

**DEPARTMENT OF AGRICULTURE****Forest Service****Lost Cabin Mine, Medicine Bow-Routt National Forests, Carbon County, WY**

**AGENCY** Forest Service, USDA.

**ACTION:** Revised Notice of Intent to prepare an Environmental Impact Statement.

**SUMMARY:** The Forest Service will prepare an Environmental Impact Statement (EIS) to assess and disclose the environmental effects of a Plan of Operations, submitted by Broken Arrow Mining, LLC, to conduct mineral exploration at the Lost Cabin Mine. The Lost Cabin Mine is located in Sections 1 and 12 of T. 14N., R. 86 W., 6th Principle Meridian, Carbon County, Wyoming. Approval of the Plan of Operations would allow the claimants to use National Forest System Roads (NFSR) 439, 431, and 431.A while conducting mineral exploration. In addition, they would be allowed to clear deadfall from and use roughly 0.4 miles of NFSR 4172. Finally, they would be allowed to improve and use 1.6 miles of an historic mining road (Way<sup>1</sup> 4170H) that accesses the mine site.

Improvements would include individual tree removal in isolated locations to improve maneuverability and sight distance and the installation of drainage structures to reduce erosion and sedimentation. The historic road falls within the Mowry Peak Inventoried Roadless Area (IRA) boundary. All roads and ways are currently closed to motorized vehicle use.

The EIS will comply with the requirements of the National Environmental Policy Act (42 U.S.C. sections 4321–4370a), the National Forest Management Act (16 U.S.C. 1600–1614), and the U.S. Mining Laws (30 U.S.C. 21–54), as amended.

**DATES:** An original Notice of Intent for this proposal was published in the **Federal Register** on March 20, 2002. Comments concerning the proposal and the scope of the analysis were requested to be received in writing by April 21, 2002. The Forest Service expects to file a Draft EIS with the Environmental Protection Agency (EPA) and make it available for public comment in October 2003. The agency expects to file the Final EIS in February 2004.

**ADDRESSES:** Send written comments to Mary Peterson, Medicine Bow-Routt National Forests Supervisor's Office, 2468 Jackson Street, Wyoming 82070.

**FOR FURTHER INFORMATION CONTACT:** Tom Florich, Recreation and Lands Program Manager, Medicine Bow-Routt National Forests, 2468 Jackson Street, Laramie, Wyoming, 82070 Telephone: (307) 745–2435.

*Responsible Official:* Mary H. Peterson, Medicine Bow-Routt National Forests Supervisor, 2468 Jackson Street, Laramie, Wyoming, 82070.

**SUPPLEMENTARY INFORMATION:** This is a revised Notice of Intent for the prior notice promulgated in the Federal Register, Vol. 67, No. 54, pp. 12958–12959, on March 20, 2002. The scope of the project has not changed; therefore, this revised Notice of Intent does not initiate a second scoping period for this proposal. The Notice of Intent is being revised for the following reasons:

(1) The Draft EIS has been delayed more than one year. The original expected release date was July 2002; the new expected date is October 2003 with the Final EIS to be released in February 2004; and

(2) The Responsible Official has changed. Rick D. Cables was identified as the Responsible Official in the March 20, 2002 Notice of Intent because of Inventoried Roadless Area issues associated with the project proposal. Since that time, rules and regulations affecting Inventoried Roadless Areas have changed, and the signing authority for decisions of this nature has been delegated to Forest Supervisors. Therefore, the Responsible Official for this proposal is now Mary H. Peterson, Forest Supervisor of the Medicine Bow-Routt National Forests.

**Estimated Dates for Filing**

The Draft EIS is expected to be filed with the Environmental Protection Agency (EPA) and available for public review during October 2003. At that time, the EPA will publish a Notice of Availability (NOA) of the Draft EIS in the **Federal Register**. The comment period on the Draft EIS will be for a period of not less than 45 days from the date the EPA publishes the NOA in the **Federal Register**. It is important that those interested in the management of this area comment at that time. The Final EIS is expected to be available in February 2004.

