the Fish and Wildlife Coordination Act, nor does it threaten to violate a Federal, State, local or tribal law or requirement imposed for the protection of the environment. 5. Approval of the Plan would not establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects.

The Service has therefore determined that approval of the Plan qualifies as a categorical exclusion under the National Environmental Policy Act, as provided by the Department of the Interior Manual (516 DM 2, Appendix 1 and 516 DM 6, Appendix 1). No further National Environmental Policy Act documentation will therefore be prepared. This notice is provided pursuant to section 10(c) of the Act. The Service will evaluate the permit application, the Plan, and comments submitted thereon to determine whether the application meets the requirements of section 10(a) of the Act. If it is determined that those requirements are met, a permit will be issued for the incidental take of the RCW. The final decision will be made no sooner than 30 days from the date of this notice.

Dated: May 19, 1998.

H. Dale Hall,

Deputy Regional Director.

[FR Doc. 98–14190 Filed 5–28–98; 8:45 am]

BILLING CODE 4310–55–P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[OR–958–1430–01; GP8–0072; OR–51831–WA]

Public Land Order No. 7333; Withdrawal of Lands for the San Juan Archipelago; Washington

AGENCY: Bureau of Land Management, Interior.

ACTION: Public land order.

SUMMARY: This order withdraws 195.59 acres of public lands and 75.82 acres of non-Federal lands proposed for acquisition from surface entry and mining for a period of 5 years to protect the natural and recreational values on 10 tracts of land in the San Juan Archipelago, while the Bureau of Land Management completes land use planning for these areas. The public lands have been and will remain open to mineral leasing. The non-Federal lands will become subject to the withdrawal and will be opened to mineral leasing upon acquisition by the United States.

EFFECTIVE DATE: May 29, 1998.

FOR FURTHER INFORMATION CONTACT: Betty McCarthy, BLM Oregon/Washington State Office, P.O. Box 2965, Portland, Oregon 97208–2965, 503–952–6155.

By virtue of the authority vested in the Secretary of the Interior by Section 204 of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1714 (1994), it is ordered as follows:

1. Subject to valid existing rights, the following described public lands are hereby withdrawn from settlement, sale, location, or entry under the general land laws, including the United States mining laws (30 U.S.C. Ch. 2 (1994)), but not from leasing under the mineral leasing laws, to protect the natural and recreational values on seven waterfront tracts, one inland tract, and two islands in the San Juan Archipelago:

Willamette Meridian

Tract H (Lopez Island; NW Chadwick Hill and Wetland)

T. 34 N., R.1 W.,

Sec. 17, that portion of the south 200 ft. of the N½SE¼, SE¼SE¼, and SW¼SE¼, excepting therefrom the following described tracts:

Beginning at the southwest corner of the southeast quarter of sec. 17, running due east 9 rods to ditch; Thence following ditch in northeasterly direction 14 rods; Thence run in a northwesterly direction 30 rods; Thence running in a westerly direction 6 rods to County Road; Thence following County Road due south 40 rods to point of beginning. Also beginning at southwest corner of SE¼ of said sec. 17, and running due east 9 rods to ditch; Thence following ditch in a northeasterly direction 300 ft; Thence due east 937 ft; Thence south 208.7 ft; Thence on section line west 1150 feet to place of beginning; EXCEPT County Road along the west line thereof; (83.67 acres) AND

Sec. 17, the north 330 ft. of the south 530 ft. of the NE¼SE¼ and NW¼SE¼ being more particularly described as follows:

A portion of the NE¼SE¼ described as follows:

Commencing at the east quarter corner of said sec. 17 as described by instrument recorded under Auditor's File No. 95675, records of said county, from which the concrete monument described by instrument recorded under Auditor's File No. 120616, records of said county, as marking the northeast corner of said sec. 17 bears north 0°37′51″ east; Thence from said quarter corner along the easterly boundary of said NE¼SE¼ south 0°37′02″ west, 809.69 ft. to the TRUE POINT OF BEGINNING of the parcel to be described; Thence leaving said easterly boundary and along the northerly boundary of the south 530 ft. of the said NE¼SE¼ and parallel with the southerly boundary of the said NE¼SE¼ south 89°49′41″ west, 991.78 ft. to a point on the easterly boundary of the west 330 ft. of the said NE¼SE¼; Thence leaving said northerly boundary and along said easterly boundary south 0°29′00″ west, 330.02 ft. to a point on the northerly boundary of the south 200 ft. of the said NE¼SE¼; Thence along said northerly boundary and parallel with the southerly boundary of the said NE¼SE¼ north 89°49′41″ east, 991.01 ft. to a point on the easterly boundary of the said NE¼SE¼; Thence along said easterly boundary north 0°37′02″ east, 330.03 ft. to the TRUE POINT OF BEGINNING; AND,

Sec. 17, portions of the NE¼SE¼ and NW¼SE¼ described as follows:

Commencing at the east quarter corner of said sec. 17 as described by instrument recorded under Auditor's File No. 95675, records of said county, from which the concrete monument described by instrument recorded under Auditor's File No. 120616, records of said county, bears north 0°37′51″ east; Thence from said quarter corner along the common boundary of the SE¼NE¼ and the NE¼SE¼ of said sec. 17 south 89°40′35″ west, 1323.74 ft. to the westerly corner common to the said SE¼NE¼ and NE¼SE¼; Thence leaving said common boundary and along the westerly boundary of the said NE¼SE¼ south 0°29′00″ west, 806.17 ft. to the TRUE POINT OF BEGINNING of the parcel to be described; Thence leaving said westerly boundary and along the northerly boundary of the south 530 ft. of the said NW¼SE¼ and parallel with the southerly boundary of the said NW¼SE¼ south 89°49′41″ west, 1321.81 ft. to a point on the westerly boundary of the said NW¼SE¼; Thence leaving said northerly boundary and along said westerly boundary south 0°20′56″ west, 330.01 ft.; Thence leaving said westerly boundary and along the northerly boundary of the south 200 ft. of the said NW¼SE¼ and parallel with the southerly boundary of the said NW¼SE¼ north 89°49′41″ east, 1321.03 ft. to a point on the westerly boundary of the said NE¼SE¼; Thence along the northerly boundary of the south 200 ft. of the said NE¼SE¼ and parallel with the southerly boundary of the said NE¼SE¼ north 89°49′41″ east, 330.02 ft. to a point on the easterly boundary of the west 330 ft. of the said NE¼SE¼; Thence along the said easterly boundary and parallel with the westerly boundary of the said NE¼SE¼ north 0°29′00″ east, 330.02 ft. to a point on the northerly boundary of the south 530 ft. of the said NE¼SE¼; Thence along said northerly boundary and parallel with the southerly boundary of the said NE¼SE¼ south 89°49′41″ west, 330.02 ft. to a point on the boundary common to the said NW¼SE¼ and the NE¼SE¼, said point also being the TRUE POINT OF BEGINNING. (20.02 acres)

Tract J: (Lopez Island; Watmough Bay)

T. 34 N., R. 1 W.,

Sec. 21, lot 2 and SW¼NW¼, TOGETHER with tidelands of the second class abutting thereon; EXCEPT the following described portions thereof:

1. A portion of lot 2 described as follows:

Beginning at a point marked by an iron pipe at the approximate high tide line, which point is south 50.1 ft. and east 2197 ft. of an iron pipe marking the northwest corner of the SW¼NW¼ of said sec. 21; Thence from said point of beginning south 66°46′ west, 146.1 ft. to an iron pipe at the edge of a marsh;

Thence continuing south 66°46′ west, 140.5 ft. to a point in the marsh which point is south 163.2 ft. and east 1933.6 ft. of the said northwest corner; Thence north 109.1 ft., more or less, to a point on the edge of said marsh; Thence continuing north 54 ft. to a point on the north line of said lot 2; Thence easterly along the said north boundary 222 ft., more or less, to the approximate line of ordinary high tide; Thence southeasterly to the said point of beginning.

