

Office, 1303 South Highway 95, Needles, California 92363.

Documents pertinent to this proposal may be examined at the Needles Field Office at the above address.

**FOR FURTHER INFORMATION CONTACT:** For further information and/or to have your name added to our mailing list, contact Tom Hurshman, Project Manager, telephone: (970) 240-5345; address: Bureau of Land Management, 2465 South Townsend Avenue, Montrose, Colorado 81401; e-mail: [ca690@ca.blm.gov](mailto:ca690@ca.blm.gov) Attn: Ivanpah SEGS.

**SUPPLEMENTARY INFORMATION:** Bright Source Energy has applied for a right-of-way grant on public land to develop a 400-megawatt solar thermal power plant on approximately 4,073 acres of public land 4.5 miles south of Primm, Nevada in San Bernardino County, California. The BLM published a Notice of Availability of the Draft Ivanpah Solar Electric Generation System EIS and the Draft California Desert Conservation Area Plan Amendment in the **Federal Register** on November 10, 2009 (74 FR 58043). The Draft EIS was available for a 90-day public comment period which closed on February 11, 2010. This Supplemental Draft EIS analyzes two additional alternatives: (1) Reducing the footprint of the ISEGS in order to reduce impacts to sensitive plant and animal species; and (2) relocating a portion of the ISEGS closer to the Interstate 15 corridor. The Supplemental Draft EIS also clarifies the BLM's purpose and need for the project. The Supplemental Draft EIS does not address comments received on the Draft EIS other than those relevant to the above listed elements of the Supplemental Draft EIS. Comments on the Draft EIS that refer to issues other than the two alternatives listed above will be addressed in the ISEGS Final EIS. The Supplemental Draft EIS does not propose any changes to the proposed plan amendment to the California Desert Conservation Area Plan as outlined in the ISEGS Draft EIS.

Before including your address, phone number, e-mail 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.

**Authority:** 40 CFR 1506.6 and 1506.10 and 43 CFR 1610.2.

**Thomas Pogacnik,**  
*Deputy State Director.*

[FR Doc. 2010-8780 Filed 4-15-10; 8:45 am]

**BILLING CODE 4310-40-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[LLMT926000-10-L19100000-BJ0000-LRCM08RS4651]

#### Notice of Filing of Plats of Survey; Montana

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

**ACTION:** Notice of filing of plats of survey.

**SUMMARY:** The Bureau of Land Management (BLM) will file the plat of survey of the lands described below in the BLM Montana State Office, Billings, Montana, thirty (30) days from the date of publication in the **Federal Register**.

**FOR FURTHER INFORMATION CONTACT:** Randy Thomas, Cadastral Surveyor, Branch of Cadastral Survey, Bureau of Land Management, 5001 Southgate Drive, Billings, Montana 59101-4669, telephone (406) 896-5134 or (406) 896-5009.

**SUPPLEMENTARY INFORMATION:** This survey was executed at the request of the Superintendent, Fort Peck Agency, through the Rocky Mountain Regional Director, Bureau of Indian Affairs, and was necessary to determine boundaries of trust or tribal interest lands.

The lands we surveyed are:

#### Principal Meridian, Montana

T. 27 N., R. 42 E.

The plat, in 1 sheet(s), representing the corrective dependent resurvey of a portion of the south boundary, the dependent resurvey of a portion of the subdivisional lines, a portion of the subdivision of section 35, and the adjusted original meanders of the former left bank of the Missouri River, downstream, through section 35, the subdivision of section 35, and the survey of the meanders of the present left bank of the Missouri River, downstream, through section 35, Township 27 North, Range 42 East, Principal Meridian, Montana, was accepted April 6, 2010.

We will place a copy of the plat, in 1 sheet(s), and related field notes we described in the open files. They will be available to the public as a matter of information. If the BLM receives a protest against this survey, as shown on this plat, in 1 sheet(s), prior to the date of the official filing, we will stay the filing pending our consideration of the protest. We will not officially file this

plat, in 1 sheet(s), until the day after we have accepted or dismissed all protests and they have become final, including decisions or appeals.

