

Colony, San Juan Southern Paiute Tribe of Arizona, Shoshone Tribe of the Wind River Reservation, Shoshone-Bannock Tribes of the Fort Hall Reservation, Shoshone-Paiute Tribes of the Duck Valley Reservation, Skull Valley Band of Goshute Indians of Utah, Summit Lake Paiute Tribe of Nevada, Susanville Indian Rancheria of Paiute, Maidu, Pit River & Washoe Indians, Te-Moak Tribe of Western Shoshone Indians (Battle Mountain, Elko, South Fork, and Wells Indian Colony Bands), Utu Utu Gwaitu Paiute Tribe of the Benton Paiute Reservation, Walker River Paiute Tribe, Washoe Tribe of Nevada & California (Carson Colony, Dresslerville & Washoe Ranches), Yerington Paiute Tribe of the Yerington Colony & Campbell Ranch, and Yomba Shoshone Tribe. Representatives of any other Indian tribe that believes itself to be culturally affiliated with these human remains and associated funerary objects should contact Rebecca Mills, Superintendent, Great Basin National Park, Baker, NV; telephone: (702) 324-7331, before May 22, 1998. Repatriation of the human remains to the Confederated Tribes of the Goshute Reservation, Duckwater Shoshone Tribe of the Duckwater Reservation, Ely Shoshone Tribe of Nevada, Kaibab Band of Paiute Indians, Las Vegas Tribe of Paiute Indians, Moapa Band of Paiute Indians, Paiute Indian Tribe of Utah, San Juan Southern Paiute Tribe of Arizona, Skull Valley Band of Goshute Indians, Big Pine Band of Owens Valley Paiute Shoshone Indians, Death Valley Timbi-Sha Shoshone Band of California, Fort McDermitt Paiute and Shoshone Tribes, Northwestern Band of Shoshoni Nation of Utah (Washakie), Paiute-Shoshone Indians of the Bishop Community, Paiute-Shoshone Indians of the Lone Pine Community, Paiute-Shoshone Tribe of the Fallon Reservation and Colony, Shoshone Tribe of the Wind River Reservation, Shoshone-Bannock Tribes of the Fort Hall Reservation, Shoshone-Paiute Tribes of the Duck Valley Reservation, Te-Moak Tribe of Western Shoshone Indians (Battle Mountain, Elko, South Fork, and Wells Indian Colony Bands), and Yomba Shoshone Tribe may begin after that date if no additional claimants come forward.

Dated: April 16, 1998.

**Francis P. McManamon,**

*Departmental Consulting Archeologist,  
Manager, Archeology and Ethnography  
Program.*

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## DEPARTMENT OF THE INTERIOR

### Bureau of Reclamation

#### Quarterly Status Report of Water Service and Repayment Contract Negotiations

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

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given of proposed contractual actions that are new, modified, discontinued, or completed since the last publication of this notice on January 27, 1998. The January 27, 1998, notice should be used as a reference point to identify changes. This notice is one of a variety of means used to inform the public about proposed contractual actions for capital recovery and management of project resources and facilities. Additional Bureau of Reclamation (Reclamation) announcements of individual contract actions may be published in the **Federal Register** and in newspapers of general circulation in the areas determined by Reclamation to be affected by the proposed action. Announcements may be in the form of news releases, legal notices, official letters, memorandums, or other forms of written material. Meetings, workshops, and/or hearings may also be used, as appropriate, to provide local publicity. The public participation procedures do not apply to proposed contracts for sale of surplus or interim irrigation water for a term of 1 year or less. Either of the contracting parties may invite the public to observe contract proceedings. All public participation procedures will be coordinated with those involved in complying with the National Environmental Policy Act.

**ADDRESSES:** The identity of the approving officer and other information pertaining to a specific contract proposal may be obtained by calling or writing the appropriate regional office at the address and telephone number given for each region in the supplementary information.

