

**RHODE ISLAND****Providence County**

Manville Company Worker Housing Historic District, Bounded by Chestnut St., Angle St., Railroad St., Winter St., Fall St., Spring St., Park Way, Almeida Dr., Main St., Lincoln, 08001183, Listed, 4/02/09.

**VERMONT****Windham County**

Homestead-Horton Neighborhood Historic District, Homestead Place, Horton Place, Canal St., Brattleboro, 09000160, Listed, 4/03/09.

[FR Doc. E9-11557 Filed 5-18-09; 8:45 am]

**BILLING CODE P**

**DEPARTMENT OF THE INTERIOR****U.S. Geological Survey****Privacy Act of 1974; Amendments to Existing Systems of Records**

**AGENCY:** U.S. Geological Survey.

**ACTION:** Proposed amendment of existing Privacy Act systems of records.

**SUMMARY:** In accordance with the Privacy Act of 1974 (5 U.S.C. 552a), the U.S. Geological Survey of the Department of the Interior is issuing public notice of its intent to amend 14 existing Privacy Act system of records notices to add a new routine use to authorize the disclosure of records to individuals involved in responding to a breach of Federal data.

**DATES:** Comments must be received by June 29, 2009.

**ADDRESSES:** Any persons interested in commenting on these proposed amendments may do so by submitting comments in writing to the U.S. Geological Survey Privacy Act Officer, Deborah Kimball, U.S. Geological Survey, U.S. Department of the Interior, MS-807, 12201 Sunrise Valley Drive, Reston, VA 20192, or by e-mail to [dkimball@usgs.gov](mailto:dkimball@usgs.gov).

**FOR FURTHER INFORMATION CONTACT:** U.S. Geological Survey Privacy Act Officer, Deborah Kimball, U.S. Geological Survey, U.S. Department of the Interior, MS-807, 12201 Sunrise Valley Drive, Reston, VA 20192, or by e-mail to [dkimball@usgs.gov](mailto:dkimball@usgs.gov).

**SUPPLEMENTARY INFORMATION:** On May 22, 2007, in a memorandum for the heads of Executive Departments and Agencies entitled "Safeguarding Against and Responding to the Breach of Personally Identifiable Information," the Office of Management and Budget directed agencies to develop and publish a routine use for disclosure of information in connection with response and remedial efforts in the

event of a data breach. This routine use will serve to protect the interest of the individuals, whose information is at issue by allowing agencies to take appropriate steps to facilitate a timely and effective response to the breach, thereby improving its ability to prevent, minimize or remedy any harm resulting from a compromise of data maintained in its systems of records. Accordingly, the U.S. Geological Survey of the Department of the Interior is proposing to add a new routine use to authorize disclosure to appropriate agencies, entities, and persons, of information maintained in the following systems in the event of a data breach. These amendments will be effective as proposed at the end of the comment period unless comments are received which would require a contrary determination. The U.S. Geological Survey will publish a revised notice if changes are made based upon a review of comments received.

Dated: May 12, 2009.

**Deborah Kimball,**

*U.S. Geological Survey Privacy Act Officer.*

**SYSTEM NAMES:****INTERIOR/USGS-1****SYSTEM NAME:**

National Water Information System.  
FR Doc. E8-21913 Filed 9-18-08;  
8:45 a.m.

**INTERIOR/USGS-5****SYSTEM NAME:**

Contract Files.  
FR Doc. 90-60371 Filed 09-07-90.

**INTERIOR/USGS-7****SYSTEM NAME:**

Personal Property Accountability Records.  
FR Doc. 98-29906 Filed 11-6-98; 8:45 a.m.

**INTERIOR/USGS-9****SYSTEM NAME:**

National Research Council Grants Program.  
FR Doc. 98-29906 Filed 11-6-98.

**INTERIOR/USGS-11****SYSTEM NAME:**

Security.  
FR Doc. 98-51015 Filed 12-19-98.

