

# **APPENDIX B**

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*Updated Public Notices*

- March 03, 2008, 6–8:30 p.m.
- March 10, 2008, 6–8:30 p.m.
- March 12, 2008, 6–8:30 p.m.
- March 13, 2008, 6–8:30 p.m.
- March 17, 2008, 6–8:30 p.m.

**ADDRESSES:** You may mail or hand carry written comments to Gerald Henrikson, Project Manager, Bureau of Indian Affairs, 911 Northeast 11th Avenue, Portland, Oregon 97232. You may also fax your comments to (503) 231-6791, or submit them electronically at the project Web site, <http://www.gorgecasinoEIS.com>. (Note: The BIA cannot receive electronic comments directly via e-mail at this time.) Please include your name, return address and the caption, "DEIS Comments, Confederated Tribes of the Warm Springs Reservation of Oregon Trust Acquisition and Resort/Casino Project," on the first page of your written comments.

The locations of the public hearings are as follows:

- March 03—Kah-Nee-Ta High Desert Resort and Casino, Warm Springs, OR.
- March 10—Port of Cascade Locks, Gorge Pavilion, Marine Park, 355 Wa-Na-Pa Street, Cascade Locks, OR.
- March 12—Rock Creek Center, 710 SW Rock Creek Drive, Stevenson, WA.
- March 13—Doubletree Hotel, Lloyd Center, 1000 NE Multnomah, Portland, OR.
- March 17—Hood River Middle School Auditorium, 1602 May Street, Hood River, OR.

If you would like to obtain a copy of the DEIS, please write or call Gerald Henrikson at the BIA address above or the telephone number for him provided below. An electronic version of the DEIS may be viewed at <http://www.gorgecasinoEIS.com>.

Copies of the DEIS are available for review at the BIA address above and at the following locations.

- Port of Cascade Locks, 710 Lucy Lane, Cascade Locks, OR 97014.
- Federal Highway Administration, 530 Center Street, Room 100, Salem, OR 97301.
- Cascade Locks Library, 140 SE Wa-Na-Pa Street, Cascade Locks, OR 97031.
- Multnomah County Library, Central Branch, 801 SW 10th Street, Portland, OR 97205.
- Gresham Library, 385 NW Miller Avenue, Gresham, OR 97030.
- Vancouver Community Library, 1007 E Mill Plain Boulevard, Vancouver, WA 98663.
- Hood River County, 601 State Street, Hood River, OR 97031.
- Oregon Department of Transportation, Region 1, 123 NW Flanders, Portland, OR 97209.

- Hood River County Library, 502 State Street, Hood River, OR 97014.
- Mosier City Library, 3rd Street, Mosier, OR 97040.
- Stevenson Community Library, 120 NW Vancouver Avenue, Stevenson, WA 98648.
- Fairview—Columbia Library, 1520 NE Village Street, Fairview, OR 97024.
- White Salmon Valley Community Library, #5 Town and Country Square, White Salmon, WA 98672.

Copies of the DEIS have also been sent to agencies and individuals who participated in the scoping process and to all others who had requested copies.

**FOR FURTHER INFORMATION CONTACT:** Gerald Henrikson, (503) 231-6927.

**SUPPLEMENTARY INFORMATION:** The Tribes have requested that the BIA take 25 acres of land in the City of Cascade Locks, Oregon, into trust on behalf of the Tribes. The Tribes would develop a resort and casino on the newly acquired trust land and lease adjacent lands (approximately 35 acres) from the Port of Cascade Locks for parking and other facilities related to the resort and casino development. The proposed casino project also would include a new interchange on Interstate 84 (I-84) and local transportation system improvements.

A range of project alternatives is considered in the DEIS, including: (1) The proposed Cascade Locks Resort and Casino Project, (2) a Hood River alternative, (3) a Warm Springs alternative, and (4) no action. The DEIS addresses the potential effects of each of these alternatives on geology and soils, land use, water resources, air quality, noise, plants and wildlife, endangered species, cultural resources, socioeconomic conditions (including environmental justice), transportation, public services, the visual environment, and hazardous wastes and materials. The DEIS examines the direct, indirect, and cumulative effects of each alternative on these resources and identifies mitigation measures to address adverse impacts.

#### Public Comment Availability

Comments, including names and addresses of respondents, will be available for public review at the mailing address shown in the **ADDRESSES** section during regular business hours, 8 a.m. to 4:30 p.m., Monday through Friday, except holidays. Individual respondents may request confidentiality. Before including your address, phone number, e-mail 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 review, we cannot guarantee that we will be able to do so.

#### Authority

This notice is published in accordance with section 1503.1 of the Council on Environmental Quality regulations (40 CFR Parts 1500 through 1508) implementing the procedural requirements of the National Environmental Policy Act of 1969, as amended (42 U.S.C. 4321 et seq.), and the Department of Interior Manual (516 DM 1-6), and is in the exercise of authority delegated to the Assistant Secretary—Indian Affairs by 209 DM 8.1.

Dated: January 28, 2008.

**Carl J. Artman,**

*Assistant Secretary—Indian Affairs.*

[FR Doc. E8-2834 Filed 2-14-08; 8:45 am]

**BILLING CODE 4310-W7-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

#### Draft Environmental Impact Statement for the North Fork Rancheria's Proposed 305 Acre Trust Acquisition and Hotel/Casino Project, Madera County, CA

**AGENCY:** Bureau of Indian Affairs, Interior.

**ACTION:** Notice.

**SUMMARY:** This notice advises the public that the Bureau of Indian Affairs (BIA) as lead agency, with the North Fork Rancheria of Mono Indians (Tribe), California Department of Transportation, Madera Irrigation District, City of Madera, National Indian Gaming Commission and U. S. Environmental Protection Agency (EPA) as cooperating agencies, intends to file a Draft Environmental Impact Statement (DEIS) with the EPA for the proposed 305 acre trust acquisition and the construction of a hotel/casino project to be located in unincorporated Madera County, just north of the City of Madera, California, and that the DEIS is now available for public review. Public review of the DEIS is part of an administrative process designed to evaluate tribal applications that seek to have the United States to take land into Federal trust pursuant to 25 CFR part 151. Reviewers are advised that we will consider public comments carefully

prior to deciding whether to approve or disapprove this application. This notice also announces a public hearing to receive comments on the DEIS.

**DATES:** Written comments on the scope and implementation of this proposal must arrive by March 31, 2008. The public hearing will be held March 12, 2008, from 6 p.m. to 9 p.m., or until the last public comment is received.

**ADDRESSES:** You may mail or hand carry written comments to Amy Dutschke, Acting Regional Director, Pacific Regional Office, Bureau of Indian Affairs, 2800 Cottage Way, Sacramento, California 95825. Please include your name, return address, and the caption, "DEIS Comments, North Fork Rancheria's Hotel/Casino Project," on the first page of your written comments.

The public hearing will be at the Hatfield Hall, Madera District Fairgrounds, 1850 West Cleveland Avenue, Madera, California.

The DEIS is available for review at the Madera County Public Library, 121 N. G. Street, Madera, California 93637, and at the Madera County Public Library, Chowchilla Branch, 300 Kings Ave., Chowchilla, California 93610. General information for the Madera County Public Library may be obtained by calling (559) 675-7871, and for the Madera County Public Library, Chowchilla Branch, by calling (559) 665-2630.

If you would like to obtain a copy of the DEIS, please write or call John Rydzik, Chief of the Division of Environmental, Cultural Resource Management and Safety, at the BIA address above or the telephone number provided below. An electronic version of the DEIS may be viewed at <http://www.NorthForkEIS.com>.

**FOR FURTHER INFORMATION CONTACT:** John Rydzik, (916) 978-6042.

**SUPPLEMENTARY INFORMATION:** The Tribe has requested that the BIA take into Federal trust 305 acres of land currently held in fee by the Tribe, on which the Tribe proposes to construct a hotel, casino, parking areas and other facilities. The proposed project is located in unincorporated Madera County, California, just north of the City of Madera and adjacent to State Route 99 (SR-99). The project site is bounded on the north by Avenue 18, rural residential land, light industrial land, and vacant land; on the east by Golden State Boulevard and SR-99; on the south by agricultural land and residential land; and on the west by Road 23 and agricultural land.

The proposed action includes the development of an approximately 472,000 square foot hotel and casino

resort and associated facilities, which would include a main gaming hall, food and beverage services, retail space, banquet/meeting space, and administration space. Food and beverage facilities would include three full service restaurants, a five-tenant food court, a buffet, four bars and a lounge. The hotel would include 200 rooms, a resort style pool area and a spa. Approximately 4,500 parking spaces would be provided. Regional access to the project site is via SR-99. Road 23, Avenue 18, and Golden State Boulevard would provide direct access to the hotel/casino resort.

