

with little relief from the need for U.S. export documents. Unless the receiving country had entered the same reservation or was a non-Party, U.S. exporters of CITES-listed plants and animals would continue to be required to obtain CITES-comparable documents because the Parties have agreed to trade with non-Parties and reserving Parties only if they issue permits and certificates that substantially conform with CITES requirements and contain the required information outlined in CITES Resolution Conf. 9.5 (Rev. CoP13). If the United States were to enter a reservation for a particular species, it may confuse importers and exporters because, as stated above, CITES permit requirements would still be imposed by other Parties. This could lead persons to inadvertently violate the laws of foreign countries that honor the listing.

Author

This notice was prepared by Pat Ford, Division of Scientific Authority, (see ADDRESSES, above).

Authority: This notice is issued under the authority of the U.S. Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*).

Dated: July 31, 2007.

H. Dale Hall,
Director.

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BILLING CODE 4310-55-P

DEPARTMENT OF THE INTERIOR

Minerals Management Service

Agency Information Collection Activities: Proposed Collection, Comment Request

AGENCY: Minerals Management Service (MMS), Interior.

ACTION: Notice of an extension of a currently approved information collection (OMB Control Number 1010-0122).

SUMMARY: To comply with the Paperwork Reduction Act of 1995 (PRA), we are inviting comments on a collection of information that we will submit to the Office of Management and Budget (OMB) for review and approval. We changed the title of this ICR. The previous title of this ICR was "30 CFR 243—Suspensions Pending Appeal and Bonding—Minerals Revenue Management (Forms MMS-4435, Administrative Appeal Bond; MMS-4436, Letter of Credit; and MMS-4437, Assignment of Certificate of Deposit)." The new title of this ICR is "30 CFR 243—Suspensions Pending Appeal and

Bonding." Forms associated with this collection are Forms MMS-4435, Administrative Appeal Bond; MMS-4436, Letter of Credit; and MMS-4437, Assignment of Certificate of Deposit.

DATES: Submit written comments on or before October 12, 2007.

ADDRESSES: Submit written comments to Sharron L. Gebhardt, Lead Regulatory Specialist, Minerals Management Service, Minerals Revenue Management, P.O. Box 25165, MS 302B2, Denver, Colorado 80225. If you use an overnight courier service or wish to hand-deliver your comments, our courier address is Building 85, Room A-614, Denver Federal Center, West 6th Ave. and Kipling Blvd., Denver, Colorado 80225. You may also e-mail your comments to us at mrm.comments@mms.gov. Include the title of the information collection and the OMB control number in the "Attention" line of your comment. Also include your name and return address. If you do not receive a confirmation that we have received your e-mail, contact Ms. Gebhardt at (303) 231-3211.

FOR FURTHER INFORMATION CONTACT: Sharron L. Gebhardt, telephone (303) 231-3211, FAX (303) 231-3781, or e-mail sharron.gebhardt@mms.gov.

SUPPLEMENTARY INFORMATION:

Title: 30 CFR Part 243—Suspensions Pending Appeal and Bonding.

OMB Control Number: 1010-0122.

Bureau Form Number: Forms MMS-4435, MMS-4436, and MMS-4437.

Abstract: The Secretary of the U.S. Department of the Interior is responsible for collecting royalties from lessees who produce minerals from leased Federal and Indian lands. The Secretary is required by various laws to manage mineral resources production on Federal and Indian lands, collect the royalties due, and distribute the funds in accordance with those laws. The Secretary also has a trust responsibility to manage Indian lands and seek advice and information from Indian beneficiaries. The MMS performs the royalty management functions and assists the Secretary in carrying out the Department's trust responsibility for Indian lands. Applicable law citations pertaining to mineral leases on Federal and Indian lands include: Public Law 97-451—Jan. 12, 1983 (Federal Oil and Gas Royalty Management Act of 1982 [FOGRMA]); Public Law 104-185—Aug. 13, 1996 (Federal Oil and Gas Royalty Simplification and Fairness Act of 1996 [RSFA]), as corrected by Public Law 104-200—Sept. 22, 1996; and Public Law 97-382—Dec. 22, 1982 (Indian Mineral Development Act of 1982). The RSFA section 4(l), "Stay of Payment Obligation Pending Review," requires

