid Minerals' report, Otero Mesa update, Field Managers' reports, and feedback from the RAC Chairs meeting in Phoenix.

FOR FURTHER INFORMATION CONTACT: Theresa Herrera, New Mexico State Office, Office of External Affairs, Bureau of Land Management, P.O. Box 27115, Santa Fe, New Mexico 87502-0115, (505) 438-7517.

Dated: April 14, 2004.

Ron Dunton,

Acting State Director.

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DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

Notice of Proposed Information Collection for 1029-0124

AGENCY: Office of Surface Mining Reclamation and Enforcement.

ACTION: Notice and request for comments.

SUMMARY: In compliance with the Paperwork Reduction Act of 1995, the Office of Surface Mining Reclamation and Enforcement (OSM) is announcing its intention to request approval for the collection of information for Revegetation: Standards for Success required for surface mining activities and underground mining activities at 30 CFR 816.116 and 817.116. OSM submitted an emergency request to the Office of Management and Budget to seek approval for OSM to continue collecting the information required by these sections. OMB approved the request and assigned them clearance number 1029-0124.

DATES: Comments on the proposed information collection must be received