

electrical substation, an overhead transmission line to connect the substation to the Maui Electric Company Ltd. transmission line, a permanent unguyed meteorological monitoring tower, and short service roads to connect the new WTGs and other facilities to the existing main access road servicing KWP I. The overall project is located within a combined footprint area of approximately 143 acres (58 hectares). The Applicant has also applied for a State of Hawai'i incidental take license under Hawai'i State law. The draft HCP describes the impacts of take associated with those activities on the Covered Species, and proposes a program to minimize and mitigate take on each of the Covered Species.

KWP II is proposing mitigation measures that include: (1) Active management such as predator removal and construction of cat- and mongoose-proof fences at Hawaiian petrel and Newell's shearwater colonies; (2) captive propagation and release of nēnē goslings; (3) habitat management and predator control to increase nēnē breeding success and survival; (4) surveys to document the distribution and abundance of the Hawaiian hoary bat; and (5) habitat management and reforestation to benefit the recovery of the Hawaiian hoary bat. This HCP incorporates adaptive management provisions to allow for modifications to the mitigation and monitoring measures as knowledge is gained during implementation.

We invite comments and suggestions from all interested parties and request that comments be as specific as possible. In particular, we request information and comments regarding the following issues:

- (1) The direct, indirect, and cumulative effects that implementation of any reasonable alternatives could have on endangered and threatened species;
- (2) Other reasonable alternatives consistent with the purpose of the proposed HCP as described above, and their associated effects;
- (3) Measures that would minimize and mitigate potentially adverse effects of the proposed action;
- (4) Adaptive management or monitoring provisions that may be incorporated into the alternatives, and their benefits to listed species;
- (5) Other plans or projects that might be relevant to this action;
- (6) The proposed term of the Incidental Take Permit and whether the proposed conservation program would minimize and mitigate to the maximum extent practicable the incidental take that

would be expected to occur over 20 years; and

(7) Whether the HCP meets other ESA sec. 10(a)(2)(B) (16 U.S.C. (a)(2)(B), issuance criteria; and

(8) Any other information pertinent to evaluating the effects of the proposed action on the human environment.

The draft EA considers the direct, indirect, and cumulative effects of the proposed action of permit issuance, including the measures that will be implemented to minimize and mitigate such impacts. The EA contains an analysis of three alternatives: (1) Issuance of an incidental take permit to KWP II on the basis of the proposed HCP with the downroad siting location; (2) the issuance of a permit based on the downwind/downstring siting location; and (3) No Action (no permit issuance and no measures by the Applicant to reduce or eliminate the take of Covered Species).

This notice is provided under section 10(c) (16 U.S.C. 1539(c)) of the ESA and NEPA regulations (40 CFR 1506.6). The public process for the proposed Federal action will be completed after the public comment period, at which time we will evaluate the permit application, the HCP and associated documents (including the EA), and comments submitted thereon to determine whether or not the proposed action meets the requirements of section 10(a) (16 U.S.C. 1539(a)) of the ESA and has been adequately evaluated under NEPA.

Dated: October 20, 2010.

Richard Hannan,

Deputy Regional Director.

[FR Doc. 2010-28197 Filed 11-8-10; 8:45 am]

BILLING CODE 4310-55-P

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

Indian Gaming

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice of Approved Tribal-State Class III Gaming Amendment.

SUMMARY: This notice publishes approval of the Amendments to the Class III Gaming Compact (Amendment) between the State of Oregon and the Siletz Indians of Oregon.

DATES: *Effective Date:* November 9, 2010.

FOR FURTHER INFORMATION CONTACT: Paula L. Hart, Director, Office of Indian Gaming, Office of the Deputy Assistant Secretary—Policy and Economic Development, Washington, DC 20240; telephone (202) 219-4066.

SUPPLEMENTARY INFORMATION: Under section 11 of the Indian Gaming Regulatory Act of 1988 (IGRA) Public Law 100-497, 25 U.S.C. 2710, the Secretary of the Interior shall publish in the Federal Register notice of approved Tribal-State compacts for the purpose of engaging in Class III gaming activities on Indian lands. This Amendment allows for multi-player games on video lottery terminals (VLTs).