A range of project alternatives is considered in the DEIS, including: (1) Preferred hotel/casino; (2) reduced casino; (3) commercial development; (4) North Fork Rancheria alternate site; and (5) no action. Environmental issues addressed in the DEIS include land resources, water resources, air quality, biological resources, cultural resources, socioeconomic conditions, environmental justice, transportation, land use, agriculture, public services, noise, hazardous materials, visual resources, cumulative effects, indirect effects, growth inducing effects and mitigation measures. Input from the public, including that from a public scoping meeting the BIA held on November 15, 2004, in Madera, California, was included in the development of these alternatives and issues.

#### Public Comment Availability

Comments, including names and addresses of respondents, will be available for public review at the BIA address shown in the ADDRESSES section, during business hours, 8 a.m. to 4:30 p.m., Monday through Friday, except holidays. Before including your address, phone number, e-mail 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 review, we cannot guarantee that we will be able to do so.

#### Authority

This notice is published in accordance with section 1503.1 of the Council of Environmental Quality Regulations (40 CFR parts 1500 through 1508) implementing the procedural requirements of the National Environmental Policy Act of 1969, as amended (42 U.S.C. 4371 et seq.),

Department of the Interior Manual (516 DM 1-6), and is in the exercise of authority delegated to the Assistant Secretary—Indian Affairs by 209 DM 8.1.

Dated: January 28, 2008.

Carl J. Artman,

Assistant Secretary—Indian Affairs.

[FR Doc. E8-2828 Filed 2-14-08; 8:45 am]

BILLING CODE 4310-W7-P

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[WY-923-1310-FI; WYW148913]

#### Wyoming: Notice of Proposed Reinstatement of Terminated Oil and Gas Lease

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Notice of proposed reinstatement of terminated oil and gas lease.

**SUMMARY:** Under the provisions of 30 U.S.C. 188(d) and (e), and 43 CFR 3108.2-3(a) and (b)(1), the Bureau of Land Management (BLM) received a petition for reinstatement from Devon Energy Production Company, L.P. and Kerr-McGee Oil & Gas Onshore LP for competitive oil and gas lease WYW148913 for land in Converse County, Wyoming. The petition was filed on time and was accompanied by all the rentals due since the date the lease terminated under the law.

**FOR FURTHER INFORMATION CONTACT:** Bureau of Land Management, Pamela J. Lewis, Chief, Branch of Fluid Minerals Adjudication, at (307) 775-6176.

**SUPPLEMENTARY INFORMATION:** The lessee has agreed to the amended lease terms for rentals and royalties at rates of \$10.00 per acre, or fraction thereof per year, and 16⅔ percent, respectively. The lessee has paid the required \$500 administrative fee and \$163 to reimburse the Department for the cost of this Federal Register notice. The lessee has met all the requirements for reinstatement of the lease as set out in Sections 31(d) and (e) of the Mineral Lands Leasing Act of 1920 (30 U.S.C. 188), and the Bureau of Land Management is proposing to reinstate lease WYW148913 effective October 1, 2007, under the original terms and conditions of the lease and the increased rental and royalty rates cited

counties, UT, Montrose County, CO, and Uinta County, WY.

*Summary:* EPA has environmental concerns about potential water quality impacts and recommends that the final EIS evaluate and compare the environmental impacts by alternative, of removing interim protections from the 86 eligible stream segments. Rating EC1.

#### Final EISs

EIS No. 20070530, ERP No. F-COE-E39071-00, Wolf Creek Dam/Lake Cumberland Project, Emergency Measures in Response to Seepage, Mississippi River, South Central Kentucky and Central Tennessee.

*Summary:* EPA continues to have environmental concerns about water quantity and water quality impacts.

EIS No. 20070556, ERP No. F-NGB-E11062-MS, Camp Shelby Joint Force Training Center, Implementation of Installation Mission Support Activities, Renewal of Special Use Permit, De Soto National Forest, in portions of Forrest, George and Perry Counties, MS.

*Summary:* EPA's previous issues have been resolved; therefore, EPA does not object to the proposed action.

EIS No. 20070557, ERP No. F-IBW-G36112-TX, PROGRAMMATIC—Rio Grande Flood Control Projects, Proposing a Range of Alternatives for Maintenance Activities and Future Improvements, along the Texas-Mexico Border.

*Summary:* No formal comment letter was sent to the preparing agency.

Dated: February 12, 2008.

**Robert W. Hargrove,**  
Director, NEPA Compliance Division, Office of Federal Activities.

[FR Doc. E8-2950 Filed 2-14-08; 8:45 am]

BILLING CODE 6560-50-P

## ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-6695-9]

### Environmental Impacts Statements; Notice of Availability

*Responsible Agency:* Office of Federal Activities, General Information (202) 564-7167 or <http://www.epa.gov/compliance/nepa/>.

Weekly receipt of Environmental Impact Statements filed 02/04/2008 through 02/08/2008 pursuant to 40 CFR 1506.9.

EIS No. 20080044, Draft EIS, BIA, OR, Cascade Locks Resort and Casino Project, Application for the Fee-to-Trust Transfer of 25 Acres of Land within the City of Cascade Locks, Confederated Tribes of the Wam

Springs Reservation of Oregon, Cascade Locks, Hood River County, OR, *Comment Period Ends:* 05/15/2008, *Contact:* Gerald Henrikson 503-231-6927.

EIS No. 20080045, Draft EIS, BIA, CA, North Fork Rancheria of Mono Indians Fee-to-Trust and Casino/Hotel Project, Proposed 305-Acres-Fee-to-Trust Land Acquisition in Unincorporated Madera County, CA, *Comment Period Ends:* 03/31/2008, *Contact:* John Rydzik 916-978-6042.

EIS No. 20080046, Final Supplement, WAP, CA, Sacramento Area Voltage Support Project, Selected Preferred Alternative B, Proposal to Build a Double-Circuit 230-kV Transmission Line, Placer, Sacramento and Sutter Counties, CA, *Wait Period Ends:* 03/17/2008, *Contact:* Catherine Cunningham 720-962-7260.

EIS No. 20080047, Draft EIS, USN, 00, Atlantic Fleet Active Sonar Training Program, To Provide Mid- and High-Frequency Active Sonar Technology and the Improved Extended Echo Ranging (IEER) System during Atlantic Fleet Training Exercises, Along the East Coast of United States (US) and in the Gulf of Mexico, *Comment Period Ends:* 03/31/2008, *Contact:* Karen Foskey 703-602-2859.

EIS No. 20080048, Draft EIS, BLM/DEQ, MT, Montana Tunnels Mine Project, Proposed M-Pit Mine Expansion to Existing Mine Pit to Access and Mine Additional Ore Resources, Jefferson County, MT, *Comment Period Ends:* 03/31/2008, *Contact:* David Williams 406-533-7655. Bureau Land Management and the Montana Department of Environmental (DEQ) are Co-Lead Agencies for the above project.

*This document is available on the Internet at: <http://www.deq.mt.gov>.*

EIS No. 20080049, Draft EIS, FRC, 00, Midcontinent Express Pipeline Project, (Docket Nos. CP08-6-000), Construction and Operation to Facilitate the Transport of 1,500,000 dekatherms per day of Natural Gas from Production Fields in eastern TX, OK, and AR to Market Hub, located in various counties and parishes in OK, TX, LA, MS and AL, *Comment Period Ends:* 03/31/2008, *Contact:* Andy Black 1-866-208-3372.

EIS No. 20080050, Draft EIS, FRA, NJ, Portal Bridge Capacity Enhancement Project, To Replace the nearly 100-Year-Old Portal Bridge and Eliminate Capacity Constraints on the Northeast Corridor between Swift Interlocking and Psychics Transfer Station, Hackensack River, Hudson County, NJ, *Comment Period Ends:* 03/31/

2008, *Contact:* David Valenstein 202-493-6368.

EIS No. 20080051, Final EIS, AFS, MT, Beaverhead-Deerlodge National Forest Draft Revised Land and Resource Management Plan, Implementation, Beaverhead, Butte-Silver Bow, Deerlodge, Granite, Jefferson, Madison Counties, MT, *Wait Period Ends:* 03/17/2008, *Contact:* Leaf Magnuson 406-683-3950.

EIS No. 20080052, Final EIS, FTA, FL, Tier 1 Programmatic—Jacksonville Rapid Transit System (RTS), Improvement to Transportation in Four Primary Transit Corridors Radiating from Downtown Jacksonville, Duval County, FL, *Wait Period Ends:* 03/17/2008, *Contact:* Tajsha LaShore 404-865-5606.

EIS No. 20080053, Draft EIS, FHW, DC, South Capitol Street Project, Replacement of the Fredrick Douglass Memorial Bridge, from Firth Sterling Avenue, SE, to Independence Avenue and the Suitland Parkway from Martin Luther King, Jr. Avenue, SE, to South Capitol Street, Washington, District of Columbia, *Comment Period Ends:* 03/31/2008, *Contact:* Michael Hicks 202-219-3513.

