

(5) *An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond:* The estimated total number of respondents for the information collection N-400 (paper) is 567,314 and the estimated hour burden per response is 12 hours; the estimated total number of respondents for the information collection N-400 (electronic) is 214,186 and the estimated hour burden per response is 5 hours; and the estimated total number of respondents for the information collection Biometrics is 778,000 and the estimated hour burden per response is 1.17 hours.

(6) *An estimate of the total public burden (in hours) associated with the collection:* The total estimated annual hour burden associated with this collection is 8,788,958.00 hours.

(7) *An estimate of the total public burden (in cost) associated with the collection:* The estimated total annual cost burden associated with this collection of information is \$346,768,927.50.

Dated: November 15, 2018.

Samantha L Deshommes,

Chief, Regulatory Coordination Division,
Office of Policy and Strategy, U.S. Citizenship
and Immigration Services, Department of
Homeland Security.

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DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

[FWS-R8-ES-2018-N141;
FXES11140800000-189-FF08EVEN00]

Habitat Conservation Plan for Seven Species in the Santa Clara River Watershed; Categorical Exclusion for Foothill Feeder Inspection and Maintenance Activities, Los Angeles County, California

AGENCY: Fish and Wildlife Service,
Interior.

ACTION: Notice of availability; request
for comments.

SUMMARY: We, the U.S. Fish and
Wildlife Service (Service), have received
an application from Metropolitan Water
District of Southern California for an
incidental take permit under the
Endangered Species Act. The permit
would authorize take of the federally
endangered unarmored threespine
stickleback, arroyo toad, the federally
threatened California red-legged frog,
and non-listed Santa Ana sucker,
western spadefoot, two-striped garter
snake, and western pond turtle

incidental to otherwise lawful activities
associated with the inspection and
maintenance of the Foothill Feeder
water conveyance pipeline in the draft
habitat conservation plan prepared for
the project. We invite public comment.

DATES: Written comments should be
received on or before December 21,
2018.

ADDRESSES:

To obtain documents: You may
download a copy of the draft habitat
conservation plan and draft low-effect
screening form and environmental
action statement at <http://www.fws.gov/ventura/>, or you may request copies of
the documents by U.S. mail (below) or
by phone (see **FOR FURTHER INFORMATION
CONTACT**).

To submit written comments: Please
send us your written comments using
one of the following methods:

- *U.S. mail:* Send your comments to
Stephen P. Henry, Field Supervisor,
Ventura Fish and Wildlife Office, U.S.
Fish and Wildlife Service, 2493 Portola
Road, Suite B, Ventura, CA 93003.
- *Facsimile:* Fax your comments to
805-644-3958.

FOR FURTHER INFORMATION CONTACT:

Chris Dellith, Fish and Wildlife
Biologist, 805-677-3308 (phone), or at
the Ventura address in **ADDRESSES**.

SUPPLEMENTARY INFORMATION: We have
received an application for an incidental
take permit (ITP) pursuant to section
10(a)(1)(B) of the Endangered Species
Act, as amended (ESA; 16 U.S.C. 1531
et seq.). The applicant has developed a
draft habitat conservation plan (HCP) for
the project that includes measures to
mitigate and minimize impacts to seven
covered species: the federally
endangered unarmored threespine
stickleback (*Gasterosteus aculeatus
williamsoni*), a fish, and the arroyo toad
(*Anaxyrus californicus*); the federally
threatened California red-legged frog
(*Rana draytonii*); and the non-listed
Santa Ana sucker (*Catostomus
santaanae*), a fish; western spadefoot
(*Spea hammondi*), a toad; two-striped
garter snake (*Thamnophis hammondi*);
and western pond turtle (*Emys
marmorata*). (The non-listed Santa Ana
sucker (*Catostomus santaanae*) is
federally listed as threatened outside of
the area covered in the habitat
conservation plan.) The permit would
authorize take of any of these species
incidental to otherwise lawful activities
associated with the Foothill Feeder
Inspection and Maintenance Activities
HCP. We invite public comment on the
application, the draft HCP, draft low-
effect screening form, and
environmental action statement.

