

within the disposal area who qualifies under the Color-of-Title Acts.

2. Non-Competitive (Direct) Sale. Public lands within the disposal block will be sold without competition at Fair Market Value to those individuals who occupied the parcels before June 11, 1979 (the date land use plans were approved), but who do not qualify for title under the Color-of-Title Act.

The terms and conditions applicable to the disposal are:

1. The patents will contain a reservation to the United States for ditches and canals.
2. All disposals are for surface estate only. The patents will contain a reservation to the United States for all minerals.

3. Tracts which lie within the 100 year floodplain of the Rio Quemado will be subject to EO 11988 which precludes the seeking of compensation from the United States or its agencies in the event existing or future facilities on those tracts are damaged by flood.

4. All disposals will be made subject to prior existing rights.

Additional information pertaining to this disposal including the environmental documents are available for review at the Taos Resource Area Office, 226 Cruz Alta Road, Taos, New Mexico 87571, or telephone (505) 758-8851. For a period of 45 days from the date of this notice, interested parties may submit written comments to the Taos Resource Area Manager. Any adverse comments will be evaluated by the New Mexico State Director, Bureau of Land Management, who may vacate or modify this realty action and issue a final determination.

In the absence of any action by the State Director, this realty action will become the final determination of the Department of the Interior.

Michael R. Ford,
District Manager.

Dated: Oct. 10, 1995.

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BILLING CODE 4310-FB-P

[OR 52096; OR-080-06-1430-01: G6-001]

Notice of Realty Action; Proposed Direct Sale

October 2, 1995.

The following described public land has been examined and determined to be suitable for transfer out of Federal ownership by direct sale under the authority of Sections 203 and 209 of the Federal Land Policy and Management Act of 1976, as amended (90 Stat. 2750; 43 U.S.C. 1713 and 90 Stat. 2757; 43

U.S.C. 1719), at not less than the appraised fair market value:

Willamette Meridian, Oregon,
T. 10 S., R. 1 E.,

Sec. 21, a parcel of land, which, when surveyed, will likely be described as Lot 1.

The above-described parcel contains 0.19 acre in Linn County.

The parcel will not be offered for sale until at least 60 days after publication of this notice in the Federal Register. The fair market value of the parcel has not yet been determined. Anyone interested in knowing the value may request this information from the address shown below.

The above-described land is hereby segregated from appropriation under the public land laws, including the mining laws, but not from sale under the above-cited statute, for 270 days or until title transfer is completed or the segregation is terminated by publication in the Federal Register, whichever occurs first.

The parcel is difficult and uneconomic to manage as part of the public lands and is not suitable for management by another Federal department or agency. No significant resource values will be affected by this transfer. The sale is consistent with the Salem District Resource Management Plan and the public interest will be served by offering this parcel for sale.

The parcel is being offered only to Clement J. Lulay and Jeanette Lulay, fee owners of the adjoining property to the north. Use of the direct sale procedures authorized under 43 CFR 2711.3-3, will avoid an inappropriate land ownership pattern.

The terms, conditions, and reservations applicable to the sale are as follows:

1. Clement J. Lulay and Jeanette Lulay will be required to submit a deposit of either cash, bank draft, money order, or any combination thereof for not less than the appraised value.

2. The mineral interests being offered for conveyance have no known mineral value. A bid will also constitute an application for conveyance of the mineral estate, in accordance with Section 209 of the Federal Land Policy and Management Act. The designated bidders must include with their bid a nonrefundable \$50.00 filing fee for the conveyance of the mineral estate.

3. The bargain and sale deed will be subject to:

a. Rights-of-way for ditches or canals will be reserved to the United States under 43 U.S.C. 945; and

b. All valid existing rights and reservations of record.

Detailed information concerning the sale is available for review at the Salem District Office, address above.

By no later than December 4, 1995, interested parties may submit comments to the Cascades Area Manager, Salem District Office, address above. Any adverse comments will be reviewed by the Salem District Manager, who may sustain, vacate, or modify this realty action. In the absence of any adverse comments, this realty action will become the final determination of the Department of the Interior.

Richard C. Prather,

Cascades Area Manager.

[FR Doc. 95-25209 Filed 10-18-95; 8:45 am]

BILLING CODE 4310-33-M

[OR 52171; OR-080-06-1430-01: G6-002]

Notice of Realty Action; Proposed Recreation and Public Purposes Act Classification

The following described public land has been examined and determined to be suitable for classification for lease or conveyance out of Federal ownership to the Pacific City Water District under the authority of the Recreation and Public Purposes Act, as amended (44 U.S.C. 869 *et seq.*):

Willamette Meridian, Oregon,

T. 4 S., R. 10 W.,

Sec. 19, Lot 18.

The above-described parcel contains 3.00 acres in Tillamook County.

The Pacific City Water District proposes to use the parcel for a maintenance facility associated with its existing municipal water system. The parcel is not required for any Federal purpose or program. Lease or conveyance of the parcel is consistent with current BLM land use planning and will be in the public interest.

The lease/patent, when issued, will be subject to the following terms, conditions, and/or reservations:

1. A reservation to the United States for rights-of-way for ditches or canals under the Act of August 20, 1890 (26 Stat. 391; 43 U.S.C. 945);

2. A reservation to the United States of all mineral deposits, together with the right to prospect for, mine, and remove such deposits under applicable law and such regulations as the Secretary of the Interior may prescribe;

3. A right-of-way reservation for road access to the adjoining public land.

4. The reversionary requirements of 43 CFR 2741.9.

Detailed information concerning this action is available for review at the Salem District Office, 1717 Fabry Road