EIS No. 20080054, Draft EIS, DOE/DEQ, MT, MATL 230-kV Transmission Line Project, To Construct, Operate, Maintain, and Connect a 230-kV Electric Transmission Line, Issuance of Presidential Permit for Right-to-Way Grant, Cascade, Teton, Chouteau, Pondera, Toole and Glacier Counties, MT, *Comment Period Ends:* 03/31/2008, *Contact:* Ellen Russell 202-586-9624. Department of Energy and the Montana Department of Environmental Quality (DEQ) are Co-Lead Agencies for the above project.

EIS No. 20080055, Final EIS, AFS, 00, National Forest System Land Management Planning, Implementation, Proposed Land Management Planning Rule at 36 CFR Part 219 to Finish Rulemaking, *Wait Period Ends:* 03/17/2008, *Contact:* Dave Sire 202-205-1006.

EIS No. 20080056, Final EIS, AFS, AK, Tongass Land and Resource Management Plan, Plan Amendment, Implementation, Tongass National Forest, AK, *Wait Period Ends:* 03/17/2008, *Contact:* Lee Kramer 907-789-6246.

### Amended Notices

EIS No. 20080025, Draft EIS, FTA, TX, Northwest Corridor Light Rail Transit Line (LRT) to Irving/Dallas/Fort Worth International Airport, Construction, Dallas County, TX, *Comment Period Ends:* 03/11/2008, *Contact:* A.J. Ossi 202-366-1613.

Revision of FR Notice Published on 01/25/2008: Correction to Lead Agency from FAA to FTA.

EIS No. 20080040, Draft EIS, IBR, CA, Folsam Lake State Recreation Area & Folsam Powerhouse State Historic Park, General Plan/Resource Management Plan, Implementation, Placer County, CA, *Comment Period Ends: 03/24/2008, Contact: Laura Cabollero 916-989-7172. Revision to FR Notice Published 02/08/2008: Correction to the County and State.*

Dated: February 12, 2008.

**Robert W. Hargrove,**  
Director, NEPA Compliance Division, Office of Federal Activities.

[FR Doc. E8-2951 Filed 2-14-08; 8:45 am]

BILLING CODE 6560-50-P

## EXPORT-IMPORT BANK OF THE UNITED STATES

### Notice of Open Special Meeting of the advisory Committee of the Export-Import Bank of the United States (Ex-Im Bank).

**SUMMARY:** The advisory committee was established by Public Law 98-181, November 30, 1983, to advise the Export-Import Bank on its programs and to provide comments for inclusion in the reports of the Export-Import Bank of the United States to Congress.

**Time and Place:** Wednesday, March 5, 2008 from 9 a.m. to 12 p.m. The meeting will be held at Ex-Im Bank in the Main Conference Room 1143, 811 Vermont Avenue, NW., Washington, DC 20571.

**Agenda:** Agenda items include an understanding of the ECA environment and the factors to consider when designing credit underwriting processes and programs.

**Public Participation:** The meeting will be open to public participation, and the last 10 minutes will be set aside for oral questions or comments. Members of the public may also file written statement(s) before or after the meeting. If you plan to attend, a photo ID must be presented at the guard's desk as part of the clearance process into the building, and you may contact Susan Houser to be placed on an attendee list. If any person wishes auxiliary aids (such as a sign language interpreter) or other special accommodations, please contact, prior to February 25, 2008, Susan Houser, Rom 1273, 811 Vermont Avenue, NW., Washington, DC 20571, Voice: (202) 565-3232 or TDD (202) 565-3377.

**Further Information:** For further information, contact Susan Houser,

Room 1273, 811 Vermont Ave., NW., Washington, DC 20571, (202) 565-3232.

**Howard A. Schweitzer,**  
General Counsel.

[FR Doc. 08-681 Filed 2-14-08; 8:45 am]

BILLING CODE 6690-01-M

## FEDERAL DEPOSIT INSURANCE CORPORATION

### Statement of Policy on Bank Merger Transactions

**AGENCY:** Federal Deposit Insurance Corporation ("FDIC").

**ACTION:** Amendment of statement of policy.

**SUMMARY:** The FDIC is amending its Statement of Policy on Bank Merger Transactions ("Statement of Policy") in order to conform it to the Bank Merger Act, as amended by the Financial Services Regulatory Relief Act of 2006 ("FSRRA"). The FSRRA (i) eliminated the need for the FDIC to obtain a competitive factors report from the other three Federal banking agencies in processing a merger application and (ii) eliminated both the post-approval waiting period and the need to obtain any competitive factors reports, when the merger solely involves an insured depository institution and one or more affiliates. In addition, the FDIC is amending its Statement of Policy in order to remove any discussion of "Oakar Transactions" since the Federal Deposit Insurance Reform Act of 2005 consolidated the former Savings Association Insurance Fund ("SAIF") and the former Bank Insurance Fund ("BIF") into the Deposit Insurance Fund. Finally, the FDIC is amending its Statement of Policy in order to conform the description of the factors to be considered in evaluating a merger more closely to the language of the Bank Merger Act, and for other technical reasons.

**DATES:** February 15, 2008.

**FOR FURTHER INFORMATION CONTACT:** Brett A. McCallister, Review Examiner (816) 234-8099 x4223, in the Division of Supervision and Consumer Protection; Julia E. Paris, Senior Attorney (202) 898-3821 or Robert C. Fick, Counsel, (202) 898-8962, in the Legal Division.

#### SUPPLEMENTARY INFORMATION:

#### I. Background

On October 13, 2006, the President signed into law the FSRRA, Public Law No. 109-351. The stated purpose of the law is to reduce regulatory burden and improve productivity for insured depository institutions. Many of the

provisions of this law amended statutes that the FDIC administers. One of those statutes is the Bank Merger Act.<sup>1</sup> In addition, the Federal Deposit Insurance Reform Act of 2005 ("FDIRA")<sup>2</sup> consolidated the SAIF and the BIF into the Deposit Insurance Fund. As a result, the FDIC is amending its Statement of Policy<sup>3</sup> to conform it to the Bank Merger Act, as amended by FSRRA, and to the changes made by FDIRA. The FDIC is not seeking comment on the amendments that it is making to the Statement of Policy, and the amendments are effective upon publication in the *Federal Register*.

#### II. FSRRA Amendments to the Bank Merger Act

##### A. Section 606 of FSRRA

Four Federal banking agencies must utilize the Bank Merger Act to approve merger transactions subject to their respective jurisdiction; those agencies are the FDIC, the Federal Reserve Board ("FRB"), the Office of the Comptroller of the Currency ("OCC"), and the Office of Thrift Supervision ("OTS"). Prior to FSRRA, the Federal banking agency responsible for processing a particular merger application had to request and obtain a competitive factors report from each of the other three Federal banking agencies. Section 606 of FSRRA amended section 18(c)(4) of the Federal Deposit Insurance Act ("FDI Act"), 12 U.S.C. 1828(c)(4), to eliminate that requirement. Section 606 did not, however, eliminate the requirement that the responsible agency obtain a competitive factors report from the Attorney General of the United States; that requirement remains unchanged. In addition, section 606 also added the requirement that in processing a merger application, the FRB, the OCC, or the OTS, as the case may be, must submit a copy of each request for a competitive factors report to the FDIC.

Section 606 also made two changes to the Bank Merger Act that apply to mergers that solely involve an insured depository institution and one or more affiliates ("Affiliate Mergers"). First, for Affiliate Mergers, section 606 amended section 18(c)(4) of the FDI Act, 12 U.S.C. 1828(c)(4), to eliminate the need for the responsible Federal banking agency to request competitive factors reports from either the other Federal banking agencies or the Attorney General of the

<sup>1</sup> Section 18(c) of the Federal Deposit Insurance Act, 12 U.S.C. 1828(c).

<sup>2</sup> Pub. L. 109-171, 120 Stat. 9 [Feb. 8, 2006].

<sup>3</sup> The FDIC's Statement of Policy on Bank Merger Transactions was published in the *Federal Register* at 63 FR 44761 on August 20, 1998; subsequent amendments were published at 67 FR 48178 on July 23, 2002 and at 67 FR 79278 on December 27, 2002.

**Proof of Publication**

(2015.5 C.C.P)

**NOTICE OF INTENT TO PREPARE  
ENVIRONMENTAL IMPACT STATEMENT  
RE: NORTH FORK RANCHERIA  
BUREAU OF INDIAN AFFAIRS**

4-27-05 LBO

**STATE OF CALIFORNIA )  
 )  
 ) ss.  
County of Madera )**

**Notice of Intent To Prepare an  
Environmental Impact Statement for  
the North Fork Rancheria's Proposed  
Trust Acquisition and Hotel/Casino  
Project, Madera County, California;  
Correction**

AGENCY: Bureau of Indian Affairs,  
Interior.

ACTION: Notice.