MMS to evaluate any person, ordered by the Secretary or a delegated state to pay any obligation (other than an assessment) subject to RSFA, to determine whether that person is entitled to a stay of the order without bond or other surety instrument, pending an administrative or judicial proceeding, based on the financial solvency of that person. Public laws pertaining to mineral royalties are located on our Web site at http://www.mrm.mms.gov/Laws_R_D/PublicLawsAMR.htm.

Regulations at 30 CFR part 243 govern the suspension of orders or decisions pending administrative appeal for Federal leases. These regulations require the submission of information demonstrating financial solvency by the person who represents the appellant, requesting a suspension without the need to provide a surety. For those appellants who are not financially solvent or for appeals involving Indian leases, MMS requires that a surety instrument be posted to secure the financial interest of the public and Indian lessors during the entire administrative or judicial appeal process. This information collection request covers the burden hours associated with appellants submitting financial statements or surety instruments, subject to annual audit, required to stay an MMS order.

Minerals produced from Federal and Indian leases vary greatly in the nature of occurrence, production, and processing methods. 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 (royalty) of the value received from production from the leased lands. The lease creates a business relationship between the lessor and the lessee. The lessee is required to report various kinds of information to the lessor relative to the disposition of the leased minerals. Such information is similar to data reported to private and public mineral interest owners and is generally available within the records of the lessee or others involved in developing, transporting, processing, purchasing, or selling such minerals. The information collected includes data necessary to ensure that the royalties are paid appropriately.

Proprietary information submitted to MMS under this collection is protected, and no items of a sensitive nature are collected. A response is required to obtain the benefit of suspending compliance of an order pending appeal.

Stay of Payment Pending Appeal

Title 30 CFR 243.1 states that lessees or recipients of MMS Minerals Revenue Management (MRM) orders may suspend compliance with an order if they appeal in accordance with 30 CFR Part 290, Subpart B—Appeals of Royalty Management Program and Delegated State Orders (the Royalty Management Program is now known as Minerals Revenue Management). Pending appeal, MMS suspends the payment requirement if the appellant submits a formal agreement of payment in case of default, such as a bond or other surety, or demonstrates financial solvency. The MMS accepts the following surety types: Form MMS-4435, Administrative Appeal Bond; Form MMS-4436, Letter of Credit; Form MMS-4437, Assignment of Certificate of Deposit; Self-bonding; and U.S. Treasury Securities.

When one of the surety types is selected and put in place, appellants must maintain the surety until completion of the appeal. If the appeal is decided in favor of the appellant, MMS returns the surety to the appellant. If the appeal is decided in favor of MMS, then MMS will take action to collect full royalty payment or draw down on the surety. The MMS draws down on a surety if the appellant fails to comply with requirements relating to amount due, timeframe, or surety submission or resubmission. Whenever MMS must draw down on a surety, the total amount due is defined as unpaid principal plus interest accrued to the projected receipt date of the surety payment. Appellants may refer to the Surety Instrument Posting Instructions for each of the five surety types to submit the respective information. Instructions for the five surety types discussed below can be found at <http://www.mrm.mms.gov/ReportingServices/PDFDocs/SuretyInst.pdf>.

Form MMS-4435, Administrative Appeal Bond

Appellants may file Form MMS-4435, Administrative Appeal Bond, which MMS uses to secure the financial interests of the public and Indian lessors during the entire administrative and judicial appeal process. Under 30 CFR 243.4, appellants are required to submit their contact and surety amount information to obtain the benefit of suspension of an obligation to comply with an order. The bond must be issued by a qualified surety company that is approved by the Department of the Treasury (see Department of the Treasury Circular No. 570, revised periodically in the **Federal Register**).

