

Department of the Interior, the land described below is no longer held in trust by the United States for the benefit of the Lower Brule Sioux Tribe.

EFFECTIVE DATE: December 24, 1996.

FOR FURTHER INFORMATION CONTACT:

Mary Jane Sheppard, Staff Attorney, Office of the Solicitor, Division of Indian Affairs, Room 6456, Main Interior Building, 1849 C Street, NW., Washington, DC 20240, Telephone No. (202) 208-6260.

SUPPLEMENTARY INFORMATION: On October 15, 1996, the Supreme Court remanded to the Secretary for reconsideration the decision to take land into trust for the Lower Brule Tribe in South Dakota. The land in question consists of three parcels in Lyman County, South Dakota: (1) W2SW4 minus RD; Sec 13—T104N—R72W. Acres: 79.11; (2) PT. N2NE4NW4 minus 8.55 A RD & KIT "A"; Sec 24—T104N—R72W. Acres: 7.85; (3) PT. N2NW4NW4 minus 15.27 A; Sec 24—T104N—R72W. Acres: 4.73.

The Supreme Court held:

The petition for a writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the eighth Circuit with instructions to vacate the judgment of the United States District Court for the District of South Dakota and remand the matter to the Secretary of the Interior for reconsideration of his administrative decision.

Department of the Interior v. South Dakota, 117 S.Ct. 286 (1996). In its petition for certiorari, the Government discussed its new regulation (to be codified at 25 CFR 151.12(b); 61 FR 18082-83 (April 24, 1996)). That regulation provides an opportunity for judicial review before land is taken into trust. In its petition, the Government stated:

Vacatur of the district court's judgment and remand of the matter to the Secretary for a new decision (which would in turn be subject to judicial review under the APA [Administrative Procedure Act] *before* title passed to the United States) would obviate any need to consider that QTA [Quiet Title Act]/preclusion question. (*italics in original*)

Petition at 26, n. 16.

Accordingly, the remand operates to take the land out of trust so that judicial review under the APA may be available when the Secretary makes a decision to accept or reject an application concerning the same parcels of land.

Dated: May 8, 1997.

Ada E. Deer,

Assistant Secretary—Indian Affairs.

[FR Doc. 97-12608 Filed 5-13-97; 8:45 am]

BILLING CODE 4310-02-M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[NM-930-1310-01; NMNM 96224]

New Mexico: Proposed Reinstatement of Terminated Oil and Gas Lease

Under the provisions of Public Law 97-451, a petition for reinstatement of oil and gas lease *NMNM 96224* for lands in *Chaves County, New Mexico*, was timely filed and was accompanied by all required rentals and royalties accruing from *March 1, 1997*, the date of termination.

No valid lease has been issued affecting the lands. The lessee has agreed to new lease terms for rentals and royalties at rates of \$10.00 per acre or fraction thereof and 16½ percent, respectively. The lessee has paid the required \$500.00 administrative fee and has reimbursed the Bureau of Land Management for the cost of this **Federal Register** notice.

The lessee has met all the requirements for reinstatement of the lease as set out in Sections 31 (d) and (e) of the Mineral Leasing Act of 1920 (30 USC 188), and the Bureau of Land Management is proposing to reinstate the lease effective *March 1, 1997*, subject to the original terms and conditions of the lease and the increased rental and royalty rates cited above.

For further information contact: *Becky C. Olivas, BLM, New Mexico State Office, (505) 438-7609.*

Dated: May 2, 1997.

Becky C. Olivas,

Land Law Examiner.

[FR Doc. 97-12571 Filed 5-13-97; 8:45 am]

BILLING CODE 4310-FB-M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[COC-59104; CO-050-1430-01]

Notice of Realty Action; Colorado

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of realty action, direct sale of public lands and conveyance of mineral interests in Gilpin County, Colorado.