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of the printer of the Madera Tribune, a newspaper of general circulation, published in the City of Madera, County of Madera, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Madera, State of California, under the date of November 9, 1966, Case Number 4875 that the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

**SUMMARY:** This notice advises the public of a correction to the Bureau of Indian Affairs' (BIA) Notice of Intent to prepare an Environmental Impact Statement (EIS) for the North Fork Rancheria's Proposed Trust Acquisition and Hotel/Casino Project, Madera County, California, published in the Federal Register on October 27, 2004 (69 FR 62721), which described the proposed action. The October notice is corrected to include statements concerning project alternatives, which are provided in the SUPPLEMENTARY INFORMATION section. This notice also re-opens public scoping to identify potential issues, concerns and alternatives to be considered in the EIS.

**DATES:** Written comments must arrive by May 6, 2005.

**ADDRESSES:** You may mail or hand carry written comments to Clay Gregory, Regional Director, Pacific Regional Office, Bureau of Indian Affairs, 2800 Cottage Way, Sacramento, California 95825.

**FOR FURTHER INFORMATION CONTACT:** John Rydzik, (916) 978-6042.

**SUPPLEMENTARY INFORMATION:** The proposed action and a reasonable range of alternatives, including a no-action alternative, will be analyzed in the EIS. Other possible alternatives currently under consideration are a reduced-intensity alternative, an alternate-use alternative and an off-site alternative. The range of issues and alternatives may be expanded based on comments received during the scoping process. Additional supplemental information, including maps of the project site, may be obtained from John Rydzik at (916) 978-6042.

APRIL 8, 2005

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

*Allen Beach*

Signature

Date: April 8, 2005

Comments, including names and addresses of respondents, will be available for public review at the BIA address shown in the ADDRESSES section during business hours, 8 a.m. to 4:30 p.m., Monday through Friday, except holidays. Individual respondents may request confidentiality. If you wish us to withhold your name and/or address from public review or from disclosure under the Freedom of Information Act, you must state this prominently at the beginning of your written comment. Such requests will be honored to the extent allowed by the law. We will not, however, consider anonymous comments. All sub-

ANALYTICAL ENVIRONMENTAL

SERVICES, 2021 "N" STREET

ATTN: SUSAN ENGELKE

SACRAMENTO, CA 95814

## PROOF OF PUBLICATION

received  
4/14/05 *ll*

## COUNTY OF FRESNO STATE OF CALIFORNIA

### EXHIBIT A.

The undersigned states:

<b>PUBLIC NOTICE</b> #12296
<b>Notice of Intent To Prepare an Environmental Impact Statement for the North Fork Rancheria's Proposed Trust Acquisition and Hotel/Casino Project, Madera County, California; Correction</b>
<b>AGENCY:</b> Bureau of Indian Affairs, Interior.
<b>ACTION:</b> Notice.
<b>SUMMARY:</b> This notice advises the public of a correction to the Bureau of Indian Affairs' (BIA) Notice of Intent to prepare an Environmental Impact Statement (EIS) for the North Fork Rancheria's Proposed Trust Acquisition and Hotel/Casino Project, Madera County, California, published in the Federal Register on October 27, 2004 (69 FR 62721), which described the proposed action. The October notice is corrected to include statements concerning project alternatives, which are provided in the SUPPLEMENTARY INFORMATION section. This notice also re-opens public scoping to identify potential issues, concerns and alternatives to be considered in the EIS.
<b>DATES:</b> Written comments must arrive by May 6, 2005.
<b>ADDRESSES:</b> You may mail or hand carry written comments to Clay Gregory, Regional Director, Pacific Regional Office, Bureau of Indian Affairs, 2800 Cottage Way, Sacramento, California 95825.
<b>FOR FURTHER INFORMATION CONTACT:</b> John Rydzik, (916) 978-6042.
<b>SUPPLEMENTARY INFORMATION:</b> The proposed action and a reasonable range of alternatives, including a no-action alternative, will be analyzed in the EIS. Other possible alternatives currently under consideration are a reduced-intensity alternative, an alternate-use alternative and an off-site alternative. The range of issues and alternatives may be expanded based on comments received during the scoping process. Additional supplemental information, including maps of the project site, may be obtained from John Rydzik at (916) 978-6042.
Comments, including names and addresses of respondents, will be available for public review at the BIA address shown in the ADDRESSES section during business hours, 8 a.m. to 4:30 p.m., Monday through Friday, except holidays. Individual respondents may request confidentiality. If you wish us to withhold your name and/or address from public review or from

FPRO

McClatchy Newspapers in and on all dates herein stated was a corporation, and the owner and publisher of The Fresno Bee.

The Fresno Bee is a daily newspaper of general circulation now published, and on all-the-dates herein stated was published in the City of Fresno, County of Fresno, and has been adjudged a newspaper of general circulation by the Superior Court of the County of Fresno, State of California, under the date of November 22, 1994, Action No. 520058-9.

The undersigned is and on all dates herein mentioned was a citizen of the United States, over the age of twenty-one years, and is the principal clerk of the printer and publisher of said newspaper; and that the notice, a copy of which is hereto annexed, marked Exhibit A, hereby made a part hereof, was published in The Fresno Bee in each issue thereof (in type not smaller than nonpareil), on the following dates.

*April 9, 2005*

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated APRIL 10, 2005

*Cathy Aguilera*

COUNTY OF FRESNO  
STATE OF CALIFORNIA

EXHIBIT A.

PUBLIC NOTICE

#12296

Notice of Intent To Prepare an Environmental Impact Statement for the North Fork Rancheria's Proposed Trust Acquisition and Hotel/Casino Project, Madera County, California; Correction

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice.

SUMMARY: This notice advises the public of a correction to the Bureau of Indian Affairs' (BIA) Notice of Intent to prepare an Environmental Impact Statement (EIS) for the North Fork Rancheria's Proposed Trust Acquisition and Hotel/Casino Project, Madera County, California, published in the Federal Register on October 27, 2004 (69 FR 62721), which described the proposed action. The October notice is corrected to include statements concerning project alternatives, which are provided in the SUPPLEMENTARY INFORMATION section. This notice also re-opens public scoping to identify potential issues, concerns and alternatives to be considered in the EIS.

DATES: Written comments must arrive by May 6, 2005.

ADDRESSES: You may mail or hand carry written comments to Clay Gregory, Regional Director, Pacific Regional Office, Bureau of Indian Affairs, 2800 Cottage Way, Sacramento, California 95825.

FOR FURTHER INFORMATION CONTACT: John Rydzik, (916) 978-6042.

SUPPLEMENTARY INFORMATION: The proposed action and a reasonable range of alternatives, including a no-action alternative, will be analyzed in the EIS. Other possible alternatives currently under consideration are a reduced-intensity alternative, an alternate-use alternative and an off-site alternative. The range of issues and alternatives may be expanded based on comments received during the scoping process. Additional supplemental information, including maps of the project site, may be obtained from John Rydzik at (916) 978-6042.

Comments, including names and addresses of respondents, will be available for public review at the BIA address shown in the ADDRESSES section during business hours, 8 a.m. to 4:30 p.m., Monday through Friday, except holidays. Individual respondents may request confidentiality. If you wish us to withhold your name and/or address from public review or from disclosure under the Freedom of Information Act, you must state this prominently at the beginning of your written comment. Such requests will be honored to the extent allowed by the law. We will not, however, consider anonymous comments. All submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, will be made available for public inspection in their entirety.

This notice is published in accordance with section 1503.1 of the Council of Environmental Quality Regulations (40 CFR parts 1500 through 1508) implementing the procedural requirements of the National Environmental Policy Act of 1969, as amended (42 U.S.C. 4371 et seq.), Department of the Interior Manual (516 DM 1-6), and is in the exercise of authority delegated to the Principal Deputy Assistant Secretary-Indian Affairs by 209 DM 8.1.

(PU8: April 9, 2005)

The undersigned states:

McClatchy Newspapers in and on all dates herein stated was a corporation, and the owner and publisher of The Fresno Bee.

The Fresno Bee is a daily newspaper of general circulation now published, and on all-the-dates herein stated was published in the City of Fresno, County of Fresno, and has been adjudged a newspaper of general circulation by the Superior Court of the County of Fresno, State of California, under the date of November 22, 1994, Action No. 520058-9.

The undersigned is and on all dates herein mentioned was a citizen of the United States, over the age of twenty-one years, and is the principal clerk of the printer and publisher of said newspaper; and that the notice, a copy of which is hereto annexed, marked Exhibit A, hereby made a part hereof, was published in The Fresno Bee in each issue thereof (in type not smaller than nonpareil), on the following dates.

April 9, 2005

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated APRIL 10, 2005

Cathy Aguilera

FPROC



# Proof of Publication

(2015.5 C.C.P.)

## NOTICE OF INTENT TO PREPARE EIS NORTH FORK RANCHERIA TRUST ACQUISITION & HOTEL/CASINO PROJECT

STATE OF CALIFORNIA )  
                                  ) ss.  
County of Madera      )

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of the printer of the Madera Tribune, a newspaper of general circulation, published in the City of Madera, County of Madera, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Madera, State of California, under the date of November 9, 1966, Case Number 4875 that the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

NOVEMBER 12, 2004

I certify (or declare) under penalty of perjury that the foregoing is true and correct.



