

**DEPARTMENT OF THE INTERIOR****Bureau of Land Management****[NM-070-1430-EU; NMNM-116843]****Notice of Realty Action: Non-Competitive (Direct) Sale of Public Lands in San Juan County, NM****AGENCY:** Bureau of Land Management, Interior.**ACTION:** Notice of realty action.

**SUMMARY:** The following described public lands, comprising approximately 200 acres in San Juan County, New Mexico, have been examined and found suitable for sale to San Juan County, at not less than the fair market value of \$400,000, for use as an industrial park. The sale will be conducted under the authority of Section 203(f)(2) of the Federal Land Policy and Management Act of 1976, as amended, 43 U.S.C. 1701 *et seq.* (FLPMA), and CFR 2711.3-3(a), and will take place according to the procedures governing direct sales of public land.

**DATES:** On or before May 21, 2007, interested parties may submit comments concerning the proposed sale to Bureau of Land Management (BLM), Farmington Field Office at the address stated below.

**ADDRESSES:** Information related to this action, including the environmental assessment, is available for review at the BLM, Farmington Field Office, 1235 La Plata Highway, Suite A, Farmington, New Mexico 87401, from 7:45 a.m. to 4:30 p.m. Monday through Friday.

**FOR FURTHER INFORMATION CONTACT:** Albert Gonzales, Realty Specialist at (505) 599-6334.

**SUPPLEMENTARY INFORMATION:** The land contains 200 acres, more or less, located 13 miles north of Farmington, New Mexico. This parcel of land, situated in San Juan County, is being offered on a non-competitive (direct) sale basis to San Juan County, in accordance with section 203(f)(2) of 6 (FLPMA) and 43 CFR 2711.3-3(a), for use as an industrial park. The BLM Farmington District Manager has determined that a non-competitive (direct) sale will be in the best interest of the public to facilitate growth and business opportunities for San Juan County. FLPMA authorizes the use of direct sales of the public lands in circumstances where that tract has been identified for transfer to a State or local government as an integral part of the project and speculative bidding would jeopardize a timely completion and the economic viability of the project. The BLM proposes to convey the identified tract to a local government as an integral

part of such a project. The parcel is being offered for sale at no less than the appraised fair market value (FMV) of \$400,000, as determined by the authorized officer after appraisal. An appraisal report has been prepared by a State certified appraiser for the purposes of establishing FMV. The land proposed for sale is described as:

**New Mexico Principal Meridian**

T. 32 N., R. 13 W.,

Sec. 23: S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ , and S $\frac{1}{2}$ SE $\frac{1}{4}$ ;Sec. 26: NE $\frac{1}{4}$ NE $\frac{1}{4}$  and NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
The area described contains approximately 200 acres in San Juan County.

This land is not required for any Federal purposes. The proposed action is in compliance with the BLM Farmington Resource Management Plan and approved September 2003. In the event of a sale, conveyance will include the surface interests only. The patent, when issued, will contain the following reservations, covenants, terms, and conditions:

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

2. The parcel will be conveyed subject to valid existing rights, including, but not limited to rights-of-ways. The parcel may be subject to applications for rights-of-way received prior to the publication of this Notice if processing the application would not adversely affect the marketability or appraised value of the parcel proposed for sale. All minerals are reserved to the United States, together with the right to prospect for, mine and remove the minerals owned by the United States under applicable laws and any regulations that the Secretary of Interior may prescribe, including all necessary access and exit rights.

3. The patentee, by accepting a patent, covenants and 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 patentees or their employees, agents, contractors, or lessees, or any third-party, arising out of or in connection with the patentees 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 patentees and their 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 that 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 substances(s), as defined by Federal or State environmental laws, off, on, into or under land, property and other interests of the United States; (5) Activities by which solids or hazardous substances or wastes, 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. Patentee shall stipulate that it will be solely responsible for compliance with all applicable Federal, State, and local environmental and regulatory provisions, throughout the life of the facility, including any closure and/or post-closure requirements that may be imposed with respect to any physical plant and/or facility upon the real property under any Federal, State or local environmental laws or regulatory provisions. This covenant shall be construed as running with the above described parcel of land patented or otherwise conveyed by the United States, and may be enforced by the United States in a court of competent jurisdiction.

No warranty of any kind express or implied is given or will be given by the United States as to the title, physical condition or potential uses of the land proposed for sale. However, to the extent required by law, such land is 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)).

The publication of this Notice in the **Federal Register** shall segregate the public lands covered by this Notice to the extent that they will not be subject to appropriation under the public land laws, including the mining laws. Any subsequent application, shall not be accepted, shall not be considered as filed and shall be returned to the applicant, if the Notice segregates the

lands from the use applied for in the application. The segregative effect of this Notice will terminate upon issuance of a patent or other document of conveyance for such lands, upon publication in the **Federal Register** of a termination of the segregation, or April 6, 2009, whichever occurs first, unless extended by the BLM State Director in accordance with 43 CFR 2611.1-2(d), prior to the termination date.

Interested parties may submit comments to the District Manager, BLM Farmington Field Office, 1235 La Plata Highway, Suite A, Farmington, New Mexico 87401 until 45 days after the date of publication of this notice in the **Federal Register**. Any adverse comments will be reviewed by the State Director who may sustain, vacate, or modify this realty action. 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. In the absence of any adverse comments, this realty action will become the final determination of the Department of the Interior. The BLM may accept or reject any or all offers, or withdraw any land or interest in the land from sale, if, in the opinion of the authorized officer, consummation of the sale would not be fully consistent with FLPMA, or other applicable laws.