SUMMARY: The following described land has been examined and found suitable for disposal under Section 203 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1713) at no less than the appraised fair market value:

6th Principal Meridian, Colorado

T. 3 S., R. 73 W., Section 11: Lots 18, 19, 20, 21, 22; 14.35 acres.

T. 3 S., R. 73 W., Section 13: all public land remaining within the boundaries of the following-described aliquot parts of section 13:

W½NE¼SE¼NE¼NW¼,
W½SE¼NE¼NW¼, S½S½SE¼
SE¼NE¼NW¼, E½SE¼
NE¼SW¼NW¼, NE¼NE¼SE¼
SW¼NW¼, NE¼SE¼NW¼,
E½NW¼SE¼NW¼, S½NW¼NW¼
SE¼NW¼, SW¼NW¼SE¼NW¼,
N½NW¼SW¼ SE¼NW¼; 2.68 acres.

The land will be offered by direct sale, with mineral rights, to the City of Central, CO. The land described is hereby segregated from appropriation under the public land laws, including the mining laws, until the land is sold or 2 years from publication of this notice, whichever occurs first. This determination and segregation supersedes and replaces the previous exchange determination (COC-56570). Detailed information concerning this disposal, including dates, price, patent reservations, procedures, etc. will be available upon request.

ADDRESSES: Bureau of Land Management, Canon City District, 3170 East Main Street, Canon City, Colorado 81212; Telephone (719) 269-8500; TDD (719) 269-8597.

DATES: Interested parties may submit comments to the District Manager at the above address until June 31, 1997.

FOR FURTHER INFORMATION CONTACT: Lindell Greer, Realty Specialist at (719) 269-8532.

SUPPLEMENTARY INFORMATION: Any adverse comments will be evaluated by the State Director, and he may vacate, modify, or continue this realty action.

Stuart L. Freer,

Associate District Manager.

[FR Doc. 97-12563 Filed 5-13-97; 8:45 am]

BILLING CODE 4310-JB-P

DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

Notice of Proposed Information Collection

AGENCY: Office of Surface Mining Reclamation and Enforcement.

ACTION: Notice and request for comments.

SUMMARY: In compliance with the Paperwork Reduction Act of 1995, the Office of Surface Mining Reclamation and Enforcement (OSM) is announcing its intention to request approval for the collection of information for

Requirements for Permits and Permit Processing, 30 CFR part 773.

DATES: Comments on the proposed information collection must be received by July 14, 1997, to be assured of consideration.

ADDRESSES: Comments may be mailed to John A. Trelease, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Ave, NW., Room 210-SIB, Washington, DC 20240. Comments may also be submitted electronically to jtrelas@osmre.gov.

FOR FURTHER INFORMATION CONTACT: To request a copy of the information collection request, explanatory information and related forms, contact John A. Trelease, at (202) 208-2783.

SUPPLEMENTARY INFORMATION: The Office of Management and Budget (OMB) regulations at 5 CFR 1320, which implementing provisions of the Paperwork Reduction Act of 1995 (Pub. L. 104-13), require that interested members of the public and affected agencies have an opportunity to comment on information collection and recordkeeping activities (see 5 CFR 1320.8 (d)). This notice identifies information collections that OSM will be submitting to OMB for extension. These collections are contained in 30 CFR Part 773, Requirements for Permits and Permit Processing.

OSM has revised burden estimates, where appropriate, to reflect current reporting levels or adjustments based on reestimates of burden or respondents. OSM will request a 3-year term of approval for each information collection activity.

Comments Are Invited On

(1) The need for the collection of information for the performance of the functions of the agency; (2) the accuracy of the agency's burden estimates; (3) ways to enhance the quality, utility and clarity of the information collection; and (4) ways to minimize the information collection burden on respondents, such as use of automated means of collection of the information. A summary of the public comments will accompany OSM's submission of the information collection request to OMB.

This notice provides the public with 60 days in which to comment on the following information collection activity:

Title: Requirements for Permits and Permit Processing, 30 CFR Part 773.

OMB Control Number: 1029-0041.