Signature

Date: November 12, 2004

Proof of Publication - The Madera Tribune, P.O. Box 269, Madera, CA 9  
Adjudged a newspaper of general circulation by court decree No. 4875 of  
The Madera Tribune

Notice of Intent To Prepare an  
Environmental Impact Statement for  
the North Fork Rancheria's Proposed  
Trust Acquisition and Hotel/Casino  
Project, Madera County, CA

AGENCY: Bureau of Indian Affairs,  
Interior

ACTION: Notice.

SUMMARY: This notice advises the public that the Bureau of Indian Affairs (BIA) intends to gather information necessary for preparing an Environmental Impact Statement (EIS) for the proposed 305 acre trust acquisition and casino development project to be located within unincorporated Madera County, California. The purpose of the proposed action is to help provide for the economic development of the North Fork Rancheria of Mono Indians (Tribe). This notice also announces a public scoping meeting to identify potential issues and content for inclusion in the EIS.

DATES: Written comments on the scope and implementation of this proposal must arrive by November 26, 2004. The public scoping meeting will be held November 15, 2004, from 6 p.m. to 9 p.m., or until the next public comment is received.

ADDRESSES: You may mail or hand carry written comments to Clay Gregory, Regional Director, Pacific Regional Office, Bureau of Indian Affairs, 2800 Cottage Way, Sacramento, California 95825. The public scoping meeting will be at the Hatfield Hall, Madera District Fairgrounds, 1850 West Cleveland Avenue, Madera, California.

FOR FURTHER INFORMATION  
CONTACT: John Rydzik, (916) 978-0042.

SUPPLEMENTARY INFORMATION: The Tribe proposes that 305 acres of land be taken into trust and that a casino, parking, hotel, and other facilities supporting the casino be constructed on the trust acquisition property. The 305 acres consist of the site up of 7 parcels of land, are located within unincorporated Madera County, California, just north of the City of Madera and adjacent to State Route 99 (SR-99). The site is bounded on the north by Avenue 18, rural residential land, light industrial land, and vacant land; on the east by Golden State Boulevard and SR-99; on the south by agricultural land and residential land; and on the west by Road 23 and agricultural land.

The proposed action is to develop an approximately 472,000 square foot hotel and casino resort and associated facilities, which would include a main gaming hall, food and beverage services, retail space, banquet/meeting space, administration space, and a hotel. Food and beverage facilities would include three full service restaurants, a five-tenant food court, a buffet, four bars and a lounge. The hotel would include 200 rooms, a resort-style pool area and a spa. Approximately 4,500 parking spaces would be provided. Regional access to the project site is via SR-99. Road 23, Avenue 18, and Golden State Boulevard would provide direct access to the hotel/casino resort.

# Proof of Publication

(2015.5 C.C.P.)

## NOTICE RE:

## NORTH FORK RANCHERIA

## BUREAU OF INDIAN AFFAIRS, INTERIOR

## EIS

STATE OF CALIFORNIA )  
                                  ) ss.  
County of Madera      )

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of the printer of the Madera Tribune, a newspaper of general circulation, published in the City of Madera, County of Madera, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Madera, State of California, under the date of November 9, 1966, Case Number 4875 that the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

NOVEMBER 29, 2004

I certify (or declare) under penalty of perjury that the foregoing is true and correct.



Signature

Date: November 29, 2004

Proof of Publication - The Madera Tribune, P.O. Box 269, Madera, CA  
Adjudged a newspaper of general circulation by court decree No. 4875  
The Madera Tribune

### DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

Extension of Comment Period concerning a proposed Environmental Impact Statement for the North Fork Rancheria's Proposed Trust Acquisition and Hotel/Casino Project, Madera County, CA

AGENCY: Bureau of Indian Affairs, Interior

ACTION: Notice

**SUMMARY:** This notice advises the public that the Bureau of Indian Affairs (BIA) intends to extend the period for accepting comments on a proposed Environmental Impact Statement (EIS) for the proposed 306 acre trust acquisition and casino development project to be located within unincorporated Madera County, California. The purpose of the proposed action is to help provide for the economic development of the North Fork Rancheria of Mono Indians (Tribe).

**DATE:** Written comments on the scope and implementation of this proposal must arrive by December 10, 2004.

**ADDRESSES:** You may mail or hand carry written comments to Clay Gregory, Regional Director, Pacific Regional Office, Bureau of Indian Affairs, 2600 Cottage Way, Sacramento, California 95825.

**FOR FURTHER INFORMATION CONTACT:** John Rydzik, (816) 978-6043.

**SUPPLEMENTARY INFORMATION:** The Tribe proposes that 306 acres of land be taken into trust and that a casino, parking, hotel, and other facilities supporting the casino be constructed on the trust acquisition property. The 306 acres, which are made up of 7 parcels of land, are located within unincorporated Madera County, California, just north of the City of Madera and adjacent to State Route 99 (SR-99). The site is bounded on the north by Avenue 18; rural residential land, light industrial land, and vacant land; on the east by Golden State Boulevard and SR-99; on the south by agricultural land and residential land; and on the west by Road 23 and agricultural land.

The proposed action is to develop an approximately 472,000 square foot hotel and casino resort and associated facilities, which would include a main gaming hall, food and beverage services, retail space, banquet/meeting space, administration space, and a hotel. Food and beverage facilities would include three full service restaurants, a five-tenant food court, a buffet, four bars and a lounge. The hotel would include 200 rooms, a resort-style pool area and a spa. Approximately 4,500 parking spaces would be provided. Regional access to the project site is via SR-99, Road 23, Avenue 18, and Golden State Boulevard would provide direct access to the hotel/casino resort.

Areas of environmental concern to be addressed in the EIS include land use, geology and soils, water resources, agricultural resources, biological resources, cultural resources, mineral resources, paleontological resources, traffic and transportation, noise, air quality, public health, environmental hazards, public services and utilities, hazardous waste and materials, socio-economics, environmental justice, and visual resources/aesthetics. The range of issues addressed may be expanded based on comments received during the scoping process.

#### Public Comment Availability

Comments, including names and addresses of respondents, will be available for public review at the BIA address shown in the ADDRESSES section, during business hours, 8 a.m. to 4:30 p.m., Monday through Friday, except holidays. Individual respondents may request confidentiality. If you wish us to withhold your name and/or address from public review or from disclosure under the Freedom of Information Act, you must state this prominently at the beginning of your written comment. Such requests will be honored to the extent allowed by the law. We will not, however, consider anonymous comments. All submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, will be made available for public inspection in their entirety.

No. 6279 - Nov. 29, 2004

# Proof of Publication

(2015.5 C.C.P.)

DEPT. OF INTERIOR

BUREAU OF INDIAN AFFAIRS

RE: EXTENSION OF COMMENT PERIOD

NORTH FORK RANCHERIA

STATE OF CALIFORNIA )  
                                  ) ss.  
County of Madera      )

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of the printer of the Madera Tribune, a newspaper of general circulation, published in the City of Madera, County of Madera, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Madera, State of California, under the date of November 9, 1966, Case Number 4875 that the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

DECEMBER 3, 2004

I certify (or declare) under penalty of perjury that the foregoing is true and correct.



Signature

Date: December 3, 2004

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

Extension of Comment Period concerning a proposed Environmental Impact Statement for the North Fork Rancheria's Proposed Trust Acquisition and Hotel/Casino Project, Madera County, CA

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Correction, Notice.

SUMMARY: On Monday, November 29, a notice was published to advise the public that the Bureau of Indian Affairs (BIA) intends to extend the period for accepting comments on a proposed Environmental Impact Statement (EIS) for the proposed 305 acre trust acquisition and casino development project to be located within unincorporated Madera County, California.

The date given for the end of the comment period was December 10. The notice should have identified December 15 as the close of the extended comment period. As such, written comments on the scope and implementation of this proposal must arrive by December 15, 2004.

ADDRESSES: You may mail or hand carry written comments to City-Gregory, Regional Director, Pacific Regional Office, Bureau of Indian Affairs, 2800 Cottage Way, Sacramento, California 95833.

FOR FURTHER INFORMATION CONTACT: John Fydzik, (916) 978-6046, No. 8287 - Dec. 3, 2004.