The Associate Director for MRM (Associate Director) or the delegated bond-approving officer (officer) maintains these bonds in a secure facility. Once the appeal has concluded, MMS may release and return the bond to the appellant or collect royalty payment upon the bond. If collection is necessary for a remaining royalty payment balance, MMS will issue a demand for payment to the surety company with a notice to the appellant, including all interest accrued on the affected bill.

Form MMS-4436, Letter of Credit

Appellants may choose to file Form MMS-4436, Letter of Credit, with no modifications. Requirements of 30 CFR 243.4 continue to apply. The Associate Director or officer maintains the Letter of Credit (LOC) in a secure facility. A bank must notarize and issue the LOC for appellants in which the bank has a minimum Fitch rating (formerly Bankwatch) of “C” for an LOC of less than \$1 million, “B/C” for an LOC between \$1 million and \$10 million, or “B” for an LOC over \$10 million. The LOC must have a minimum coverage period of 1 year and be automatically renewable for up to 5 years.

The appellant is responsible for verifying that the bank provides a current rating to MMS. If the issuing bank's rating falls below the minimum acceptable level, a satisfactory replacement surety must be submitted within 14 days, or MMS will draw down the existing LOC. If the bank issuing the LOC chooses not to renew the existing LOC, it must provide MMS with a notice of its decision not to renew 30 days prior to expiration of the LOC. Once the appeal has been concluded, MMS may release and return the LOC to the appellant or collect royalty payment upon the LOC. If collection is necessary for a remaining royalty payment balance, MMS will issue a demand for payment, which includes all interest assessed on the affected bill, to the bank with a notice to the appellant.

Form MMS-4437, Assignment of Certificate of Deposit

Appellants may choose to secure their debts by requesting to use a Certificate of Deposit (CD) from their bank and submitting Form MMS-4437, Assignment of Certificate of Deposit. Requirements of 30 CFR 243.4 continue to apply. Appellants must file the request with MMS prior to the invoice due date. The MMS will accept a book-entry CD that explicitly assigns the CD to the Associate Director. A bank must issue the CD in which the bank has a

minimum Fitch rating or is confirmed by a bank with an acceptable rating. The acceptable ratings for a CD are the same as for an LOC. If collection of the CD is necessary for a royalty payment balance, MMS will return unused CD funds to the appellant after total settlement of the appealed issues, including applicable interest charges.

Self-Bonding

For Federal leases, RSFA section 4(l), as promulgated at 30 CFR 243.201, provides that no surety instrument is required when a person representing the appellant periodically demonstrates, to the satisfaction of MMS, that guarantor or appellant is financially solvent or otherwise able to pay the obligation. Appellants must submit a written request to “self-bond” every time a new appeal is filed. To evaluate the financial solvency and exemption from requirements of appellants to maintain a surety related to an appeal, MMS requires appellants to submit a consolidated balance sheet, subject to annual audit. In some cases, MMS also requires copies of the most recent tax returns—up to 3 years—filed by appellants.

In addition, appellants must annually submit financial statements, subject to annual audit, to support their net worth. The MMS uses the consolidated balance sheet or business information supplied to evaluate the financial solvency of a lessee, designee, or payor seeking a stay of payment obligation pending review. If appellants do not have a consolidated balance sheet documenting their net worth, or if they do not meet the \$300 million net worth requirement, MMS selects a business information or credit reporting service to provide information concerning an appellant's financial solvency. We charge the appellant a \$50 fee each time we need to review data from a business information or credit reporting service. The fee covers our costs in determining an appellant's financial solvency.

U.S. Treasury Securities

Appellants may choose to secure their debts by requesting to use a U.S. Treasury Security (TS). Appellants must file the letter of request with MMS prior to the invoice due date. The TS must be a U.S. Treasury note or bond with maturity equal to or greater than 1 year. The TS must equal 120 percent of the appealed amount plus 1 year of estimated interest (necessary to protect MMS against interest rate fluctuations). The MMS only accepts a book-entry TS.

Request to OMB

The MMS is requesting OMB's 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.