**Release of Names**

Comments received in response to this Notice of Intent, including names and addresses of those who comment, will be considered part of the public record on this Proposed Action and will be available for public inspection. Comments submitted anonymously will be accepted and considered; however, those who submit anonymous

comments will not have standing to appeal the subsequent decision under 36 CFR parts 215 or 217. Additionally, pursuant to 7 CFR 1.27(d), any person may request the agency to withhold a submission from the public record by showing how the Freedom of Information Act (FOIA) permits such confidentiality. Persons requesting such confidentiality should be aware that, under the FOIA, confidentiality may be granted in only very limited circumstances, such as to protect trade secrets. The Forest Service will inform the requester of the agency's decision regarding the request for confidentiality, and where the request is denied, the agency will return the submission and notify the requester that the comments may be resubmitted with or without name and address within ten (10) days.

**The Public Obligation To Comment**

The Forest Service believes it is important to give reviewers an early notice of several court rulings related to public participation in the environmental review process. First, reviewers of Draft EIS's must structure their participation in the environmental review of the proposal so that it is meaningful and alerts an agency to the reviewer's position and contentions. *Vermont Yankee Nuclear Power Corp. v. NRDC*, 435 U.S. 519, 553 (1978). Also, environmental objections that could be raised during the Draft EIS state, but are not raised until after completion of the final EIS, may be waived or dismissed by the courts. *City of Angoon v. Hodel*, 803 F.3d 1016, 1022 (9th Cir. 1986) and *Wisconsin Heritages, Inc. v. Harris*, 490 F. Supp. 1334, 1338 (E.D. Wis. 1980). As a result of these previous court rulings, it is very important that those interested in this proposed action participate by the close of the 45-day comment period so that substantive comments and objections are made available to the Forest Service at a time when it can meaningfully consider them and respond to them in the Final EIS.

To assist the Forest Service in identifying and considering issues and concerns related to the proposed action, comments on the Draft EIS should be as specific as possible. It is also helpful if comments refer to specific pages or chapters of the draft document. Comments may also address the adequacy of the Draft EIS or the merits of the alternatives displayed in the document. Reviewers should refer to the Council on Environmental Quality Regulations at 40 CFR 1503.3 for implementing the procedural provisions of the National Environmental Policy Act for addressing these points. Please note that any comments that are

<sup>1</sup> Ways are routes not currently shown as part of the Forest Transportation System.

submitted in relation to this Draft EIS will be considered public information.

After the comment period on the Draft EIS ends, comments will be analyzed, considered, and responded to by the Forest Service when preparing the Final EIS. As previously mentioned, the Final EIS is scheduled to be completed in February 2004. The Responsible Official will consider the comments, responses, environmental consequences discussed in the Final EIS, and applicable laws, regulations, and policies in making decisions regarding the Plan of Operations. The responsible official will document her decision and the reasons for the decision in a Record of Decision for the Lost Cabin Mine Final EIS. This decision will be subject to appeal in accordance with 36 CFR part 2157.

Dated: October 3, 2003.

**Mary H. Peterson,**

*Forest Supervisor.*

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## COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE BLIND OR SEVERELY DISABLED

### Procurement List Additions

**AGENCY:** Committee for Purchase From People Who Are Blind or Severely Disabled.

**ACTION:** Additions to Procurement List.

**SUMMARY:** This action adds to the Procurement List products and a service to be furnished by nonprofit agencies employing persons who are blind or have other severe disabilities.

**EFFECTIVE DATE:** November 9, 2003.

**ADDRESSES:** Committee for Purchase From People Who Are Blind or Severely Disabled, Jefferson Plaza 2, Suite 10800, 1421 Jefferson Davis Highway, Arlington, Virginia 22202-3259.

**FOR FURTHER INFORMATION CONTACT:** Sheryl D. Kennerly, (703) 603-7740.

**SUPPLEMENTARY INFORMATION:** On January 24 and August 8, 2003, the Committee for Purchase From People Who Are Blind or Severely Disabled published notice (68 FR 3508, and 47292) of proposed additions to the Procurement List.

After consideration of the material presented to it concerning capability of qualified nonprofit agencies to provide the products and service and impact of the additions on the current or most recent contractors, the Committee has determined that the products and service listed below are suitable for procurement by the Federal Government

under 41 U.S.C. 46-48c and 41 CFR 51-2.4.

