

*Section 13.* When requested by the provider of liquor or alcoholic beverages as defined by this Ordinance, any person shall be required to present official documentation of the bearer's age, signature and photograph. Official documentation includes one of the following:

(1) Driver's license or identification card issued by any state department of motor vehicles;

(2) United States Active Duty Military I.D.; or

(3) Passport.

*Section 14.* The consumption of liquor or alcoholic beverages on premises where such consumption or possession is contrary to the terms of this Ordinance, will result in a declaration that such liquor or alcoholic beverages are contraband. Any tribal agent, employee or officer who is authorized by the MBRC shall seize all contraband and preserve it in accordance with provisions established for the preservation of impounded property.

*Section 15.* Upon being found in violation of the Ordinance, the party owning or in control of the premises where contraband is found, shall forfeit all right, title and interest in the items seized, which shall become the property of the MBRC.

#### **Article VIII. Abatement**

*Section 1.* Any room, house, building, vehicle, structure, or other place where liquor or alcoholic beverages as defined in this Ordinance are sold, manufactured, bartered, exchanged, given away, furnished, or otherwise disposed of in violation of the provisions of this Ordinance, or of any other tribal law relating to the manufacture, importation, transportation, possession, distribution, and sale of liquor, and all property kept in and used in maintaining such place, is hereby declared to be a nuisance.

*Section 2.* The Chairman of the MBRC or, if the Chairman fails or refuses to do so, the MBRC, by majority vote, shall institute and maintain in Tribal Court, in the name of the Miami Tribe of Oklahoma, an action to abate and perpetually enjoin any nuisance declared under this Section. In addition to all other remedies at tribal law, the Tribal Court may also order the room, house, building, vehicle, structure, or place closed for a period of one (1) year, or until the owner, lessee, tenant, or occupant thereof shall give bond or sufficient sum from \$1,000 to \$15,000, depending upon the severity of past offenses, the risk of offenses in the future, and any other appropriate criteria, payable to the Miami Tribe of

Oklahoma, and conditioned that liquor or alcoholic beverages as defined in this Ordinance will not be thereafter kept, sold, bartered, exchanged, given away, furnished, or otherwise disposed thereof in violation of the provisions of this Ordinance or of any other applicable tribal laws. If any conditions of the bond are violated, the bond may be applied to satisfy any amounts due to the Miami Tribe of Oklahoma under this Ordinance.

#### **Article IX. Severability, Effective Date, and Non-Impairment**

*Section 1.* If any provision or application of this Ordinance is determined by a court of competent jurisdiction to be invalid, such determination shall not be held to render ineffectual the remaining portions of this Ordinance or to render such provisions inapplicable to other persons or circumstances.

*Section 2.* Once this Ordinance has been signed into law by the Chief and Secretary/Treasurer, this Ordinance shall be effective on such date as the Secretary of the United States Department of Interior certifies this Ordinance and publishes the same in the **Federal Register**.

*Section 3.* Any and all previous statutes, laws and ordinances of the Miami Tribe of Oklahoma which are inconsistent with this Ordinance are hereby repealed and rescinded.

*Section 4.* Nothing in this Ordinance may be construed to diminish or impair in any way the rights or sovereign powers of the Miami Tribe of Oklahoma or its tribal government.

#### **Article X. Amendment**

This Ordinance may only be amended by a vote of the Miami Tribe of Oklahoma Business Committee and shall be effective when it meets the requirements of Article IX, Section 2, above.

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### **DEPARTMENT OF THE INTERIOR**

#### **Bureau of Land Management**

[LLNVL01000. L51100000.GN0000.  
LVEMF1302520; N91957; MO# 4500053094;  
TAS: 14X5017]

#### **Notice of Intent To Prepare an Environmental Impact Statement for the Proposed Gold Rock Mine Project, White Pine County, NV**

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

**ACTION:** Notice of intent.

**SUMMARY:** In compliance with the National Environmental Policy Act of 1969, as amended, (NEPA) and the Federal Land Policy and Management Act (FLPMA) of 1976, as amended, the Bureau of Land Management (BLM) Egan Field Office, Ely, Nevada, intends to prepare an Environmental Impact Statement (EIS) and by this notice is announcing the beginning of the scoping process to solicit public comments and identify issues. The proposed project is located in White Pine County, about 50 miles west of Ely, in the Upper Railroad Valley.

