

incidental take permit, and implementation of the Habitat Conservation Plan. The purchase of 60 acres of habitat management lands and other conservation measures would result in greater habitat value for the San Joaquin kit fox and the California tiger salamander than currently exists on the project site.

This notice is provided pursuant to section 10(a) of the Endangered Species Act and the National Environmental Policy Act of 1969 regulations (40 CFR 1506.6). The Service will evaluate the application, associated documents, and comments submitted thereon to determine whether the application meets the requirements of the National Environmental Policy Act regulations and section 10(a) of the Endangered Species Act. If it is determined that those requirements are met, a permit will be issued for the incidental take of the San Joaquin kit fox during the Applicants' planned development project. The permit would also authorize incidental take of the California tiger salamander effective upon its listing under the Act. The final permit decision will be made no sooner than 30 days from the date of this notice.

Dated: September 4, 1998.

Michael J. Spear,

Manager, California/Nevada Operations Office, Fish and Wildlife Service, Region 1, Sacramento, California.

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[WO-350-4210-01]

Information Collection Submitted to the Office of Management and Budget for Review Under the Paperwork Reduction Act

AGENCY: Bureau of Land Management Interior.

ACTION: Notice and request for comments.

In accordance with the Paperwork Reduction Act of 1995, the Bureau of Land Management (BLM) announces its intention to request approval from the Office of Management and Budget (OMB) to collect information, suggestions, and opinions, of individuals who visit the Wild Horse and Burro Internet Adoption Web Site. On June 24, 1998, BLM published a notice in the **Federal Register** (63 FR 33472) requesting comment on this proposed collection. The comment

period closed on August 25, 1998. No comments were received from the public in response to that notice. Copies of the proposed collection of information and related forms and explanatory material may be obtained by contacting the BLM clearance officer at the telephone number listed below. OMB is required to respond to this request within 60 days but may respond after 30 days. For maximum consideration, your comments and suggestions on the requirement should be made directly to the Office of Management and Budget, Interior Department Desk Officer (1004-NEW), Office of Information and Regulatory Affairs, Washington, D.C. 20503, telephone (202) 395-7340. Please provide a copy of your comments to the Bureau Clearance Officer (WO-630), 1849 C St., N.W., Mail Stop 401 LS, Washington, D.C. 20240.

Nature of Comments

We specifically request your comments on the following:

1. Whether the collection of information is necessary to BLM's proper functioning, including whether the information will have practical utility;
2. The accuracy of BLM's estimate of the burden of collecting the information, including the validity of the methodology and assumptions used;
3. The quality, utility, and clarity of the information to be collected; and
4. How to minimize the burden of collecting the information on those who are to respond, including the use of appropriate electronic, mechanical, or other forms of information technology.

Title: Wild Horse and Burro Internet Adoption Customer Comment Card.

OMB Approval Number: None.

Abstract: BLM will use the information, suggestions, and opinions given by commenters on the Internet adoption web site to improve the management of the web site and of the Internet adoption program. These data will determine whether BLM continues to use Internet adoptions as a means of disposing of healthy, excess wild horses and burros living on public lands.

Frequency: Once, per adoption.

Description of Respondents:

Respondents are those individuals who have access to computers with modems and internet access and who visit the Wild Horse and Burro Internet Adoption Web Site during the period of the adoption. Estimated completion time, 3 minutes per response.

Annual Responses: 600.

Annual Burden Hours: 30.

Collection Clearance Officer: Carole Smith, (202) 452-0367.

Dated: August 26, 1998.

Carole J. Smith,

Bureau of Land Management, Information Clearance Officer.

[FR Doc. 98-24441 Filed 9-10-98; 8:45 am]

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[CA-060-1430-01; CACA 7195]

Termination of Classification of Public Land for Small Tract Classification Number 368, and Opening Order; California

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice.

SUMMARY: This notice terminates, in its entirety, the following classification, which classified public land for disposition pursuant to the Small Tract Act of June 1, 1938: CACA 7195—Small Tract Classification Number 368. The Small Tract Act of June 1, 1938 was repealed by the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701), which contained provisions providing broad authority that replaced the repealed act. Of the 75 acres described under the above described classification, 35 acres have been conveyed out of public ownership pursuant to the Small Tract Act of June 1, 1938. The mineral estates of those conveyed lands were reserved to the United States. Until appropriate rules and regulations are issued by the Secretary of the Interior, the reserved minerals on the conveyed lands will not be subject to location under the U.S. mining laws. A total of 40 acres still remain in public ownership. Those lands will be opened to the operation of the public land laws including the mining laws, subject to valid existing rights, the provisions of existing withdrawals, other segregations of record, and the requirements of applicable law. All of the lands have been and remain open to the operation of the mineral leasing laws. The termination is necessary to facilitate the completion of a pending land exchange.

EFFECTIVE DATE: The termination of the classification is effective on September 11, 1998. The public land will be opened to entry at 10 a.m. on October 13, 1998.

FOR FURTHER INFORMATION CONTACT: Duane Marti, BLM California State Office (CA-931.4), 2135 Butano Drive, Sacramento, California 95825-0451; telephone number 916-978-4675.

SUPPLEMENTARY INFORMATION:

1. CACA 7195—Small Tract Act Classification Number 368

T. 14 N., R. 9 E., San Bernardino Meridian
Sec. 30, W $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$,
NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, and
SE $\frac{1}{4}$ NE $\frac{1}{4}$.

The area described contains 75 acres in San Bernardino County.

