filed an application to extend the duration of the withdrawal established by Public Land Order No. 7464 (65 FR 59463 (2000)), which withdrew 3,530.62 acres of public land in Phillips County, Montana, from settlement, sale, location, or entry under the general land laws, including the United States mining laws, for an additional 5-year term, subject to valid existing rights. PLO 7464 is incorporated herein by reference.

The purpose of the proposed extension is to continue the protection of the reclamation of the Zortman and Landusky mining area.

The use of a right-of-way, interagency agreement, or cooperative agreement would not provide adequate protection.

There are no suitable alternative sites available where the withdrawal would facilitate mine reclamation since the location of the mines and necessary reclamation materials are fixed.

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

All persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the BLM Montana State Director by September 30, 2010, at the address above.

Comments, including names and street addresses of respondents, and records relating to the application will be available for public review at the Malta Field Office, 501 South 2nd Street East, HC 65, Box 5000, Malta, Montana 59538–0047, 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—your personal identifying information in your comment, be—we cannot guarantee that we will be able to do so.

Notice is hereby given that an opportunity for a public meeting is afforded in connection with the proposed withdrawal extension. All interested persons who desire a public meeting for the purpose of being heard on the proposed withdrawal extension must submit a written request to the BLM Montana State Director at the address above by September 30, 2010. 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 not less than 30 days before the scheduled date of the meeting.

This application will be processed in accordance with the regulations set forth in 43 CFR 2310.4.

(Authority: 43 CFR 2310.3–1)

Dated: June 28, 2010.
Cynthia Staszak,
Chief, Branch of Land Resources.
[FR Doc. 2010–16347 Filed 6–30–10; 4:15 pm]
BILLING CODE 4310–DN–P

DEPARTMENT OF THE INTERIOR
Bureau of Land Management

[LLNV]01000 L14300000.EU0000 241A; N–86667; 10–08807; MO #4500012445; TAS: 14X5232]
Notice of Realty Action: Competitive Auction of Public Lands in White Pine County, NV

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of Realty Action.

SUMMARY: The Bureau of Land Management (BLM) proposes to offer one parcel of public land of approximately 2.5 acres in White Pine County, Nevada for competitive sale at not less than the appraised fair market value (FMV). The sale will be subject to the applicable provisions of Sections 203 and 209 of the Federal Land Policy and Management Act of 1976 (FLPMA), 43 U.S.C. 1713 and 1719, respectively, and the BLM land sale and mineral conveyance regulations at 43 CFR 2710 and 2720.

DATES: Interested persons may submit written comments regarding this proposed sale of public lands until August 16, 2010. If the BLM decision is to proceed with the sale, a sale date and time will be announced in local news papers and on the BLM Ely website at least 15 days in advance of the sale. In no case will the lands be sold prior to 60 days following publication of this Notice of Realty Action.

ADDRESSES: Written comments may be submitted by mail: BLM Manager, Egan Field Office, 702 North Industrial Way, HC 33 Box 33500, Ely, Nevada 89301; Fax: 775–289–1910. Attn: Cynthia Longinetti; or e-mail: Cynthia.Longinetti@blm.gov.

FOR FURTHER INFORMATION CONTACT: Cynthia Longinetti at 775–289–1809 or e-mail: Cynthia.Longinetti@blm.gov.

SUPPLEMENTARY INFORMATION: The following described land is located southwest of Ely, Nevada, about 11 miles northwest of Lund, Nevada, at the junction of U.S. Highway 6 and State Route 318, and is legally described as:

Mount Diablo Meridian, Nevada
T. 13 N., R. 61 E., Sec. 9, SW 1/4 NE 1/4 SW 1/4.

The area described contains 2.5 acres, more or less.

This parcel of public land is proposed for competitive auction at not less than the appraised FMV of $6,900. Maps delineating the proposed sale parcel will be available for public review at the following Web site: http://www.blm.gov/ nv/ (click on the Ely District), and at the BLM Ely District Office, until August 16, 2010.

Consistent with Section 203 of FLPMA, the tract of public lands may be sold as a result of approved land use planning if the sale of the tract meets the disposal criteria. The sale is in conformance with the Ely District Record of Decision and Resource Management Plan (RMP), approved in August 2008. The BLM has determined that the proposed action conforms to the RMP (LR–11) under the authority of FLPMA. The lands are also identified as suitable for disposal and are in compliance with Public Law 109–432, the Tax Relief and Health Care Act of 2006. No significant resource values will be affected by this disposal. This parcel is not required for any Federal purposes.

These public lands have been examined and found suitable for disposal using competitive sale procedures at 43 CFR 2711–3–1. The use of competitive sale procedures is consistent with 43 CFR 2710.0–6(c)(3)(i), which states “this title is the general procedure for sales of public lands and may be used where there would be a number of interested parties bidding for the lands and (A) wherever in the judgment of the authorized officer the lands are accessible and usable regardless of adjoining land ownership.”

