

SUPPLEMENTARY INFORMATION:**1. CACA 7195—Small Tract Act Classification Number 368**

T. 14 N., R. 9 E., San Bernardino Meridian
Sec. 30, W $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$,
NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, and
SE $\frac{1}{4}$ NE $\frac{1}{4}$.

The area described contains 75 acres in San Bernardino County.

On May 15, 1953, 80 acres of public land were classified as suitable for lease and sale for home and business site purposes only under the Act of June 1, 1938, as amended (43 U.S.C. 682a-e). The classification decision was published in the **Federal Register** on May 21, 1953 (18 FR 2932). On February 15, 1954, 5 acres of land were revoked from the classification. The revocation decision was published in the **Federal Register** on February 26, 1954 (19 FR 1097). After the partial revocation, 75 acres of public land (as described above) remained classified under the original decision. The land was segregated from all appropriation under the public land laws, including mineral location under the general mining laws. The land has been and will remain open to the mineral leasing laws.

Of the 75 acres classified, 35 acres have been conveyed out of public ownership, with 40 acres remaining in public ownership. The mineral estates of those conveyed lands were reserved to the United States.

2. Pursuant to the Federal Land Policy and Management Act of 1976, as amended (43 U.S.C. 1701 *et seq.*), and the regulations contained in 43 CFR 2091.7-1(b)(2), Small Tract Act Classification Number 368 is hereby terminated in its entirety. The classification no longer serves a needed purpose as to the land described above.

3. Until appropriate rules and regulations are issued by the Secretary of the Interior, the reserved minerals on the 35 acres of conveyed lands will not be subject to location under the U.S. mining laws.

4. At 10 a.m. on October 13, 1998, the 40 acres of public lands will be opened to the operation of the public land laws generally, subject to valid existing rights, the provision of existing withdrawals, other segregations of record, and the requirement of applicable law. All valid applications received at or prior to 10 a.m. on October 13, 1998 shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

5. At 10 a.m. on October 13, 1998, the 40 acres of public lands will be opened to location and entry under the United States mining laws, subject to valid existing rights, the provisions of existing

withdrawals, other segregations of record, and the requirements of applicable law.

Appropriation of any of the lands described in this notice under the general mining laws prior to the date and time of restoration is unauthorized. Any such attempted appropriation, including attempted adverse possession under 30 U.S.C. 38 (1994), shall vest no rights against the United States. Acts required to establish a location and to initiate a right of possession are governed by State law where not in conflict with Federal law. The Bureau of Land Management will not intervene in disputes between rival locators over possessory rights since Congress has provided for such determination in local courts.

Dated: September 3, 1998.

David McInay,

Chief, Branch of Lands.

[FR Doc. 98-24437 Filed 9-10-98; 8:45 am]

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DEPARTMENT OF THE INTERIOR**Bureau of Land Management**

[COC-59828; CO-935-98-1430-00]

Colorado: Initial Classification of Public Lands for State Indemnity Selection

AGENCY: Bureau of Land Management, Interior

ACTION: Notice of initial classification of public lands for state indemnity classification.

SUMMARY: The Bureau of Land Management is issuing a notice of initial classification of certain public lands located in Fremont, Park, Routt Counties, Colorado, as suitable for state indemnity selection by the State of Colorado. The proposed classification decision was published in the **Federal Register**, and no comments were received. The lands are therefore being classified as proposed.

DATES: Comments should be received on or before October 13, 1998.

ADDRESSES: Comments should be submitted to the Secretary of the Interior, through the Bureau of Land Management, AD 350, 1000 L Street, Washington, DC 20240.

FOR FURTHER INFORMATION CONTACT: Andrew J. Senti, BLM, Colorado State Office, 303-239-1713.

SUPPLEMENTARY INFORMATION: Pursuant to Title 43 Code of Federal Regulations, Subpart 2400 and Section 7 of the Act of June 28, 1934; and the provisions granted to the State of Colorado by the Act of March 3, 1875 (18 Stat. 474), the

public lands described below are hereby classified for State Indemnity Selection. The State of Colorado has filed application to acquire the described lands in lieu of certain school lands that were encumbered by other rights or reservations before the State's title could attach. This application was assigned serial number Colorado 59828.