On May 15, 1953, 80 acres of public land were classified as suitable for lease and sale for home and business site purposes only under the Act of June 1, 1938, as amended (43 U.S.C. 682a-e). The classification decision was published in the **Federal Register** on May 21, 1953 (18 FR 2932). On February 15, 1954, 5 acres of land were revoked from the classification. The revocation decision was published in the **Federal Register** on February 26, 1954 (19 FR 1097). After the partial revocation, 75 acres of public land (as described above) remained classified under the original decision. The land was segregated from all appropriation under the public land laws, including mineral location under the general mining laws. The land has been and will remain open to the mineral leasing laws.

Of the 75 acres classified, 35 acres have been conveyed out of public ownership, with 40 acres remaining in public ownership. The mineral estates of those conveyed lands were reserved to the United States.

2. Pursuant to the Federal Land Policy and Management Act of 1976, as amended (43 U.S.C. 1701 *et seq.*), and the regulations contained in 43 CFR 2091.7-1(b)(2), Small Tract Act Classification Number 368 is hereby terminated in its entirety. The classification no longer serves a needed purpose as to the land described above.

3. Until appropriate rules and regulations are issued by the Secretary of the Interior, the reserved minerals on the 35 acres of conveyed lands will not be subject to location under the U.S. mining laws.

4. At 10 a.m. on October 13, 1998, the 40 acres of public lands will be opened to the operation of the public land laws generally, subject to valid existing rights, the provision of existing withdrawals, other segregations of record, and the requirement of applicable law. All valid applications received at or prior to 10 a.m. on October 13, 1998 shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

5. At 10 a.m. on October 13, 1998, the 40 acres of public lands will be opened to location and entry under the United States mining laws, subject to valid existing rights, the provisions of existing

withdrawals, other segregations of record, and the requirements of applicable law.

Appropriation of any of the lands described in this notice under the general mining laws prior to the date and time of restoration is unauthorized. Any such attempted appropriation, including attempted adverse possession under 30 U.S.C. 38 (1994), shall vest no rights against the United States. Acts required to establish a location and to initiate a right of possession are governed by State law where not in conflict with Federal law. The Bureau of Land Management will not intervene in disputes between rival locators over possessory rights since Congress has provided for such determination in local courts.

Dated: September 3, 1998.

David McIlnay,

Chief, Branch of Lands.

[FR Doc. 98-24437 Filed 9-10-98; 8:45 am]

BILLING CODE 4310-40-p

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[COC-59828; CO-935-98-1430-00]

Colorado: Initial Classification of Public Lands for State Indemnity Selection

AGENCY: Bureau of Land Management, Interior

ACTION: Notice of initial classification of public lands for state indemnity classification.

SUMMARY: The Bureau of Land Management is issuing a notice of initial classification of certain public lands located in Fremont, Park, Routt Counties, Colorado, as suitable for state indemnity selection by the State of Colorado. The proposed classification decision was published in the **Federal Register**, and no comments were received. The lands are therefore being classified as proposed.

DATES: Comments should be received on or before October 13, 1998.

ADDRESSES: Comments should be submitted to the Secretary of the Interior, through the Bureau of Land Management, AD 350, 1000 L Street, Washington, DC 20240.

FOR FURTHER INFORMATION CONTACT: Andrew J. Senti, BLM, Colorado State Office, 303-239-1713.

SUPPLEMENTARY INFORMATION: Pursuant to Title 43 Code of Federal Regulations, Subpart 2400 and Section 7 of the Act of June 28, 1934; and the provisions granted to the State of Colorado by the Act of March 3, 1875 (18 Stat. 474), the

public lands described below are hereby classified for State Indemnity Selection. The State of Colorado has filed application to acquire the described lands in lieu of certain school lands that were encumbered by other rights or reservations before the State's title could attach. This application was assigned serial number Colorado 59828.

The notice of proposed classification of these lands was published in the **Federal Register** on February 12, 1997, Volume 62, Number 29, pages 6554, 6555, and was widely publicized. No comments were received. The lands are being classified as proposed.

The lands included in this classification are in Fremont, Park, and Routt Counties, Colorado and are described as follows:

Sixth Principal Meridian, Colorado

T. 17 S., R. 68 W.,

Sec. 11, SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 15, S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 21, NW $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 22, NW $\frac{1}{4}$ NW $\frac{1}{4}$;

Sec. 27, SW $\frac{1}{4}$;

Sec. 28, NE $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 34, W $\frac{1}{2}$ and SE $\frac{1}{4}$;

T. 18 S., R. 68 W.,

Sec. 3 lots 3, 4, 5, 6, 7, S $\frac{1}{2}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$;

Sec. 4, NE $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 10, N $\frac{1}{2}$ NW $\frac{1}{4}$;

T. 11 S., R. 75 W.,

Sec. 5, lots 1, 2, 3, 4, S $\frac{1}{2}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 6, lots 1, 2, 3, 4, 5, S $\frac{1}{2}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$;

T. 7 N., R. 88 W.,

Sec. 5, SE $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 8, N $\frac{1}{2}$ NE $\frac{1}{4}$ and SW $\frac{1}{4}$ NE $\frac{1}{4}$.

The areas described aggregate 2,237.06 acres.

This classification decision is based on the disposal criteria set forth in Title 43 Code of Federal Regulations, Part 2400. Transfer of the lands to the State will help fulfill the federal government's common school land grant to the state, which constitutes a public purpose use of the land. Lands found to be valuable for a public purpose use will be considered chiefly valuable for public purposes (43 CFR 2430.2b).

Certain of the lands in sections 27, 28 and 34, T. 17 S., R. 68 W., and sections 3 and 10, T. 18 S., R. 68 W., and the land in T. 7 N., R. 78 W., are in grazing use authorizations. If these lands are clearlisted, this grazing use will be terminated at the time title to the land is transferred to the State.

Threatened and endangered species and cultural resources evaluations have been performed and approved for the lands in this classification. Neither threatened and endangered species nor cultural resources were found on the