ANALYTICAL ENVIRONMENTAL

SERVICES, 2021 "N" STREET

ATTN: CHAD BROUSSARD

SACRAMENTO, CA 95814

## PROOF OF PUBLICATION

### COUNTY OF FRESNO STATE OF CALIFORNIA

#### EXHIBIT A.

PUBLIC NOTICE
#133596
Notice of Intent To Prepare an Environmental Impact Statement for the North Fork Rancheria's Proposed Trust Acquisition and Hotel/Casino Project, Madera County, CA
<b>AGENCY:</b> Bureau of Indian Affairs, Interior.
<b>ACTION:</b> Notice.
<b>SUMMARY:</b> This notice advises the public that the Bureau of Indian Affairs (BIA) intends to gather information necessary for preparing an Environmental Impact Statement (EIS) for the proposed 305 acre trust acquisition and casino development project to be located within unincorporated Madera County, California. The purpose of the proposed action is to help provide for the economic development of the North Fork Rancheria of Mono Indians (Tribe).
<b>DATE:</b> Written comments on the scope and implementation of this proposal must arrive by December 15, 2004.
<b>ADDRESSES:</b> You may mail or hand carry written comments to Clay Gregory, Regional Director, Pacific Regional Office, Bureau of Indian Affairs, 2800 Cottage Way, Sacramento, California 95825.
<b>FOR FURTHER INFORMATION CONTACT:</b> John Rydzik, Acting Chief of the Division of Environmental, Cultural, Resource Management and Safety for the Pacific Region of the BIA, (916) 978-6042.
<b>ADDITIONAL INFORMATION:</b> The Tribe proposes that 305 acres of land be taken into trust and that a casino, parking, hotel, and other facilities supporting the casino be constructed on the trust acquisition property. The 305 acres, which are made up of 7 parcels of land, are located within unincorporated Madera County, California, just north of the City of Madera and adjacent to State Route 99 (SR-99). The site is bounded on the north by Avenue 18, rural residential land, light industrial land, and vacant land; on the east by Golden State Boulevard and SR-99; on the south by agricultural land and residential land; and on the west by Road 23 and agricultural land. The proposed action is to develop an approximately 472,000 square foot hotel and casino resort and associated facilities, which would include a main gaming hall, food and beverage services, retail space,

The undersigned states:

McClatchy Newspapers in and on all dates herein stated was a corporation, and the owner and publisher of The Fresno Bee.

The Fresno Bee is a daily newspaper of general circulation now published, and on all-the-dates herein stated was published in the City of Fresno, County of Fresno, and has been adjudged a newspaper of general circulation by the Superior Court of the County of Fresno, State of California, under the date of November 22, 1994, Action No. 520058-9.

The undersigned is and on all dates herein mentioned was a citizen of the United States, over the age of twenty-one years, and is the principal clerk of the printer and publisher of said newspaper; and that the notice, a copy of which is hereto annexed, marked Exhibit A, hereby made a part hereof, was published in The Fresno Bee in each issue thereof (in type not smaller than nonpareil), on the following dates.

*December 7, 2004*

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated DECEMBER 7, 2004

*Cathy Gonzalez*

banquet/meeting space, administration space, and a hotel. Food and beverage facilities would include three full service restaurants, a five-tenant food court, a buffet, four bars and a lounge. The hotel would include 200 rooms, a resort-style pool area and a spa. Approximately 4,500 parking spaces would be provided. Regional access to the project site is via SR-99, Road 23, Avenue 18, and Golden State Boulevard would provide direct access to the hotel/casino resort.

Areas of environmental concern to be addressed in the EIS include land use, geology and soils; water resources, agricultural resources, biological resources, cultural resources, mineral resources, paleontological resources, traffic and transportation, noise, air quality, public health/environmental hazards, public services and utilities, hazardous waste and materials, socio-economics, environmental justice, and visual resources/aesthetics. The range of issues addressed may be expanded based on comments received during the scoping process.

**Public Comment Availability**

Comments, including names and addresses of respondents, will be available for public review at the BIA address shown in the ADDRESSES section, during business hours, 8 a.m. to 4:30 p.m., Monday through Friday, except holidays. Individual respondents may request confidentiality. If you wish us to withhold your name and/or address from public review or from disclosure under the Freedom of Information Act, you must state this prominently at the beginning of your written comment. Such requests will be honored to the extent allowed by the law. We will not, however, consider anonymous comments. All submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, will be made available for public inspection in their entirety.

**Authority**

This notice is published in accordance with section 1503.1 of the Council of Environmental Quality Regulations (40 CFR parts 1500 through 1508) implementing the procedural requirements of the National Environmental Policy Act of 1969, as amended (42 U.S.C. 4371 et seq.), Department of the Interior Manual (516 DM 1-6), and is in the exercise of authority delegated to the Principal Deputy Assistant Secretary--Indian Affairs by 209 DM 8.1.

(PUB: December 7, 2004)

# Proof of Publication

(2015.5 C.C.P.)

DEPARTMENT OF THE INTERIOR  
Bureau of Indian Affairs

Draft Environmental Impact Statement  
for the Proposed 305± acre Rancheria's  
North Fork Trust Acquisition and  
Hotel/Casino Project, Madera County,  
California.

## DRAFT EIR STATEMENT

### RE: NORTH FORK TRUST ACQUISITION & HOTEL/CASINO PROJECT

AGENCY: Bureau of Indian Affairs,  
Interior  
ACTION: Notice

**SUMMARY:** This notice advises the public that the Bureau of Indian Affairs (BIA) intends to file a Draft Environmental Impact Statement (DEIS) with the U.S. Environmental Protection Agency for the proposed 305± acre trust acquisition and casino development project to be located within unincorporated Madera County, California, and that the DEIS is now available for public review. The purpose of the proposed action is to help provide for the economic development of the North Fork Rancheria of Mono Indians (Tribe). This notice also announces a hearing for the public to provide comments on the DEIS.

**DATES:** Written comments on the DEIS must arrive by March 31, 2008. The public hearing will be held March 12, 2008, from 6:00 p.m. to 9:00 p.m., or until the last public comment is received.

**ADDRESSES:** You may mail or hand carry written comments to Amy Dutschke, Acting Regional Director, Pacific Regional Office, Bureau of Indian Affairs, 2800 Cottage Way, Sacramento, California 95825. Please include your name, return address, and the caption, "DEIS Comments, North Fork Casino Project," on the first page of your written comments.

The public hearing will be held at the Hatfield Hall, Madera District Fairgrounds, 1850 W. Cleveland Ave., Madera, California.

The DEIS will be available for review at the Madera County Public Library, 121 N. G St., Madera, CA 93637, and at the Madera County Public Library, Chowchilla Branch, 300 Kings Ave, Chowchilla, CA 93610. General information for the Madera County Public Library can be obtained by calling (559) 675-7871 and for the Madera County Public Library Chowchilla Branch by calling (559) 865-2630.

If you would like to obtain a copy of the DEIS, please write or call John Rydzik, Chief, Division of Environmental, Cultural Resource Management and Safety, Pacific Regional Office, Bureau of Indian Affairs, 2800 Cottage Way, Room W-2820, Sacramento, CA 95823, telephone (916) 978-6042. An electronic version of the DEIS may be viewed at <http://www.northforkeis.com>.

**FOR FURTHER INFORMATION**  
**CONTACT:** John Rydzik, (916) 978-6042.

**SUPPLEMENTARY INFORMATION:** The Tribe has requested that the BIA take into trust 305± acres of land currently held in fee by the Tribe, on which the Tribe proposes to construct a casino, hotel, parking areas and other facilities. The proposed project is located in unincorporated Madera County, just north of the City of Madera and adjacent to State Route 99.

The proposed project includes the development of a 472,000 square foot resort hotel and casino which would include a

STATE OF CALIFORNIA )  
County of Madera ) ss.

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of the printer of the Madera Tribune, a newspaper of general circulation, published in the City of Madera, County of Madera, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Madera, State of California, under the date of November 9, 1966, Case Number 4875 that the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

FEBRUARY 15, 2008

I certify (or declare) under penalty of perjury that the foregoing is true and correct.



Signature

Date: February 15, 2008

Proof of Publication - The Madera Tribune, P.O. Box 269, Madera, CA 93639  
Adjudged a newspaper of general circulation by court decree No. 4875 dated 11/9/66  
The Madera Tribune

space, administrative space and a hotel. Multiple food and beverage facilities are planned, including three full service restaurants, a five-tenant food court, a buffet, four bars and a lounge. The hotel would include 200 rooms, a resort-style pool area and a spa. Approximately 4,500 parking spaces would be provided. Regional access to the site is via State Route 99. Road 23, Ave 18 and Golden State Boulevard would provide direct access.

A range of project alternatives are considered in the DEIS, including: (A) the proposed project; (B) reduced intensity/smaller scale version of A; (C) mixed use retail development with no gaming component; (D) North Fork site development (smaller-scale version of Alternative A, without retail, high limit gaming, entertainment, hotel, or pool components, on an 80 acre site near the community of North Fork); and (E) no action. Environmental issues addressed in the DEIS include land resources, water resources, air quality, biological resources, cultural resources, socioeconomic conditions, environmental justice, transportation, land use, agriculture, public services, noise, hazardous materials, visual resources, cumulative effects, indirect effects, growth inducing effects and mitigation measures.

The BIA serves as the Lead Agency, for compliance with the National Environmental Policy Act (NEPA) (42 U.S.C. § 4321 et seq.), with the National Indian Gaming Commission, the California Department of Transportation, the Madera Irrigation District, the U.S. Environmental Protection Agency, and the City of Madera serving as Cooperating Agencies. A public scoping meeting for the EIS was held by the BIA on November 15, 2004 at the Hatfield Hall, Madera District Fairgrounds, Madera, California.