2. That portion of lot 2, lying easterly of the following described line:

Commencing at the center of said sec. 21, which point is also the southeast corner of said lot 2 and is marked by an iron pin; Thence north 652.5 ft. along the east boundary of said lot 2 to an iron pipe; Thence leaving said east boundary south 70°10′ west, 218.6 ft.; Thence south 76°35′ west, 303.2 ft.; Thence south 76°17′ west, 248.0 ft.; Thence north 30°00′ east, 434.36 ft.; Thence north 48°30′ west, 245.09 ft.; Thence north 60°58′ east, 165.0 ft. to the point of beginning of said line; Thence north 30°00′ west to the north line of said lot 2 and the terminus of said line.

3. A portion of lot 2, described as follows:

Commencing at the center of said sec. 21, which point is also the southeast corner of said lot 2 and is marked by an iron pin; Thence north 652.5 ft. along the east boundary of said lot 2 to an iron pipe; Thence leaving said east boundary south 70°10′ west, 218.6 ft.; Thence south 76°35′ west, 303.2 ft.; Thence south 76°17′ west, 386.3 ft.; Thence south 76°12′ west, 13.4 ft. to the point of beginning of said line; Thence continuing south 76°12′ west, 373.2 ft.; Thence north 65°28′ west, 95.3 ft. to a point on the north line of County Road No. 124; Thence north 22°01′ east, 380.8 ft.; Thence north 60°58′ east, 350 ft.; Thence south 474.1 ft. to the point of beginning.

4. A portion of lot 2, described as follows:

Beginning at the center of said sec. 21, which point is also the southeast corner of said lot 2 and is marked by an iron pin; Thence along the easterly boundary of said lot 2 north 583.5 ft.; Thence leaving said easterly boundary south 70°10′ west, 198.8 ft.; Thence south 76°35′ west, 306.7 ft.; Thence south 76°17′ west, 386.1 ft.; Thence south 76°12′ west, 463 ft.; Thence south 46°48′ east, 166.6 ft.; Thence south 50°36′ east, 217.9 ft. to a point on the southerly boundary north 89°27′40″ east, 1020.1 ft. to the point of beginning.

5. A portion of the SW¼NW¼, described as follows:

Beginning at a point on the west boundary of said sec. 21, which point is 830.3 ft. north (N. 0°48′ E.) of the west one-quarter corner of said sec. 21 and which point is also on the north margin of a proposed 60 ft. wide roadway; Thence along said north margin south 83°55′ east, 378 ft.; Thence along said north margin south 64°29′ east, 75 ft.; Thence continuing along said north margin south 64°29′ east, 452.9 ft.; Thence leaving said north margin north 87°28′ east, 223.9 ft.; Thence north 41°49′ west, 51.6 ft.; Thence north 0°48′ east 679.2 ft. to the north boundary of said SW¼NW¼; Thence along said north boundary west 1,044.70 ft. to the northwest corner of said SW¼NW¼; Thence south (S. 0°48′ W.) 459.4 ft., more or less, to the said point of beginning.

6. A portion of the SW¼NW¼, described as follows:

Beginning at a point on the west boundary of said sec. 21, which point is 660 ft. north 0°48′ east of the west one-quarter corner of said sec. 21; Thence continuing north 110.3 ft. to a point on the south margin of a proposed 60 ft. wide roadway; Thence along said south margin south 83°55′ east 363.2 ft.; Thence along said south margin south 64°29′ east 164.1 ft.; Thence along said south margin south 41° west 225 ft.; Thence along said south margin south 62°45′ east 282.5 ft.; Thence along said south margin south 53°18′ east, 136.88 ft.; Thence along said south margin south 76°45′ east, 180.06 ft.; Thence parallel to the west line of said section south 0°48′ west, 238.49 ft. to the south line of the SW¼NW¼ of said section; Thence on the south line of said SW¼NW¼ south 89°55′ west, 1199.74 ft.; Thence north 0°48′ west 660 ft. to the point of beginning.

