

frame for publication of the final listing determination by January 15, 2004.

**ADDRESSES:** Comments should be addressed to Jeff Foss, Field Supervisor, Snake River Fish and Wildlife Office, 1387 South Vinnell Way, Room 368, Boise, ID 83709; facsimile number (208) 378-5262; electronic address [fw1srbocomment@fws.gov](mailto:fw1srbocomment@fws.gov). Please put "LEPA" in the subject line of all comments. See **SUPPLEMENTARY INFORMATION**, Public Review and Comments.

**FOR FURTHER INFORMATION CONTACT:** Jeff Foss, Field Supervisor, at the above address or by calling (208) 378-5243.

**SUPPLEMENTARY INFORMATION:** Public Review and Comments

Comments are solicited on both the CCA and the Available Information for *Lepidium papilliferum*. Individuals wishing copies of either or both of these documents should contact the office and personnel listed in the **ADDRESSES** section or locate these documents online at <http://idahoes.fws.gov>. Documents also will be available for public inspection, by appointment, during normal business hours at the Snake River Fish and Wildlife Office (see **ADDRESSES**).

All comments received, including names and addresses, will become part of the Service's administrative record and may be released to the public. If you wish us to withhold your name and/or address, you must state this prominently at the beginning of your comment. All submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, are available for public inspection in their entirety.

### Background

On July 15, 2002, the Service published a proposed rule (64 FR 46441) to list *Lepidium papilliferum* as endangered under the Act. A final listing decision was due by July 15, 2003. Comments were solicited from both the public and 12 independent scientists in an initial 60-day public comment period that opened on July 18, 2002, and closed on September 13, 2002. On September 25, 2002, we reopened the comment period for an additional 60 days to allow time for all interested parties to submit written comments on the proposal (67 FR 60206). The second comment period closed on November 25, 2002. On July 18, 2003, due to substantial disagreement regarding the sufficiency or accuracy of the available data relevant to the proposed listing rule, we

announced a 6-month extension of the deadline for our final determination on whether to list *L. papilliferum*. An additional 30-day public comment period was opened on July 18, 2003, and closed on August 18, 2003. A final listing determination is due by January 15, 2004. The extended time is being used to update the best available information on *L. papilliferum*, using information from our files, information received during the two 60-day comment periods, and information received during the 30-day comment period associated with the extension.

An additional intent of the extension was to explore the possibility of a candidate conservation agreement for *Lepidium papilliferum* with cooperators from Idaho. Subsequently, the CCA was developed by the Cooperating Parties with technical assistance from the Service on policy and science. Its purpose is to implement conservation measures for *L. papilliferum* that will ensure the conservation of the plant and its habitat while maintaining predictable and sustainable levels of use for current and future activities on the lands. It is also meant to provide a means of protecting and conserving the species and its habitat through the mutual and voluntary commitment of the Cooperating Parties. The CCA was developed using criteria laid out in the final Policy for the Evaluation of Conservation Effort, of June 13, 2003 (68 FR 37102). This policy applies to our evaluation of all formalized conservation efforts when making listing decision for species not listed. It identifies criteria the Service will use to evaluate the certainty of implementation and effectiveness of such formalized conservation efforts that have not yet been implemented or have been recently implemented and have not yet demonstrated effectiveness at the time of a listing decision. Comments received on the CCA will be used by the Service as it considers the CCA in its final listing determination for *L. papilliferum*. The comments will also be made available to the Cooperating Parties of the CCA.

Dated: October 22, 2003.

**David B. Allen,**

*Regional Director, Fish and Wildlife Service.*

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**BILLING CODE 4310-55-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

#### Information Collection for Leases and Permits, 25 CFR 162

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

**ACTION:** Notice of proposed renewal of an information collection.

**SUMMARY:** The Bureau of Indian Affairs (BIA) is seeking comments on the proposed renewal of the information collection, Leases and Permits, 1076-0155. This action is required by the Paperwork Reduction Act.

