

requesting leaching service, requesting water for domestic or stock purposes, building structures or fences in BIA rights-of-way, requesting payment plans on bills, establishing a carriage agreement with a third-party, negotiating irrigation incentive leases, and requesting an assessment waiver. The information to be collected includes: full legal name; correct mailing address; taxpayer identifying number; water delivery location; if subdividing a farm unit—a copy of the recorded plat or map of the subdivision where water will be delivered; the time and date of requested water delivery; duration of water delivery; amount of water delivered; rate of water flow; number of acres irrigated; crop statistics; any other agreements allowed under 25 CFR part 171; and any additional information required by the local project office that provides your service. Collection of this information is currently authorized under an approval by OMB (OMB Control Number 1076–0141). Information for water request is collected at least annually from each water user with a response required each time BIA provides irrigation water; the remaining information is collected only occasionally, upon request for the specific service. The information water users submit is for the purpose of obtaining or retaining a benefit, namely irrigation water.

*Type of Review:* Renewal.

*Respondents:* Waters users of the BIA irrigation project—individuals and businesses.

*Number of Respondents:* 6,539 per year.

*Number of Responses:* 27,075 per year.

*Estimated Time per Response:* A range of 18 minutes to 6 hours, depending on the specific service being requested.

*Frequency of Response:* On occasion throughout the irrigation season, averaging approximately 2 times per year.

*Total Annual Burden to Respondents:* 14,059 hours.

Dated: August 25, 2009.

**Alvin Foster,**

*Deputy Chief Information Officer—Indian Affairs.*

[FR Doc. E9–20974 Filed 8–28–09; 8:45 am]

**BILLING CODE 4310–W7–P**

## DEPARTMENT OF THE INTERIOR

### Minerals Management Service

[Docket No. MMS–2008–MRM–0039]

#### Agency Information Collection Activities: Submitted for Office of Management and Budget Review; Comment Request

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

**ACTION:** Notice of a revision of a currently approved information collection (OMB Control Number 1010–0139).

**SUMMARY:** To comply with the Paperwork Reduction Act of 1995 (PRA), we are notifying the public that we have submitted to the Office of Management and Budget (OMB) an information collection request (ICR) to renew approval of the paperwork requirements in the regulations under title 30 of the Code of Federal Regulations (CFR) parts 210 and 212. This notice also provides the public a second opportunity to comment on the paperwork burden of these regulatory requirements. This ICR pertains to onshore and offshore royalty and production reporting on oil, gas, and geothermal leases on Federal and Indian lands.

We changed the title of this ICR to reflect regulatory actions, including publication of the final rule, RIN 1010–AD20, Reporting Amendments, on March 26, 2008 (73 FR 15885). The final rule removed 30 CFR part 216 and replaced part 210 in its entirety. In this revision, we also consolidated the following ICRs to allow programwide review of royalty and production reporting for oil, gas, and geothermal leases on Federal and Indian lands:

- 1010–0139, 30 CFR Part 210—Forms and Reports and Part 216—Production Accounting; and
- 1010–0140, 30 CFR Part 210—Forms and Reports.

**DATES:** Submit written comments on or before *September 30, 2009*.

**ADDRESSES:** Submit written comments by either FAX (202) 395–5806 or e-mail (*OIRA\_Docket@omb.eop.gov*) directly to the Office of Information and Regulatory Affairs, OMB, Attention: Desk Officer for the Department of the Interior (OMB Control Number 1010–0139).

Please submit copies of your comments to MMS by one of the following methods:

- Electronically go to <http://www.regulations.gov>. In the “Comment or Submission” column, enter “MMS–2008–MRM–0039” to view supporting

and related materials for this ICR. Click on “Send a comment or submission” link to submit public comments. Information on using [Regulations.gov](http://Regulations.gov), including instructions for accessing documents, submitting comments, and viewing the docket after the close of the comment period, is available through the site’s “User Tips” link. All comments submitted will be posted to the docket.

- Mail comments to Hyla Hurst, Regulatory Specialist, Minerals Management Service, Minerals Revenue Management, P.O. Box 25165, MS 300B2, Denver, Colorado 80225. Please reference ICR 1010–0139 in your comments.

- Hand-carry comments or use an overnight courier service. Our courier address is Building 85, Room A–614, Denver Federal Center, West 6th Ave. and Kipling St., Denver, Colorado 80225. Please reference ICR 1010–0139 in your comments.

**FOR FURTHER INFORMATION CONTACT:** Hyla Hurst, telephone (303) 231–3495, or e-mail [hyla.hurst@mms.gov](mailto:hyla.hurst@mms.gov). You may also contact Hyla Hurst to obtain copies, at no cost, of (1) the ICR, (2) any associated forms, and (3) the regulations that require the subject collection of information.