Background

The unarmored threespine stickleback
was listed by the Service as endangered
on October 13, 1970 (35 FR 16047). The
arroyo toad was listed by the Service as
endangered on December 16, 1994 (59
FR 64859). The California red-legged
frog was listed by the Service as
threatened on May 23, 1996 (61 FR
25813). The Santa Ana sucker was listed
by the Service as threatened, outside of
the area covered by the draft HCP, on
April 12, 2000 (65 FR 19686). The
western spadefoot is currently under the
Service's review for listing pursuant to
the ESA (80 FR 37568). The two-striped
garter snake is not federally listed, nor
is it being considered for listing
pursuant to the ESA at this time. The
western pond turtle is currently under
the Service's review for listing pursuant
to the ESA (80 FR 19259). Section 9 of
the ESA and its implementing
regulations prohibit the take of fish or
wildlife species listed as endangered or
threatened. "Take" is defined under the
ESA to include the following activities:
"[T]o harass, harm, pursue, hunt, shoot,
wound, kill, trap, capture, or collect, or
to attempt to engage in any such
conduct" (16 U.S.C. 1532); however,
under section 10(a)(1)(B) of the ESA, we
may issue permits to authorize
incidental take of listed species.
"Incidental take" is defined by the ESA
as take that is incidental to, and not the
purpose of, carrying out of an otherwise
lawful activity. Regulations governing
incidental take permits for threatened
and endangered species are in the Code
of Federal Regulations (CFR) at 50 CFR
17.32 and 17.22, respectively. Under the
ESA, protections for federally listed
plants differ from the protections
afforded to federally listed animals.
Issuance of an incidental take permit
also must not jeopardize the existence of
federally listed fish, wildlife, or plant
species. The permittees would receive
assurances under our "No Surprises"
regulations ((50 CFR 17.22(b)(5) and
17.32(b)(5)) regarding conservation
activities for the unarmored threespine
stickleback, arroyo toad, California red-
legged frog, Santa Ana sucker, western
spadefoot, two-striped garter snake, and
western pond turtle.

Applicant's Proposed Activities

The applicant has applied for a permit
for incidental take of the unarmored
threespine stickleback, arroyo toad,
California red-legged frog, Santa Ana
sucker, western spadefoot, two-striped
garter snake, and western pond turtle.
Take is likely to occur in association
with activities necessary to inspect and
maintain the Foothill Feeder water

conveyance pipeline. The covered area consists of approximately 22 river miles, within the Santa Clara River watershed, of cottonwood-willow, transitional riparian, alluvial sage scrub, oak woodland, upland scrub, and aquatic habitat, which provides suitable habitat for the unarmored threespine stickleback, arroyo toad, California red-legged frog, Santa Ana sucker, western spadefoot, two-striped garter snake, and western pond turtle. The covered area has no designated critical habitat for the covered species. The HCP includes measures to minimize take of the covered species in the form of injury and mortality. Mitigation for unavoidable take of the species consists of creating, restoring, and enhancing up to 40 acres of cottonwood-willow, transitional riparian, alluvial sage scrub, oak woodland, upland scrub, and aquatic habitat.

Our Preliminary Determination

The Service made a preliminary determination that issuance of the incidental take permit is neither a major Federal action that will significantly affect the quality of the human environment within the meaning of section 102(2)(C) of NEPA (42 U.S.C. 4321 *et seq.*), nor will it individually or cumulatively have more than a negligible effect on the species covered in the HCP. The Service considers the effects of the taking of the covered species to be minor because project activities resulting in incidental take of the covered species would occur infrequently (approximately every 5 years over a period of several weeks), the applicant has proposed a series of measures to avoid and minimize impacts to the covered species, and the applicant has committed to creating, restoring, and enhancing up to 40 acres of occupied or otherwise suitable habitat for the covered species within the Santa Clara River watershed. Therefore, based on this preliminary determination, the permit qualifies for a categorical exclusion under NEPA.

