

maintenance fee must annually file either evidence of annual assessment work for each claim and site or a notice of intention to hold for each claim and site. Under BLM's implementing regulations at 43 CFR 3833.2-4, evidence of annual assessment work must be in the form of either (a) a copy of the evidence of work performed and filed under applicable State law, BLM serial number for each claim and site, and any changes in the owner's mailing address or (b) a copy of any geological, geochemical, and geophysical surveys filed according to State law, along with the BLM serial number of the claim or site, and any mailing address changes. Under 43 CFR 3851.2, the surveys must contain the location of the work performed in relation to the claim boundaries; the nature, extent, and cost of the work performed; the basic findings of the survey(s); and the name, address, and professional background of the person(s) performing the work.

Notice of Intent To Hold

Under BLM's implementing regulations at 3833.2-5, the notice of intention to hold one or more mining claims must be in the form of either (a) A copy of the document filed under applicable State law containing the BLM serial number(s) of the claim(s) and any change in the mailing address of the owner(s) of the claim(s), (b) a reference to the BLM decision deferring annual assessment work, or (c) a reference to a pending petition for deferment of annual assessment work. Under 43 CFR 3852, a claimant may request deferment of assessment work by filing with BLM a petition containing the names of the claims, dates of location, and the date of the beginning of the requested one-year deferment period. A notice of intention to hold one or more mill or tunnel sites must contain the BLM serial number assigned to each site and any change in the mailing address of the site owner(s).

Transfer of Interest

Under 43 CFR 3833.3, whenever the owner of an unpatented mining claim, mill site or tunnel site sells, assigns, or otherwise conveys any interest in a claim or site, the person receiving the claim site must file the following information with BLM: the BLM serial number of the claim, the name and address of the person receiving an interest in the claim, and a copy of the document transferring the interest under applicable State law. The same information must be submitted to BLM if someone inherits an interest in a claim or site.

Notice of Intent To Locate

In 1993, Congress amended section 9 of the Stock Raising Homestead Act (39 Stat. 864, 43 U.S.C. 299) to require anyone desiring to explore for or locate a mining claim on a stock raising homestead to file with BLM a notice of intent if the mineral activities related to the exploration cause no more than a minimal disturbance of surface resources and do not involve the use of heavy equipment, explosive, road construction, drill pads or hazardous materials (Pub. L. 103-23, 107 Stat. 60). Under BLM's implementing regulations at 43 CFR 3833.0-3(g) and 3833.1-2(c) and (d), the notice of intent must contain the name and mailing address of the person filing the notice and a legal description of the lands to which the notice applies. Those desiring to explore for or locate a mining claim must also provide the surface owner with a brief description of the proposed mineral activities; a map and legal description of the lands to be subject to mineral exploration; the name, address, and phone number of the person managing the activities; and the date(s) on which the activities will take place. BLM uses form 3830-3 (formerly 3814-4) to simplify the collection of the required information. Copies of the form may be obtained without charge by contacting the person identified under **FOR FURTHER INFORMATION CONTACT**.

Use of Information

BLM will use all of the information collection described above to determine the number and location of unpatented mining claims, mill sites and tunnel sites located on federal lands to assist in the surface management of these lands and any minerals found there; to remove any cloud on the title to those lands due to abandoned mining claims; to provide information as to the location of active claims; and to keep informed about transfers of interest and ownership. If BLM did not collect this information, the rights of surface and mineral owners would not be protected, the government's ability to locate and control surface disturbance would be compromised, and opportunities for mineral exploration and development would be unnecessarily circumscribed.

Public Reporting Burden

Based on BLM's experience administering FLPMA and the general mining laws, BLM estimates the public reporting burden for this information collection to average 8 minutes per response. The respondents are owners of unpatented mining claims, mill sites, and tunnel sites located on the public

domain and individuals or organizations who seek to explore for or locate a mining claim on lands subject to the Stock Raising Homestead Act, as amended. The frequency of response is once, upon recording, and annually thereafter, and in the case of lands subject of the Stock Raising Homestead Act, one per entry. The number of responses per year is estimated to be about 364,000. The estimated total annual burden on new respondents collectively is about 48,545 hours. All responses to this notice will be summarized and included in the request for Office of Management and Budget approval. All comments will also become a matter of public record.

Dated: July 20, 1999.

Carole J. Smith,

Information Collection Officer.

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[NV-930-1430-01; N-61455]

Notice of Realty Action; Nevada

AGENCY: Bureau of Land Management.

ACTION: Notice.

SUMMARY: The following described land in Elko County, Nevada has been examined and found suitable for classification for purchase under the Recreation and Public Purposes Act (R&PP) of June 14, 1926, as amended (43 U.S.C. 869 et. seq.). The lands will not be offered for purchase until at least 60 days after the date of publication of this Notice in the **Federal Register**.

Mount Diablo Meridian, Nevada

T. 34 N., R. 56 E.

Section 18, Lots 1-2, E $\frac{1}{2}$ NW $\frac{1}{4}$.

Containing 160.00 acres, more or less.

DATES: The land will become segregated on July 27, 1999. Comments are due in this office by September 10, 1999.

FOR FURTHER INFORMATION: Detailed information concerning this action is available for review at the Bureau of Land Management, Elko Field Office, 3900 Idaho Street, Elko, Nevada.

SUPPLEMENTARY INFORMATION: The City of Elko intends to use the land for a Class I landfill. The patent, when issued, will be subject to the provisions of the Recreation and Public Purposes Act, applicable regulations of the Secretary of the Interior, and will contain the following reservations to the United States:

1. A right-of-way thereof for ditches and canals constructed by the authority

of the United States; Act of August 30, 1890 (43 U.S.C. 945).