Frequency: Annually and on occasion.

Estimated Number and Description of Respondents: 140 Federal/Indian appellants.

Estimated Annual Reporting and Recordkeeping "Hour" Burden: 140 hours.

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

RESPONDENTS' ESTIMATED ANNUAL BURDEN HOURS

Citation 30 CFR 243	Reporting and recordkeeping requirement	Hour burden	Average number of annual responses	Annual burden hours
Subpart A—General Provisions				
243.4(a)(1)	How do I suspend compliance with an order? (a) If you timely appeal an order, and if that order or portion of that order: (1) Requires you to make a payment, and you want to suspend compliance with that order, you must post a bond or other surety instrument or demonstrate financial solvency * * *.	1 hour	75 surety instruments (including Forms MMS–4435, MMS–4436, and MMS–4437, or TS).	75
243.6	When must I or another person meet the bonding or financial solvency requirements under this part? If you must meet the bonding or financial solvency requirements under § 243.4(a)(1), or if another person is meeting your bonding or financial solvency requirements, then either you or the other person must post a bond or other surety instrument or demonstrate financial solvency within 60 days after you receive the order or the Notice of Order.	Burden hours covered under § 243.4(a)(1).		
243.7(a)	What must a person do when posting a bond or other surety instrument or demonstrating financial solvency on behalf of an appellant? If you assume an appellant’s responsibility to post a bond or other surety instrument or demonstrate financial solvency * * * (a) Must notify MMS in writing * * * that you are assuming the appellant’s responsibility * * *.	Burden hours covered under § 243.4(a)(1).		
243.8(a)(2) and (b)(2)	When will MMS suspend my obligation to comply with an order? (a) Federal leases. * * * (2) If the amount under appeal is \$10,000 or more, MMS will suspend your obligation to comply with that order if you: (i) Submit an MMS-specified surety instrument under subpart B of this part within a time period MMS prescribes; or (ii) Demonstrate financial solvency under subpart C (b) Indian leases. * * * (2) If the amount under appeal is \$1,000 or more, MMS will suspend your obligation to comply with that order if you submit an MMS-specified surety instrument under subpart B of this part within a time period MMS prescribes.	Burden hours covered under § 243.4(a)(1).		
Subpart B—Bonding Requirements				
243.101(b)	How will MMS determine the amount of my bond or other surety instrument? * * * (b) If your appeal is not decided within 1 year from the filing date, you must increase the surety amount to cover additional estimated interest for another 1-year period. You must continue to do this annually * * *.	Burden hours covered under § 243.4(a)(1).		

RESPONDENTS' ESTIMATED ANNUAL BURDEN HOURS—Continued

Citation 30 CFR 243	Reporting and recordkeeping requirement	Hour burden	Average number of annual responses	Annual burden hours
Subpart C—Financial Solvency Requirements				
243.200(a) and (b)	How do I demonstrate financial solvency? (a) To demonstrate financial solvency under this part, you must submit an audited consolidated balance sheet, and, if requested by the MMS bond-approving officer, up to 3 years of tax returns to the MMS, * * *. (b) You must submit an audited consolidated balance sheet annually, and, if requested, additional annual tax returns on the date MMS first determined that you demonstrated financial solvency as long as you have active appeals, or whenever MMS requests. * * *.	1 hour	65 self-bonding submissions-demonstration of financial solvency.	65
243.201 (c)(1), (c)(2)(i), and (c)(2)(ii) and 243.201(d)(2).	How will MMS determine if I am financially solvent? * * * (c) If your net worth, minus the amount we would require as surety under subpart B for all orders you have appealed is less than \$300 million, you must submit * * *. (1) A written request asking us to consult a business-information, or credit-reporting service or program to determine your financial solvency; and (2) A nonrefundable \$50 processing fee: (i) You must pay the processing fee * * * (ii) You must submit the fee with your request * * * and then annually on the date we first determined that you demonstrated financial solvency, as long as you are not able to demonstrate financial solvency * * * and you have active appeals. (d) * * * (2) For us to consider you financially solvent, the business-information or credit-reporting service or program must demonstrate your degree of risk as low to moderate: * * *.	Burden hours covered under §§ 243.4(a)(1) and 243.200(a) and (b).		
243.202(c)	When will MMS monitor my financial solvency? * * * (c) If our bond-approving officer determines that you are no longer financially solvent, you must post a bond or other MMS-specified surety instrument under subpart B.	Burden hours covered under §§ 243.4(a)(1) and 243.200 (a) and (b).		
Total Burden			140	140