**Authority:** 43 U.S.C. Chap. 3.

Dated: April 8, 2010.

**Michael T. Birtles,**

*Chief Cadastral Surveyor, Division of Resources.*

[FR Doc. 2010-8730 Filed 4-15-10; 8:45 am]

**BILLING CODE 4310-DN-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[LLMT926000-10-L19100000-BJ0000-LRCM08RS4047]

#### Notice of Filing of Plats of Survey; Montana

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

**ACTION:** Notice of filing of plats of survey.

**SUMMARY:** The Bureau of Land Management (BLM) will file the plat of survey of the lands described below in the BLM Montana State Office, Billings, Montana, thirty (30) days from the date of publication in the **Federal Register**.

**FOR FURTHER INFORMATION CONTACT:** Steve Toth, Cadastral Surveyor, Branch of Cadastral Survey, Bureau of Land Management, 5001 Southgate Drive, Billings, Montana 59101-4669, telephone (406) 896-5121 or (406) 896-5009.

**SUPPLEMENTARY INFORMATION:** This survey was executed at the request of the Superintendent, Fort Peck Agency, through the Rocky Mountain Regional Director, Bureau of Indian Affairs, and was necessary to determine boundaries of trust or tribal interest lands.

The lands we surveyed are:

#### Principal Meridian, Montana

T. 27 N., R. 52 E.

The plat, in 1 sheet, representing the dependent resurvey of a portion of the west boundary, a portion of the subdivisional lines, the adjusted original meanders of the former left bank of the Missouri River, downstream, through sections 19 and 30, and a portion of the subdivision of sections 19 and 30, and the survey of the meanders of the present left bank of the Missouri River, downstream, through section 19 and portion of section 30, Township 27 North, Range 52 East, Principal Meridian, Montana, was accepted March 29, 2010.

We will place a copy of the plat, in 1 sheet, and related field notes we described in the open files. They will be available to the public as a matter of information. If the BLM receives a

protest against this survey, as shown on this plat, in 1 sheet, prior to the date of the official filing, we will stay the filing pending our consideration of the protest. We will not officially file this plat, in 1 sheet, until the day after we have accepted or dismissed all protests and they have become final, including decisions or appeals.

**Authority:** 43 U.S.C. Chap. 3.

Dated: April 9, 2010.

**Michael T. Birtles,**

*Chief Cadastral Surveyor, Division of Resources.*

[FR Doc. 2010-8727 Filed 4-15-10; 8:45 am]

**BILLING CODE 4310-DN-P**

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

[FWS-R8-ES-2010-N046; 80221-1112-0000-F2]

#### **Green Diamond Resource Company, California Timberlands Division, Forest Management Habitat Conservation Plan and Incidental Take Permit, Del Norte and Humboldt Counties, California**

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice of intent to conduct public scoping and prepare an environmental impact statement.

**SUMMARY:** We, the U.S. Fish and Wildlife Service (USFWS), intend to prepare an Environmental Impact Statement (EIS) under the National Environmental Policy Act (NEPA) regarding an expected application from the Green Diamond Resource Company, California Timberlands Division (Green Diamond), for an incidental take permit (ITP, or permit) authorizing incidental take of federally threatened wildlife species under the Endangered Species Act of 1973, as amended (ESA). Green Diamond is preparing a Habitat Conservation Plan (HCP) and application for an ITP related to forest management and timber operations on its lands in Del Norte and Humboldt Counties, California. The HCP and ITP will cover the northern spotted owl (*Strix occidentalis caurina*) (NSO or spotted owl) and may also cover the Pacific fisher (*Martes pennanti*) (fisher), a currently unlisted species which has the potential to become listed during the term of the HCP. We are furnishing this notice to announce the initiation of a public scoping period during which we invite other agencies, Tribes, and the public to submit written comments providing suggestions and information

on the scope of issues and alternatives to be addressed in the EIS.