Dated: November 1, 2010.

Larry Echo Hawk,

Assistant Secretary—Indian Affairs.

[FR Doc. 2010-28267 Filed 11-8-10; 8:45 am]

BILLING CODE 4310-4N-P

DEPARTMENT OF THE INTERIOR

National Park Service

[Account No. 3086-SYM]

National Capital Memorial Advisory Commission

AGENCY: National Park Service, Interior.

ACTION: Notice of public meeting.

SUMMARY: Notice is hereby given that the National Capital Memorial Advisory Commission (the Commission) plans to meet and discuss currently authorized and proposed memorials in the District of Columbia and its environs.

DATE: Wednesday, November 17, 2010.

ADDRESSES: National Building Museum, Room 312, 401 F Street, NW., Washington, DC 20001.

FOR FURTHER INFORMATION CONTACT: Ms. Nancy Young, Secretary to the Commission, by telephone at (202) 619-7097, by e-mail at

nancy_young@nps.gov, by telefax at (202) 619-7420, or by mail at the National Capital Memorial Advisory Commission, 1100 Ohio Drive, SW., Room 220, Washington, DC 20242.

SUPPLEMENTARY INFORMATION: In addition to discussing general matters and conducting routine business, the Commission will consider one action item: H.R. 3886, a bill to establish a memorial to Benjamin Banneker in the District of Columbia. There will also be two non-action items before the Commission:

(1) Design consultation—Dwight D. Eisenhower Memorial, and

(2) Status report—John Adams Memorial.

The meeting will be open to the public. Persons who wish to file a written statement or testify at the meeting or who want further information concerning the meeting may contact Ms. Nancy Young, Secretary to the



United States Department of the Interior

OFFICE OF THE SECRETARY
Washington, DC 20240

OCT 29 2010

Honorable Delores Pigsley
Chairperson, Confederated Tribes of Siletz Indians of Oregon
P.O. Box 549
Siletz, Oregon 97380-0549

Dear Chairperson Pigsley:

On September 14, 2010, we received Amendment III of the Tribal-State Compact for Regulation of Class III Gaming (Amendment) between the Confederated Tribes of Siletz Indians of Oregon (Tribe) and the State of Oregon (State). We have completed our review of this Amendment and conclude that it does not violate the Indian Gaming Regulatory Act of 1988 (IGRA), any other provision of Federal law that does not relate to jurisdiction over gaming on Indian lands, or the trust obligations of the United States to Indians. Therefore, pursuant to my delegated authority and Section 11 of IGRA, we approve the Amendment. This Amendment shall take effect when the notice of our approval pursuant to Section 11(d)(3)(B) of IGRA, 25 U.S.C. § 2710(d)(3)(B), is published in the Federal Register.

A similar letter is being sent to the Honorable Theodore R. Kulongoski, Governor of Oregon. We wish the Tribe and the State continued success in their economic venture.

Sincerely,

Larry Echo Hawk
Assistant Secretary – Indian Affairs

Enclosure

**TRIBAL-STATE COMPACT FOR REGULATION OF
CLASS III GAMING BETWEEN
THE CONFEDERATED TRIBES OF SILETZ INDIANS OF OREGON
AND THE STATE OF OREGON**

AMENDMENT III

This amendment is made to the Class III Gaming Compact between the *Confederated Tribes of Siletz Indians of Oregon* (Tribes) and the State of Oregon (the State) executed on September 14, 1999, and approved by the Secretary of the Interior on October 29, 1999. The terms of this amendment are in addition to and, except as specifically provided herein, do not supersede any of the provisions of the original Compact or Amendment II. This amendment supersedes Amendment I approved November 27, 2000.