Estimated Annual Reporting and Recordkeeping “Non-Hour” Cost Burden: There are no additional recordkeeping costs associated with this information collection. However, MMS estimates 15 appellants will pay MMS a \$50 fee to obtain credit data from a business information or credit reporting service as a “non-hour” cost burden over the next 3 years for a total of \$250 per year (5 appellants per year × \$50 = \$250).

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: Before submitting an ICR to OMB, PRA section 3506(c)(2)(A) requires each agency “* * * to provide notice * * * 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.

The PRA also requires agencies to estimate the total annual reporting “non-hour cost” burden to respondents or recordkeepers resulting from the collection of information. If you have

costs to generate, maintain, and disclose this information, you should comment and provide your total capital and startup cost components or annual operation, maintenance, and purchase of service components. You should describe the methods you use to estimate major cost factors, including system and technology acquisition, expected useful life of capital equipment, discount rate(s), and the period over which you incur costs. Capital and startup costs include, among other items, computers and software you purchase to prepare for collecting information; monitoring, sampling, and testing equipment; and record storage facilities. Generally, your estimates should not include equipment or services purchased: (i) Before October 1, 1995; (ii) to comply with requirements not associated with the information collection; (iii) for reasons

other than to provide information or keep records for the Government; or (iv) as part of customary and usual business or private practices.

We will summarize written responses to this notice and address them in our ICR submission for OMB approval, including appropriate adjustments to the estimated burden. We will provide a copy of the ICR to you without charge upon request. The ICR also will be posted on our Web site at http://www.mrm.mms.gov/Laws_R_D/FRNotices/FRInfColl.htm.

Public Comment Policy: We will post all comments in response to this notice on our Web site at http://www.mrm.mms.gov/Laws_R_D/FRNotices/FRInfColl.htm. We also will make copies of the comments available for public review, including names and addresses of respondents, during regular business hours at our offices in Lakewood, Colorado. Before including your address, phone number, e-mail address, or other personal identifying information in your comment, you should 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 review 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 6, 2007.

Lucy Querques Denett,
Associate Director for Minerals Revenue Management.

[FR Doc. E7-15783 Filed 8-10-07; 8:45 am]

BILLING CODE 4310-MR-P

DEPARTMENT OF THE INTERIOR

National Park Service

National Register of Historic Places; Notification of Pending Nominations and Related Actions

Nominations for the following properties being considered for listing or related actions in the National Register were received by the National Park Service before July 28, 2007. Pursuant to § 60.13 of 36 CFR Part 60 written comments concerning the significance of these properties under the National Register criteria for evaluation may be forwarded by United States Postal Service, to the National Register of Historic Places, National Park Service, 1849 C St., NW., 2280, Washington, DC 20240; by all other

carriers, National Register of Historic Places, National Park Service, 1201 Eye St., NW., 8th floor, Washington, DC 20005; or by fax, 202-371-6447. Written or faxed comments should be submitted by August 28, 2007.

J. Paul Loether,

*Chief, National Register of Historic Places/
National Historic Landmarks Program.*

FLORIDA

Leon County

Billingsley Farm, 3640 Oakhurst Ln.,
Tallahassee, 07000897.

ILLINOIS

Cook County

Hatch, William H., House, 309 Keystone Ave., River Forest, 07000898.

Lake County

West Park Neighbourhood Historic District,
Roughly bounded by Green Bay Rd.,
Westminster, Oakwood, and Atteridge
Rds., Lake Forest, 07000900.

