

of airborne asbestos fibers present during various recreation activities. This action is also in accordance with the 1995 Final Environmental Impact Statement (FEIS) and Resource Management Plan Amendment for the CCMA.

The soil moisture during the time period of June through October is at the lowest point and therefore the dust generating potential and release of naturally occurring airborne asbestos is greatest. Analysis of airborne asbestos exposure reflected in EPA's Technical Memorandum issued February 5, 2005, titled "Human Health Risk Assessment "Asbestos Air Sampling Clear Creek Management Area, California," based on samples collected September 15, 2004, indicate a higher risk from airborne asbestos exposure in CCMA than EPA and BLM previously thought. Based on preliminary EPA results, use restrictions in CCMA may be needed to reduce risk to the public from asbestos exposure, particularly during the dry season.

Closure Order:

Pursuant to 43 CFR 8364.1, notice is hereby given that the BLM is seasonally restricting access to portions of public lands within the Clear Creek Management Area (CCMA) located in the southern portion of San Benito County and western Fresno County, California. A closure order to this effect was signed on May 25, 2005. All public access, including motorized and non-motorized recreation use is restricted on public lands within the Serpentine ACEC from June 4, 2005 through October 15, 2005. These lands are located in the Mount Diablo Meridian in portions of T. 17 S., R. 11 E.; T. 17 S., R. 12 E.; T. 18 S., R. 11 E.; T. 18 S., R. 12 E.; T. 18 S., R. 13 E.; T. 19 S., R. 13 E.

This seasonal closure is necessary to ensure visitor safety and protect public land users from potential health risks associated with naturally occurring asbestos found within the restricted area. Dry soil conditions and high dust generating potential from public use activities during this time period create a significant hazard and risk associated with exposure to asbestos.

Except for travel on San Benito County roads, all public access and motorized vehicle travel will be allowed only by written authorization of the Hollister Field Manager. The following persons are exempt from the identified restrictions:

- (1) Federal, State, or local law enforcement officers, while engaged in the execution of their official duties.
- (2) BLM personnel or their representatives while engaged in the execution of their official duties.

(3) Any member of an organized rescue, fire-fighting force, or emergency medical services organization while in the performance of their official duties.

(4) Any member of a federal, state, or local public works department while in the performance of an official duty.

(5) Any person in receipt of a written authorization of exemption obtained from the authorized officer from the Hollister Field Office.

(6) Private landowners with in-holdings within the restricted area who have a responsibility or need to access their property, and persons with valid existing rights-of-way or lease operations, or representatives thereof.

During the closure period, the area will be clearly posted. Closure signs are posted at main entry points to all locations affected by this Notice. Maps of the area are posted with this notice at key locations that provide access into the closure areas, and may be obtained with further information at the Hollister Field Office, 20 Hamilton Court, Hollister, California 95023.

Seasonal closure orders may be implemented as provided in 43 CFR, subpart 8364.1. Violations of this closure are punishable by a fine not to exceed \$1,000 and/or imprisonment not to exceed 12 months.

May 25, 2005.

Robert E. Beehler,
Field Manager.

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[AZ-910-0777-XP-241A]

State of Arizona Resource Advisory Council Meeting

AGENCY: Bureau of Land Management, Interior.

ACTION: Arizona Resource Advisory Council Meeting notice.

SUMMARY: This notice announces a meeting and tour of the Arizona Resource Advisory Council (RAC).

The business meeting will be held on August 23, 2005, in Safford, Arizona, at the Manor House located at 415 E. Highway 70 in Safford. It will begin at 9:30 a.m. and conclude at 4:30 p.m. The agenda items to be covered include: Review of the May 3, 2005 Meeting Minutes; BLM State Directors' Update on Statewide Issues; Presentations on the Gila Watershed Council, San Simon Watershed, Arizona Land Use Planning Updates, Saginaw Hill Update; and RAC

Questions on Written Reports from BLM Field Managers; Field Office Rangeland Resource Team proposals; Reports by the Standards and Guidelines, Recreation, Off-Highway Vehicle Use, Public Relations, Land Use Planning and Tenure, and Wild Horse and Burro Working Groups; Reports from RAC members; and Discussion of future meetings. A public comment period will be provided at 11 a.m. on August 23, 2005 for any interested publics who wish to address the Council.

On August 24, the RAC will tour several public land areas in the Safford Field Office. BLM will highlight the San Simon Watershed Project, Hotwell Dunes Off-Highway Vehicle Area, and some of the areas paleontological resources. The tour will be conducted from approximately 6 a.m. to 1 p.m.

FOR FURTHER INFORMATION CONTACT: Deborah Stevens, Bureau of Land Management, Arizona State Office, 222 North Central Avenue, Phoenix, Arizona 85004-2203, (602) 417-9215.

Carl Rountree,

Acting Arizona State Director.

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[NV-050-5853-ES; N-79030]

Notice of Realty Action: Recreation and Public Purposes (R&PP) Act Classification of Public Lands in Clark County, NV

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of realty action.

SUMMARY: The Bureau of Land Management (BLM) has examined and found suitable for classification for lease or conveyance under the provisions of the Recreation and Public Purposes Act (R&PP), as amended (43 U.S.C. 869 *et seq.*) approximately 5 acres of public land in Clark County, Nevada. The church of Jesus Christ of Latter Day Saints (LDS Church) proposes to use the land for a church and related facilities.

FOR FURTHER INFORMATION CONTACT: Sharon DiPinto, Bureau of Land Management, Las Vegas Field Office, at (702) 515-5062.