7. County Road No. 124, as described under Auditor's File No. 75855, Records of San Juan County, Washington, lying in portions of lot 2 and the SW¼NW¼ of sec. 21. (28.76 acres)

Tract K (Lopez Island; Watmough Head and Watmough Bay)

T. 34 N., R. 1 W.,
Sec. 21, portions of lot 2 described as follows:

Commencing at the center of said sec. 21, which point is also the southeast corner of said lot 2 and is marked by an iron pin; Thence north 652.5 ft. along the east boundary of said lot 2 to an iron pipe; Thence leaving said east boundary south 70°10′ west, 218.6 ft.; Thence south 76°35′ west, 303.2 ft.; Thence south 76°17′ west, 386.3 ft.; Thence south 76°12′ west, 13.4 ft. to the point of beginning of said line; Thence continuing south 76°12′ west, 373.2 ft.; Thence north 65°28′ west, 95.3 ft. to a point on the north line of County Road No. 124; Thence north 22°01′ east, 380.8 feet; Thence north 60°58′ east, 350 feet; Thence south 474.1 feet to the point of beginning; (3.75 acres) AND

Sec. 21, portions of lot 2, described as follows:

Beginning at a point marked by an iron pipe at the approximate high tide line, which point is south 50.1 feet and east 2197 feet of an iron pipe marking the northwest corner of the SW¼NW¼ of said sec. 21; Thence from said point of beginning south 66°46′ west, 146.1 ft. to an iron pipe at the edge of a marsh; Thence continuing south 66°46′ west, 140.5 ft. to a point in the marsh which point is south 163.2 ft. and east 1933.6 ft. of the said northwest corner; Thence north 109.1 ft., more or less, to a point on the edge of said marsh; Thence continuing north 54 ft. to a point on the north line of said lot 2; Thence easterly along the said north boundary 222 ft., more or less, to the approximate line of ordinary high tide; Thence southeasterly to the said point of beginning; (0.64 acres) AND

Beginning at the center of said sec. 21, which point is also the southeast corner of said lot 2, and is marked by an iron pin; Thence along the easterly boundary of said lot 2 north 583.5 ft.; Thence leaving said easterly boundary south 70°10′ west, 198.8 ft.; Thence south 76°35′ west, 306.7 ft.; Thence south 76°17′ west, 386.1 ft.; Thence south 76°12′ west 463 ft.; Thence south 46°48′ east, 166.6 ft.; Thence south 50°36′ east, 217.9 ft. to a point on the southerly boundary north 89°27′40″ east, 1020.1 ft. to the point of beginning. (11.85 acres)

Tract L (Lopez Island; Cape St. Mary)

T. 34 N., R. 1 W.,
Sec. 15, lot 1.

Tract M (Lopez Island; Lopez Pass)

T. 35 N., R. 1 W.,
Sec. 33, lot 1.

Tract N (Eliza Island; South End)

T. 36 N., R. 2 E.,
Sec. 5, unsurveyed portion of Eliza Island.

Tract O (Lummi Island; Carter Point)

T. 36 N., R. 2 E.,
Sec. 6, unsurveyed portion of Lummi Island.

Tract P (Lummi Rocks)

T. 37 N., R. 1 E.,
Sec. 27, unsurveyed Lummi Rocks in the NW¼ and SW¼NE¼.

Tract Q (Chuckanut Rock)

T. 37 N., R. 2 E.,
Sec. 24, unsurveyed Chuckanut Rock.

The areas described aggregate approximately 195.59 acres in San Juan and Whatcom Counties.

2. The following described non-Federal lands, if acquired by the United States, will be subject to the terms and conditions of this withdrawal as described in paragraph 1:

Willamette Meridian

Tract I (Lopez Island; Chadwick Hill/ Watmough Bay)

T. 34 N., R. 1 W.,
Sec. 21, lot 1 and NW¼NW¼.

The area described contains 75.82 acres in San Juan County.

3. The withdrawal made by this order does not alter the applicability of those public land laws governing the use of the lands under lease, license, or permit, or governing the disposal of their mineral or vegetative resources other than under the mining laws.

4. This withdrawal will expire 5 years from the effective date of this order unless, as a result of a review conducted before the expiration date pursuant to Section 204(f) of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1714(f) (1994), the Secretary determines that the withdrawal shall be extended.

Dated: May 14, 1998.

Bob Armstrong,

Assistant Secretary of the Interior.

[FR Doc. 98–14224 Filed 5–28–98; 8:45 am]

BILLING CODE 4310–33–P