WHEREAS, the Tribes and State desire to authorize a different form of video lottery terminal in addition to that provided in that Compact;

NOW THEREFORE, the Tribes and the State hereby approve the following amendment to the Compact:

1. The parties agree to revise the definition of "Video Lottery Terminal" (Section 3Z) in Amendment I as follows:

Z. "Video Lottery Terminal" or "Terminal" means any electronic or other device, contrivance or machine where the game outcome decision-making portion of the overall assembly is microprocessor controlled wherein the ticket or game outcome is displayed on a video display screen, electronically controlled physical reels, or other electronic or electro-mechanical display mechanism and that is available for consumer play at the device upon payment of any consideration, with winners determined by the application of the element of

chance and the amount won determined by the possible prizes displayed on the device and which awards game credits. Such device shall also display both win amounts and current credits available for play to the player.

2. The following provision is added to the Compact as Section 4(F)(5):

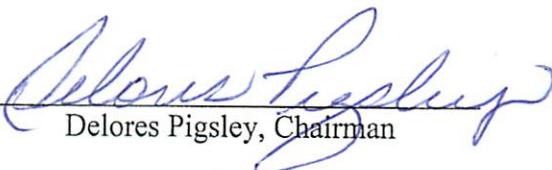
For purposes of the calculation of the authorized number of VLTs as provided in this Section 4(F), a VLT providing for play by multiple players shall count as one VLT, as long as the total number of such multiple-player VLTs does not exceed one percent (1%) of the total number of authorized VLTs. If the total number of VLTs providing for play by multiple players exceeds one percent (1%) of the total number of authorized VLTs, then each gaming station at any multiple-player VLTs in excess of one percent (1%) of the total number of authorized VLTs shall be counted as one VLT.

EXECUTED as of the date and year below

STATE OF OREGON:

CONFEDERATED TRIBES OF SILETZ
INDIANS OF OREGON:

Theodore Kulongoski, Governor



Delores Pigsley, Chairman

DATE

8/9/10

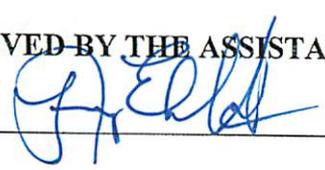
DATE

APPROVED FOR LEGAL SUFFICIENCY:

Stephanie L. Striffler
Senior Assistant Attorney General

DATE

APPROVED BY THE ASSISTANT SECRETARY OF INDIAN AFFAIRS:

By: 

Date: OCT 29 2010, 2010

chance and the amount won determined by the possible prizes displayed on the device and which awards game credits. Such device shall also display both win amounts and current credits available for play to the player.

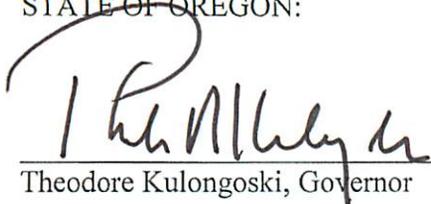
2. The following provision is added to the Compact as Section 4(F)(5):

For purposes of the calculation of the authorized number of VLTs as provided in this Section 4(F), a VLT providing for play by multiple players shall count as one VLT, as long as the total number of such multiple-player VLTs does not exceed one percent (1%) of the total number of authorized VLTs. If the total number of VLTs providing for play by multiple players exceeds one percent (1%) of the total number of authorized VLTs, then each gaming station at any multiple-player VLTs in excess of one percent (1%) of the total number of authorized VLTs shall be counted as one VLT.

EXECUTED as of the date and year below

STATE OF OREGON:

CONFEDERATED TRIBES OF SILETZ
INDIANS OF OREGON:


Theodore Kulongoski, Governor

Delores Pigsley, Chairman

8/9/10
DATE

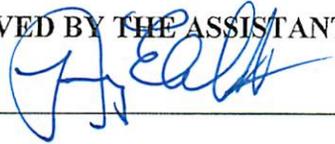
DATE

APPROVED FOR LEGAL SUFFICIENCY:

Stephanie L. Striffler
Senior Assistant Attorney General

DATE

APPROVED BY THE ASSISTANT SECRETARY OF INDIAN AFFAIRS:

By: 

OCT 29 2010

Date: _____, 2010