**FOR FURTHER INFORMATION CONTACT:** Alonzo Knapp, Manager, Reclamation Law, Contracts, and Repayment Office, Bureau of Reclamation, PO Box 25007, Denver, Colorado 80225-0007; telephone 303-445-2889.

**SUPPLEMENTARY INFORMATION:** Pursuant to section 226 of the Reclamation Reform Act of 1982 (96 Stat. 1273) and 43 CFR 426.20 of the rules and regulations published in *52 FR 11954*, Apr. 13, 1987, Reclamation will publish notice of the proposed or amendatory contract actions for any contract for the

delivery of project water for authorized uses in newspapers of general circulation in the affected area at least 60 days prior to contract execution. Pursuant to the "Final Revised Public Participation Procedures" for water resource-related contract negotiations, published in *47 FR 7763*, Feb. 22, 1982, a tabulation is provided of all proposed contractual actions in each of the five Reclamation regions. Each proposed action is, or is expected to be, in some stage of the contract negotiation process in 1998. When contract negotiations are completed, and prior to execution, each proposed contract form must be approved by the Secretary of the Interior, or pursuant to delegated or redelegated authority, the Commissioner of Reclamation or one of the regional directors. In some instances, congressional review and approval of a report, water rate, or other terms and conditions of the contract may be involved.

Public participation in and receipt of comments on contract proposals will be facilitated by adherence to the following procedures:

1. Only persons authorized to act on behalf of the contracting entities may negotiate the terms and conditions of a specific contract proposal.
2. Advance notice of meetings or hearings will be furnished to those parties that have made a timely written request for such notice to the appropriate regional or project office of Reclamation.
3. Written correspondence regarding proposed contracts may be made available to the general public pursuant to the terms and procedures of the Freedom of Information Act (80 Stat. 383), as amended.
4. Written comments on a proposed contract or contract action must be submitted to the appropriate regional officials at the locations and within the time limits set forth in the advance public notices.
5. All written comments received and testimony presented at any public hearings will be reviewed and summarized by the appropriate regional office for use by the contract approving authority.

6. Copies of specific proposed contracts may be obtained from the appropriate regional director or his designated public contact as they become available for review and comment.

7. In the event modifications are made in the form of a proposed contract, the appropriate regional director shall determine whether republication of the notice and/or extension of the comment period is necessary.

Factors considered in making such a determination shall include, but are not limited to: (i) The significance of the modification, and (ii) the degree of public interest which has been expressed over the course of the negotiations. As a minimum, the regional director shall furnish revised contracts to all parties who requested the contract in response to the initial public notice.

#### Acronym Definitions Used Herein

(BCP)—Boulder Canyon Project  
 (CAP)—Central Arizona Project  
 (CUP)—Central Utah Project  
 (CVP)—Central Valley Project  
 (CRSP)—Colorado River Storage Project  
 (D&MC)—Drainage and Minor Construction  
 (FR)—Federal Register  
 (IDD)—Irrigation and Drainage District  
 (ID)—Irrigation District  
 (M&I)—Municipal and Industrial  
 (O&M)—Operation and Maintenance  
 (P-SMBP)—Pick-Sloan Missouri Basin Program  
 (R&B)—Rehabilitation and Betterment  
 (PPR)—Present Perfected Right  
 (RRA)—Reclamation Reform Act  
 (NEPA)—National Environmental Policy Act  
 (SOD)—Safety of Dams  
 (SRPA)—Small Reclamation Projects Act  
 (WCUA)—Water Conservation and Utilization Act  
 (WD)—Water District

#### Pacific Northwest Region

Bureau of Reclamation, 1150 North Curtis Road, Boise, Idaho 83706-1234, telephone 208-378-5346.