The lands will not be offered for sale until at least 60 days after the date of publication of this notice in the **Federal Register**.

**Authority:** 43 CFR 2711.1-2(c).

Dated: February 22, 2007.

**Joel Farrell,**

*Assistant Field Manager, Farmington, New Mexico.*

[FR Doc. E7-6411 Filed 4-5-07; 8:45 am]

**BILLING CODE 4310-FB-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

#### Colorado: Filing of Plats of Survey

March 29, 2007.

**Summary:** The plats of survey of the following described land will be officially filed in the Colorado State Office, Bureau of Land Management, Lakewood, Colorado, effective 10 a.m., March 29, 2007. All inquiries should be sent to the Colorado State Office (CO-

956), Bureau of Land Management, 2850 Youngfield Street, Lakewood, Colorado 80215-7093.

The plat and field notes, of the dependent resurvey of the Colorado-New Mexico State Line (S. bdy.), the east and west boundaries, and the subdivisional lines of Township 32 North, Range 18 West, of the New Mexico Principal Meridian, Colorado, were accepted on November 15, 2006.

The plat which includes the field notes, and is the entire record of this Corrective Dependent Resurvey in Township 35 North, Range 16 West, New Mexico Principal Meridian, Colorado, was accepted on December 21, 2006. This survey was made as a result of an field error made during the dependent resurvey in 1985-86.

The plat, which includes the field notes, and is the entire record of this resurvey, in Section 33, Township 36 North, Range 11 West, New Mexico Principal Meridian, Colorado, was accepted on January 10, 2007.

The supplemental plat of Section 18, in Township 1 North, Range 78 West, Sixth Principal Meridian, Colorado, was accepted on January 23, 2007.

The plats (2) and field notes, of the dependent resurvey and surveys in Township 50 North, Range 9 West, New Mexico Principal Meridian, Colorado, were accepted on January 24, 2007.

The plat and field notes of the dependent resurvey and surveys in Township 37 North, Range 19 West, New Mexico Principal Meridian, Colorado were accepted on January 25, 2007.

The plat, which includes the field notes, and is the entire record of this survey, in Section 8, Township 32 North, Range 3 West, New Mexico Principal Meridian, Colorado was accepted on January 30, 2007.

The supplemental plat of Township 50 North, Range 18 West, New Mexico Principal Meridian, Colorado, was accepted on February 1, 2007. This supplemental plat, shows the result of the cancellation of certain mineral surveys in Sections 3, 4, 9, and 14.

The plat, which includes the field notes, and is the entire record of the location and remonumentation of certain original corners in, Township 7 North, Range 91 West, Sixth Principal Meridian, Colorado, was accepted on February 5, 2007.

The plats (2) which include the field notes, and are the entire record of the location and remonumentation of certain original corners in, Townships 8 North, Ranges 100 and 101 West, Sixth Principal Meridian, Colorado, were accepted on February 5, 2007.

The plats (4) and field notes, of the dependent resurveys and surveys, in Townships 5 and 6 North, Range 92 West, Sixth Principal Meridian, Colorado, were accepted on February 13, 2007.

The plat and field notes, of the dependent resurveys and surveys, of Sections 1 and 2, in Township 36 North, Range 6 West, New Mexico Principal Meridian, Colorado, were accepted on March 1, 2007.

The supplemental plat of Section 21, Township 41 North, Range 2 West, New Mexico Principal Meridian, Colorado, was accepted on March 7, 2007. This supplemental plat, shows the redesignation of lot 4 to regular aliquot parts and complies with the description shown in Patent No. 1133510.

The plats (2) and field notes, of the metes and bounds surveys of portions of the east boundary of the Great Sand Dunes National Preserve, in Township 25 South, Range 72 West, (Medano Pass) and Township 24 South, Range 73 West (Music Pass) of the Sixth Principal Meridian, Colorado, were accepted on March 15, 2007.

The plat and field notes, of the dependent resurvey and section subdivision of Sections 5, 8 and 20, Township 45 North, Range 5 East, New Mexico Principal Meridian, Colorado, was accepted on March 21, 2007.

**Randall M. Zanon,**

*Chief Cadastral Surveyor for Colorado.*

[FR Doc. E7-6417 Filed 4-5-07; 8:45 am]

**BILLING CODE 4310-JB-P**

## DEPARTMENT OF THE INTERIOR

### National Park Service

#### **Draft General Management Plan/ Environmental Impact Statement, John Day Fossil Beds National Monument, Grant and Wheeler Counties, OR; Notice of Termination of the Environmental Impact Statement**

**SUMMARY:** The National Park Service is terminating preparation of an Environmental Impact Statement (EIS) for the General Management Plan, John Day Fossil Beds, Oregon. A Notice of Intent to prepare an EIS for the John Day Fossil Beds National Monument General Management Plan was published in the **Federal Register** on September 24, 2004 (Vol. 69, No. 185, Pages 57362-63). Based in part on the minimal nature of public response to the Notice of Intent, the National Park Service has since determined that an Environmental Assessment rather than an EIS is the appropriate environmental