Summary: The collection activities for this part ensure that the public has the opportunity to review permit applications prior to their approval, and that applicants for permanent program

permits or their associates who are in violation of the Surface Mining Control and Reclamation Act do not receive surface coal mining permits pending resolution of their violations.

Bureau Form Number: None.

Frequency of Collection: On occasion.

Description of Respondents:

Applicants for surface coal mining and reclamation permits and State governments and Indian Tribes.

Total Annual Responses: 450.

Total Annual Burden Hours: 2,765.

Dated: May 8, 1997.

Arthur W. Abbs,

Chief, Division of Regulatory Support.

[FR Doc. 97-12655 Filed 5-13-97; 8:45 am]

BILLING CODE 4310-05-M

INTERNATIONAL TRADE COMMISSION

[Investigation No. 731-TA-749 (Final)]

In the Matter of Persulfates From China; Notice of Commission Determination to Conduct a Portion of the Hearing in Camera

AGENCY: U.S. International Trade Commission.

ACTION: Closure of a portion of a Commission hearing to the public.

SUMMARY: Upon request of a respondent in the above-captioned final investigation, the Commission has unanimously determined to conduct a portion of its hearing scheduled for May 14, 1997 *in camera*. See Commission rules 207.23(d), 201.13(m) and 201.35(b)(3) (19 CFR §§ 207.23(d), 201.13(m) and 201.35(b)(3)). The remainder of the hearing will be open to the public. The Commission unanimously has determined that the seven-day advance notice of the change to a meeting was not possible. See Commission rule 201.35(a), (c)(1) (19 CFR § 201.35(a), (c)(1)).

FOR FURTHER INFORMATION CONTACT: Rhonda M. Hughes, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone 202-205-3083. Hearing-impaired individuals are advised that information on this matter may be obtained by contacting the Commission's TDD terminal on 202-205-1810.

SUPPLEMENTARY INFORMATION: The Commission believes that the respondent has justified the need for a closed session. A full discussion regarding the financial condition and related proprietary data of the industry can only occur if a portion of the

hearing is held *in camera*. Because much of this information is not publicly available, any discussion of issues relating to this information will necessitate disclosure of business proprietary information (BPI). Thus, such discussions can only occur if a portion of the hearing is held *in camera*. In making this decision, the Commission nevertheless reaffirms its belief that whenever possible its business should be conducted in public.

The hearing will include the usual public presentations by petitioner and by respondents, with questions from the Commission. In addition, the hearing will include an *in camera* session for a presentation that discusses only the financial data submitted and for questions from the Commission relating to the BPI, followed by an *in camera* rebuttal presentation by petitioner. Testimony by industry representatives and questioning by the Commissioners and Staff will be permitted during the *in camera* session. Industry representatives will not be allowed to be present during the testimony or questioning of other industry representatives or when another firm's BPI is being discussed. For any *in camera* session the room will be cleared of all persons except those who have been granted access to BPI under a Commission administrative protective order (APO) and are included on the Commission's APO service list in this investigation. See 19 CFR § 201.35(b)(1), (2). The time for the parties' presentations and rebuttals in the *in camera* session will be taken from their respective overall allotments for the hearing. All persons planning to attend the *in camera* portions of the hearing should be prepared to present proper identification.

Authority: The General Counsel has certified, pursuant to Commission Rule 201.39 (19 CFR § 201.39) that, in her opinion, a portion of the Commission's hearing in *Persulfates from China*, Inv. No. 731-TA-749 (Final) may be closed to the public to prevent the disclosure of BPI.

Issued: May 9, 1997.

By order of the Commission.

Donna R. Koehnke,

Secretary.

[FR Doc. 97-12675 Filed 5-13-97; 8:45 am]

BILLING CODE 7020-02-P

DEPARTMENT OF JUSTICE

Office of Community Oriented Policing Services; FY 1997 Community Policing Discretionary Grants

AGENCY: Office of Community Oriented Policing Services, Department of Justice.