2. All mineral deposits in the lands so patented, and to it, or persons authorized by it, the right to prospect for, mine and remove such deposits from the same under applicable laws and regulations to be established by the Secretary of Interior.

The grant of herein described lands is subject to any other reservations, provisions or covenants provided by the Recreation and Public Purposes Act that the authorized officer deems appropriate, including the following provision:

A statement from the City of Elko indemnifying the United States harmless against any legal liability or future costs directly or indirectly attributable to the disposal of solid waste or release of hazardous substances on the subject land.

The land is not required for any Federal purpose. The classification and subsequent conveyance are consistent with the Bureau's planning for the area.

Upon publication of this Notice of Realty Action in the **Federal Register**, the subject lands will be segregated from all forms of appropriation under the public land laws, including locations under the mining laws, except for recreation and public purpose. The segregative effect shall terminate upon issuance of a patent or as specified in an opening order to be published in the **Federal Register**, whichever occurs first.

For a period of 45 days from the date of publication of this notice in the **Federal Register**, interested parties may submit comments to the Field Manager, Elko Field Office, 3900 Idaho Street, Elko, NV 89801. Any objections will be evaluated by the State Director, who may sustain, vacate or modify this realty action. In the absence of timely filed objections, the classification of the lands described in this Notice will become effective 60 days from the date of publication in the **Federal Register**.

Classification Comments

Interested parties may submit comments involving the suitability of the land for conveyance under the Recreation and Public Purposed Act. Comments on the classification are restricted to whether the land is physically suited for the proposal, whether the use will maximize the future use or uses of the land, whether the use is consistent with local planning and zoning, or if the use is consistent with State and Federal programs.

Application Comments

Interested parties may submit comments regarding the specific use

proposed in the application and plan of development, whether the BLM followed proper administrative procedures in reaching the decision, or any other factor not directly related to the suitability of the land for a Class I landfill.

Dated: July 16, 1999.

David J. Vandenberg,

Acting Field Manager.

[FR Doc. 99-19051 Filed 7-26-99; 8:45 am]

BILLING CODE 4310-HC-P

DEPARTMENT OF THE INTERIOR

Minerals Management Service

Agency Information Collection Activities: Submitted for Office of Management and Budget Review; Comment Request

AGENCY: Minerals Management Service (MMS), DOI.

ACTION: Notice of Information Collection.

SUMMARY: Under the Paperwork Reduction Act of 1995, we are soliciting comments on two information collections—Safety Net Report (OMB Control Number 1010-0103) and Certification for not Performing Accounting for Comparison (OMB Control Number 1010-0104)—both expire on November 30, 1999.

FORM: MMS-4411, Safety Net Report; MMS-4410, Certification for not Performing Accounting for Comparison.

DATES: Written comments should be received on or before September 27, 1999.

ADDRESSES: Comments sent via the U.S. Postal Service should be sent to Minerals Management Service, Royalty Management Program, Rules and Publications Staff, P.O. Box 25165, MS 3021, Denver, Colorado 80225-0165; courier address is Building 85, Room A613, Denver Federal Center, Denver, Colorado 80225; e-mail address is RMP.comments@mms.gov.

FOR FURTHER INFORMATION CONTACT: Dennis C. Jones, Rules and Publications Staff, phone (303) 231-3046, FAX (303) 231-3385, e-mail Dennis.C.Jones@mms.gov.

SUPPLEMENTARY INFORMATION: Section 3506(c)(2)(A) of the Paperwork Reduction Act requires each agency “. . . to provide notice . . . and otherwise consult with members of the public and affected agencies concerning each proposed collection of information” Agencies must specifically solicit comments to: (a) Evaluate whether the proposed collection of

information is necessary for the agency to perform its duties, including whether the information is useful; (b) evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information; (c) enhance the quality, usefulness, and clarity of the information to be collected; and (d) minimize the burden on the respondents, including the use of automated collection techniques or other forms of information technology.

The Department of the Interior (DOI) is the department within the Federal Government responsible for matters relevant to mineral resource development on Federal and Indian lands and the Outer Continental Shelf (OCS). The Secretary of the Interior (Secretary) is responsible for managing the production of minerals from Federal and Indian lands and the OCS; for collecting royalties from lessees who produce minerals; and for distributing the funds collected in accordance with applicable laws. MMS performs the royalty management functions for the Secretary.

OMB Control Number 1010-0103

The safety net calculation establishes the minimum value for royalty purposes. This requirement will assist the Indian lessor in receiving all the royalties that are due and aid MMS in its compliance efforts. The safety net price will be calculated using prices received for gas sold downstream of the index point. It will include only the lessee's or lessee's affiliate's arm's-length contracts and will not require detailed calculations for the costs of transportation. By June 30 of each calendar year, the lessee will be required to calculate for each month of the calendar year a safety net price. This must be calculated for each index zone where the lessee has an Indian lease. The safety net price will capture the significantly higher values for sales occurring beyond the first index pricing point. The lessee will submit its safety net price to MMS annually (by June 30) using the Safety Net Report, Form MMS-4411.

The Safety Net Report will allow MMS and the tribes to ensure that Indian mineral lessors receive the maximum revenues from mineral resources on their land consistent with the Secretary's trust responsibility and lease terms. In the safety net calculation, the lessee will only include sales under those arm's-length contracts that establish a delivery point beyond the first index pricing point to which the gas flows. Moreover, those contracts must include any gas produced from or allocable to one or more of the lessee's