

Affairs, to verify the membership list and to develop with the tribe a plan and budget for the implementation of the Assistant Secretary's decision and the provision of services to the members of the Samish Tribal Organization. The notice was published in the Federal Register on April 9, 1996 (61 FR 15825).

The notice indicated that two tribes had requested that the Secretary direct the Assistant Secretary to reconsider her decision and that the Secretary was considering whether he had authority to direct the Assistant Secretary to reconsider and, if he had that authority, whether he should direct her to reconsider. The notice also indicated that the Samish Tribal Organization has not requested administrative reconsideration of the Assistant Secretary's determination to acknowledge its existence as an Indian tribe but had filed suit seeking to require a reinstatement verbatim of the Administrative Law Judge's recommended decision and findings of fact. Lastly, the notice stated that the determination would be effective 60 days after the date on which the notice appeared in the Federal Register, or June 8, unless the Secretary of the Interior requested a reconsideration by the Assistant Secretary—Indian Affairs pursuant to 25 CFR § 83.10(a)-(c).

On April 26, 1996, the Secretary responded in writing to the two requests for reconsideration. He concluded that there were significant questions as to his authority to grant the requests because of the unique terms and circumstances of the remand from the District Court which governed the Assistant Secretary's determination. The Secretary noted that, in accordance with the district court's remand to the Department, the Assistant Secretary's determination did not resolve the nature and extent of the treaty rights, if any, of the Samish Tribal Organization so the treaty rights of the tribes requesting reconsideration were not affected by the determination. The Secretary concluded that the Assistant Secretary's determination should be deemed final agency action and effective April 26, 1996. Accordingly, he directed that this notice be published.

Dated: May 20, 1996.

Ada E. Deer,

Assistant Secretary—Indian Affairs.

[FR Doc. 96-13438 Filed 5-23-96; 2:47 pm]

BILLING CODE 4310-02-P

Bureau of Land Management

[WO-310-1310-02-24 1A]

OMB Approval Number 1004-0162

Information Collection Submitted to the Office of Management and Budget for Review Under the Paperwork Reduction Act

The proposed renewal for the collection of information listed below has been submitted to the Office of Management and Budget for approval under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35). On March 5, 1996, the Bureau of Land Management (BLM) published a notice in the Federal Register (61 FR 8638) requesting comments on the collection. The comment period ended May 5, 1996. No comments were received. Copies of the proposed collection of information and related forms and explanatory material may be obtained by contacting the Bureau's Clearance Officer at the phone number listed below. Comments and suggestions on the requirement should be made directly to the Bureau Clearance Officer and to the Office of Management and Budget, Paperwork Reduction Project (1004-0162), Washington, DC 20503, telephone (202) 395-7340.

Title: Oil and Gas Geophysical Exploration Operations (43 CFR 3151).

OMB Approval Number: 1004-0162.

Abstract: Respondents supply information which will be used to determine procedures for conducting oil and gas geophysical exploration operations on public lands. The information supplied allows the Bureau of Land Management to determine that geophysical exploration operation activities are conducted in a manner consistent with the regulations, local use plans and environmental assessments in compliance with the provisions of the National Environmental Policy Act of 1969 as amended.

Form Numbers: 3150-4, 3150-5.

Frequency: On occasion.

Description of Respondents: Oil and gas exploration and drilling companies.

Estimated Completion Time: Form 3150-4—1 hour; Form 3150-5—1/3 hour.

Annual Responses: 1200.

Annual Burden Hours: 800.

Bureau Clearance Officer: Wendy Spencer (303) 236-6642.

Dated: May 10, 1996.

Patrick W. Boyd,

Acting Chief, Regulatory Management Team.

[FR Doc. 96-13342 Filed 5-28-96; 8:45 am]

BILLING CODE 4310-84-P

[WO-320-4130-02-24 1A]

OMB Approval Number 1004-0169

Information Collection Submitted to the Office of Management and Budget for Review Under the Paperwork Reduction Act

The proposed collection of information listed below has been submitted to the Office of Management and Budget (OMB) for approval under the provisions of the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*) On February 14, 1996, BLM published a notice in the Federal Register (61 FR 5797) requesting comment on this proposed collection. The comment period ended on April 15, 1996. BLM received one comment from the public in response to that notice. Copies of the proposed collection of information and related forms and explanatory material may be obtained by contacting the BLM clearance officer at the telephone number listed below. Comments and suggestions on the requirement should be made within 30 days directly to the BLM clearance officer and to the Office of Management and Budget, Interior Department Desk Officer (1004-0169), Washington, D.C., 20503, telephone (202) 395-7340.

Title: Use and Occupancy and under the Mining Laws (43 CFR 3715).

OMB approval number: 1004-0169.

Abstract: The Bureau of Land Management is proposing to renew the approval of an information collection for a new rule at 43 CFR 3715. That rule will manage use and occupancy on unpatented mining claims. It sets out the restrictions on use and occupancy of unpatented mining claims and mill sites on Federal lands and to provide field managers with the tools necessary to manage occupancy and use. The final rule would define those activities that are related to prospecting, mining, or processing operations and uses reasonably incident thereto. The rule would establish conditions for determining whether these criteria are met, procedures for initiation of occupancy, standards for the use or occupancy, prohibited acts, procedures for inspection and enforcement, and procedures for recognizing and managing existing occupancies. It would also provide for penalties and appeals procedures. The rules only apply to public land under the administration of the Bureau of Land Management.

Bureau Form Number: None.

Frequency: Once.

Description of respondents: Respondents may range from an

individual to multi-national corporations.

Estimated completion time: 2.0 hours.

Annual responses: 780.