If the BLM decides to proceed with the sale, a public auction will be scheduled to be held at the BLM Ely District Office, 702 North Industrial Way, Ely, Nevada. This oral auction will be a day event. Bidding on the subject parcel will begin at the established FMV. At the conclusion of the auction, the person declared to have entered the highest qualifying oral bid shall submit a bid deposit of not less than 20 percent of the successful high bid amount.

Failure to submit the deposit will result in forfeiture of the sale offer. If the high bidder is unable to consummate the transaction, the second-highest bidder’s bid may then be considered for award.

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Payment must be in the form of a bank draft, cashier’s check, certified check or U.S. postal money order, or any combination thereof, and made payable in U.S. dollars to the Department of the Interior—Bureau of Land Management, immediately following the close of the sale. Personal or company checks will not be accepted. No contractual or other rights against the United States may accrue until BLM officially accepts the offer to purchase and the full bid price is paid.

The remainder of the purchase price must be paid prior to the expiration of the 180th day following the date of the sale offer. Failure to pay the full price prior to the expiration of the 180th day will disqualify the apparent high bidder and cause the 20 percent bid deposit to be forfeited to the BLM. Forfeiture of the 20 percent bid deposit is in accordance with 43 CFR 2711.3—1(d). No exceptions will be made. Arrangements for electronic fund transfer to BLM for the balance due shall be made a minimum of 2 weeks prior to the payment date.

Terms and Conditions: Certain minerals of the parcel will be reserved in accordance with the BLM’s Mineral Potential report, dated June 2, 2009. An offer to purchase these parcels will constitute an application for mineral conveyance of the “no known value” mineral interests. In conjunction with the final payment, the applicant will be required to pay a $50 non-refundable filing fee for processing the conveyance of the “no known value” mineral interests which will be sold simultaneously with the surface interest. The numbered terms, conditions, and reservations will appear on the conveyance document for the parcel.

1. A right-of-way is reserved for ditches and canals constructed by authority of the United States under the Act of August 30, 1890 (43 U.S.C. 945).
2. Oil, gas, and geothermal resources are reserved to the United States, its permittees, licensees and lessees, together with the right to prospect for, mine, and remove the minerals under applicable regulations as the Secretary of the Interior may prescribe, along with all necessary access and exit rights.
3. The parcel is subject to valid existing rights.
4. Under 43 CFR 2711.1–3, the grazing permittee has unconditionally waived the 2-year prior notification by signing the proper form.
5. By accepting this patent, the patentee agrees to indemnify, defend, and hold the United States harmless from any costs, damages, claims, causes of action, penalties, fines, liabilities, and judgments of any kind or nature arising from the past, present, and future acts or omissions of the patentee, its employees, agents, contractors, or lessees, or any third-party, arising out of or in connection with the patentee’s use, occupancy, or operations on the patented real property. This indemnification and hold harmless agreement includes, but is not limited to, acts and omissions of the patentee, its employees, agents, contractors, or lessees, or any third party, arising out of or in connection with the use and/or occupancy of the patented real property which has already resulted or does hereafter result in: (1) Violations of Federal, state, and local laws and regulations that are now or may in the future become, applicable to the real property; (2) judgments, claims or demands of any kind assessed against the United States; (3) costs, expenses, or damages of any kind incurred by the United States; (4) releases or threatened releases of solid or hazardous waste(s) and/or hazardous substance(s), as defined by Federal or state environmental laws, on, on into or under land, property and other interests of the United States; (5) activities by which solid waste or hazardous substances or waste, as defined by Federal and state environmental laws are generated, released, stored, used or otherwise disposed of on the patented real property, and any cleanup response, remedial action or other actions related in any manner to said solid or hazardous substances or wastes; or (6) natural resource damages as defined by Federal and state law. This covenant shall be construed as running with the patented real property, and may be enforced by the United States in a court of competent jurisdiction.

6. Pursuant to the requirements established by Section 120(h) of the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. 9620(h) (CERCLA), as amended by the Superfund Amendments and Reauthorization Act of 1986, 100 Stat. 1670, notice hereby given that BLM authorities have examined the described lands and have found that no evidence was found to indicate that any hazardous substances have been stored for 1 year or more, nor had any hazardous substances been disposed of or released on the subject property.

No warranty of any kind, express or implied, is given by the United States as to the title, whether or to what extent the land may be developed, its physical condition, future uses, or any other circumstance or condition. The conveyance of the parcel will not be on a contingency basis. However, to the extent required by law, the parcel is subject to the requirements of Section 120(h) of the CERCLA.

Federal law requires that bidders must be (1) United States citizens 18 years of age or older; (2) a corporation subject to the laws of any state or of the United States; (3) an entity including, but not limited to associations or partnerships capable of acquiring and owning real property, or interests therein, under the laws of the State of Nevada; or (4) a state, state instrumentality, or political subdivision authorized to hold real property. U.S. citizenship is evidenced by presenting a birth certificate, passport, or naturalization papers. Failure to submit the above requested documents to the BLM within 30 days from receipt of the high bidder letter shall result in the cancellation of the bid.