**DATES:** This notice initiates the public scoping process for the EIS. Comments on issues may be submitted in writing until October 7, 2013. The date(s) and location(s) of any scoping meetings will be announced at least 15 days in advance through local media, newspapers, the BLM Web site at [http://www.blm.gov/nv/st/en/fo/ely\\_field\\_office.html](http://www.blm.gov/nv/st/en/fo/ely_field_office.html), and the BLM's ePlanning NEPA Register at [https://www.blm.gov/epl-front-office/eplanning/nepa/nepa\\_register.do](https://www.blm.gov/epl-front-office/eplanning/nepa/nepa_register.do). In order to be included in the Draft EIS, all comments must be received prior to the close of the scoping period or 15 days after the last public meeting, whichever is later. We will provide additional opportunities for public participation upon publication of the Draft EIS.

**ADDRESSES:** You may submit comments related to the Gold Rock Mine Project by any of the following methods:

- *Email:* [BLM\\_NV\\_EYDO\\_Midway\\_Gold\\_Rock\\_EIS@blm.gov](mailto:BLM_NV_EYDO_Midway_Gold_Rock_EIS@blm.gov)
- *Fax:* 775-289-1910
- *Mail:* BLM Ely District, Egan Field Office, HC 33 Box 33500, Ely, NV 89301-9408

Documents pertinent to this proposal may be examined at the Egan Field Office, 702 N. Industrial Way, Ely, Nevada.

**FOR FURTHER INFORMATION CONTACT:** Dan Netcher, Project Manager, telephone: 775-289-1872; email: [dnetcher@blm.gov](mailto:dnetcher@blm.gov). If you want to add your name to our mailing list, please contact Mr. Netcher. Persons who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 to contact the above individual during normal business hours. The FIRS is available 24 hours a day, 7 days a week, to leave a message or question with the above individual. You will receive a reply during normal business hours.

**SUPPLEMENTARY INFORMATION:** Midway Gold US, Inc. (Midway) proposes to construct and operate an open-pit gold mining operation, which would include an open pit; a heap leach pad and

associated ponds, process facility, and refinery; a mill; a carbon-in-leach plant; waste rock dumps; a tailings storage facility; and ancillary facilities. The mine would be located on the eastern side of the Pancake Mountain Range, about 30 miles southeast of Eureka, 50 miles west of Ely and 15 miles south of U.S. Route 50. Currently, Midway is authorized to disturb up to 267 acres for exploration purposes. The proposed operations and associated disturbance would increase disturbance to 3,749 acres of public land managed by the BLM. The projected mining period is 10 years. Associated construction, closure, reclamation, and post-closure monitoring periods would extend the project life for an additional estimated 38 years. Midway is currently conducting exploration activities in this area which were analyzed in two environmental assessments: The *Midway Gold Rock Project Final Environmental Assessment* (June 2012), and the *Environmental Assessment for the Midway Gold Rock Project, Exploration Amendment* (October 2012).

A range of alternatives will be developed, including the no-action alternative, to address the issues identified during scoping. Mitigation measures will be considered to minimize environmental impacts and to assure the proposed action does not result in unnecessary or undue degradation of public lands.

The purpose of the public scoping process is to determine relevant issues that will influence the scope of the environmental analysis, including alternatives, and guide the process for developing the EIS. At present, the BLM has identified the following preliminary issues:

(a) Potential effects to wild horses, which would include loss of habitat from surface disturbance and which could include mortality from collision with project-related vehicles on existing roads.

(b) Potential effects to Greater Sage-Grouse, which would include loss of habitat from surface disturbance and which could include impacts to the species created by construction and operation in proximity to active sage-grouse leks.

