

The area described contains 50 acres in Lawrence County.

The purpose of the proposed withdrawal is to protect the recreational uses and improvements within this portion of the Steamboat Rock Picnic Grounds.

The use of a right-of-way or cooperative agreement would not provide adequate protection of the Federal investment in improvements and current uses in this area due to the broad scope and nondiscretionary nature of the general mining laws.

No alternative sites are feasible due to the specific uses and improvements already in place.

No water will be needed to fulfill the purpose of the requested withdrawal.

For a period of 90 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the Forest Supervisor, Black Hills National Forest, P.O. Box 948, Glenwood Springs, Colorado 81602.

Records related to the application, as well as comments, including names and street addresses of respondents, will be available for public review at the Forest Supervisor's Office, Black Hills National Forest, P.O. Box 948, 900 Grand Avenue, Glenwood Springs, Colorado 81602, during regular business hours.

Individual respondents may request confidentiality. Before including your address, phone number, e-mail address, or other personal identifying information in your comment, be advised 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 from public review your personal identifying information, we cannot guarantee that we will be able to do so. If you wish to withhold your name or address from public review or from disclosure under the Freedom of Information Act, you must state this prominently at the beginning of your comments. Such requests will be honored to the extent allowed by law. All submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organization or businesses, will be made available for public inspection in their entirety.

Notice is hereby given that an opportunity for a public meeting is afforded in connection with the proposed withdrawal. All interested persons who desire a public meeting for the purpose of being heard on the

proposed withdrawal must submit a written request to the Forest Supervisor's Office within 90 days from the date of publication of this notice. Upon determination by the authorized officer that a public meeting will be held, a notice of the time and place will be published in the **Federal Register** and in at least one local newspaper no less than 30 days before the scheduled date of the meeting.

For a period of 2 years from the date of publication of this notice in the **Federal Register**, the land will be segregated from location or entry under the United States mining laws, unless the application is denied or canceled or the withdrawal is approved prior to that date. The land will remain open to other uses within the statutory authority pertinent to National Forest System lands and subject to discretionary approval.

The application will be processed in accordance with the regulations set forth in 43 CFR 2300.

(Authority: 43 CFR 2310.3-1(b))

**Cynthia Staszak,**  
*Chief, Branch of Land Resources.*

[FR Doc. 2010-22608 Filed 9-9-10; 8:45 am]

**BILLING CODE 3410-11-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

**[LLNMF01000.L143000000.EU0000; NMNM 122597]**

#### Notice of Realty Action: Competitive Sale of Public Land Near Aztec in San Juan County, NM

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

**ACTION:** Notice of realty action.

**SUMMARY:** The Bureau of Land Management (BLM) proposes to offer, by competitive sale, one parcel of land totaling 73.75 acres within the Aztec city limits in San Juan County, New Mexico. The sale will be subject to the applicable provisions of Section 203 of the Federal Land Policy and Management Act of 1976 (FLPMA), respectively, and BLM land sale regulations. The purpose of the sale is to dispose of lands which are difficult and uneconomic to manage. The sales will be conducted as a competitive bid auction in which interested bidders must submit written sealed bids equal to or greater than the appraised fair market value of the land. Bidders who submit written sealed bids will have the opportunity to increase their bids in a

silent auction to be held after the BLM opens all written sealed bids.

**DATES:** Comments regarding the proposed sale must be received by the BLM on or before October 25, 2010. Sealed bids must be received no later than 3 p.m., Mountain Time on November 15, 2010. The BLM will open the sealed bids and allow supplemental bidding in a silent auction on November 15, 2010, which will be the sale date. Other deadline dates for payment are specified in the **SUPPLEMENTARY INFORMATION** section of this notice.

**ADDRESSES:** Written comments concerning the proposed sale should be sent to the Field Manager, BLM Farmington Field Office, 1235 La Plata Highway, Suite A, Farmington, New Mexico 87401. Sealed bids must also be submitted to this address. Supplemental bidding in the silent auction will be conducted at this address. Additional information including bid forms, times, and bidding procedures will be available in an Invitation for Bids available from the Farmington Field Office. More detailed information regarding the proposed sale and the land involved, including maps and current appraisal, may be reviewed during normal business hours between 7:45 a.m. and 4:30 p.m. at the Farmington Field Office at the above address.