Public Comments

If you wish to comment on the permit application, draft HCP, and associated documents, you may submit comments by one of the methods in **ADDRESSES**.

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 view, we

cannot guarantee that we will be able to do so.

Authority

We provide this notice under section 10 of the ESA (16 U.S.C. 1531 *et seq.*) and NEPA regulations (40 CFR 1506.6).

Dated: November 13, 2018.

Stephen P. Henry,

Field Supervisor, Ventura Fish and Wildlife Office, Ventura, California.

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DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

[190A2100DD/AAKC001030/
A0A501010.999900 253G]

Draft Environmental Impact Statement for the Little River Band Trust Acquisition and Casino Project, Township of Fruitport, Muskegon County, Michigan

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice of availability.

SUMMARY: This notice advises the public that the Bureau of Indian Affairs (BIA) as lead agency, with the Township of Fruitport, County of Muskegon, Little River Band of Ottawa Indians (Tribe), Federal Highway Administration, and the U.S. Environmental Protection Agency (EPA), serving as cooperating agencies, intends to file a Draft Environmental Impact Statement (DEIS) with the EPA in connection with the Tribe's application for transfer into trust by the United States of approximately 60 acres for gaming and other purposes to be located the Township of Fruitport, Muskegon County, Michigan. This notice also announces that the DEIS is now available for public review and that a public hearing will be held to receive comments on the DEIS.

DATES: Written comments on the DEIS must arrive within 45 days after EPA publishes its Notice of Availability in the **Federal Register**. The date and location of the public hearing on the DEIS will be announced at least 15 days in advance through a notice to be published in local newspaper, The Muskegon Chronicle, and online at www.littlerivereis.com.

ADDRESSES: You may mail or hand-deliver written comments to Mr. Timothy LaPointe, Midwest Regional Director, Bureau of Indian Affairs, Midwest Region, Norman Pointe II Building, 5600 West American Boulevard, Suite 500, Bloomington,

Minnesota 55347. Please include your name, return address, and the caption: "DEIS Comments, Little River Band Trust Acquisition and Casino Project," on the first page of your written comments. See the **SUPPLEMENTARY INFORMATION** section of this notice for addresses where the DEIS is available for review.

FOR FURTHER INFORMATION CONTACT: Mr. Felix Kitto, Regional Environmental Protection Specialist, Division of Environmental, Facilities, Safety and Cultural Resource Management (DEFSCRM), Bureau of Indian Affairs, Midwest Region, Norman Pointe II Building, 5600 West American Boulevard, Suite 500, Bloomington, Minnesota 55347; phone: (612) 725-4597; email: felix.kitto@bia.gov. Information is also available online at www.littlerivereis.com.

SUPPLEMENTARY INFORMATION: Public review of the DEIS is part of the administrative process for the evaluation of the Tribe's application to the BIA for the Federal trust acquisition of approximately 60 acres in the Township of Fruitport, Muskegon County, Michigan, upon which the Tribe proposes to develop a casino, hotel, parking, and other supporting facilities. A Notice of Intent was published in the **Federal Register** on September 21, 2015, as well as published in The Muskegon Chronicle. The BIA held a public scoping meeting for the project on October 15, 2015, at Fruitport Middle School, 3113 East Pontaluna Road, Fruitport, Michigan 49415.

Background: The Tribe's Proposed Project consists of the following components: (1) The transfer of an approximately 60-acre property from fee to trust status; (2) issuance of a Secretarial Determination by the Secretary of the Interior (Secretary) under Section 20 of the Indian Gaming Regulatory Act (IGRA) that gaming on the project site would be in the best interest of the Tribe and not detrimental to the surrounding community (25 U.S.C. 2719 (b)(1)(A)); and (3) development of the trust parcel and adjacent land owned by the Tribe, totaling approximately 86.5 acres, with a variety of uses including a casino, hotel, conference center, parking, and other supporting facilities. The proposed casino-hotel resort would include a hotel, a convention center, several restaurant facilities, and parking facilities. Access to the project site would be provided via two driveways: One along Harvey Street and one along East Ellis Road. Five service driveways,