(c) Potential effects to mule deer, which would include loss of habitat from surface disturbance habitat and which could include mortality from collision with project-related vehicles on existing access roads.

(d) Potential effects to employment and housing availability.

(e) Potential effects to archaeological resources in the area, which could

include Carbonari (historical charcoal production) sites and the Lincoln Highway route.

(f) Potential effects to air quality created by the initiation of mining at the Gold Rock Mine Project.

(g) Potential effects to viewshed in and around areas of Visual Resources Management Classes III and IV from project construction and operation, including effects to night sky from nighttime operations.

(h) Potential effects to recreational uses and users, which would include loss of access and loss of hunting areas.

The BLM will use the NEPA commenting process to help fulfill the public involvement requirements of Section 106 of the National Historic Preservation Act (16 U.S.C. 470f) as provided for in 36 CFR 800.2(d)(3). Native American tribal consultations will be conducted in accordance with policy, and tribal concerns, including impacts on Indian trust assets, will be given due consideration. The BLM is in the process of determining the Cooperating Agencies. Federal, State, and local agencies, along with other stakeholders that may be interested or affected by the BLM's decision on this project are invited to participate in the scoping process and, if eligible, may request or be requested by the BLM to participate as a cooperating agency.

Before including your address, phone number, email 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:** 40 CFR part 1501 and 43 CFR part 3809.

**Jill A. Moore,**  
*Egan Field Manager.*

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## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[LLUTC03100.L17110000.EB000]

### Notice of Intent To Collect Fees on Public Lands in the Red Cliffs National Conservation Area, Washington County, UT

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

**ACTION:** Notice.

**SUMMARY:** Pursuant to the Federal Lands Recreation Enhancement Act (REA), the Bureau of Land Management (BLM) St. George Field Office proposes to establish a new standard amenity recreation fee for day-use of the developed amenities at the White Reef Park, located in the Red Cliffs National Conservation Area (NCA) in Washington County, Utah.

**DATES:** Effective March 5, 2014, the BLM will begin collecting standard amenity fees at White Reef Park.

**ADDRESSES:** Mail: NCA Manager, Beaver Dam Wash and Red Cliffs National Conservation Areas, St. George Field Office, Bureau of Land Management, 345 E Riverside Drive, St. George, Utah 84790 or [utsgmail@blm.gov](mailto:utsgmail@blm.gov).

**FOR FURTHER INFORMATION CONTACT:** Kyle Voyles, NCA Outdoor Recreation Planner, St. George Field Office, Bureau of Land Management, 345 E. Riverside Drive, St. George, Utah 84790, 435-688-3373, [kvoyles@blm.gov](mailto:kvoyles@blm.gov). Persons who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 to leave a message or question with the above individual. The FIRS is available 24 hours a day, seven days a week. You will receive a reply during normal business hours.

**SUPPLEMENTARY INFORMATION:** Pursuant to the REA (16 U.S.C 6802 (f)), the Secretary may charge a standard amenity recreation fee provided the following specific requirements are met: The area provides significant opportunities for outdoor recreation; the area has substantial Federal investments; the fees can be efficiently collected; and the area includes six required amenities: Designated developed parking, a permanent toilet facility, a permanent trash receptacle, an interpretive sign, exhibit, or kiosk, picnic tables, and security services.

The White Reef Park (located at T. 41 S, R. 14 W., SLM, UT., sec. 23, NW1/4) meets the requirements for a standard amenity fee site. The White Reef Park is comprised of approximately 715 acres of public land within the Red Cliffs NCA and includes a developed day-use area. White Reef Park is fenced and includes designated-parking spaces for 18 vehicles and four pull-through stalls for oversized vehicles. A permanent vault toilet and trash receptacle, regulatory signing, an information kiosk, and a shade shelter with picnic tables are available at the site. Within the White Reef Park is the restored mid-19th century Orson B. Adams House, which offers on-site interpretive materials (panels and brochures) and three designated-vehicle