

**DEPARTMENT OF THE INTERIOR**

**Bureau of Reclamation**

[A10-1412-0001-009-01-0-4, 8453000; OMB Control Number 1006-0005]

**Agency Information Collection Activities Under OMB Review; Renewal of a Currently Approved Information Collection**

**AGENCY:** Bureau of Reclamation, Interior.

**ACTION:** Notice of renewal and request for comments.

**SUMMARY:** The Bureau of Reclamation has forwarded the following Information Collection Request to the Office of Management and Budget (OMB) for review and approval: Individual Landholder's and Farm Operator's Certification and Reporting Forms for Acreage Limitation, 43 CFR part 426 and 43 CFR part 428 (OMB Control Number 1006-0005).

**DATES:** OMB has up to 60 days to approve or disapprove this information collection request, but may respond after 30 days; therefore, public comments must be received on or before June 3, 2013.

**ADDRESSES:** Send written comments to the Desk Officer for the Department of the Interior at the Office of Management and Budget, Office of Information and Regulatory Affairs, via facsimile to (202) 395-5806, or email to [oir\\_submission@omb.eop.gov](mailto:oir_submission@omb.eop.gov). A copy of your comments should also be directed to the Bureau of Reclamation, Attention: 84-53000, P.O. Box 25007, Denver, CO 80225-0007. Please reference OMB Control Number 1006-0005 in your comments.

**FOR FURTHER INFORMATION CONTACT:**

Stephanie McPhee, Bureau of Reclamation, at (303) 445-2897. You

may also view the Information Collection Request at [www.reginfo.gov](http://www.reginfo.gov).

**SUPPLEMENTARY INFORMATION:**

**I. Abstract**

This information collection is required under the Reclamation Reform Act of 1982 (RRA), Acreage Limitation Rules and Regulations, 43 CFR part 426, and Information Requirements for Certain Farm Operations In Excess of 960 Acres and the Eligibility of Certain Formerly Excess Land, 43 CFR part 428. This information collection requires certain landholders (direct or indirect landowners or lessees) and farm operators to complete forms demonstrating their compliance with the acreage limitation provisions of Federal reclamation law. The forms in this information collection are submitted to districts that use the information to establish each landholder's status with respect to landownership limitations, full-cost pricing thresholds, lease requirements, and other provisions of Federal reclamation law. In addition, forms are submitted by certain farm operators to provide information concerning the services they provide and the nature of their farm operating arrangements. All landholders whose entire westwide landholdings total 40 acres or less are exempt from the requirement to submit RRA forms. Landholders who are "qualified recipients" have RRA forms submittal thresholds of 80 acres or 240 acres depending on the district's RRA forms submittal threshold category where the land is held. Only farm operators who provide multiple services to more than 960 acres held in trusts or by legal entities are required to submit forms.

**II. Changes to the RRA Forms and Their instructions**

The changes made to the currently approved RRA forms and the corresponding instructions are of a formatting or editorial nature, and are designed to assist the respondents by increasing their understanding of the forms, clarifying the instructions for completing the forms, and clarifying the information that is required to be on the forms. The proposed revisions to the RRA forms will be effective in the 2014 water year.

**III. Data**

*OMB Control Number:* 1006-0005.

*Title:* Individual Landholder's and Farm Operator's Certification and Reporting Forms for Acreage Limitation, 43 CFR part 426 and 43 CFR part 428.

*Form Number:* Form 7-2180, Form 7-2180EZ, Form 7-2181, Form 7-2184, Form 7-2190, Form 7-2190EZ, Form 7-2191, Form 7-2194, Form 7-21TRUST, Form 7-21PE, Form 7-21PE-IND, Form 7-21FARMOP, Form 7-21VERIFY, Form 7-21FC, Form 7-21XS, Form 7-21XSINAQ, Form 7-21CONT-I, Form 7-21CONT-L, Form 7-21CONT-O, and Form 7-21INFO.

*Frequency:* Annually.

*Respondents:* Landholders and farm operators of certain lands in our projects, whose landholdings exceed specified RRA forms submittal thresholds.

*Estimated Annual Total Number of Respondents:* 14,002.

*Estimated Number of Responses per Respondent:* 1.02.

*Estimated Total Number of Annual Responses:* 14,282.

*Estimated Total Annual Burden on Respondents:* 10,472 hours.

*Estimated Completion Time Per Respondent:* See table below:

Form No.	Burden estimate per form (in minutes)	Number of respondents	Annual number of responses	Annual burden on respondents (in hours)
Form 7-2180 .....	60	3,596	3,668	3,668
Form 7-2180EZ .....	45	374	381	286
Form 7-2181 .....	78	1,051	1,072	1,394
Form 7-2184 .....	45	32	33	25
Form 7-2190 .....	60	1,618	1,650	1,650
Form 7-2190EZ .....	45	96	98	74
Form 7-2191 .....	78	777	793	1,031
Form 7-2194 .....	45	4	4	3
Form 7-21PE .....	75	139	142	178
Form 7-21PE-IND .....	12	4	4	1
Form 7-21TRUST .....	60	700	714	714
Form 7-21VERIFY .....	12	5,081	5,183	1,037
Form 7-21FC .....	30	214	218	109
Form 7-21XS .....	30	144	147	74
Form 7-21FARMOP .....	78	172	175	228
Totals .....	.....	14,002	14,282	10,472

#### IV. Request for Comments

We invite your comments on:

(a) Whether the proposed collection of information is necessary for the proper performance of our functions, including whether the information will have practical use;

(b) the accuracy of our burden estimate for the proposed collection of information;

(c) ways to enhance the quality, usefulness, and clarity of the information to be collected; and

(d) ways to minimize the burden of the information collection on respondents, including the use of automated collection techniques or other forms of information technology.

