

**DATES:** *Effective Date:* August 25, 2008.

**FOR FURTHER INFORMATION CONTACT:** John D. Beck, BLM Colorado State Office, 2850 Youngfield Street, Lakewood, Colorado 80215-7093, 303-239-3882.

**SUPPLEMENTARY INFORMATION:** As a result of a land survey error, a private party has built a dwelling on the 0.76 acre parcel and the Bureau of Land Management plans to sell the land to resolve the inadvertent trespass.

#### Order

By virtue of the authority vested in the Secretary of the Interior by Section 204 of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1714 (2000), it is ordered as follows:

1. Public Land Order No. 3982 (31 FR 5898, April 16, 1966), which withdrew public land for protection of public recreation values and road relocation purposes, is hereby modified to allow for disposal of the following described land in accordance with Section 203 of the Federal Land Policy and Management Act of October 21, 1976, as amended, 43 U.S.C. 1713 (2000).

#### New Mexico Principal Meridian

T. 44 N., R. 5 W.,  
Tract 37.

The area described consists of a 0.76 acre parcel in Hinsdale County.

2. At 10 a.m. on August 25, 2008, the land described in Paragraph 1 shall be opened to sale in accordance with Section 203 of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1713 (2000).

Dated: July 9, 2008.

#### C. Stephen Allred,

*Assistant Secretary—Land and Minerals Management.*

[FR Doc. E8-16819 Filed 7-23-08; 8:45 am]

**BILLING CODE** 4310-JB-P

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[NV-056-5853-ES; N-84545; 8-08807;  
TAS:14X523]

#### Notice of Realty Action: Lease/ Conveyance for Recreation and Public Purposes of Public Lands in Clark County, NV

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

**ACTION:** Notice.

**SUMMARY:** Recreation and Public Purposes (R&PP) Act request for lease and subsequent conveyance of approximately 5 acres of public land in the City of Las Vegas, Clark County,

Nevada. The City of Las Vegas proposes to use the land for a public park.

**DATES:** Interested parties may submit written comments regarding the proposed lease/conveyance of the lands until September 8, 2008.

**ADDRESSES:** Mail written comments to the BLM Field Manager, Las Vegas Field Office, 4701 N. Torrey Pines Drive, Las Vegas, NV 89130-2301.

**FOR FURTHER INFORMATION CONTACT:** Kimber Liebhauser, (702) 515-5088.

**SUPPLEMENTARY INFORMATION:** The following described land in Clark County, Nevada has been examined and found suitable for lease and subsequent conveyance under the provisions of the R&PP Act, as amended (43 U.S.C. 869 *et seq.*). The parcel of land is located on the southwest corner of Grand Teton Drive and Fort Apache Road, Las Vegas, Nevada, and is legally described as:

#### Mount Diablo Meridian, Nevada

T. 19 S., R. 60 E.,  
Sec. 18, E<sup>1</sup>/<sub>2</sub>NE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>.

The area described contains 5 acres, more or less.

In accordance with the R&PP Act, the City of Las Vegas has filed an R&PP application to develop the above described land as a public park with related facilities to meet the park space needs of this rapidly growing area. Related facilities include picnic shelters, walking paths, landscaping, restrooms, large open turf play areas, parking lot, off-site improvements including street grading and paving, street signage and signal construction. Additional detailed information pertaining to this application, plan of development, and site plan is in case file N-84545, which is located in the Bureau of Land Management (BLM), Las Vegas Field Office at the above address.

Cities are a common applicant under the public purposes provision of the R&PP Act. The City of Las Vegas is a political subdivision of the State of Nevada and is therefore a qualified applicant under the R&PP Act. The land is not required for any Federal purpose. The lease/conveyance is consistent with the BLM Las Vegas Resource Management Plan, dated October 5, 1998, and would be in the public interest. The lease/conveyance, when issued, will be subject to the provisions of the R&PP Act and applicable regulations of the Secretary of the Interior, and will contain the following reservations to the United States:

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

2. All minerals shall be reserved to the United States, together with the right to prospect for, mine and remove such deposits from the same under applicable law and such regulations as the Secretary of the Interior may prescribe.