**INTERIOR/USGS-13****SYSTEM NAME:**

Manuscript Processing.  
FR Doc. 98-47863 Filed 01-07-98.

**INTERIOR/USGS-15****SYSTEM NAME:**

Earth Science Information Customer Records.  
FR Doc. 90-36907 Filed 09-07-90.

**INTERIOR/USGS-18****SYSTEM NAME:**

Computer Registration System.  
FR Doc. 98-25638 Filed 07-08-98.

**INTERIOR/USGS-20****SYSTEM NAME:**

Photo File System.  
FR Doc. 83-28749 Filed 6-23-83.

**INTERIOR/USGS-23****SYSTEM NAME:**

Personnel Investigations Records.  
FR Doc. 93-36822 Filed 6-29-93.

**INTERIOR/USGS-24****SYSTEM NAME:**

Employee Work Report Edit and Individual Employee Production Rates.  
FR Doc. 90-45561 Filed 10-30-90.

**INTERIOR/USGS-25****SYSTEM NAME:**

Water Data Sources Directory.  
FR Doc. 91-36823 Filed 08-01-91.

**INTERIOR/USGS-26****SYSTEM NAME:**

National Water Data Exchange User Accounting System.  
FR Doc. 93-47869 Filed 10-25-93.

**INTERIOR/USGS-27****SYSTEM NAME:**

Office of Management Services (OMS) Badging and Access Control System.  
FR Doc. 97-3499 Filed 02-11-97; 8:45 am.

**NEW ROUTINE USE:**

Disclosures outside the Department of the Interior may be made:

To appropriate agencies, entities, and persons when:

(a) It is suspected or confirmed that the security or confidentiality of information in the system of records has been compromised; and

(b) The Department has determined that as a result of the suspected or confirmed compromise there is a risk of harm to economic or property interest, identity theft or fraud, or harm to the security or integrity of this system or other systems or programs (whether maintained by the Department or another agency or entity) that rely upon the compromised information; and

(c) The disclosure is made to such agencies, entities and persons who are

reasonably necessary to assist in connection with the Department's efforts to respond to the suspected or confirmed compromise and prevent, minimize, or remedy such harm.

[FR Doc. E9-11613 Filed 5-18-09; 8:45 am]

BILLING CODE 4311-AM-P

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

[FWS-R1-ES-2009-N0072; 10120-1112-0000-F2]

#### Proposed Programmatic Safe Harbor Agreement for Oregon Chub, Willamette Valley, OR

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice of availability; receipt of application.

**SUMMARY:** The Oregon Department of Fish and Wildlife (ODFW) has applied to the U.S. Fish and Wildlife Service (Service) for an enhancement of survival permit pursuant to section 10(a)(1)(A) of the Endangered Species Act of 1973, as amended. The permit application includes a proposed Programmatic Safe Harbor Agreement (Agreement) between ODFW and the Service. The proposed term of the permit and Agreement is 30 years. The requested permit would authorize ODFW to extend incidental take coverage with assurances to eligible landowners who are willing to carry out habitat management measures that would benefit the federally-listed as endangered Oregon chub (*Oregonichthys crameri*) by enrolling them under the Agreement as Cooperators through issuance of Certificates of Inclusion. The covered area or geographic scope of this Agreement includes all non-Federal properties in the Willamette Valley between the cities of Oregon City and Oakridge, Oregon, the estimated historical distribution of the species. We request comments from the public on the permit application, proposed Agreement, and related documents, which are available for review (see **ADDRESSES** below).

**DATES:** Comments must be received from interested parties on or before June 18, 2009. The final permit decision will be made no sooner than June 18, 2009.

**ADDRESSES:** You may obtain copies of the documents for review by contacting State Supervisor, U.S. Fish and Wildlife Service, 2600 SE. 98th Ave., Suite 100, Portland, OR 97266; facsimile (503) 231-6195; or by making an appointment to view the documents at the above address during normal business hours.

