

Principal Meridian, Montana

T. 12 N., R. 14 W.

Sec. 15, lot 17.

The area described contains 1.08 acres, more or less, in Granite County, Montana.

The parcel will be offered by direct sale at no less than the appraised fair market value of \$5,800 to Robert C. Nylund and Sandra J. Nylund. The Nylunds are the owners of an adjoining parcel and improvements which lie partially on the subject parcel. The sale meets the disposal criteria in Section 203(a)(3) of FLPMA and 43 CFR 2710.0-3(a)(2). Sale of the parcel also conforms to the criteria of the Garnet Resource Management Plan (RMP) approved January 10, 1986. Disposal by direct sale will protect existing equities in the land and resolve the longstanding, inadvertent unauthorized occupancy of the parcel and is provided for in 43 CFR 2710.0-6(c)(3)(iii).

As proposed, the land will be conveyed subject to:

1. A right-of-way for ditches and canals reserved by the United States pursuant to the Act of August 30, 1890 (43 U.S.C. 945);

2. All valid existing rights.

The land will not be offered for sale until at least 60 days after the date of publication in the **Federal Register**. Unreserved mineral interests will be conveyed simultaneously with the sale of the land. These unreserved mineral interests have been determined to have no known mineral value pursuant to 43 CFR 2720.2(a). Acceptance of the sale offer will constitute an application for conveyance of those unreserved mineral interests.

On January 18, 2008, the above-described land will be segregated from appropriation under the public land laws, including the mining laws, except the sale provisions of the FLPMA. Until completion of the sale, the BLM is no longer accepting land use applications affecting the identified public land. The segregative effect will terminate upon issuance of a patent, publication in the **Federal Register** of a termination of the segregation, or January 19, 2010, unless extended by the BLM State Director in accordance with 43 CFR 2711.1-2(d) prior to the termination date.

To be considered, comments must be received at the BLM Missoula Field Office on or before March 3, 2008. 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. Only written comments submitted by postal service or overnight mail to the Field Manager, BLM Missoula Field Office will be considered properly filed. E-mail, facsimile or telephone comments will not be considered properly filed.

(Authority: 43 CFR 2711.1-2)

Dated: January 9, 2008.

Nancy T. Anderson,
Field Manager.

[FR Doc. 08-149 Filed 1-17-08; 8:45 am]

BILLING CODE 4310-SS-M

DEPARTMENT OF THE INTERIOR**Bureau of Land Management**

[WY-030-1430-ES; WYW-158818]

Notice of Realty Action; Recreation and Public Purposes (R&PP) Act Classification

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice.

SUMMARY: The Bureau of Land Management (BLM) has examined and found suitable for classification for lease or conveyance under the provisions of the Recreation and Public Purposes Act, 1.54 acres of public land in Carbon County, Wyoming. Carbon County proposes to use the land for a historic cemetery.

DATES: Comments must be received by March 3, 2008.

ADDRESSES: Comments should be sent to the BLM, Rawlins Field Office, 1300 North 3rd Street, Rawlins, Wyoming 82301, Attn: Janelle Wrigley. Detailed information concerning this action, including appropriate environmental documentation, is available for review at the above address.

FOR FURTHER INFORMATION CONTACT: Janelle Wrigley, Realty Specialist, at the above address or at (307) 328-4279.

SUPPLEMENTARY INFORMATION: In response to an application from the Carbon County Commissioners, Wyoming, the following public lands have been examined and found suitable for classification for lease and/or conveyance under the provisions of the Recreation and Public Purposes Act, as amended (43 U.S.C. 869 *et seq.*).

Sixth Principal Meridian, Wyoming

T. 22 N., R. 80 W.,

Sec. 26, Lot 4 (metes and bounds survey)

The area described contains 1.54 acres more or less.

The lands are not needed for Federal purposes. Lease and/or conveyance is consistent with the Great Divide RMP, dated November 9, 1990, and would be in the public interest. The patent, if issued, will be subject to the following reservations, terms, and conditions:

(1) Provisions of the Recreation and Public Purposes Act and all applicable regulations of the Secretary of the Interior.

(2) The patentee shall comply with all Federal and State laws applicable to the disposal, placement, or release of hazardous substances (hazardous substances as defined in 40 CFR part 302.)

(3) If, at any time, the patentee transfers to another party ownership of any portion of the land not used for the purpose(s) specified in the application and approved plan of development, the patentee shall pay the Bureau of Land Management the fair market value, as determined by the authorized officer, of the transferred portion as of the date of transfer, including the value of any improvements thereon.

(4) A right-of-way thereon for ditches and canals constructed by authority of the United States, pursuant to the Act of August 30, 1890 (43 U.S.C. 945).

(5) A reservation of all mineral deposits in the land so patented, and a right of the United States, or persons authorized by the United States, to prospect for, mine, and remove such deposits from the same under applicable laws and regulations as the Secretary of the Interior may prescribe.

(6) Any other valid and existing rights and encumbrances of record.

(7) Such other provisions as may be required by law.

Upon publication of this notice in the **Federal Register**, the lands will be segregated from all other forms of appropriation under the public land laws, including the general mining laws, except for lease/conveyance under the Recreation and Public Purposes Act. The segregative effect shall terminate upon issuance of a patent, upon final rejection of the application, or 18 months from the date of this notice, whichever occurs first.

Classification Comments: Interested parties may submit comments involving the suitability of the land for historical cemetery purposes. Comments on the classification are restricted to whether the land is physically suited for the proposed use, whether the use will maximize the future use or uses of the land, whether the use is consistent with local planning and zoning, or if the use is consistent with State and Federal programs.