The lease/conveyance will be subject to:

1. Valid existing rights; and
2. A right-of-way for an underground distribution line granted to Nevada Power Company, its successors and assigns, by right-of-way N-77846, pursuant to the Act of October 21, 1976, 090 Stat. 2776, 43 U.S.C. 1761.

Upon publication of this notice in the **Federal Register**, the land described above 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 R&PP Act, leasing under the mineral leasing laws and disposals under the mineral material disposal laws.

Interested parties may submit written comments regarding the specific use proposed in the application and plan of development, whether BLM followed proper administrative procedures in reaching the decision to lease/convey under the R&PP Act, or any other factor not directly related to the suitability of the land for R&PP use. Any adverse comments will be reviewed by the BLM Nevada State Director, who may sustain, vacate, or modify this realty action. In the absence of any adverse comments, this realty action will become the final determination of the Department of the Interior. 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 Las Vegas Field Office, will be considered properly filed. Electronic mail, facsimile, or telephone comments will not be considered properly filed.

In the absence of any adverse comments, the decision will become effective on September 22, 2008. The lands will not be available for lease/conveyance until after the decision becomes effective.

(Authority: 43 CFR 2741.5)

Dated: July 8, 2008.

**Beth Ransel,**

*Acting Assistant Field Manager, Division of Lands, Las Vegas, Nevada.*

[FR Doc. E8-16997 Filed 7-23-08; 8:45 am]

**BILLING CODE 4310-HC-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[AK-930-08-1310-DR-NESP]

#### Notice of Availability of the Record of Decision for the Northeast National Petroleum Reserve—Alaska (NPR-A) Supplemental Integrated Activity Plan (IAP)

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

**ACTION:** Notice of Availability of Record of Decision (ROD).

**SUMMARY:** The BLM announces the availability of the ROD for the Northeast NPR-A planning area, located within the NPR-A in northern Alaska.

**ADDRESSES:** Copies of the Northeast NPR-A Supplemental IAP ROD are available upon request from Jim Ducker, Alaska State Office, Bureau of Land Management, 222 W. 7th Avenue, Anchorage, AK 99513, or via the Internet at <http://www.blm.gov/ak>.

**FOR FURTHER INFORMATION CONTACT:** Jim Ducker, Environmental Program Analyst, Alaska State Office, Bureau of Land Management, 222 W. 7th Avenue, Suite #13, Anchorage, AK 99513, (907) 271-3130.

**SUPPLEMENTARY INFORMATION:** The Northeast NPR-A Supplemental IAP ROD completes a planning effort initiated in 2003 to amend the Northeast NPR-A IAP of 1998. The BLM completed the Northeast NPR-A Amended IAP/EIS in 2005 and issued a ROD based on the IAP/EIS in January 2006. In September 2006, the U.S. District Court for the District of Alaska found the Amended IAP/EIS's analysis inadequate and vacated the ROD for the Amended IAP/EIS. The BLM initiated the Supplemental IAP/EIS to address the inadequacies of the Amended IAP/EIS. The BLM issued a Draft Supplemental IAP/EIS for the planning area in August 2007 and a Final Supplemental IAP/EIS in May 2008.

The plan adopted in the Supplemental IAP ROD is essentially the same as Alternative D, the Preferred Alternative, in the Final Supplemental IAP/EIS. The ROD makes approximately 4 million acres available for oil and gas leasing immediately and approximately 430,000 additional acres available for

leasing after ten years. The ROD provides for protection of surface values in lands available for leasing through a range of protective measures, such as restrictions on where permanent oil and gas facilities may be located, seasonal restrictions on certain activities, and restrictions on how activities may be conducted to minimize impacts. Most changes between the Final Supplemental IAP/EIS and the ROD reflect adoption of potential mitigation measures to provide additional protection for air quality, fish, birds, and public health.

