

Bureau Clearance Officer, Ramona Moore (202) 343-3574

John W. Fritz,

Assistant Secretary, Indian Affairs.

April 2, 1985.

[FR Doc. 85-8683 Filed 4-10-85; 8:45 am]

BILLING CODE 4310-02-M

**Plan for the Use and Distribution of the Devils Lake Sioux Tribe of Indians Judgment Funds in Docket 363 Before the United States Claims Court**

April 4, 1985.

This notice is published in exercise of authority delegated by the Secretary of the Interior to the Assistant Secretary for Indian Affairs by 209 DM 8.

The Act of October 19, 1973 (Pub. L. 93-134, 87 Stat. 466), as amended, requires that a plan be prepared and submitted to Congress for the use or distribution of funds appropriated to pay a judgment of the Indian Claims Commission or Court of Claims to any Indian tribe. Funds were appropriated on August 1, 1983, in satisfaction of the award granted to the Devils Lake Sioux Tribe of Indians before the United States Claims Court in Docket 363. The plan for the use and distribution of the funds were submitted to the Congress with a letter dated July 6, 1984, and was received (as recorded in the Congressional Record) by the Senate on July 23, 1984, and by the House of Representatives on July 23, 1984. The plan became effective on January 6, 1985, as provided by the 1973 Act, as amended by Pub. L. 97-458, since a joint resolution disapproving it was not enacted.

The plan reads as follows:

For the Use and Distribution of the Devils Lake Sioux Tribe's Judgment Funds in Docket 363 (Forfeiture Act Claims, Treaties of July 23, 1851, and June 19, 1856, and Non-Forfeiture Act Claims) before the United States Claims Court

The share of the Devils Lake Sioux Tribe, 26.21 percent, of the award funds in Docket 363 appropriated on August 1, 1983, totaling \$3,770,593.88, and the funds appropriated the same date in satisfaction of a Docket 363 award granted specifically to the Devils Lake Sioux Tribe, totaling \$50,731.52, both before the United States Claims Court, less attorney fees and litigation expenses, and including all interest and investment income accrued, shall be used and distributed as follows.

**Per Capita Payment Aspect:**

Eighty (80) percent of the funds shall be distributed in the form of per capita payments by the Secretary of the

Interior (hereinafter the "Secretary") in sums as equal as possible to all tribal members born on or prior to and living on the effective date of this plan.

**Programing Aspect**

Twenty (20) percent of the funds, and any amounts remaining from the per capita payment provided above, shall be invested by the Secretary and utilized by the tribal governing body on an annual budgetary basis for tribal social and economic development programs as follows:

1. Elderly Assistance Program—four (4) percent
2. Recreation Projects—two (2) percent
3. Education Assistance Program—one (1) percent
4. Assistance in Funeral and Burial Expenses—two (2) percent
5. Tribal Land Acquisition—three (3) percent
6. Tribal Administration—eight (8) percent

**General Provisions**

The per capita shares of living, competent adults shall be paid directly to them. The per capita shares of deceased individual beneficiaries shall be determined and distributed in accordance with 43 CFR Part 4, Subpart D. Per capita shares of legal incompetents and minors shall be handled as provided in the Act of October 19, 1973, 87 Stat. 466, as amended January 12, 1983, 96 Stat. 2512.

None of the funds distributed per capita or made available under this plan for programing shall be subject to Federal or State income taxes, nor shall such funds nor their availability be considered as income or resources nor otherwise utilized as the basis for denying or reducing the financial assistance or other benefits to which such household or member would otherwise be entitled under the Social Security Act or, except for per capita shares in excess of \$2,000, any Federal or federally assisted programs.

John W. Fritz,

Deputy Assistant Secretary, Indian Affairs.

[FR Doc. 85-8714 Filed 4-10-85; 8:45 am]

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**Final Determination That the Kaweah Indian Nation, Inc., Does Not Exist as an Indian Tribe**

April 1, 1985.