SUPPLEMENTARY INFORMATION: On September 2, 2004 the LDS Church filed a R&PP application for 5 acres of public land to be developed as a church with related facilities. These related facilities included a multipurpose building (a worship center, offices, classrooms,

nursery, kitchen, restrooms, utility/storage rooms and a lobby) with sidewalks, landscaped areas, paved parking areas, and off site improvements. The LDS Church is a qualified nonprofit entity. Additional detailed information pertaining to this application, plan of development, and site plans is on file in case file N-79030 located in the BLM Las Vegas Field Office.

The LDS Church proposes to use the following described public land for a church and related facilities:

Mount Diablo Meridian, Nevada

T. 23 S., R. 61 E., Sec. 11: N½SE4NW4SE4
Containing 5 acres, more or less.

Churches are a common applicant under the "public purposes" provision of the R&PP Act. The LDS Church is an IRS registered non-profit organization and is therefore, a qualified applicant under the R&PP Act.

The lease/conveyance is consistent with current Bureau planning for this area and would be in the public interest. The lease/patent, when issued, will be subject to the provisions of the Recreation and Public Purposes Act and applicable regulations of the Secretary of the Interior, and will contain the following reservations to the United States:

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

2. All minerals shall be reserved to the United States, together with the right to prospect for, mine and remove such deposits from the same under applicable law and such regulations as the Secretary of the Interior may prescribe and will be subject to:

1. An easement in favor of Clark County for roads, public utilities and flood control purposes.

2. All valid existing rights documented on the official public land records at the time of lease/patent issuance.

ADDRESSES: Send written comments to the Field Manager, Las Vegas Field Office, 4701 N. Torrey Pines Drive, Las Vegas, Nevada 89130. Detailed information concerning this action is available for review at the office of the Bureau of Land Management, Las Vegas Field Office, 4701 N. Torrey Pines Drive, Las Vegas, Nevada 89130-2301.

On July 28, 2005, the land described below will be segregated from all other forms of appropriation under the public land laws, including the general mining laws, except for lease/conveyance under the Recreation and Public Purposes Act, leasing under the mineral leasing laws

and disposals under the mineral material disposal laws. Interested parties may submit comments regarding the proposed lease/conveyance or classification of the lands until September 12, 2005.

Classification Comments

Interested parties may submit comments involving the suitability of the land for a church meeting house. Comments on the classification are restricted to whether the land is physically suited for the proposal, whether the use will maximize the future use or uses of the land, whether the use is consistent with local planning and zoning, or if the use is consistent with State and Federal programs.

Application Comments

Interested parties may submit comments regarding the specific use proposed in the application and plan of development, whether the BLM followed proper administrative procedures in reaching the decision, or any other factor not directly related to the suitability of the land for R&PP use.

Any adverse comments will be reviewed by the State Director. In the absence of any adverse comments, the classification of the land described in this notice will become effective September 26, 2005. The lands will not be offered for lease/conveyance until after the classification becomes effective.

Authority: 43 CFR 2741.

Sharon DiPinto,

*Assistant Field Manager, Division of Lands,
Las Vegas, NV.*

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[NM-070-1430-EQ; NMNM111685]

Notice of Realty Action; Commercial Lease on public land, San Juan County, NM

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of realty action.

SUMMARY: The Bureau of Land Management (BLM) has determined that a 100.53 acre tract of public land in San Juan County, New Mexico, is available for use as a poultry-production farm. Pursuant to the Federal Land Policy and Management Act of 1976, a non-competitive lease application for a use of this kind will be accepted for

processing and given careful consideration by the BLM.

DATES: Interested persons may submit comments in writing to the BLM at the address given below on or before September 12, 2005.

ADDRESSES: Bureau of Land Management, Field Office Manager, Farmington Field Office, 1235 La Plata Highway, Suite A, Farmington, New Mexico 87401.

FOR FURTHER INFORMATION CONTACT: Carol Balkus, at the address given above, or by telephone at: (505) 599-6353.

SUPPLEMENTARY INFORMATION: Nageezi Enterprises, a domestic corporation, has informally proposed in writing that the following described tract of public land, located near Bloomfield, New Mexico, be used, occupied and developed as a commercial, poultry-production farm:

New Mexico Principle Meridian

T. 27 N., R. 11 W., Section 9, lots 1 and 4,
and the NE¼ NE¼
Containing 100.53 acres, more or less.

After review, the BLM has determined the proposed use of the above described tract of land is in conformance with the applicable BLM land use plan, *i.e.*, the Farmington Resource Management Plan, and that the above described land is available for that use. Therefore, pursuant to section 302 (b) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1732 (b)) and the implementing regulations at 43 CFR part 2920, the BLM will accept for processing an application to be filed by Nageezi Enterprises, or its duly qualified designee, for a non-competitive lease of the above described tract of land, to be used and occupied as stated above.

A non-competitive lease will be employed in this case because the lease is proposed within a checkerboard land pattern next to the Navajo Nation farm with intermingled land ownership which is primarily managed for Navajo interests. There is no known competitive interest. Water and feed for the poultry farm are provided by the Navajo farm at a significant discount to the corporation since the corporation is a joint venture by Navajo chapter members from Nageezi and Huerfano chapters. Land use authorizations may be offered on a negotiated, non-competitive basis, when in the judgment of the authorized officer equities, such as prior use of the lands, exist, no competitive interest exists or where competitive bidding would represent unfair competitive and economic disadvantage to the originator of the