**FOR FURTHER INFORMATION CONTACT:** Albert M. Gonzales, Realty Specialist, (505) 599-6334 or via e-mail at [Albert\\_Gonzales@blm.gov](mailto:Albert_Gonzales@blm.gov).

**SUPPLEMENTARY INFORMATION:** The following public land is proposed for competitive sale in accordance with Section 203 of FLPMA (43 U.S.C. 1713):

#### New Mexico Principal Meridian

T. 30 N., R. 11 W.,

Sec. 17, S½SE½SE½, S½N½SE½SE½, and N½NE½SE½SE½;

Sec. 20, lot 1.

The area described contains 73.75 acres, more or less, in San Juan County.

The public land has been identified as suitable for disposal in the BLM's September 29, 2003, Farmington Resource Management Plan, as amended, and is not needed for any Federal purpose. The sale is consistent with current BLM planning for this area and would be in the public interest. The land meets the criteria for sale under 43 CFR 2710.0-3(a)(3), because its location and other characteristics make it difficult and uneconomic to manage as part of the public lands and is not suitable for management by another Federal department or agency. The land is intermingled with private land. This land contains no other known public

values. The land has not been identified for transfer to the State or any other local government or nonprofit organization. The land is adjacent to commercially developed private land and is suitable for similar uses. The parcel will be offered through competitive sale procedures pursuant to 43 CFR 2711.3–1.

On September 10, 2010, the above described land will be segregated from appropriation under the public land laws, including the mining laws, except the sale provisions of the FLPMA. Until completion of the sale, or termination of the segregation, the BLM will no longer accept land use applications affecting the identified public land, except applications for the amendment of previously filed right-of-way applications or existing authorizations to increase the term of the grants in accordance with 43 CFR 2802.15. The segregation will terminate upon issuance of a patent, publication in the **Federal Register** of a termination of the segregation, or September 10, 2012, whichever occurs first, unless extended by the BLM State Director in accordance with 43 CFR 2711.1–2 (d) prior to the termination dates. The land will not be sold until at least 60 days after the date of publication of this notice in the **Federal Register**. In the event of a sale, conveyance will be made of surface interest only; the BLM intends to retain all mineral rights. Any patent issued will contain the following reservations, covenants, terms and conditions:

1. All minerals, including coal, will be reserved to the United States with the right to prospect for or mine, and remove the minerals;

2. The land will be conveyed with a reservation of right-of-way to the United States for ditches and canals constructed by authority of the United States under the Act of August 30, 1890 (43 U.S.C. 945);

3. The land will also be conveyed subject to the following valid existing rights:

(a) Oil and Gas Lease NMSF 078402 and NMSF 078402A leased to Burlington Resources Oil and Gas Company;

(b) Right-of-Way Grant NMNM 92866 and NMNM 109478 for road purposes, granted to Burlington Resources Oil and Gas Company;

(c) Right-of-Way Grant NMNM 28540 for water pipeline, granted to Southside Water Users;

(d) Right-of-Way Grant NMNM 68504, NMNM 011405, and NMNM 68504, for gas pipeline purposes, granted to Enterprise Field Services, LLC;

(e) Right-of-Way Grant NMNM 80795 for electrical power line purposes, granted to the City of Farmington;

(f) Right-of-Way Grants NMNM 107746, NMNM 112113, NMNM 010871, and NMNM 013690 for gas pipeline purposes, granted to Enterprise Field Services;

(g) Oil and Gas Communitization Agreements NMNM 73491, NMNM 87127, NMNM 104908, NMNM 104910, and NMNM 108260, Burlington Resources Oil and Gas Company; and

(h) Oil and Gas Communitization Agreements NMNM 73723 and NMNM 112525, Operator, Roddy Production Company, LLC.

The right-of-way holders will have the option of conversion to easement opportunities. The land conveyance will be subject to the above modifications.

4. No warranty of any kind, express or implied, is given by the United States as to the title, physical condition, or potential uses of the lands proposed for sale; and the conveyance of any parcel will not be on a contingency basis. To the extent required by law, all such parcels are subject to the requirements of Section 120(h) of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), as amended (42 U.S.C. 9620(h)).