This notice is published in the exercise of authority delegated by the Secretary of the Interior to the Assistant Secretary—Indian Affairs by 209 DM 8.

Pursuant to 25 CFR 83.9(f), notice is hereby given that the Assistant

Secretary has determined that the Kaweah Indian Nation, Inc. does not exist as an Indian tribe within the meaning of Federal law. This notice is based on a confirmed determination, following a public comment period on the proposed finding, that the group does not satisfy three of the seven mandatory criteria set forth in 25 CFR 83.7 and, therefore, does not meet the requirements necessary for a government-to-government relationship with the United States.

Notice of the proposed finding to decline to acknowledge the group was first published on page 28770 of the Federal Register on Monday, July 16, 1984. Interested parties were given 120 days in which to submit factual or legal arguments to rebut evidence used to support the proposed finding. No rebuttals or other comments were received during the comment period and no evidence was submitted which would warrant changing the conclusion that the Kaweah Indian Nation does not exist as an Indian tribe within the meaning of Federal law.

In accordance with 25 CFR 83.9(j) of the Acknowledgment regulations, an analysis was made to determine what, if any, options other than acknowledgment are available under which the Kaweah Indian Nation could make application for services and other benefits. No viable alternatives were found.

This determination is final and will become effective 60 days after publication unless the Secretary of the Interior requests the determination be reconsidered pursuant to 25 CFR 83.10.

John W. Fritz,

Deputy Assistant Secretary, Indian Affairs.

[FR Doc. 85-8689 Filed 4-10-85; 8:45 am]

BILLING CODE 4310-02-M

**Final Determination That the Principal Creek Indian Nation East of the Mississippi Does Not Exist as an Indian Tribe**

This notice is published in the exercise of authority delegated by the Secretary of the Interior to the Assistant Secretary—Indian Affairs by 209 DM 8.

Pursuant to 25 CFR 83.9(f), notice is hereby given that the Assistant Secretary had determined that the Principal Creek Indian Nation East of the Mississippi does not exist as an Indian tribe within the meaning of Federal law. This notice is based on a confirmed determination, following a public comment period on the proposed findings that the group does not satisfy all of the seven mandatory criteria set forth in 25 CFR 83.7 and, therefore, does

not meet the requirements necessary for a government-to-government relationship with the United States.

Notice of the proposed finding to decline to acknowledge the group was published on page 25311 on the *Federal Register* on June 20, 1984. Interested parties were given 120 days in which to submit factual or legal arguments to rebut evidence used to support the finding that the Principal Creek Nation East of the Mississippi does not exist as an Indian tribe. The initial 20 day comment period was subsequently extended for an additional 120 days and the notice of the extension appeared in the *Federal Register* on November 1, 1984 on page 44024. The extension was provided because of deficiencies in the initial distribution of the proposed finding.

No rebuttals or other comments were received during the comment period and its extension and no evidence was submitted which would warrant changing the conclusion that the Principal Creek Indian Nation East of the Mississippi does not exist as an Indian tribe within the meaning of Federal law.

In accordance with 25 CFR 83.9(j) of the Acknowledgment regulations, an analysis was made to determine what, if any, options other than acknowledgment are available under which the Principal Creek Indian Nation East of the Mississippi could make application for services and other benefits. No viable alternative was found.

With regard to future claims awards to individual Eastern Creek Indian descendants, we are unable to predict, at this time, what the eligibility requirements might be or who will be the eligible beneficiaries.

This determination is final and will become effective 60 days after publication unless the Secretary of the Interior requests the determination be reconsidered pursuant to 25 CFR 83.10(a-c).

John W. Fritz,

Deputy Assistant Secretary, Indian Affairs.

[FR Doc. 85-8894 Filed 4-10-85; 8:45 am]

BILLING CODE 4310-02-M

#### Bureau of Land Management

[Groups 748, 809 and 894; 4-19952-ILM-940]

#### California; Filing of Plat of Survey

April 1, 1985.