**Thomas P. Lonnie,**

*State Director.*

[FR Doc. E8-16978 Filed 7-23-08; 8:45 am]

**BILLING CODE 4310-JA-P**

## DEPARTMENT OF THE INTERIOR

### National Park Service

#### Avalanche Hazard Reduction by Burlington Northern Santa Fe Railway in Glacier National Park and Flathead National Forest, Montana Final Environmental Impact Statement, Glacier National Park, MT

**AGENCY:** National Park Service, Department of the Interior.

**ACTION:** Notice of Availability of the Final Environmental Impact Statement for the Avalanche Hazard Reduction by Burlington Northern Santa Fe Railway in Glacier National Park and Flathead National Forest, Montana.

**SUMMARY:** Pursuant to the National Environmental Policy Act of 1969, 42 U.S.C. 4332(2)(C), the National Park Service announces the availability of a Final Environmental Impact Statement for the Avalanche Hazard Reduction by Burlington Northern Santa Fe Railway in Glacier National Park and Flathead National Forest, Montana. Four alternatives were analyzed: (A) No Action, (B-Preferred) No Explosive Use Permitted except under emergency extenuating circumstances, (C) Explosive Use Permitted for up to 10 Years, provided that BNSF agrees to construct snowsheds, and (D) Permanent ongoing explosive use in the park for up to 3 snow events each year, under a special use permit. The preferred alternative would permit BNSF to install weather forecasting equipment in the park for more accurate forecasting. It would permit BNSF to install new avalanche detection technology along the southern boundary of the park to detect avalanche activity. The alternative also provides for the emergency use of explosives when all

other avalanche hazard reduction methods including train delays have been employed.

**DATES:** The National Park Service will execute a Record of Decision (ROD) no sooner than 30 days following publication by the Environmental Protection Agency of the Notice of Availability of the Final Environmental Impact Statement.

**ADDRESSES:** Information will be available for public inspection online at <http://parkplanning.nps.gov>, in the office of the Superintendent, Glacier National Park Headquarters, West Glacier, Montana 59936, 406-888-7901.

**FOR FURTHER INFORMATION CONTACT:** Mary Riddle, Glacier National Park, West Glacier, MT 59936, 406-888-7898, [mary\\_riddle@nps.gov](mailto:mary_riddle@nps.gov).

Dated: July 1, 2008.

**Michael D. Snyder,**

*Director, Intermountain Region, National Park Service.*

[FR Doc. E8-16894 Filed 7-23-08; 8:45 am]

**BILLING CODE 4310-94-M**

## DEPARTMENT OF JUSTICE

### Notice of Lodging Proposed Consent Decree

In accordance with Departmental Policy, 28 CFR 50.7, notice is hereby given that a proposed Consent Decree in *United States v. Richmond American Homes of Maryland, Inc.*, Civ. No. 2:08-CV-01654, was lodged with the United States District Court for the Eastern District of California on July 18, 2008. This proposed Consent Decree concerns a complaint filed by the United States against Richmond American Homes of Maryland, Inc., pursuant to Sections 301(a) and 404 of the Clean Water Act ("CWA"), 33 U.S.C. 1311(a), 1344, to obtain injunctive relief from and impose civil penalties against the Defendant for violating the Clean Water Act by discharging pollutants without a permit into waters of the United States. The proposed Consent Decree resolves these allegations by requiring the Defendant to pay a civil penalty and a fee in lieu of direct mitigation for its impacts to waters of the United States.

The Department of Justice will accept written comments relating to this proposed Consent Decree for thirty (30) days from the date of publication of this Notice. Please address comments to Sylvia Quast, Assistant United States Attorney, 501 I Street, Suite 10-100, Sacramento, California 95814 and refer to *United States v. Richmond American Homes of Maryland, Inc.*, DJ # 90-5-1-1-18307.