Application Comments: Interested parties may submit comments regarding the specific use proposed in the application and plan of development and management, whether the BLM followed proper administrative procedures in reaching the decision, or any other factor not directly related to the suitability of the land for the proposed use.

For a period until *March 3, 2008*, interested parties and the general public may submit in writing any comments concerning the land being considered for sale, including notification of any encumbrances or other claims relating to the identified land, to the Field Manager, BLM Rawlins Field Office, at the above address. In order to ensure consideration in the environmental analysis of the proposed sale, comments must be in writing and postmarked or delivered within 45 days of the initial date of publication of this Notice. Comments transmitted via e-mail or fax, will not be accepted.

Any objections will be evaluated by the State Director, who may sustain, vacate, or modify this realty action. In the absence of any adverse comments, regarding this realty action, it will become the final determination of the Department of the Interior. In the absence of any adverse comments, regarding the classification action, it will become effective March 18, 2008.

Comments, including names and street addresses of respondents, will be available for public review at the Rawlins Field Office during regular business hours, except holidays. 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: 43 CFR 2741.4(h)(1)-(4))

Dated: January 4, 2008.

Patrick Madigan,

Rawlins Field Manager.

[FR Doc. E8-874 Filed 1-17-08; 8:45 am]

BILLING CODE 4310-22-P

DEPARTMENT OF THE INTERIOR

Minerals Management Service

Cape Wind Energy Project

AGENCY: Minerals Management Service (MMS), Interior.

ACTION: Notice of Availability (NOA) of Draft Environmental Impact Statement and Public Hearings for the Cape Wind Energy Project, Nantucket Sound, Massachusetts.

SUMMARY: The Minerals Management Service (MMS) is announcing the availability of a draft environmental impact statement (EIS) for the Cape Wind Energy Project. Cape Wind Associates, LLC (CWA) has requested a lease, easement or right-of-way pursuant to section 8(p) of the Outer Continental Shelf Lands Act (OCSLA) (43 U.S.C 1337) as amended, and proposes to construct and operate a wind energy facility on the Outer Continental Shelf (OCS) in Nantucket Sound, Massachusetts. The purpose of the proposed project is to provide a renewable energy facility that utilizes the unique wind resources offshore of New England, using a technology that is currently available, technically feasible, and economically viable. The project ostensibly is designed to interconnect with and deliver electricity to the New England Power Pool (NEPOOL) grid, making a substantial contribution to enhancing the region's electrical reliability and achieving renewable energy requirements under the Massachusetts and regional renewable portfolio standards (RPS). The draft EIS is intended to inform the public of the proposed action and alternatives, including the "no action" alternative; address public comment received during the scoping period; analyze the direct, indirect, and cumulative environmental effects of the proposed action and each of the reasonable alternatives; and provide information to support decision-making. The MMS invites comment on the draft EIS.

Authority: This NOA and notice of public hearings is published pursuant to the National Environmental Policy Act (NEPA) of 1969 as amended (42 U.S.C. 4321 *et seq.* (1988)) and regulations (40 CFR 1506.6) implementing the provisions of NEPA.

SUPPLEMENTARY INFORMATION: The MMS has received a request from CWA for a lease, easement or right-of-way to construct and operate a wind energy project on Horseshoe Shoal on the OCS in Nantucket Sound, Massachusetts. The proposed project would consist of 130 offshore wind turbine generators arranged to maximize the project's full potential electric output of approximately 468 megawatts. Each turbine would be 440 feet high. The array would occupy 25 square miles approximately 5 miles off shore, in a grid where the distance between each turbine is proposed to be one-third mile from north to south and one-half mile

from east to west. The wind-generated electricity from each of the turbines would be transmitted via a 33 kilovolt submarine transmission cable system to a centrally located electric service platform. This platform would transform and transmit electric power via two 115 kilovolt lines extending over 12 miles to the Cape Cod mainland, where it would ultimately connect with the existing power grid.

In November 2001, CWA filed a permit application with the U.S. Army Corps of Engineers (USACE), New England District, under section 10 of the Rivers and Harbors Act of 1899, in anticipation of constructing a wind project located on Horseshoe Shoal in Nantucket Sound, Massachusetts. The USACE released a draft EIS concerning issuance of the section 10 permit in November 2004.

Subsequently, section 388 of the Energy Policy Act of 2005 (EPAct) amended the OCSLA to give the Department of the Interior authority for issuing leases, easements, or rights-of-way for alternative energy projects on the OCS. Additional information on the MMS Renewable Energy and Alternate Use Program can be found at <http://www.mms.gov/offshore/RenewableEnergy/RenewableEnergyMain.htm>.

After reviewing the draft EIS prepared by the USACE, which was completed prior to the EPAct amendment of the OCSLA, the MMS prepared its own EIS analyzing the potential impacts of the project under the broader authority granted to it under the OCSLA, as amended. The MMS launched a renewed scoping process by publishing in the **Federal Register** (71 FR 30693) on May 30, 2006, a notice of intent (NOI) to prepare this draft EIS. The 1,321 public comments received in response to that notice were considered and are taken into account in the draft EIS. The MMS also considered and took into account over 5000 public comments made during the review period for the USACE draft EIS, as well as those made at USACE public hearings held in Yarmouth, Martha's Vineyard, Cambridge and Nantucket, Massachusetts.

Alongside the application of NEPA, the Massachusetts Environmental Policy Act (MEPA) applies to the proposed project's upland and submarine cable system components in Nantucket Sound out to the 3 nautical-mile State/Federal boundary. On February 15, 2007, the applicant filed its Final Environmental Impact Review (FEIR) with Massachusetts under MEPA procedures. On March 29, 2007, the Massachusetts Secretary of Environmental Affairs