1. These plats of survey of the following described land will be officially filed in the California State

Office, Sacramento, California, immediately:

Humboldt Meridian, Humboldt and Siskiyou Counties

T. 2 N., R. 5 E.

T. 13 N., R. 6 E.

Mount Diablo Meridian, Modoc County

T. 46 N., R. 5 E.

2. (2) The plat, in two (2) sheets representing the dependent resurvey of portions of the east, west and north boundaries, and a portion of the subdivisional lines of Township 2 North, Range 5 East, Humboldt Meridian, under Group No. 748, California, was accepted February 22, 1985.

(b) The plat in eight (8) sheets, represents a dependent resurvey of Homestead Entry Survey No. 220 and Mineral Survey No. 1321 and the metes-and-bounds survey of Tracts 38 through 49, Township 13 North, Range 6 East, Humboldt Meridian, for Group 809, California, was accepted February 22, 1985.

(c) The plat representing the dependent resurvey of a portion of the north boundary, subdivisional lines, subdivision-of-section lines of section 3, the survey of a portion of the subdivision of section lines of section 3, and the metes-and-bounds survey of a portion of lot 35, in section 3, T. 46 N., R. 5 E., Mount Diablo Meridian, under Group No. 894, California, was accepted February 28, 1985.

3. These plats will immediately become the basic record for describing the land for all authorized purposes. These plats have been placed in the open files and are available to the public for information only.

4. These plats were executed to meet certain administrative needs of the Bureau of Land Management.

5. All inquiries relating to this land should be sent to the California State Office, Bureau of Land Management, Federal Office Building, 2800 Cottage Way, Room E-2841, Sacramento, California 95825.

Herman J. Lyttge,

Chief, Records and Information Section.

[FR Doc. 85-8893 Filed 4-10-85; 8:45 am]

BILLING CODE 4310-40-M

[C-40710]

#### Colorado; Invitation for Coal Exploration License Application, Sunland Mining Corp.

Pursuant to the Mineral Leasing Act of February 25, 1920, as amended, and to Title 43, Code of Federal Regulations, Subpart 3410, members of the public are hereby invited to participate with

Sunland Mining Corporation, in a program for the exploration of unleased coal deposits owned by the United States of America in the following described lands located in Routt County, Colorado:

Routt County, CO

T. 4 N., R. 86 W., 6th P.M.

Sec. 20, all;

Sec. 21, N½, SW¼, NW¼SE¼, S½SE¼;

Sec. 28, all;

Sec. 29, all.

The application for coal exploration license is available for public inspection during normal business hours under serial number C-40710 at the BLM Colorado State Office, Public Room, 1037 20th Street, Denver, Colorado and at the BLM Craig District Office, 455 Emerson Street, Craig, Colorado.

Any party electing to participate in this program must share all costs on a pro rata basis with the applicant and with any other party or parties who elect to participate. Written Notice of Intent to Participate should be addressed to the following and must be received by them within thirty (30) days after the publication of this Notice of Invitation in the *Federal Register*:

Chief, Mineral Leasing Section,  
Colorado State Office, Bureau of Land Management, 1037 20th Street,  
Denver, Colorado 80202, and  
David R. Canning, General Manager,  
Sunland Mining Corporation, P.O. Box 55, Oak Creek, Colorado 80467.

Evelyn W. Axelson,

Chief, Mineral Leasing Section.

[FR Doc. 85-8898 Filed 4-10-85; 8:45 am]

BILLING CODE 4310-15-M

[N-41323; 5-00253]

#### Realty Action; Competitive Sale; Public Lands in Washoe County, NV

##### Correction

In FR Doc. 85-7221, beginning on page 12085 in the issue of Wednesday, March 27, 1985, make the following correction:

On page 12085, the docket number in the heading should have appeared as set forth above.

BILLING CODE 1505-01-M

#### Draft Logical Mining Unit Application and Processing Guidelines

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of draft guidelines and request for public comment.

SUMMARY: This Notice sets forth draft guidelines reflecting the Department of