#### SUPPLEMENTARY INFORMATION:

*Title:* 30 CFR Parts 210 and 212, Royalty and Production Reporting.

*OMB Control Number:* 1010–0139.

*Bureau Form Number:* Forms MMS–2014, MMS–4054, and MMS–4058.

*Abstract:* The Secretary of the U.S. Department of the Interior is responsible for mineral resource development on Federal and Indian lands and the Outer Continental Shelf (OCS). The Secretary is required by various laws to manage mineral resource production from Federal and Indian lands and the OCS, collect the royalties and other mineral revenues due, and distribute the funds collected in accordance with applicable laws. Public laws pertaining to mineral leases on Federal and Indian lands are posted on our Web site at [http://www.mrm.mms.gov/Laws\\_R\\_D/PublicLawsAMR.htm](http://www.mrm.mms.gov/Laws_R_D/PublicLawsAMR.htm).

The Secretary also has a trust responsibility to manage Indian lands and seek advice and information from Indian beneficiaries. The MMS performs the minerals revenue management functions and assists the Secretary in carrying out the Department’s trust responsibility for Indian lands.

#### General Information

When a company or an individual enters into a lease to explore, develop, produce, and dispose of minerals from

Federal or Indian lands, that company or individual agrees to pay the lessor a share in an amount or value of production from the leased lands. The lessee is required to report various kinds of information to the lessor relative to the disposition of the leased minerals.

We use the information collected in this ICR to ensure that royalty is appropriately paid, based on accurate production accounting on oil, gas, and geothermal resources produced from Federal and Indian leases. The requirement to report accurately and timely is mandatory. Please refer to the chart for all reporting requirements and associated burden hours.

**Royalty Reporting**

The regulations require that lessees report and remit royalties on oil, gas, and geothermal resources produced from leases on Federal and Indian lands. The following form is used for royalty reporting:

*Form MMS–2014, Report of Sales and Royalty Remittance*, is submitted monthly to report royalties on oil, gas, and geothermal leases, certain rents, and other lease-related transactions (e.g., transportation and processing allowances, lease adjustments, and quality and location differentials).

**Production Reporting**

The MMS financial accounting system includes production reports submitted by lease/agreement operators and is designed to track minerals produced from Federal and Indian lands from the point of production to the point of disposition, or royalty determination, and/or point of sale. The following forms are used for production accounting and reporting:

*Form MMS–4054, Oil and Gas Operations Report (OGOR)*, is submitted monthly for all production reporting for Outer Continental Shelf, Federal, and Indian lands. Production information is compared with sales and royalty data submitted on Form MMS–2014 to ensure proper royalties are paid on the oil and gas production reported to MMS. The MMS uses the information from Parts A, B, and C of the OGOR to track all oil and gas from the point of production to the point of first sale or other disposition.

*Form MMS–4058, Production Allocation Schedule Report (PASR)*, is submitted monthly by operators of the facilities and measurement points where production from an offshore Federal lease or metering point is commingled with production from other sources

before it is measured for royalty determination. The MMS uses the data to determine whether sales reported by the lessee are reasonable.

**OMB Approval**

We will request OMB approval to continue to collect this information. Not collecting this information would limit the Secretary’s ability to discharge his/her duties and may also result in loss of royalty payments. Proprietary information submitted to MMS under this collection is protected, and no items of a sensitive nature are included in this information collection. Responses are mandatory.

*Frequency:* Monthly.

*Estimated Number and Description of Respondents:* 4,570 oil, gas, and geothermal reporters.

*Estimated Annual Reporting and Recordkeeping “Hour” Burden:* 253,509 hours.

We have not included in our estimates certain requirements performed in the normal course of business and considered usual and customary. The following chart shows the estimated burden hours by CFR section and paragraph:

RESPONDENTS’ ESTIMATED ANNUAL BURDEN HOURS

30 CFR part 210	Reporting and recordkeeping requirement	Hour burden	Average number of annual responses	Annual burden hours
<b>30 CFR 210—FORMS AND REPORTS</b>				
<b>Subpart B—Royalty Reports—Oil, Gas, and Geothermal Resources</b>				
210.52(a) and (b) .....	210.52 What royalty reports must I submit?	Form MMS–2014		
		Electronic* (approximately 99 percent)		
210.53(a) and (b) .....	You must submit a completed Form MMS–2014, Report of Sales and Royalty Remittance, to MMS with:	3 min .....	3,510,849	175,542
		Manual* (approximately 1 percent)		
210.54(a) and (b) .....	(a) All royalty payments: And ..... (b) Rents on nonproducing leases, where specified in the lease. 210.53 When are my royalty reports and payments due? (a) Completed Forms MMS–2014 for royalty payments and the associated payments are due by the end of the month following the production month (see also §218.50). (b) Completed Forms MMS–2014 for rental payments, where applicable, and the associated payments are due as specified by the lease terms (see also §218.50). 210.54 Must I submit this royalty report electronically? (a) You must submit Form MMS–2014 electronically unless you qualify for an exception under §210.55(a). (b) You must use one of the following electronic media types, unless MMS instructs you differently: * * * * *	7 min .....	35,463	4,137
Subtotal for Royalty Reporting .....			3,546,312	179,679

RESPONDENTS' ESTIMATED ANNUAL BURDEN HOURS—Continued

30 CFR part 210	Reporting and recordkeeping requirement	Hour burden	Average number of annual responses	Annual burden hours
<b>Subpart C—Production Reports—Oil and Gas</b>				
210.102(a)(1)(i) and (ii), (a)(2)(i) and (ii).	<p>210.102 What production reports must I submit?</p> <p>(a) Form MMS–4054, Oil and Gas Operations Report. If you operate a Federal or Indian onshore or OCS oil and gas lease or federally approved unit or communitization agreement that contains one or more wells that are not permanently plugged or abandoned, you must submit Form MMS–4054 to MMS:</p> <p>(1) You must submit Form MMS–4054 for each well for each calendar month, beginning with the month in which you complete drilling, unless:</p> <p>(i) You have only test production from a drilling well; or</p> <p>(ii) The MMS tells you in writing to report differently.</p> <p>(2) You must continue reporting until:</p> <p>(i) The Bureau of Land Management (BLM) or MMS approves all wells as permanently plugged or abandoned or the lease or unit or communitization agreement is terminated; and</p> <p>(ii) You dispose of all inventory.</p>	Burden hours covered under 210.104(a) and (b)		
210.102(b)(1), (b)(2)(i)–(vi) .....	<p>(b) Form MMS–4058, Production Allocation Schedule Report. If you operate an offshore facility measurement point (FMP) handling production from a Federal oil and gas lease or federally approved unit agreement that is commingled (with approval) with production from any other source prior to measurement for royalty determination, you must file Form MMS–4058.</p> <p>(1) You must submit Form MMS–4058 for each calendar month beginning with the month in which you first handle production covered by this section.</p> <p>(2) Form MMS–4058 is not required whenever all of the following conditions are met:</p> <p>(i) All leases involved are Federal leases;</p> <p>(ii) All leases have the same fixed royalty rate;</p> <p>(iii) All leases are operated by the same operator;</p> <p>(iv) The facility measurement device is operated by the same person as the leases/agreements;</p> <p>(v) Production has not been previously measured for royalty determination; and</p> <p>(vi) The production is not subsequently commingled and measured for royalty determination at an FMP for which Form MMS–4058 is required under this part.</p>	Burden hours covered under 210.104(a) and (b)		
210.103(a) and (b) .....	<p>210.103 When are my production reports due?</p> <p>(a) The MMS must receive your completed Forms MMS–4054 and MMS–4058 by the 15th day of the second month following the month for which you are reporting.</p> <p>(b) A report is considered received when it is delivered to MMS by 4 p.m. mountain time at the addresses specified in §210.105. Reports received after 4 p.m. mountain time are considered received the following business day.</p>	Burden hours covered under 210.104(a) and (b)		
210.104(a) and (b) .....	210.104 Must I submit these production reports electronically?	Form MMS–4054 (OGOR)		
		Electronic* (approximately 98 percent)		
	(a) You must submit Forms MMS–4054 and MMS–4058 electronically unless you qualify for an exception under §210.105.	1 min .....	4,137,803	68,963
		Manual* (approximately 2 percent)		
		3 min .....	84,445	4,222

RESPONDENTS' ESTIMATED ANNUAL BURDEN HOURS—Continued

30 CFR part 210	Reporting and recordkeeping requirement	Hour burden	Average number of annual responses	Annual burden hours
	(b) You must use one of the following electronic media types, unless MMS instructs you differently:  * * * * *	Total OGOR	4,222,248	73,185
		Form MMS-4058 (PASR)		
		Electronic* (approximately 98 percent)		
		1 min .....	36,456	608
		Manual* (approximately 2 percent)		
		3 min .....	744	37
		Total PASR	37,200	645