The notice of proposed classification of these lands was published in the **Federal Register** on February 12, 1997, Volume 62, Number 29, pages 6554, 6555, and was widely publicized. No comments were received. The lands are being classified as proposed.

The lands included in this classification are in Fremont, Park, and Routt Counties, Colorado and are described as follows:

Sixth Principal Meridian, Colorado

T. 17 S., R. 68 W.,

Sec. 11, SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 15, S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ and
NW $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 21, NW $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 22, NW $\frac{1}{4}$ NW $\frac{1}{4}$;

Sec. 27, SW $\frac{1}{4}$;

Sec. 28, NE $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 34, W $\frac{1}{2}$ and SE $\frac{1}{4}$;

T. 18 S., R. 68 W.,

Sec. 3 lots 3, 4, 5, 6, 7, S $\frac{1}{2}$ NW $\frac{1}{4}$ and
NW $\frac{1}{4}$ SW $\frac{1}{4}$;

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

Sec. 10, N $\frac{1}{2}$ NW $\frac{1}{4}$;

T. 11 S., R. 75 W.,

Sec. 5, lots 1, 2, 3, 4, S $\frac{1}{2}$ NE $\frac{1}{4}$ and
SE $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 6, lots 1, 2, 3, 4, 5, S $\frac{1}{2}$ NE $\frac{1}{4}$ and
SE $\frac{1}{4}$ NW $\frac{1}{4}$;

T. 7 N., R. 88 W.,

Sec. 5, SE $\frac{1}{4}$ SE $\frac{1}{4}$

Sec. 8, N $\frac{1}{2}$ NE $\frac{1}{4}$ and SW $\frac{1}{4}$ NE $\frac{1}{4}$.

The areas described aggregate 2,237.06 acres.

This classification decision is based on the disposal criteria set forth in Title 43 Code of Federal Regulations, Part 2400. Transfer of the lands to the State will help fulfill the federal government's common school land grant to the state, which constitutes a public purpose use of the land. Lands found to be valuable for a public purpose use will be considered chiefly valuable for public purposes (43 CFR 2430.2b).

Certain of the lands in sections 27, 28 and 34, T. 17 S., R. 68 W., and sections 3 and 10, T. 18 S., R. 68 W., and the land in T. 7 N., R. 78 W., are in grazing use authorizations. If these lands are clearlisted, this grazing use will be terminated at the time title to the land is transferred to the State.

Threatened and endangered species and cultural resources evaluations have been performed and approved for the lands in this classification. Neither threatened and endangered species nor cultural resources were found on the

lands. A study made of each area indicates little potential for mineral exploration. There are no active mining claims recorded with the Bureau of Land Management for these lands, nor was any evidence of mining activity found on the land. An issued oil and gas lease on the lands in T. 11 S., R. 75 W., will remain in effect. A right-of-way on sections 3 and 10, T. 18 S., R. 68 W., will transfer with the land to the State.

If and when the selection is approved and certified to the State, the clearlist will contain the following reservations to the United States:

1. A right-of-way thereon for ditches and canals constructed by the authority of the United States, Act of August 30, 1890, 26 Stat. 391 (codified at 43 U.S.C. 945).

2. All the oil and gas in the described lands in T. 11 S., R. 75 W., and T. 7 N., R. 88 W. so clearlisted; and to it, or persons authorized by it, the right to prospect for, mine, and remove such deposits from the same upon compliance with the conditions and subject to the provisions and limitations of the Act of July 17, 1914, 38 Stat. 509, as supplemented (codified at 30 U.S.C. 121-124).

The clearlist will also be subject to those rights for reservoir and ditch purposes as have been granted to Beaver Water and Irrigation Company, its successors or assigns, by right-of-way Pueblo 07902 under the Act of March 3, 1891, as amended (formerly 43 U.S.C. 946-949).

The public lands classified by this notice are shown on maps on file and available for inspection in the Colorado State Office of the Bureau of Land Management.