You may also view the documents on the Internet through <http://www.fws.gov/oregonfwo/species/>. You may submit your written comments to State Supervisor, Fish and Wildlife Service, 2600 SE. 98th Ave., Suite 100, Portland, Oregon 97266, or facsimile (503) 231-6195. Include your name and address in your comments and refer to the 'Oregon chub Programmatic Safe Harbor Agreement'.

**FOR FURTHER INFORMATION CONTACT:** Paul Henson, State Supervisor, U.S. Fish and Wildlife Service, Oregon Fish and Wildlife Office, 2600 SE. 98th Avenue, Suite 100, Portland, Oregon, 97266; (telephone 503/231-6179). Persons who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 800/877-8339, 24 hours a day, 7 days a week.

**SUPPLEMENTARY INFORMATION:** Under a Safe Harbor Agreement, participating landowners voluntarily undertake management activities on their property to enhance, restore, or maintain habitat benefiting species listed under the Endangered Species Act of 1973, as amended (Act; 16 U.S.C. 1531 *et seq.*). Safe Harbor Agreements, and the subsequent enhancement of survival permits that are issued pursuant to section 10(a)(1)(A) of the Act, encourage private and other non-Federal property owners to implement conservation efforts for listed species by assuring the landowners that they will not be subjected to increased property use restrictions as a result of their efforts to either attract listed species to their property, or to increase the numbers or distribution of listed species already on their property. Application requirements and issuance criteria for enhancement of survival permits through Safe Harbor Agreements are found in 50 CFR 17.22(c). These permits allow any necessary future incidental take of any covered species above the mutually agreed upon baseline conditions for those species in accordance with the terms of the permit and accompanying agreement.

We jointly developed the proposed Agreement with ODFW for the conservation of the Oregon chub. The area covered by this Agreement includes the portion of the Willamette Valley estimated to be within the historical distribution of the species. Sites not currently occupied by Oregon chub will have a baseline condition of zero unless a landowner is willing to accept a baseline greater than zero to support an enhanced level of conservation after the Agreement expires. Sites currently occupied by Oregon chub will have

their baseline conditions determined on a case-by-case basis, with landowner consent, by ODFW and the Service until a Service-approved protocol for determining non-zero baselines is developed.

The purpose of this Agreement is to establish new populations of Oregon chub as refugia for natural populations through translocations and to increase the abundance, distribution and survival of existing natural populations through voluntary habitat improvements or protections. The Oregon chub was listed as an endangered species by the Service in 1993 (58 FR 53800). At the time of listing, Oregon chub was known to occur at only nine locations within a 30-kilometer (18.6-mile) reach of the Willamette River, representing approximately two percent of the species' historic range. In 2007, there were 19 populations totaling 500 or more individuals. The primary threats affecting Oregon chub include: Competition and predation by nonnative fish; the potential for initial or further introduction of nonnative fish; vegetative succession of shallow aquatic habitats; possible agricultural chemical runoff; possible excessive siltation from logging in the watershed; other threats to water quality (including threat of toxic spills, low dissolved oxygen); fluctuations in water levels due to regulated flow management at flood control dams, as well as low summer water levels; and the loss of genetic diversity as a result of managing Oregon chub populations in isolated habitats.

The status of Oregon chub has improved in recent years, resulting primarily from successful introductions and the discovery of previously undocumented populations. A recent 5-year status review of Oregon chub determined the species no longer warrants listing as endangered. A proposed rule to downlist the species to threatened status is in development, as is a proposal to designate critical habitat.

Under this Agreement, private lands may be enrolled through individual Cooperative Agreements between the ODFW and cooperating landowners (Cooperators). The duration of the Cooperative Agreements will be a minimum of 10 years. Cooperators will be issued a Certificate of Inclusion which will allow activities on the Enrolled Properties to be included within ODFW's section 10(a)(1)(A) Enhancement of Survival permit. Cooperators may renew their Cooperative Agreements to remain in effect for the 30-year duration of the permit. Cooperators will avoid conducting activities that could