**DATES:** Please send written comments on or before May 17, 2010.

**ADDRESSES:** Please send written comments to Mr. Randy Brown, Acting Field Supervisor, U.S. Fish and Wildlife Service, Arcata Fish and Wildlife Office, 1655 Heindon Road, Arcata, CA 95521. You may also submit comments by e-mail to [fw8\\_greendiamondeis@fws.gov](mailto:fw8_greendiamondeis@fws.gov) or by fax to (707) 822-8411. Comments we receive will be available for public inspection, by appointment, during normal business hours (Monday through Friday, 8 a.m. to 4:30 p.m.) at the above address.

**FOR FURTHER INFORMATION CONTACT:** Mr. Ray Bosch, Fish and Wildlife Biologist, at the Arcata Fish and Wildlife Office address above; by telephone at (707) 822-7201 or fax at (707) 822-8411; or by e-mail at [ray\\_bosch@fws.gov](mailto:ray_bosch@fws.gov).

#### **SUPPLEMENTARY INFORMATION:**

##### **Statutory Authority**

In accordance with section 10(a)(2)(A) of the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*), Green Diamond is preparing a HCP in support of an application for a permit from the USFWS to incidentally take the northern spotted owl and, potentially, the Pacific fisher. Section 9 of the ESA (16 U.S.C. 1538) and the implementing regulations prohibit the take of animal species listed as endangered or threatened. The term "take" is defined under the ESA (16 U.S.C. 1532) as to harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect, or to attempt to engage in any such conduct. "Harm" is defined by Service regulation (50 CFR 17.3) to include significant habitat modification or degradation where it actually kills or injures wildlife by significantly impairing essential behavioral patterns, including breeding, feeding, and sheltering. For certain circumstances, under Section 10(a)(1)(B) of the ESA we may issue permits to authorize "incidental take" of listed species. "Incidental take" is defined by the ESA as take that is incidental to, and not the purpose of, carrying out an otherwise lawful activity. Regulations governing permits for threatened and endangered species are found in the Code of Federal Regulations at 50 CFR 17.32 and 50 CFR 17.22, respectively. If the permit is issued, Green Diamond would receive assurances for all species included on the incidental take permit under the USFWS "No Surprises" regulation (50 CFR 17.22(b)(5) and 17.32 (b)(5)).

Section 10 of the ESA specifies the requirements for the issuance of

incidental take permits to non-Federal entities. Any proposed take must be incidental to otherwise lawful activities and cannot appreciably reduce the likelihood of the survival and recovery of the species in the wild. The impacts of such take must also be minimized and mitigated to the maximum extent practicable. To obtain an incidental take permit, an applicant must prepare a HCP describing the impact that will likely result from the proposed taking, the measures for minimizing and mitigating the take, the funding available to implement such measures, alternatives to the taking, and the reason why such alternatives are not being implemented.

NEPA (42 U.S.C. 4321 *et seq.*) requires that Federal agencies conduct an environmental analysis of their proposed actions to determine if the actions may significantly affect the human environment. Under NEPA, our proposed action is the authorization of incidental take through issuance of an ITP conditioned on our approval of Green Diamond's HCP. We will develop and evaluate a reasonable range of alternatives to the proposed action in our environmental review. Alternatives considered for analysis in an environmental document may include variations in the scope of covered activities; variations in the location, amount, and type of conservation; variations in permit duration; or a combination of these elements. In addition, the environmental document will identify potentially significant direct, indirect, and cumulative impacts on biological resources, land use, air quality, water quality, water resources, socioeconomic, and other environmental issues that could occur with the implementation of the proposed action and alternatives. For potentially significant impacts, the environmental document may identify avoidance, minimization, and mitigation measures to reduce these impacts, where feasible, to a level below significance.

#### **Background**

Green Diamond (formerly Simpson Timber Company) owns more than 400,000 acres in Del Norte, Humboldt, and Trinity Counties, California, which are managed as commercial timberland. Green Diamond's property includes habitat in landscapes important to the conservation of forest and aquatic wildlife species in the North Coast region of California. Some of Green Diamond's management activities have the potential to impact wildlife species protected by the ESA. Green Diamond is preparing a 50-year HCP that is