

the EIS process, the Tribes' current proposal for the new gaming facility, on acquired trust land, would have a 90,000-square-foot gaming floor connected to retail shops, dining venues, and a 250-room hotel and spa. The facility would provide parking for 3,600 vehicles, including a parking garage and spaces for oversized vehicles. The proposed action encompasses the various federal approvals required to implement the Tribes' fee-to-trust application. Areas of environmental concern identified so far for analysis in the EIS include water resources, air quality, biological resources, cultural resources, socioeconomic conditions, traffic and transportation, land use, public utilities and services, noise, lighting, hazardous materials, environmental justice, and visual resources/aesthetics. The range of issues and alternatives to be addressed in the EIS may be expanded based on comments received in response to this notice and at the public scoping meetings.

Public Comment Availability

Comments, including names and addresses of respondents, will be available for public review at the mailing address shown in the **ADDRESSES** section during regular business hours, 8 a.m. to 4:30 p.m., Monday through Friday, except holidays. Individual respondents may request confidentiality. If you wish us to withhold your name and/or address from public review or from disclosure under the Freedom of Information Act, you must state this prominently at the beginning of your written comment. Such requests will be honored to the extent allowed by law. We will not, however, consider anonymous comments. All submissions from organizations or businesses and from individuals identifying themselves as representatives or officials of organizations or businesses will be made available for public inspection in their entirety.

Authority

This notice is published in accordance with section 1503.1 of the Council on Environmental Quality regulations (40 CFR parts 1500 through 1508) implementing the procedural requirements of the National Environmental Policy Act of 1969, as amended (42 U.S.C. 4321 *et seq.*), and the Department of Interior Manual (516 DM 1-6), and is in the exercise of authority delegated to the Principal Deputy Assistant Secretary "Indian Affairs by 209 DM 8.1.

Dated: August 3, 2005.

Debbie L. Clark,

*Acting Principal Deputy Assistant Secretary—
Indian Affairs.*

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[WO-300-1330-EO]

Notice of a 30-Day Public Comment Period To Affirm the Policy for the Standards To Establish the Potash Enclave as Used To Administer the Secretarial Order of 1986 Entitled "Oil and Gas and Potash Leasing and Development Within the Designated Potash Area of Eddy and Lea Counties, New Mexico"

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice.

SUMMARY: This notice solicits public comments on the report which affirms the existing policy on the criteria used to establish the potash enclave.

DATES: Comments should be submitted to the address below no later than September 29, 2005.

ADDRESSES: Written comments should be addressed to Group Manager, Solid Minerals, 1620 L. St. NW., Mail Stop 501 LS, Washington DC 20036.

FOR FURTHER INFORMATION CONTACT:

David Stewart, Mining Engineer, 1620 L. St. NW., Mail Stop 501 LS, Washington, DC 20036, telephone (202) 452-0310.

SUPPLEMENTARY INFORMATION:

I. Background

The Department of the Interior (DOI) has a long history of administering the concurrent development of the oil and gas and potash deposits owned by the United States in Eddy and Lea counties, New Mexico. The BLM is the agency within the DOI responsible for these activities. There is an interest in exploring for oil and gas in parts of the area containing the potash reserves (potash enclave). The Secretarial Order (SO), published in the **Federal Register** dated October 28, 1986 entitled, "Oil and Gas and Potash Development within the Designated Potash Area of Eddy and Lea Counties," was developed to administer the development of these resources.

The order, in Yates Petroleum Corp., et al., IBLA No. 92-612, was issued pursuant to an appeal filed by Yates Petroleum Corp., et al. concerning decisions to deny the approval to drill certain oil and gas wells by the BLM

pursuant to the SO. In her opinion, the Administrative Law Judge stated, "The record does not support a conclusion that the standards of four (4) feet of 10 percent K₂O as sylvite and four (4) feet of 4 percent K₂O as langbeinite, or a combination of the two, as defined by Van Sickle in 1974, continue to identify the thickness and quality of potash which is mineable under existing technology and economics" as required by the SO. The BLM has the same concerns and prepared the report referenced in this notice.

II. Report, Entitled "Potash Enclave Mineral Report"

The report may be viewed at the following site on the Internet, <http://www.blm.gov/nhp/300/wo320/potash.pdf>. A hard copy may be requested from the contact for further information above.

Thomas Lonnie,

Assistant Director, Minerals, Realty and Resource Protection.

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DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

Notice of Proposed Information Collection for 1029-0063

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 collections of information for 30 CFR part 870 and the OSM-1 Form. This collection consolidates the requirements for all of part 870, including the provisions for excess moisture deductions previously approved by the Office of Management and Budget (OMB) under control number 1029-0090.

DATES: Comments on the proposed information collection must be received by October 31, 2005, to be assured of consideration.

ADDRESSES: Comments may be mailed to John A. Trelease, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Ave., NW., Room 202-SIB, Washington, DC 20240. Comments may also be submitted electronically to jtreleas@osmre.gov.

FOR FURTHER INFORMATION CONTACT: To request a copy of the information collection package, including