##### Modified contract actions:

4. Pioneer Ditch Company, Boise Project, Idaho; Clark and Edwards Canal and Irrigation Company, Enterprise Canal Company, Ltd., Lenroot Canal Company, Liberty Park Canal Company, Parsons Ditch Company, Poplar ID, Wearyrick Ditch Company, all in the Minidoka Project, Idaho; Juniper Flat District Improvement Company, Wapinitia Project, Oregon; Roza ID, Yakima Project, Washington: Amendatory repayment and water service contracts; purpose is to conform to the Reclamation Reform Act of 1982 (Pub. L. 97-293).

12. Five individual contractors, Umatilla Project, Oregon: Repayment agreements for reimbursable cost of dam safety repairs to McKay Dam.

16. Okanogan ID, Okanogan Project, Washington: SOD contract to repay district's share of cost of dam safety repairs to Salmon Lake Dam. An Early Warning System is now part of the SOD repair.

##### Discontinued contract actions:

17. Rogue River Valley and Medford IDs, Rogue River Basin Project, Oregon: SOD contract to repay each district's share of cost to repair Fish Lake Dam. Each district will be sent a bill, so no contract is needed.

##### Completed contract actions:

4. Lake Chelan Reclamation District, Chief Joseph Dam Project, Washington; Consolidated ID, Spokane Valley Project, Washington; Individual Contractors, Crooked River Project, Oregon; Lower Payette Ditch Company Ltd., Boise Project, Idaho; Tumalo ID, District, Crescent Lake Dam Project, Oregon; Monroe Creek ID, Mann Creek Project, Idaho: Amendatory repayment and water service contracts; purpose is to conform to the Reclamation Reform Act of 1982 (Pub. L. 97-293).

12. Twenty-one individual contractors, Umatilla Project, Oregon: Repayment agreements for reimbursable cost of dam safety repairs to McKay Dam. Agreements have been executed with 66 individual contractors.

#### Mid-Pacific Region

Bureau of Reclamation, 2800 Cottage Way, Sacramento, California 95825-1898, telephone 916-979-2401.

##### New contract actions:

28. Langell Valley, Horsefly, and Tulelake IDs, Klamath Project, Oregon: Repayment contract for SOD work on Clear Lake Dam.

29. Widren WD, CVP, California: Assignment of Widren WD's water service contract to the City of Tracy. The assignment will require approval of conversion of Widren's CVP irrigation water to M&I water.

#### Lower Colorado Region

Bureau of Reclamation, PO Box 61470 (Nevada Highway and Park Street), Boulder City, Nevada 89006-1470, telephone 702-293-8536.

##### New contract actions:

47. Sun City Water Co., CAP, Arizona: Assignment of 9,654 acre-feet to Citizens Utilities, Aqua Fria Division.

48. Arizona Public Service Co., BCP, Arizona: Delivery contract for up to 1,500 acre-feet of unused Arizona entitlement.

49. City of Scottsdale, CAP, Arizona: Assignment of 3,232 acre-feet of CAP water annually from Cottonwood Water Works, Inc., and Camp Verde Water System, Inc.

##### Modified contract actions:

37. Berneil Water Co., CAP Arizona: Subcontracts associated with partial assignment of water service to the City of Scottsdale and Cave Creek Water Company.

##### Completed contracts actions:

31. Community Water Company of Green Valley/New Pueblo Water Co., CAP, Arizona: Execute an assignment assigning 237 acre-feet of New Pueblo's CAP water entitlement to Community. Amend Community's CAP subcontract to increase its entitlement by 237 acre-feet. Upon execution of the assignment from New Pueblo to Community, New Pueblo's CAP water service subcontract would terminate.

37. Berneil Water Co., CAP Arizona: Subcontracts associated with partial assignment of water service to the City of Phoenix.

45. Arizona State Lands, CAP, Arizona: Assignment of 3,900 acre-feet of CAP water to the City of Scottsdale.

#### Upper Colorado Region

Bureau of Reclamation, 125 South State Street, Room 6107, Salt Lake City, Utah 84138-1102, telephone 801-524-4419. New contract actions:

1(e) City of Page, Arizona, Glen Canyon Unit, Colorado River Storage Project; Arizona: Long-term contract for 300 acre-feet of water for municipal purposes.