5. An appropriate indemnification clause protecting the United States from claims arising out of the purchaser's use, occupancy, or operations on the patented lands. Interested bidders are advised to obtain an Invitation Form Bids (IFB) from the BLM Farmington Field Office at the address above or by calling (505) 599–8900. Interested bidders must follow the instructions in the IFB to participate in the bidding process. Sealed bids must be for not less than the federally approved fair market value. Each sealed bid must include a certified check, money order, bank draft, or cashier's check made payable in U.S. dollars to the order of the Bureau of Land Management, for 10 percent of the amount of the bid. Bidders who have properly submitted sealed bids will have the opportunity to submit supplemental written bids in a silent auction at the BLM Farmington Field Office on November 15, 2010. Interested bidders wishing to submit a supplemental bid for a parcel must have properly submitted a sealed bid for the parcel and be present at the silent auction. The first supplemental bid for the parcel in the silent auction must be at least \$2,000 more than the highest sealed bid accepted by the BLM and each subsequent supplemental bid must be at least \$2,000 more than the previous bid. The BLM reserves the

right to increase the required bid increment at any time. The highest supplemental bid submitted during the silent auction will be declared the high bid and the high bidder must immediately submit an additional payment to the BLM which, when added to the bid deposit submitted with the bidders sealed bid, equals at least 20 percent of the amount of the bid. If no supplemental bids are submitted for the parcel during the silent auction, the highest sealed bid for the parcel will be declared the high bid and the high bidder will receive written notice. If no supplemental bids are submitted for the parcel during the silent auction and more than one sealed bid is submitted for the same high bid amount, the high bidders will be notified and allowed to submit additional sealed bids. The highest qualifying bid for any parcel will be declared the high bid and the high bidder will receive written notice. The remainder of the full bid price for the parcel must be paid within 180 calendar days of the sale date in the form of a certified check, money order, bank draft, or cashier's check made payable in U.S. dollars to the Bureau of Land Management. Personal checks will not be accepted. Failure to pay the full price within the 180 days will disqualify the apparent high bidder and cause the entire bid deposit to be forfeited to the BLM. The BLM will return checks submitted by unsuccessful bidders by U.S. mail or in person on the day of the sale.

The BLM may accept or reject any or all offers, or withdraw the land or interest therein from sale, if, in the opinion of the BLM authorized officer, consummation of the sale would not be fully consistent with FLPMA or other applicable law or is determined to not be in the public interest. Under Federal law, the public lands may only be conveyed to U.S. citizens 18 years of age or older, a corporation subject to the laws of any State or of the United States, a State, State instrumentality, or political subdivision authorized to hold property, or an entity legally capable of conveying and holding lands under the laws of the State of New Mexico. Certification of qualifications, including citizenship or corporation or partnership, must be provided to the BLM prior to conveyance.

Additional Information: If not sold, the lands described in this Notice of Realty Action may be identified for sale later without further legal notice and may be offered for sale by sealed bid, internet auction, or oral auction. It is the buyer's responsibility to be aware of all applicable local government policies, laws, and regulations that would affect

the subject lands, including any required dedication of lands for public uses. It is also the buyer's responsibility to be aware of existing or projected uses of nearby properties. When conveyed out of Federal ownership, the land will be subject to any applicable reviews and approvals by the respective unit of local government for proposed future uses, and any review and approvals will be responsibility of the buyer. Any land lacking access from a public road or highway will be conveyed as such, and future access acquisition will be the responsibility of the buyer. Information concerning the sale including the reservations, sale procedures, and conditions, CERCLA and other environmental documents will be available for review at the BLM Farmington Field Office. The general public and interested parties may submit comments regarding the proposed sale to the attention of the BLM Farmington Field Manager on or before October 25, 2010. Any adverse comments regarding the proposed sale will be reviewed by the BLM New Mexico State Director or other authorized official of the Department of the Interior, who may sustain, vacate, or modify this realty action in whole or in part. Before including your address, phone number, e-mail 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:** 43 CFR 2711.1–2.

**William Merhege,**

*Acting Deputy State Director, Resources.*

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**BILLING CODE 4310–VB–P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[LLNMF0100 L5874000.EU, LXSS041G0000; NMNM 121548]

### Notice of Realty Action: Modified Competitive Sealed Bid Sale of Public Lands in Rio Arriba County, NM

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

**ACTION:** Notice of realty action.

**SUMMARY:** The Bureau of Land Management (BLM) proposes to offer, by modified competitive sealed bid sale,

one parcel of land totaling approximately 160 acres in Lindrith, New Mexico. The sale parcel will be subject to the applicable provisions of the Federal Land Policy and Management Act of 1976. The land is not needed for any Federal purpose and would be sold for not less than Fair Market Value (FMV), currently appraised to be \$96,000.