Annual burden hours: 1560.

Collection Clearance Officer: Wendy Spencer, 303-236-6642.

Dated: May 7, 1996.

Annetta L. Cheek.

Chief, Regulatory Management Team.

[FR Doc. 96-13343 Filed 5-28-96; 8:45 am]

BILLING CODE 4130-84-P

[CA-010-1430-00; CACA 7870]

Order Providing for Opening of Lands Subject to Section 24 of the Federal Power Act; California

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice.

SUMMARY: This order opens, subject to section 24 of the Federal Power Act (FPA), approximately 87.6 acres of public lands withdrawn by two Federal Power Commission (FPC) orders, dated June 27, 1963 and February 17, 1971, for Power Project Number 2179. This action will permit consummation of a pending land exchange and retain the power rights to the United States of America. The Federal Energy Regulatory Commission (FERC) has determined that the power value of the subject lands will not be injured or destroyed by their exchange, if the land exchange is subject to section 24 of FPA. FERC concurred with this action in a letter, DVCA-1237, dated March 29, 1996. Although the lands have been and will remain closed to mining, they have been and will remain open to mineral leasing.

DATES: August 28, 1996.

FOR FURTHER INFORMATION CONTACT:

Duane Marti, BLM California State Office (CA-931.4), 2800 Cottage Way, Sacramento, CA 95825-1889, 916-979-2858.

SUPPLEMENTARY INFORMATION: By virtue of the authority vested in the Secretary of the Interior by the Act of June 10, 1920, Section 24, as amended, 41 Stat. 1075; 49 Stat. 846; 62 Stat. 275; 16 U.S.C. 818, and pursuant to the determination by the Federal Energy Regulatory Commission in DVCA-1237, it is ordered as follows:

1. At 8:30 a.m. on August 28, 1996, the following described lands withdrawn by two Federal Power Commission (FPC) orders, dated June 27, 1963 and February 17, 1971, for Power Project Number 2179, will be opened to disposal by land exchange subject to the provisions of Section 24

of the Federal Power Act as specified by the Federal Energy Regulatory Commission in determination DVCA-1237, and subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law:

Mount Diablo Meridian

T. 4 S., R. 15 E.,

Sec. 14, E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 23, NE $\frac{1}{4}$ SE $\frac{1}{4}$.

T. 5 S., R. 15 E.,

Sec. 2, that portion of lot 1 lying inside of the project boundary for Power Project Number 2179;

Sec. 3, lots 7 through 15 (formerly described as lot 2).

The areas described aggregate approximately 87.6 acres in Mariposa County.

2. The State of California has a preference right for public highway rights-of-way or material sites for a period of 90 days from the date of publication of this order, and any location, entry, selection, or subsequent patent shall be subject to any rights granted the State as provided by the Act of June 10, 1920, Section 24, as amended, 41 Stat. 1075; 49 Stat. 846; 62 Stat. 275; 16 U.S.C. 818.

Dated: May 15, 1996.

David McInay,

Chief, Branch of Lands.

[FR Doc. 96-13359 Filed 5-28-96; 8:45 am]

BILLING CODE 4310-40-P

[MT-034-1430-01]

Notice of Realty Action—Non-Competitive Sale in Lawrence County, South Dakota (SDM-084985)

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of realty action.

SUMMARY: The following described public surface has been determined suitable for disposal by direct sale, at not less than fair market value of \$500 to Kathleen Farstad pursuant to 43 CFR 2710 and under the authority of Section 203 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1716). The public surface land to be acquired by Kathleen Farstad in Lawrence County, South Dakota:

Black Hills Meridian

T. 4 N., R. 3 E.,

Sec. 17, lot 7.

Containing approximately 00.01 acres

DATES: Interested parties may submit comments to the District Manager, Bureau of Land Management, Dakotas District Office, 2933 Third Avenue West, Dickinson, North Dakota 58601-

2619. Comments shall be submitted by July 15, 1996. Any adverse comments will be evaluated by the BLM Montana State Director who may sustain, vacate or modify this realty action. In the absence of any objections, this realty action will become the final determination of the Department of the Interior.

FOR FURTHER INFORMATION: Information related to this sale including the environmental assessment is available for review at the Bureau of Land Management, South Dakota Resource Area Office, 310 Roundup Street, Belle Fourche, SD 57717, or the Dakotas District Office, 2933 Third Avenue West, Dickinson, North Dakota 58601-2619.

SUPPLEMENTARY INFORMATION: The public lands and mineral described above are segregated from settlement, location and entry under the public land laws, including the mining laws, but not from the mineral leasing laws nor from sale pursuant to section 203 of the Federal Land Policy and Management Act of 1976, for a period of 270 days from the date of publication of this notice. The sale will be made subject to:

1. A reservation to the United States of a right-of-way for ditches or canals in accordance with U.S.C. 945.

2. The reservation to the United States of all minerals in the Federal lands being transferred.

3. All valid existing rights of record.

4. Any other applicable terms and conditions.

This sale is consistent with BLM policies and the South Dakota Resource Management Plan, dated 1985, and has been discussed with state and local officials. The public interest will be served by completion of this direct sale to the surrounding landowner because it will enable the BLM to sell a potential problem parcel and will increase management efficiency of public lands in the area.

Dated: May 21, 1996.

Douglas J. Burger,

District Manager.

[FR Doc. 96-13391 Filed 5-28-96; 8:45 am]

BILLING CODE 4310-WN-M

[UT-040-06-1610-00]

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of Availability.

SUMMARY: The Bureau of Land Management, Cedar City District, Escalante Resource Area, has completed an Environmental Analysis (EA)/ Finding of No Significant Impact