22. Carbon Water Conservancy District, Scofield Project, Utah: Amendment to SOD contract to raise contract repayment ceiling on the M&I obligation and replace estimated SOD costs with actuals.

23. Carlsbad ID, Carlsbad Project, New Mexico: Contract to allow the district to lease water to the New Mexico Interstate Stream Commission to fulfill New Mexico's water obligation to Texas under Supreme Court's Amended Decree in *Texas v. New Mexico* 485 U.S. 288(1988).

24. Ute Water Conservancy District, Collbran Project, Colorado: License Agreement for use of project lands and an agreement addressing charges for benefits derived from project facilities.

25. Robbins Ranches, Mancos Project, Colorado: Long-term contract for the carriage of 2.5 cfs of water for irrigation purposes under the authority of the Warren Act of 1911.

##### Modified contract actions:

4. Pine River ID, Pine River Project, Colorado: Contract to allow the district to convert up to 2,000 acre-feet of project irrigation water to municipal, domestic, and industrial uses.

##### Completed contract actions:

1(b) Lazear Domestic Water Corporation, Aspinall Unit, CRSP, Colorado: Contract for 44 acre-feet to support an augmentation plan, Case No. 95CW209, Water Division Court No. 4, State of Colorado, to provide domestic water service to up to 100 residences, lawns, gardens, and livestock watering.

6. City of El Paso, Rio Grande Project, Texas and New Mexico: Amendment to the 1941 and 1962 contracts to expand acreage owned by the city to 3,000 acres; extend terms of water rights assignments; and allow assignments outside city limits under authority of the Public Service Board.

15. Provo Reservoir Water Users Company, Wasatch Irrigation Company, Timpanogas Irrigation Company, Exchange Irrigation Company, Washington Irrigation Company, and the City of Provo; CUP, Utah: Water exchange contracts, water rights in several mountain lakes and reservoirs are being exchanged for equivalent contract water rights in Jordanelle Reservoir.

20. El Paso County Water Improvement District No. 1, Rio Grande Project, Texas and New Mexico: Supplemental contract between El Paso County Water Improvement District No. 1 and the United States to allow the conversion of project water from irrigation to M&I within the El Paso area.

#### Great Plains Region

Bureau of Reclamation, PO Box 36900, Federal Building, 316 North 26th Street, Billings, Montana 59107-6900, telephone 406-247-7730.

Modified contract actions:

7. City of Rapid City, Rapid Valley Unit, P-SMBP, South Dakota: Contract renewal for up to 55,000 acre-feet of storage capacity in Pactola Reservoir.

13. P-SMBP, Kansas and Nebraska: Initiate negotiations for renewal of long-term water supply contracts with Kansas-Bostwick, Nebraska-Bostwick, Frenchman Valley, Frenchman-Cambridge, and Almena IDs.

14. Northwest Area Water Supply, North Dakota: Long-term contract for water supply from Garrison Diversion Unit facilities. Basis of negotiation is completed and awaiting regional director's signature.

15. Fort Shaw and Greenfields IDs, Sun River Project, Montana: Contract for SOD costs for repairs to Willow Creek Dam. Greenfields ID has signed a 1-year repayment contract for its share of the SOD costs. Have received the approved basis of negotiation from the Commissioner. In the process of negotiating a contract with Fort Shaw ID.

25. Lower Marias Unit, P-SMBP, Montana: Water service contract expired June 1997. Initiating renewal of existing contract for 25 years for up to 480 acre-feet of storage from Tiber Reservoir to irrigate 160 acres. Received approved basis of negotiation from the Commissioner. Currently developing the

contract and consulting with the tribes regarding Water Rights Compact.