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. Reclamation will display a valid OMB control number on the RRA forms.

A **Federal Register** notice with a 60-day comment period soliciting comments on this collection of information was published in the **Federal Register** (77 FR 57588, September 18, 2012). One substantive comment was received. This comment stated the wording of one sentence in the "General Information About the RRA Forms" (Form 7-21INFO) should be changed to indicate that Reclamation reviews certain trusts, not all trusts. The requirements associated with section 214 of the RRA and the Acreage Limitation Rules and Regulations necessitates Reclamation's review of all trusts in order to determine the applicable entitlements and water rate for each trust that receives Reclamation irrigation water on the land directly or indirectly owned or leased by the trust. Therefore, the specific verbiage in Form 7-21INFO will remain unchanged and reflect required review of all trusts.

OMB has up to 60 days to approve or disapprove this information collection, but may respond after 30 days; therefore, public comment should be submitted to OMB within 30 days in order to assure maximum consideration.

#### V. Public Disclosure

Before including your address, phone number, email 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.

Dated: April 26, 2013.

**Roseann Gonzales,**

*Director, Policy and Administration, Denver Office.*

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#### DEPARTMENT OF THE INTERIOR

##### Bureau of Reclamation

**[A10-1412-0001-009-01-0-4, 8453000; OMB Control Number 1006-0023]**

##### Agency Information Collection Activities Under OMB Review; Renewal of a Currently Approved Information Collection

**AGENCY:** Bureau of Reclamation, Interior.

**ACTION:** Notice of renewal and request for comments.

**SUMMARY:** The Bureau of Reclamation has forwarded the following Information Collection Request to the Office of Management and Budget (OMB) for review and approval: Forms to Determine Compliance by Certain Landholders, 43 CFR part 426 (OMB Control Number 1006-0023).

**DATES:** OMB has up to 60 days to approve or disapprove this information collection request, but may respond after 30 days; therefore, public comments must be received on or before June 3, 2013.

**ADDRESSES:** Send written comments to the Desk Officer for the Department of the Interior at the Office of Management and Budget, Office of Information and Regulatory Affairs, via facsimile to (202) 395-5806, or email to [oir\\_submission@omb.eop.gov](mailto:oir_submission@omb.eop.gov). A copy of your comments should also be directed to the Bureau of Reclamation, Attention: 84-53000, P.O. Box 25007, Denver, CO 80225-0007. Please reference OMB Control Number 1006-0023 in your comments.

**FOR FURTHER INFORMATION CONTACT:** Stephanie McPhee, Bureau of Reclamation, at (303) 445-2897. You may also view the Information Collection Request at [www.reginfo.gov](http://www.reginfo.gov).

##### SUPPLEMENTARY INFORMATION:

##### I. Abstract

*Identification of limited recipients*—Some entities that receive Reclamation irrigation water may believe that they are under the Reclamation Reform Act of 1982 (RRA) forms submittal threshold and, consequently, may not submit the appropriate RRA form(s). However, some of these entities may in fact have a different RRA forms submittal

threshold than what they believe it to be due to the number of natural persons benefiting from each entity and the location of the land held by each entity. In addition, some entities that are exempt from the requirement to submit RRA forms due to the size of their landholdings (directly and indirectly owned and leased land) may in fact be receiving Reclamation irrigation water for which the full-cost rate must be paid because the start of Reclamation irrigation water deliveries occurred after October 1, 1981 [43 CFR 426.6(b)(2)]. The information obtained through completion of the Limited Recipient Identification Sheet (Form 7-2536) allows us to establish entities' compliance with Federal reclamation law. The Limited Recipient Identification Sheet is disbursed at our discretion.

*Trust review*—In order to administer section 214 of the RRA and 43 CFR 426.7, we are required to review all trusts. Land held in trust generally will be attributed to the beneficiaries of the trust rather than the trustee if the criteria specified in the RRA and 43 CFR 426.7 are met. We may extend the option to complete and submit for our review the Trust Information Sheet (Form 7-2537) instead of actual trust documents when we become aware of trusts with a relatively small landholding (40 acres or less in districts subject to the prior law provisions of Federal reclamation law, 240 acres or less in districts subject to the discretionary provisions of Federal reclamation law). If we find nothing on the completed Trust Information Sheet that would warrant the further investigation of a particular trust, that trustee will not be burdened with submitting trust documents to us for in-depth review. The Trust Information Sheet is disbursed at our discretion.

*Acreage limitation provisions applicable to public entities*—Land farmed by a public entity can be considered exempt from the application of the acreage limitation provisions provided the public entity meets certain criteria pertaining to the revenue generated through the public entity's farming activities (43 CFR 426.10 and the Act of July 7, 1970, Pub. L. 91-310). We are required to ascertain whether or not public entities that receive Reclamation irrigation water meet such revenue criteria regardless of how much land the public entities hold (directly or indirectly own or lease) [43 CFR 426.10(a)]. In order to minimize the burden on public entities, standard RRA forms are submitted by a public entity only when the public entity holds more than 40 acres subject to the acreage