For a period of 30 days from the date of publication in the **Federal Register**, this classification shall be subject to exercise of administrative review and modification by the Secretary of the Interior as provided for in 43 CFR 2461.3 and 2462.3. Interested parties may submit comments to the Secretary of the Interior, through the Bureau of Land Management, Assistant Director, Minerals Realty & Resource Protection, AD-350, 1000 L Street, Washington, D.C. 20240.

Dated: August 28, 1998.

Jenny L. Saunders,

Realty Officer.

[FR Doc. 98-24431 Filed 9-10-98; 8:45 am]

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

Applications for Recordable Disclaimers of Interest; Colorado

[C0-935-5420-CO20; COC-61867, COC-39277]

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of proposed issuance of recordable disclaimers of interest.

SUMMARY: The United States of America, pursuant to the provisions of Section 315 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1745), proposes to disclaim all interest in nine patented mining claims in Pitkin County, Colorado, and two patented parcels totaling 20 acres in Montrose County.

DATES: Comments or objections should be received on or before December 10, 1998.

ADDRESSES: Comments or objections should be sent to the Colorado State Director, BLM, 2850 Youngfield Street, Lakewood, Colorado 80215-7093.

FOR FURTHER INFORMATION CONTACT: Andrew J. Senti, BLM Colorado State Office, 303-239-3713.

SUPPLEMENTARY INFORMATION: A deed dated April 21, 1941, from Amos, M.E., and William Bourquin, purported to convey to the United States of America, by donation, the surface only of the following mining claims in Pitkin County: the Baltimore claim in Mineral Survey (M.S.) 3337; the Climax, Idlewilde, Howard Russell, Picnic, and Wilmington claims, constituting all of M.S. 4338; the Robert Lincoln claim in M.S. 6844; the Hayden claim in M.S. 6803; and the Jewell claim in M.S. 4786; all of which are lode claims in section 6, T. 11 S., R. 84 W., and/or section 1, T. 11 S., R. 85 W., of the Sixth Principal Meridian, Colorado, within the White River National Forest. Title to these patented mining claims was not accepted by the United States. However, the deed has created a cloud on the title to the claims, which have since been the subject of numerous conveyances among private landowners.

The two parcels in Montrose County, described as the E $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, and the SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ of section 31, T. 49 N., R. 8 W., New Mexico Principal Meridian, Colorado, are affected by a scrivener's error in a patent dated July 25, 1925. The statute of limitations within which to correct the error has long since passed, and full title has therefore vested in the patentee and

successors in interest. The present landowner has requested issuance of a recordable disclaimer of interest to further substantiate an unclouded title to his property.

The Bureau of Land Management has determined that the United States has no claim to or interest in the lands in either situation described above and that issuance of the proposed recordable disclaimers of interest will help to remove a cloud on title on the respective claims and lands.

Authority: 43 CFR Part 1864.

Dated: August 28, 1998.

Jenny L. Saunders,

Realty Officer.

[FR Doc. 98-24432 Filed 9-10-98; 8:45 am]

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[ID-020-1430-01-IDI-32122]

Amendment of the Monument Resource Management Plan and Notice of Realty Action: Sale of Public Land in Minidoka County, ID

AGENCY: Bureau of Land Management, Interior.

ACTION: Amendment of the Monument Resource Management Plan and Sale of Public Land in Minidoka County, Idaho.

NOTICE: Notice is hereby given that the Bureau of Land Management has amended the Monument Resource Management Plan to change the land use plan designation of Lots 1 and 2 (34.89 acres) of Section 25, Township 8 South, Range 24 East from the current Management Area (retention) designation to an Adjustment Area (disposal) designation. Notice is also hereby given that the amendment allows only for the sale of lot 2 (2.87 acres) of Section 25, Township 8 South, Range 24 East, at this time.

SUMMARY: The following described public land has been examined and through the public supported land use planning process has been determined to be suitable for disposal by direct sale pursuant to Section 203 of the Federal Land Policy and Management Act of 1976, as amended. The land will not be offered for sale until at least 60 days after the date of publication of this notice in the **Federal Register**.

Boise Meridian, Idaho

T. 8 S., R. 24 E.

Sec. 25: Lot 2.

Comprising 2.87 acres of public land, more or less.