29. Belle Fourche Unit, P-SMBP, South Dakota: Negotiations have been held with the Belle Fourche ID to amend their long-term repayment contract deferring their 1997 construction payment and reducing their annual construction payment.

Dated: April 15, 1998.

**Wayne O. Deason,**

*Deputy Director, Program Analysis Office.*

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## DEPARTMENT OF THE INTERIOR

### Bureau of Reclamation

#### Yakima River Basin Water Enhancement Project, Yakima, WA, INT-DES 98-17

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

**ACTION:** Notice of availability of draft programmatic environmental impact statement and notice of public hearings.

**SUMMARY:** Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, as amended, the Department of the Interior, Bureau of Reclamation (Reclamation), has prepared a draft programmatic environmental impact statement (Draft PEIS) for implementing provisions of Phase 2 of the Yakima River Basin Water Enhancement Project (Enhancement Project). The purpose of the Enhancement Project is to meet the competing needs of the Yakima River basin through improved water conservation and management and other appropriate means. The Enhancement Project legislation also authorizes actions on the Yakima Indian Reservation which will result in improvements to their irrigation system and enhance local resources.

**DATES:** Written comments on the Draft PEIS must be submitted by July 22, 1998, to the address listed under the **ADDRESSES** Section. Public hearings to accept oral comments on the Draft PEIS will be held on June 2, 1998, from 1:30 to 3:30 p.m. and from 7 to 9 p.m. in Toppenish, Washington; and on June 3, 1998, from 1 to 3 p.m. and from 7 to 9 p.m. in Yakima, Washington.

**ADDRESSES:** The public hearings will be held at:

- Yakima Indian Nation, Eagle Seelatsee Auditorium, 401 Fort Road, Toppenish, Washington.
- DoubleTree Inn, 1507 North First Street, Yakima, Washington.

Copies of the Draft PEIS are available for inspection at the following addresses and at libraries in the project vicinity.

- Bureau of Reclamation, Upper Columbia Area Office, 1917 Marsh Road, Yakima, Washington 98907.
- Bureau of Reclamation, Pacific Northwest Regional Office, 1150 N. Curtis Road, Suite 100, Boise, Idaho 83706-1234.

Written comments on the Draft PEIS should be submitted to: Mr. Robert Black D-8580, Bureau of Reclamation, Denver Federal Center, PO Box 25007, Denver, Colorado 80225-0007.

**FOR FURTHER INFORMATION CONTACT:** Mr. Robert Black, Telephone (303) 445-2704.

**SUPPLEMENTARY INFORMATION:** Those wishing to obtain a copy of the Draft PEIS or schedule time, in advance, to make oral comments at the hearing(s) may contact Mr. Black at the above address and telephone or call toll free to 1-800-861-5443. Speakers will be called in order of their requests. Requests to comment may also be made at each hearing, and speakers will be scheduled to follow the advance requests. Oral comments will be limited to 10 minutes per individual. All oral comments will be included in the hearing record. Written comments will be accepted into the hearing record for 14 days following the public hearing date. These comments may be submitted in addition to review comments made during the 90-day review period and should be identified as hearing comments. Special needs assistance requests should be submitted to Mr. Black by May 15, 1998.

The Draft PEIS evaluates the effects of Title XII of the Enhancement Project legislation. The provisions and measures of the Enhancement Project legislation form the parameters and the methods for achieving the protection, mitigation, and enhancement of fish and wildlife through improved water management, instream flows, water quality, the creation and enhancement of wetlands, and improved reliability of irrigation water supplies. Central to this legislation is the Yakima River Basin Water Conservation Program which attempts to balance competing demands on the basin's water supply. This voluntary program will reduce demands on the available water supply by promoting conservation measures to improve the efficiency of water delivery and use, instream flows for fish and wildlife, and the reliability of the irrigation water supply.

Specific measures that will be implemented depend upon proposals contained in the water conservation