Subpart D—Special-Purpose Forms and Reports—Oil, Gas, and Geothermal Resources

210.155 .....	210.155 What reports must I submit for Federal onshore stripper oil properties?  (a) <i>General.</i> Operators who have been granted a reduced royalty rate by the Bureau of Land Management (BLM) under 43 CFR 3103.4-2 must submit Form MMS-4377, Stripper Royalty Rate Reduction Notification, under 43 CFR 3103.4-2(b)(3).  * * * * *	Burden covered under OMB Control Number 1010-0090 (expires December 31, 2010)		
Subtotal for Production Reporting .....		4,259,448	73,830	

PART 212—RECORDS AND FILES MAINTENANCE

Subpart B—Oil, Gas and OCS Sulphur—General

212.50 .....	212.50 Required recordkeeping and reports  All records pertaining to offshore and onshore Federal and Indian oil and gas leases shall be maintained by a lessee, operator, revenue payor, or other person for 6 years after the records are generated unless the recordholder is notified, in writing, that records must be maintained for a longer period * * * [In accordance with 30 U.S.C. 1724(f), Federal oil and gas records must be maintained for 7 years from the date the obligation became due.]	Burden hours covered under 210.54(a) and (b); and 210.104(a) and (b)		
212.51(a) and (b) .....	(a) <i>Records.</i> Each lessee, operator, revenue payor, or other person shall make and retain accurate and complete records necessary to demonstrate that payments of rentals, royalties, net profit shares, and other payments related to offshore and onshore Federal and Indian oil and gas leases are in compliance with lease terms, regulations, and orders * * *  (b) Period for keeping records. Lessees, operators, revenue payors, or other persons required to keep records under this section shall maintain and preserve them for 6 years from the day on which the relevant transaction recorded occurred unless the Secretary notifies the record holder of an audit or investigation involving the records and that they must be maintained for a longer period * * * [In accordance with 30 U.S.C. 1724(f), Federal oil and gas records must be maintained for 7 years from the date the obligation became due.]	Burden hours covered under 210.54(a) and (b); and 210.104(a) and (b).		
Total for Royalty and Production Reporting .....		7,805,760	253,509	

\* Note: Each line of data is considered one response/report.

Estimated Annual Reporting and Recordkeeping “Non-hour” Cost

Burden: We have identified no “non-

hour” cost burden associated with the collection of information.

**Public Disclosure Statement:** The PRA (44 U.S.C. 3501 *et seq.*) provides that an agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

**Comments:** Section 3506(c)(2)(A) of the PRA requires each agency to “\* \* \* provide 60-day notice in the **Federal Register** \* \* \* and otherwise consult with members of the public and affected agencies concerning each proposed collection of information \* \* \*.”

Agencies must specifically solicit comments to: (a) Evaluate whether the proposed collection of information is necessary for the agency to perform its duties, including whether the information is useful; (b) evaluate the accuracy of the agency’s estimate of the burden of the proposed collection of information; (c) enhance the quality, usefulness, and clarity of the information to be collected; and (d) minimize the burden on the respondents, including the use of automated collection techniques or other forms of information technology.

To comply with the public consultation process, we published a notice in the **Federal Register** on November 13, 2008 (73 FR 67197), announcing that we would submit this ICR to OMB for approval. The notice provided the required 60-day comment period. We received no comments in response to the notice.

If you wish to comment in response to this notice, you may send your comments to the offices listed under the **ADDRESSES** section of this notice. The OMB has up to 60 days to approve or disapprove the information collection but may respond after 30 days. Therefore, to ensure maximum consideration, OMB should receive public comments by September 30, 2009.

**Public Comment Policy:** We will post all comments in response to this notice at [http://www.mrm.mms.gov/Laws\\_R\\_D/FRNotices/FRInfColl.htm](http://www.mrm.mms.gov/Laws_R_D/FRNotices/FRInfColl.htm). We also will post all comments, including names and addresses of respondents, at <http://www.regulations.gov>. Before including your address, phone number, e-mail address, or other personal identifying information in your comment, be advised 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 from public view your personal identifying information, we cannot guarantee that we will be able to do so.

**MMS Information Collection Clearance Officer:** Arlene Bajusz (202) 208-7744.

Dated: August 11, 2009.

**Jennifer L. Goldblatt,**

*Acting Associate Director for Minerals Revenue Management.*

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**BILLING CODE 4310-MR-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[MT-010-L10600000 HI0000]

#### **Notice of Temporary Closure on Public Lands in the Pryor Mountain Wild Horse Range (Including the Britton Springs Administrative Site) in the Southeastern Portion of Carbon County, MT, and the Northern Portion of Big Horn County, WY**

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

**ACTION:** Notice of Temporary Closure.

**SUMMARY:** Notice is hereby given that a temporary closure to public access, use, or occupancy is in effect on public lands administered by the Billings Field Office, Bureau of Land Management, in the Pryor Mountain Wild Horse Range in Carbon County, Montana, and Big Horn County, Wyoming.