#### **Public Comment Availability**

Comments, including names and addresses of respondents, will be available for public review at the BIA address shown in the **ADDRESSES** section, during business hours, 8 a.m. to 4:30 p.m., Monday through Friday, except holidays. Individual respondents may request confidentiality. If you wish us to withhold your name and/or address from public review or from disclosure under the Freedom of Information Act, you must state this prominently at the beginning of your written comment. Such requests will be honored to the extent allowed by the law. We will not, however, consider anonymous comments. All submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, will be made available for public inspection in their entirety.

#### **Authority**

This notice is published in accordance with section 1503.1 of the Council on Environmental Quality Regulations (40 CFR Parts 1500 through 1508) implementing the procedural requirements of the National Environmental Policy Act of 1969, as amended (12 U.S.C. 4371 et Seq.), and the Department of the Interior Manual (516 DM 1-6), and is in the exercise of authority delegated to the Principal Deputy Assistant Secretary - Indian Affairs by 209 DM 8.1.

No. 9533 - Feb. 15, 2008



# Notice of Completion

Mail to: State Clearinghouse, 1400 Tenth Street, Sacramento, CA 95814 916/445-0613

See NOTE Below  
**SCH #**

## Project Title: North Fork Rancheria of Mono Indians Fee-to-Trust Casino/Hotel Project

Lead Agency: Bureau of Indian Affairs, Pacific Region  
2800 Cottage Way, Rm. W-2820  
Sacramento, CA 95825

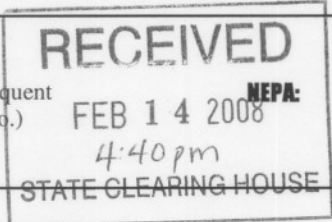
Contact Person: John Rydzik  
Phone: (916) 978-6042

### Project Location

County: Madera Nearest Community: Madera  
Cross Streets: Avenue 18 and Road 23 Total Acres: 305  
Assessor's Parcel No. 033-030-010-000; 033-030-011-000; 033-030-012-000; 033-030-013-000; 033-030-014-000; 033-030-015-000; 033-030-017-000 Township: 8 South Range: 23 East  
Base: Mount Diablo  
Within 2 Miles: Waterways: Schmidt Creek - on-site; Dry Creek - .5 miles northwest  
Airports: 1.5 miles south Railways: 1 mile east Schools: NA

### Document Type

- |              |                                     |  |              |   |               |   |
|--------------|-------------------------------------|--|--------------|---|---------------|---|
| <b>CEQA:</b> | <input type="checkbox"/> NOP        | <input type="checkbox"/> Supplement/Subsequent | <b>NEPA:</b> | <input type="checkbox"/> NOI                  | <b>Other:</b> | <input type="checkbox"/> Joint Document |
|              | <input type="checkbox"/> Early Cons | <input type="checkbox"/> EIR (Prior SCH No.)   |              | <input type="checkbox"/> EA                   |               | <input type="checkbox"/> Final Document |
|              | <input type="checkbox"/> Neg Dec    | <input type="checkbox"/> Other                 |              | <input checked="" type="checkbox"/> Draft EIS |               | <input type="checkbox"/> Other          |
|              | <input type="checkbox"/> Draft EIR  |  |              | <input type="checkbox"/> FONSI                |               |   |



### Local Action Type

- |   |   |   |   |
|---|---|---|---|
| <input type="checkbox"/> General Plan Update    | <input type="checkbox"/> Specific Plan            | <input type="checkbox"/> Rezone   | <input type="checkbox"/> Annexation     |
| <input type="checkbox"/> General Plan Amendment | <input type="checkbox"/> Master Plan              | <input type="checkbox"/> Prezone  | <input type="checkbox"/> Redevelopment  |
| <input type="checkbox"/> General Plan Element   | <input type="checkbox"/> Planned Unit Development | <input type="checkbox"/> Use Permit   | <input type="checkbox"/> Coastal Permit |
| <input type="checkbox"/> Community Plan         | <input type="checkbox"/> Site Plan                | <input type="checkbox"/> Land Division (Subdivision, Parcel Map, Tract Map, etc.) | <input type="checkbox"/> Other          |

### Development Type

- |   |  |
|---|--|
| <input type="checkbox"/> Residential: <u>Units</u> <u>Acres</u>   | <input checked="" type="checkbox"/> Water Facilities: <u>Type on-site wells GD 400,000</u> |
| <input type="checkbox"/> Office: <u>Sq.ft.</u> <u>Acres</u> <u>Employees</u>                                | <input type="checkbox"/> Transportation: <u>Type</u>                                       |
| <input checked="" type="checkbox"/> Commercial: <u>Sq.ft. 493,010</u> <u>Acres 45</u> <u>Employees 1461</u> | <input type="checkbox"/> Mining: <u>Mineral</u>  |
| <input type="checkbox"/> Industrial: <u>Sq.ft.</u> <u>Acres</u> <u>Employees</u>                            | <input type="checkbox"/> Power: <u>Type</u> <u>Watts</u>                                   |
| <input type="checkbox"/> Educational  | <input type="checkbox"/> Waste Treatment: <u>Type</u>                                      |
| <input type="checkbox"/> Recreational   | <input type="checkbox"/> Hazardous Waste: <u>Type</u>                                      |
|   | Other:   |

### Project Issues Discussed in Document

- |   |  |   |  |
|---|--|---|--|
| <input checked="" type="checkbox"/> Aesthetic/Visual          | <input checked="" type="checkbox"/> Flood Plain/Flooding       | <input checked="" type="checkbox"/> Schools/Universities            | <input checked="" type="checkbox"/> Water Quality            |
| <input checked="" type="checkbox"/> Agricultural Land         | <input checked="" type="checkbox"/> Forest Land/Fire Hazard    | <input type="checkbox"/> Septic Systems                             | <input checked="" type="checkbox"/> Water Supply/Groundwater |
| <input checked="" type="checkbox"/> Air Quality               | <input checked="" type="checkbox"/> Geologic/Seismic           | <input checked="" type="checkbox"/> Sewer Capacity                  | <input checked="" type="checkbox"/> Wetland/Riparian         |
| <input checked="" type="checkbox"/> Archaeological/Historical | <input checked="" type="checkbox"/> Minerals                   | <input checked="" type="checkbox"/> Soil Erosion/Compaction/Grading | <input checked="" type="checkbox"/> Wildlife                 |
| <input type="checkbox"/> Coastal Zone                         | <input checked="" type="checkbox"/> Noise                      | <input checked="" type="checkbox"/> Solid Waste                     | <input checked="" type="checkbox"/> Growth Inducing          |
| <input checked="" type="checkbox"/> Drainage/Absorption       | <input checked="" type="checkbox"/> Population/Housing Balance | <input checked="" type="checkbox"/> Toxic/Hazardous                 | <input checked="" type="checkbox"/> Land Use                 |
| <input checked="" type="checkbox"/> Economic/Jobs             | <input checked="" type="checkbox"/> Public Services/Facilities | <input checked="" type="checkbox"/> Traffic/Circulation             | <input checked="" type="checkbox"/> Cumulative Effects       |
| <input checked="" type="checkbox"/> Fiscal                    | <input type="checkbox"/> Recreation/Parks                      | <input checked="" type="checkbox"/> Vegetation                      | <input checked="" type="checkbox"/> Other                    |

### Present Land Use/Zoning/General Plan Use

Present Land Use - Agriculture  
Zoning/General Plan Designation - Agricultural, Rural, Exclusive, Twenty Acre District (ARE-20)/Agricultural

### Project Description

Acquisition of approximately 305 acres into trust for the North Fork Rancheria of Mono Indians for the purposes of the development of a casino and hotel with related facilities.

# Reviewing Agencies Checklist

## Resources Agency

- Boating & Waterways
- Coastal Commission
- Coastal Conservancy
- Colorado River Board
- Conservation
- Fish & Game
- Forestry
- Office of Historic Preservation
- Parks & Recreation
- Reclamation
- S.F. Bay Conservation & Development Commission
- Water Resources (DWR)

## Business, Transportation & Housing

- Aeronautics
- California Highway Patrol
- CALTRANS
- Department of Transportation Planning (headquarters)
- Housing & Community Development

## Food & Agriculture

## Health & Welfare

- Health Services

## State & Consumer Services

- General Services
- OLA (Schools)

## KEY

- S** = Document sent by lead agency
- X** = Document sent by SCH
- \*** = Suggested distribution

## Environmental Affairs

- Air Resources Board
- APCD/AQMD
- California Waste Management Board
- SWRCB: Clean Water Grants
- SWRCB: Delta Unit
- SWRCB: Water Quality
- SWRCB: Water Rights
- Regional WQCB: Central Valley
- SYCSD: Wastewater

## Youth & Adult Corrections

- Corrections

## Independent Commissions & Offices

- Energy Commission
- Native American Heritage Commission
- Public Utilities Commission
- Santa Monica Mountains Conservancy
- State Lands Commission
- Tahoe Regional Planning Agency

- Other:

## Public Review Period

Starting Date February 15, 2008

Signature

Ending Date March 31, 2008

Date

## Lead Agency:

### Bureau of Indian Affairs

Consulting Firm: Analytical Environmental Services  
Address: 1801 "7" Street, Suite 100  
Sacramento, CA 95811

Contact: David Zweig  
Phone: (916) 447-3479

## Applicant:

### North Fork Rancheria

Address: Tribal Office  
P.O. Box 929  
City/State/Zip: North Fork, CA93643  
Phone: (559) 877-2461

## For SCH Use Only:

Date Received at SCH

Date Review Starts

Date to Agencies

Date to SCH

**Clearance Date**

Notes:

ANALYTICAL ENVIRONMENTAL

SERVICES

1801 7TH STREET, STE 100

SACRAMENTO, CA 95811

# PROOF OF PUBLICATION

## COUNTY OF FRESNO STATE OF CALIFORNIA

### EXHIBIT A.

The undersigned states:

McClatchy Newspapers in and on all dates herein stated was a corporation, and the owner and publisher of The Fresno Bee.