**DATES:** Comments regarding the proposed sale or the Environmental Assessment (EA) will be accepted until October 25, 2010. Sealed bids for the sale must be post-marked and received by the BLM no later than 4:30 p.m., Mountain Standard Time (MST), on November 8, 2010 at the BLM Farmington Field Office.

**ADDRESSES:** Written comments and sealed bids should be mailed to the BLM Field Manager, Farmington Field Office, 1235 La Plata Highway, Suite A, Farmington, New Mexico 87401.

**FOR FURTHER INFORMATION CONTACT:**

Albert Gonzales, e-mail:

*Albert\_Gonzales@blm.gov* or by phone at (505) 599–6334.

**SUPPLEMENTARY INFORMATION:** The following land is located northeast of Cuba in Lindrith, New Mexico, and is described as:

**New Mexico Principal Meridian**

T. 26 N., R. 2 W.,  
sec. 17, NE<sup>1</sup>/<sub>4</sub>.

The area described contains 160 acres, more or less, in Rio Arriba County.

The sale is in conformance with the BLM Farmington Resource Management Plan (RMP) approved on October 5, 1998. The BLM has determined that the proposed action conforms to the land use plan decision, LD–1, in the RMP.

The use of the modified competitive sale method for this sale is consistent with 43 CFR 2711.3–2(a)(1)(i).

To participate in this modified competitive sale, each bidder, including the designated bidders, must submit a \$20,000 bid guarantee deposited by a certified check, postal money order, bank draft, or cashier's check made payable to the Bureau of Land Management. Sealed bids for this sale must be accompanied by a certified check, postal money order, bank draft, or cashier's check made payable to the Bureau of Land Management, in an amount not less than 20 percent of the total bid amount. The bid guarantee and sealed bid amounts may be submitted in one form of deposit but must be specified. Personal checks will not be accepted. Sealed bid envelopes must be clearly marked on the front lower left corner with "SEALED BID BLM LAND SALE," November 9, 2010, and the

identification number of the parcel "BLM SERIAL NUMBER NM–121548." The bid envelope must also contain the completed BLM Certificate of Eligibility form, stating the name, mailing address, and phone number of the entity/person making the bid.

Sealed bids will be opened and recorded to determine the high bidder on November 9, 2010, at 10 a.m. MST, at the BLM Farmington Field Office. The highest qualifying bidder among the qualified bids received for the sale will be declared. This modified competitive sale allows the designated bidders the right to meet the high bid.

The designated bidders or their authorized representative must be present at the bid opening on November 9, 2010 at 10 a.m. MST. Should the designated bidders appoint a representative for this sale, they must submit, in writing, a notarized document identifying the level of capacity given to their authorized representative. This document must be signed by both parties. The designated bidders or their authorized representative will have the opportunity to meet and accept the high bid as the purchase price of the parcel or to refuse that offer. Should the designated bidders or their authorized representative refuse the offer, the high bid received through sealed bid will be declared the successful bid in accordance with regulations at 43 CFR 2711.3–2(c). Acceptance or rejection of any offer to purchase the parcel will be in accordance with the procedures set forth in 43 CFR 2711.3–1 (f) and (g) of this subpart.

All funds submitted with sealed bids will be returned to the unsuccessful bidders upon presentation of photo identification. The successful bidder may elect a refund of their \$20,000 bid guarantee or apply the bid guarantee along with the required 20 percent bid deposit toward the purchase price. Failure to submit the bid deposit following a successful bid will result in forfeiture of the bid guarantee under 43 CFR 2711.3–1(d).

The successful bidder will be allowed 180 days from the date of the sale to submit the remainder of the full bid price in the form of a certified check, postal money order, bank draft, or cashier's check made payable to the Bureau of Land Management. Personal checks will not be accepted. Arrangements for electronic fund transfer to the BLM for the payment of the balance due on or before 180 days from the date of the sale, shall be made a minimum of 2 weeks prior to the payment date. Failure to submit the full bid price before the end of the 180th day