**DATE:** Submit comments on or before December 29, 2003.

**ADDRESSES:** Send comments to Ben Burshia, Chief, Division of Real Estate Services, Office of the Deputy Bureau Director—Trust Services, Bureau of Indian Affairs, 1849 C Street, NW., Mail Stop 4513 MIB, Washington, DC 20240. Submissions by facsimile should be sent to (202) 219-1255. Electronic submission of comments is not available at this time.

**FOR FURTHER INFORMATION CONTACT:** You may request further information or obtain copies of the proposed information collection request from Ben Burshia at (202) 219-1195.

**SUPPLEMENTARY INFORMATION:** This collection of information is being renewed with substantially no change. However, as previously planned 3 years ago, the collection has been placed in two new subparts, Subpart C for Residential Leases, and Subpart D for Business Leases. Previously, both kinds of leases were in subpart F. There is substantially no change in the information requested. However, after careful review with field personnel, the number of annual responses and annual hours has increased by about 50 percent. We are also adding the filing fee which was omitted during the last clearance.

*Request for Comments:* The Bureau of Indian Affairs requests your comments on this collection concerning: (a) The necessity of this information collection for the proper performance of the functions of the agency, including whether the information will have practical utility; (b) the accuracy of the agency's estimate of the burden (hours and cost) of the collection of information, including the validity of the methodology and assumptions used; (c) ways we could enhance the quality, utility and clarity of the information to be collected; and (d) ways we could minimize the burden of the collection of the information on the respondents,

such as through the use of automated collection techniques or other forms of information technology.

Please note that an agency may not sponsor or request, and an individual need not respond to, a collection of information unless it has a valid OMB Control Number.

It is our policy to make all comments available to the public for review at the location listed in the **ADDRESSES** section, room 4526, during the hours of 8:30 a.m. to 4:30 p.m., e.s.t., Monday through Friday except for legal holidays. If you wish to have your name and/or address withheld, you must state this prominently at the beginning of your comments. We will honor your request according to the requirements of the law. All comments from organizations or representatives will be available for review. We may withhold comments from review for other reasons.

*OMB Control Number:* 1076-0155.

*Type of Review:* Renewal.

*Title:* Leases and Permits, 25 CFR 162. *Brief Description of Collection:*

Generally trust and restricted land may be leased by Indian land owners, with the approval of the Secretary of the Interior, except when specified by a specific statute. The Secretary requests information on the documentation collection initiated when processing a lease on land held in trust or restricted status by an individual Indian or tribe. The Secretary requires the information necessary to satisfy 25 CFR part 162, the information used to determine whether the Secretary should approve a lease, amendment, assignment, sublease, mortgage or related documents. No specific form is used, however in order to satisfy the Federal law, regulation and policy the respondents supply information and data, in accordance with 25 CFR part 162.

*Respondents:* Possible respondents include: Land owners of trust or restricted Indian land, both tribal and individual, wanting to lease their land or someone wanting to lease trust or restricted Indian land.

*Number of Respondents:* 14,500.

*Estimated Time Per Response:* The time per response varies from 15 minutes to 4 hours.

*Frequency of Response:* This is a one-time collection per lease approval.

*Total Annual Responses:* 121,140.

*Total Annual Burden to Respondents:* 106,065.

*Total Annual Fees from Respondents:* BIA collects fees for processing submitted documents, as set forth in section 162.241 or 162.616. The minimum administrative fee is \$10.00 and the maximum administrative fee is \$500.00. The average total

administrative fee collected is \$250.00, which is collected approximately 7,500 times, totaling \$1,812,500.

Dated: October 24, 2003.