### Regulatory Flexibility Act Certification

I certify that the following action will not have a significant impact on a substantial number of small entities. The major factors considered for this certification were:

1. The action will not result in any additional reporting, recordkeeping or other compliance requirements for small entities other than the small organizations that will furnish the products and service to the Government.
2. The action will result in authorizing small entities to furnish the products and service to the Government.
3. There are no known regulatory alternatives which would accomplish the objectives of the Javits-Wagner-O'Day Act (41 U.S.C. 46-48c) in connection with the products and service proposed for addition to the Procurement List.

### End of Certification

Accordingly, the following products and service are added to the Procurement List:

#### Products

Product/NSN: CD Cases, Slim

7045-00-NIB-0179—Clear

7045-00-NIB-0180—Color

NPA: Wiscraft Inc.—Wisconsin Enterprises for the Blind, Milwaukee, Wisconsin  
Contract Activity: Office Supplies & Paper Products Acquisition Center, New York, New York

Product/NSN: Full Spectrum Battle Equipment (FSBE)

Basic Shooter's Kit/8415-00-NSH-0691

Platoon Kit A/8415-00-NSH-0692

Platoon Kit B/8415-00-NSH-0768

Basic Shooter's Kit B/8415-00-NSH-0769

Platoon Kit C/8415-00-NSH-0770

Basic Shooter's Kit C/8415-00-NSH-0771

NPA: Chautauqua County Chapter, NYSARC, Jamestown, New York

Contract Activity: U.S. Army Robert Morris Acquisition Center, Natick, Massachusetts

Product/NSN: Skilcraft Toner Cartridge

7510-00-NIB-0633 (New—compatible

with HP Part No. 92298A)

7510-00-NIB-0641 (New—compatible

with HP Part No. C3903A)

7510-00-NIB-0642 (New—compatible

with HP Part No. C3906A)

7510-00-NIB-0644 (New—compatible

with HP Part No. C4092A)

NPA: Alabama Industries for the Blind, Talladega, Alabama

Contract Activity: Office Supplies & Paper Products Acquisition Center, New York, New York

#### Service

Service Type/Location: Janitorial/Grounds

Maintenance

INS—Sector Headquarters

221 Aten Road, Imperial, California

NPA: Association for Retarded Citizens—Imperial Valley, El Centro, California  
Contract Activity: Department of Homeland Security, Laguna Niguel, California

This action does not affect current contracts awarded prior to the effective date of this addition or options that may be exercised under those contracts.

**Sheryl D. Kennerly,**

*Director, Information Management.*

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## COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE BLIND OR SEVERELY DISABLED

### Procurement List; Proposed Additions and Deletions

**AGENCY:** Committee for Purchase From People Who Are Blind or Severely Disabled.

**ACTION:** Proposed additions to and deletions from Procurement List.

**SUMMARY:** The Committee is proposing to add to the procurement list products and services to be furnished by nonprofit agencies employing persons who are blind or have other severe disabilities, and to delete products previously furnished by such agencies.

*Comments Must be Received on or Before:* November 9, 2003.

**ADDRESSES:** Committee for Purchase From People Who Are Blind or Severely Disabled, Jefferson Plaza 2, Suite 10800, 1421 Jefferson Davis Highway, Arlington, Virginia 22202-3259.

**FOR FURTHER INFORMATION CONTACT:** Sheryl D. Kennerly, (703) 603-7740.

**SUPPLEMENTARY INFORMATION:** This notice is published pursuant to 41 U.S.C 47(a)(2) and 41 CFR 51-2.3. Its purpose is to provide interested persons an opportunity to submit comments on the proposed actions.

### Additions

If the Committee approves the proposed additions, the entities of the Federal Government identified in this notice for each product or service will be required to procure the products and services listed below from nonprofit agencies employing persons who are blind or have other severe disabilities.

#### Regulatory Flexibility Act Certification

I certify that the following action will not have a significant impact on a substantial number of small entities. The major factors considered for this certification were:

1. If approved, the action will not result in any additional reporting, recordkeeping or other compliance