Winnebago County

West Downtown Rockford Historic District,
Roughly bounded by Park Ave., State St.,
Church St., and Wyman St., Rockford,
07000899.

LOUISIANA

Orleans Parish

Carrollton Historic District (Boundary
Increase), Roughly bounded Claiborne,
National Octavia, Grape and Lowerline,
New Orleans, 07000901.

NORTH CAROLINA

Caldwell County

Lenoir Downtown Historic District, Roughly
bounded by Ashe Ave., Mulberry St.,
Harper Ave., Church St., and Boundary St.,
Lenoir, 07000905.

Cumberland County

Verdery, Dr. William C., House, 1428 Raeform Rd., Fayetteville, 07000904.

Franklin County

McGhee, C.L. and Bessie G., House, 103 W.
Mason St., Franklinton, 07000903.

Wake County

Boylan Apartments, 817 Hillsborough St.,
Raleigh, 07000902.

Washington County

Davenport House, VA 1143 (Mount Tabor Rd.
and VA 1146 (Mount Tabor Road-
Backwoods Creswell, 07000932.

OKLAHOMA

Atoka County

First Presbyterian Church, 212 E. 1st St.,
Atoka, 07000914.

Creek County

Bristow Firestone Service Station, (Route 66
and Associated Resources in Oklahoma AD
MPS), 321 N. Main, Bristow, 07000912.

Dewey County

Vici M-K-T Depot, Houser St., Bet. 7th St.
and 8th St., Vici, 07000911.

Kay County

Tonkawa Lodge No. 157 A.F. & A.M., 112 N.
7th St., Tonkawa, 07000910.

Love County

Love County Jail and Sheriff's House, 408 1/
2 W. Chickasaw, Marietta, 07000916.

Santa Fe Depot

101 SE Front, Marietta, 07000913.

Oklahoma County

Film Exchange Historic District, Jct. of W.
Sheridan Ave. and Lee Ave., Oklahoma
City, 07000908.

Texas County

Franklin Hall, 201 N. College Ave.,
Goodwell, 07000909.

Tulsa County

Buena Vista Park Historic District, Roughly
bounded by W. 18th St. S, rear lot lines of
W of S. Cheyenne Ave., W. 21st St. S
and Riverside Dr./S. Carson, Tulsa,
07000919.

Carlton Place Historic District, Bounded by
W. 14th St. S, S. Carson Ave. W., W. 15th
St. S and S. Cathage Ave. W, Tulsa,
07000907.

Riverview Historic District, Roughly bounded
by W. 12th and 13th Sts. S, E of S. Elwood
Ave. W., W., 14th Place S., S. Riverside Dr.,
S. Jackson Ave., Tulsa, 07000906.

Stonebraker Heights Historic District,
Roughly bounded by W. 15th St. S., Alley
E of South Cheyenne Ave. W., W., 17th St.
S and S. Elwood Ave. W, Tulsa, 07000917.

Will Rogers High School, 3909 E. 5th Place,
Tulsa, 07000918.

Woodward County

Woodward Federal Courthouse and Post
Office, 1023 10th St., Woodward,
07000915.

OREGON

Clackamas County

Williamette Falls Locks, W bank of
Williamette R, West Linn, 07000920.

Douglas County

English Settlement School, 17455 Elkhead
Rd., Oakland, 07000924.

Jackson County

Cooley—Neff Warehouse, 340 N. Fir St.,
Medford, 07000923.

Multnomah County

Gerber, G.G., Building, 210 NW 11th Ave.,
Portland, 07000922.

Olson, Charles and Fae, House, 765 SW
Walters Rd., Gresham, 07000921.

Smith, Alfred H. and Mary E., House, 1806
SW High St., Portland, 07000926.

SOUTH CAROLINA

Charleston County

Atlanticville Historic District, (Sullivan's
Island, South Island MPS), Middle St.,
Jasper Blvd., Myrtle Ave. bet. Stations 22½
and 26, Sullivan's Island, 07000927.