The Fresno Bee is a daily newspaper of general circulation now published, and on all-the-dates herein stated was published in the City of Fresno, County of Fresno, and has been adjudged a newspaper of general circulation by the Superior Court of the County of Fresno, State of California, under the date of November 22, 1994, Action No. 520058-9.

The undersigned is and on all dates herein mentioned was a citizen of the United States, over the age of twenty-one years, and is the principal clerk of the printer and publisher of said newspaper; and that the notice, a copy of which is hereto annexed, marked Exhibit A, hereby made a part hereof, was published in The Fresno Bee in each issue thereof (in type not smaller than nonpareil), on the following dates.

*February 15, 2008*

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated FEBRUARY 15, 2008

*Cathy Aguirre*

PUBLIC NOTICE

#26980

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

Draft Environmental Impact Statement for the Proposed 3050 acre Rancheria's North Fork Trust Acquisition and Hotel/Casino Project, Madera County, California.

AGENCY: Bureau of Indian Affairs, Interior

ACTION: Notice

**SUMMARY:** This notice advises the public that the Bureau of Indian Affairs (BIA) intends to file a Draft Environmental Impact Statement (DEIS) with the U.S. Environmental Protection Agency for the proposed 3050 acre trust acquisition and casino development project to be located within unincorporated Madera County, California, and that the DEIS is now available for public review. The purpose of the proposed action is to help provide for the economic development of the North Fork Rancheria of Mono Indians (Tribe). This notice also announces a hearing for the public to provide comments on the DEIS.

**DATES:** Written comments on the DEIS must arrive by March 31, 2008. The public hearing will be held March 12, 2008, from 6:00 p.m. to 9:00 p.m., or until the last public comment is received.

**ADDRESSES:** You may mail or hand carry written comments to Amy Dutschke, Acting Regional Director, Pacific Regional Office, Bureau of Indian Affairs, 2800 Cottage Way, Sacramento, California 95825. Please include your name, return address, and the caption, "DEIS Comments, North Fork, Casino Project," on the first page of your written comments.

The public hearing will be held at the Hatfield Hall, Madera District Fairgrounds, 1850 W. Cleveland Ave., Madera, California.

The DEIS will be available for review at the Madera County Public Library, 121 N. G St., Madera, CA 93637, and at the Madera County Public Library, Chowchilla Branch, 300 Kings Ave, Chowchilla, CA 93610. General information for the Madera County Public Library can be obtained by calling (559) 675-7871 and for the Madera County Public Library Chowchilla Branch by calling (559) 665-2630.

If you would like to obtain a copy of the DEIS, please write or call John Ryzdzik, Chief, Division of Environmental, Cultural Resource Management and Safety, Pacific Regional Office, Bureau of Indian Affairs, 2800 Cottage Way, Room W2820, Sacramento, CA 95823, telephone (916) 9786042. An electronic version of the DEIS may be viewed at <http://www.northforkdeis.com>.

**FOR FURTHER INFORMATION CONTACT:** John Ryzdzik, (916) 978-6042.

**SUPPLEMENTARY INFORMATION:** The Tribe has requested that the BIA take into trust 3050 acres of land currently held in fee by the Tribe, on which the Tribe proposes to construct a casino, hotel, parking areas and other facilities. The proposed project is located in unincorporated Madera County, just north of the City of Madera and adjacent to State Route 99.

The proposed project includes the development of a 472,000 square foot resort hotel and casino which would include a main gaming hall, food and beverage services, retail space, banquet/meeting space, administrative space and a hotel. Multiple food and beverage facilities are planned, including three full service restaurants, a five-tenant food court, a buffet, four bars and a lounge. The hotel would include 200 rooms, a resort-style pool area and a spa. Approximately 4,500 parking spaces would be provided. Regional access to the site is via State Route 99, Road 23, Ave 18 and Golden State Boulevard would provide direct access.

A range of project alternatives are considered in the DEIS, including: (A) the proposed project; (B) reduced intensity/smaller scale version of A; (C) mixed use retail development with no gaming component; (D) North Fork site development (smaller-scale version of Alternative A, without retail, high limit gaming, entertainment, hotel, or pool components, on an 80 acre site near the community of North Fork); and (E) no action. Environmental issues addressed in the DEIS include land resources, water resources, air quality, biological resources, cultural resources, socioeconomic conditions, environmental justice, transportation, land use, agriculture, public services, noise, hazardous materials, visual resources, cumulative effects, indirect effects, growth inducing effects and mitigation measures.

The BIA serves as the Lead Agency for compliance with the National Environmental Policy Act (NEPA) (42 U.S.C. Section 4321 et seq.), with the National Indian Gaming Commission, the California Department of Transportation, the Madera Irrigation District, the U.S. Environmental Protection Agency, and the City of Madera serving as Cooperating Agencies. A public scoping meeting for the EIS was held by the BIA on November 15, 2004 at the Hatfield Hall, Madera District Fairgrounds, Madera, California.

#### **Public Comment Availability**

Comments, including names and addresses of respondents, will be available for public review at the BIA address shown in the **ADDRESSES** section, during business hours, 8 a.m. to 4:30 p.m., Monday through Friday, except holidays. Individual respondents may request confidentiality. If you wish us to withhold your name and/or address from public review or from disclosure under the Freedom of Information Act, you must state this prominently at the beginning of your written comment. Such requests will be honored to the extent allowed by the law. We will not, however, consider anonymous comments. All submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, will be made available for public inspection in their entirety.

#### **Authority**

This notice is published in accordance with section 1503.1 of the Council on Environmental Quality Regulations (40 CFR Parts 1500 through 1508) implementing the procedural requirements of the National Environmental Policy Act of 1969, as amended (12 U.S.C. 4371 et Seq.), and the Department of the Interior Manual (516 DM 16), and is in the exercise of authority delegated to the Principal Deputy Assistant Secretary Indian Affairs by 209 DM 8.1.

(PUB: February 15, 2008)

# Proof of Publication

(2015.5 C.C.P.)

## DRAFT EIR STATEMENT

## RE: NORTH FORK TRUST ACQUISITION & HOTEL/CASINO PROJECT

STATE OF CALIFORNIA )  
  ) ss.  
County of Madera )

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of the printer of the Madera Tribune, a newspaper of general circulation, published in the City of Madera, County of Madera, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Madera, State of California, under the date of November 9, 1966, Case Number 4875 that the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

FEBRUARY 15, 2008

I certify (or declare) under penalty of perjury that the foregoing is true and correct.



Signature

Date: February 15, 2008

Proof of Publication - The Madera Tribune, P.O. Box 269, Madera, CA 93639  
Adjudged a newspaper of general circulation by court decree No. 4875 dated 11/9/66  
The Madera Tribune

### DEPARTMENT OF THE INTERIOR Bureau of Indian Affairs

**Draft Environmental Impact Statement for the Proposed 305± acre Rancheria's North Fork Trust Acquisition and Hotel/Casino Project, Madera County, California.**

AGENCY: Bureau of Indian Affairs,  
Interior  
ACTION: Notice

**SUMMARY:** This notice advises the public that the Bureau of Indian Affairs (BIA) intends to file a Draft Environmental Impact Statement (DEIS) with the U.S. Environmental Protection Agency for the proposed 305± acre trust acquisition and casino development project to be located within unincorporated Madera County, California, and that the DEIS is now available for public review. The purpose of the proposed action is to help provide for the economic development of the North Fork Rancheria of Mono Indians (Tribe). This notice also announces a hearing for the public to provide comments on the DEIS.

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space, administrative space and a hotel. Multiple food and beverage facilities are planned, including three full service restaurants, a five-tenant food court, a buffet, four bars and a lounge. The hotel would include 200 rooms, a resort-style pool area and a spa. Approximately 4,500 parking spaces would be provided. Regional access to the site is via State Route 99. Road 23, Ave 18 and Golden State Boulevard would provide direct access.

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No. 9533 - Feb. 15, 2008