**DATES:** This temporary closure will be in effect on the Pryor Mountain Wild Horse Range from 12:01 a.m. MDT on Monday, August 31, 2009 until September 10, 2009 at 11:59 p.m. MDT. The closure will remain in effect at the Britton Springs Administrative Site until 11:59 p.m. MDT on October 1, 2009.

**ADDRESSES:** The Billings Field Office address is 5001 Southgate Drive, Billings, Montana 59101.

**FOR FURTHER INFORMATION CONTACT:** James M. Sparks, Field Manager, at the address above or by phone at 406-896-5013. Persons who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 to contact the above individuals during normal business hours. The FIRS is available 24 hours a day, seven days a week, to leave a message or question with the above individuals. You will receive a reply during normal hours.

**SUPPLEMENTARY INFORMATION:** This temporary closure to public access affects public lands at the Pryor Mountain Wild Horse Range in Carbon County, Montana, and Bighorn County, Wyoming. The legal description of the affected public lands is:

### **Principal Meridian, Montana**

T. 8 S., R. 28 E.,  
 Sec. 5, S $\frac{1}{2}$  and S $\frac{1}{2}$ N $\frac{1}{2}$ ;  
 Sec. 6, E $\frac{1}{2}$ E $\frac{1}{2}$ ;  
 Sec. 8, N $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ , and NE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
 Sec. 9;  
 Secs. 16 and 17;  
 Sec. 18, E $\frac{1}{2}$ E $\frac{1}{2}$ ;  
 Sec. 19, E $\frac{1}{2}$ E $\frac{1}{2}$ ;  
 Sec. 20;  
 Sec. 21, W $\frac{1}{2}$  and W $\frac{1}{2}$ E $\frac{1}{2}$ ;  
 Sec. 28, W $\frac{1}{2}$ ;  
 Sec. 29;  
 Sec. 30, E $\frac{1}{2}$ E $\frac{1}{2}$ ;  
 Sec. 31, E $\frac{1}{2}$ E $\frac{1}{2}$ ;  
 Sec. 32;  
 Sec. 33, W $\frac{1}{2}$  and W $\frac{1}{2}$ SE $\frac{1}{4}$ .

### **Principal Meridian, Montana**

T. 9 S., R. 27 E.,  
 Secs. 1, 2, 11 to 14, inclusive, 23, and 24;  
 Sec. 25, E $\frac{1}{2}$  and E $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
 Sec. 36, N $\frac{1}{2}$ NE $\frac{1}{4}$  and SE $\frac{1}{4}$ NE $\frac{1}{4}$ .

### **Principal Meridian, Montana**

T. 9 S., R. 28 E.,  
 Sec. 4, NW $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ , and SE $\frac{1}{4}$ ;  
 Secs. 5 to 9, inclusive;  
 Sec. 10, W $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
 Sec. 15, NW $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , and SW $\frac{1}{4}$ ;  
 Secs. 16 to 21, inclusive, and 28;  
 Sec. 27, W $\frac{1}{2}$ ;  
 Secs. 29 to 33, inclusive;  
 Sec. 34, W $\frac{1}{2}$ .

### **Sixth Principal Meridian, Wyoming**

T. 58 N., R. 95 W.,  
 Sec. 19, NE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
 Sec. 20, N $\frac{1}{2}$ N $\frac{1}{2}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
 Secs. 21 and 22;  
 Sec. 23, NW $\frac{1}{4}$  and W $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
 Sec. 27;  
 Sec. 28, N $\frac{1}{2}$ ;  
 Sec. 29, N $\frac{1}{2}$ NE $\frac{1}{4}$  and SE $\frac{1}{4}$ NE $\frac{1}{4}$ .

This temporary closure is necessary to prevent public access, use, or occupancy during wild horse capture operations to ensure the safety and welfare of the public, contractors, and government employees, the orderly execution of authorized actions, and to protect the wild horses as a natural resource on public lands. The gather operation includes the authorized use of low-flying aircraft to herd and capture wild horses from various portions of the Pryor Mountain Wild Horse Range and adjacent lands administered by the U.S. Forest Service. Animals will be held at the Britton Springs Administrative Site until September 26, 2009, for day-to-day care, veterinary treatment, and preparation for adoption. This will be