**Aurene M. Martin,**

*Principal Deputy Assistant Secretary—Indian Affairs.*

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**BILLING CODE 4310-W7-P**

## DEPARTMENT OF THE INTERIOR

### Minerals Management Service

#### Agency Information Collection Activities: Proposed Collection, Comment Request

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

**ACTION:** Notice of an extension of a currently approved information collection (OMB Control Number 1010-0042).

**SUMMARY:** To comply with the Paperwork Reduction Act (PRA) of 1995, we are inviting comments on a collection of information that we will submit to the Office of Management and Budget (OMB) for review and approval. The information collection request (ICR) is titled "30 CFR Part 208—Sale of Federal Royalty Oil; Royalty-in-Kind (RIK) Program (Form MMS-4070, Application for the Purchase of Royalty Oil)."

**DATES:** Submit written comments on or before December 29, 2003.

**ADDRESSES:** Submit written comments to Sharron L. Gebhardt, Regulatory Specialist, Minerals Management Service, Minerals Revenue Management, P.O. Box 25165, MS 320B2, Denver, Colorado 80225-0165. If you use an overnight courier service, our courier address is Building 85, Room A-614, Denver Federal Center, Denver, Colorado 80225-0165. You may also e-mail your comments to us at [mrm.comments@mms.gov](mailto:mrm.comments@mms.gov). Include the title of the information collection and the OMB control number in the "Attention" line of your comment. Also, include your name and return address. Submit electronic comments as an ASCII file avoiding the use of special characters and any form of encryption. If you do not receive a confirmation that we have received your e-mail, contact Ms. Gebhardt at (303) 231-3211.

**FOR FURTHER INFORMATION CONTACT:** Sharron L. Gebhardt, telephone: (303) 231-3211, FAX: (303) 231-3781, or e-mail: [sharron.gebhardt@mms.gov](mailto:sharron.gebhardt@mms.gov).

**SUPPLEMENTARY INFORMATION:**

*Title:* 30 CFR Part 208—Sale of Federal Royalty Oil; Royalty-in-Kind

(RIK) Program (Form MMS-4070, Application for the Purchase of Royalty Oil).

*OMB Control Number:* 1010-0042.

*Bureau Form Number:* Form MMS-4070.

*Abstract:* The Secretary of the U.S. Department of the Interior (DOI) is responsible for collecting royalties from lessees who produce minerals from leased Federal and Indian lands. The Secretary is required by various laws to manage mineral resources production on Federal and Indian lands, collect the royalties due, and distribute the funds in accordance with those laws. The MMS performs the royalty management functions for the Secretary.

"Royalty oil" is crude oil produced from leased Federal lands, both onshore and offshore, in instances in which the Government exercises the option to accept a lessee's royalty payment in oil rather than in money. Title to the oil is transferred to the Government and then sold to an eligible refiner. When the Secretary determines that small refiners do not have access to adequate supplies of oil, the Secretary may dispose of any oil taken as royalty by conducting a sale of such oil, or by allocating it to eligible refiners.

When the Secretary decides to offer royalty oil taken in kind for sale to eligible refiners, MMS will publish a "Notice of Availability of Royalty Oil" (NOA) in the **Federal Register**, and other printed media, when appropriate. The NOA includes administrative details concerning the application, the allocation, and the contract award process for the royalty oil. The refiners interested in purchasing royalty oil will submit the Application for the Purchase of Royalty Oil, Form MMS-4070, in accordance with instructions in the Notice, and with instructions issued by MMS for completion of the form. The MMS uses the information collected on the Form MMS-4070 to determine if the applicant meets eligibility requirements to contract to purchase royalty oil. Information collected also provides a basis for the allocation of available royalty oil among qualified refiners. Responses to this information collection are necessary for refiners to participate in royalty oil sales.

No proprietary information will be submitted to MMS under this collection. No items of a sensitive nature are collected. The requirement to respond is voluntary for those respondents requesting to participate in this program.

We are revising this ICR, OMB Control Number 1010-0042, to include additional reporting requirements contained in 30 CFR Part 208 that were