Parcels may be subject to land use applications received prior to publication of this notice if processing the application would have no adverse effect on the marketability of title, or the FMV of the parcel. Encumbrances of record that may appear in the BLM public files for the parcel proposed for sale are available for review during business hours, 7:30 a.m. to 4:30 p.m., Pacific Time (PT), Monday through Friday, at the Ely District Office, except during federally recognized holidays. The parcel is subject to limitations prescribed by law and regulation and prior to patent issuance, a holder of any right-of-way within the parcel may be given the opportunity to amend the right-of-way for conversion to a new term, including perpetuity, if applicable, or to an easement.

The BLM will notify valid existing right-of-way holders of their ability to convert their compliant rights-of-way to perpetual rights-of-way or easements. Each valid holder will be notified in writing of their rights and then must apply for the conversion of their current authorization.

Unless other satisfactory arrangements are approved in advance by a BLM authorized officer, the conveyance of title shall be through the use of escrow. Designation of the escrow agent shall be through mutual agreement between the BLM and the prospective patentee, and costs of escrow shall be borne by the prospective patentee.

Requests for all escrow instructions must be received by the Ely District Office prior to 30 days before the bidder’s scheduled closing date. There are no exceptions.

All changes and supporting documentation must be received at the Ely District Office 30 days from the date
on the high bidder letter by 4:30 p.m.
PT. Name changes will not be accepted
after that date. To submit a name
change, the apparent high bidder must
submit the name change on the
Certificate of Eligibility form to the Ely
District Office in writing. Certificate of
Eligibility forms are available at the Ely
District Office and at the BLM Web site
at: http://www.blm.gov/nv/ (click on the
Ely District).

The BLM will not sign any documents
related to 1031 Exchange transactions.
The timing for completion of the
exchange is the bidder’s responsibility
in accordance with Internal Revenue
Service regulations. The BLM is not a
party to any 1031 Exchange.

All sales are made in accordance with
and subject to the governing provisions
of law and applicable regulations.

In accordance with 43 CFR 2711.3–
1(f), the BLM may accept or reject any
or all offers to purchase, or withdraw
any parcel of land or interest therein
from sale, if, in the opinion of a BLM
authorized officer, consummation of the
sale would be inconsistent with any
law, or for other reasons.

If the parcel is not sold by competitive
sale auction, it may be identified for sale
at a later date without further legal
notice.

On publication of this notice and
until completion of the sale, the BLM is
no longer accepting land use
applications affecting the parcel
identified for sale. However, land use
applications may be considered after
completion of the sale if the parcel is
not sold.

In order to determine the FMV,
certain assumptions may have been
made concerning the attributes and
limitations of the lands and potential
effects of local regulations and policies
on potential future land uses. Through
publication of this notice, the BLM
advises that these assumptions may not
be endorsed or approved by units of
local government. It is the buyer’s
responsibility to be aware of all
applicable Federal, state, and local
government laws, regulations and policies
that may 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 prospective uses of
nearby properties. When conveyed out
of Federal ownership, the lands will be
subject to any applicable laws,
regulations, and policies of the
applicable local government for
proposed future uses. It will be the
responsibility of the purchaser to be
aware through due diligence of those
laws, regulations, and policies, and to
seek any required local approvals for
future uses. Buyers should also make
themselves aware of any Federal or state
law or regulation that may impact the
future use of the property. 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.

Only written comments will be
considered properly filed.

Before including your address, phone
counter, 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)

Jeffrey A. Weeks,
Field Manager, Egan Field Office.

[FR Doc. 2010–16140 Filed 7–1–10; 8:45 am]

BILLING CODE 4310–HC–P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[LLIDI01000–L143000000.EU0000; IDI–
19600–03]

Notice of Realty Action: Non-
Competitive (Direct) Sale of Public
Lands and Termination of a Recreation
and Public Purposes Act
Classification, Madison County, ID

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of realty action.

SUMMARY: The Bureau of Land
Management (BLM) proposes to sell a
139.76-acre parcel of public land in
Madison County, Idaho, to Madison
County for continued use as a
construction and demolition (C&D)
landfill. In addition, this notice will
terminate the Recreational and Public
Purpose Act (R&PPA) classification that
encumbers the land identified for sale.

DATES: Comments regarding this direct
sale must be received by the BLM at the
address listed below by August 16,
2010.

ADDRESSES: Written comments
regarding the proposed sale should be
addressed to Wendy Reynolds, Upper
Snake Field Office Manager, BLM Upper
Snake Field Office, 1405 Hollipark
Drive, Idaho Falls, Idaho 83401.

Comments received in electronic form,
such as e-mail or by fax, will not be
considered.