

ACTION: Notice of emergency clearance and request for comments.

SUMMARY: In compliance with the Paperwork Reduction Act of 1995, this notice announces that the Office of Management and Budget approved an information collection request for emergency clearance under 5 CFR 1320.13. This information collection request is cleared under OMB Control Number 1076-0094 through April 30, 2002. Basic information is requested of applicants for the issuance of a marriage license or for the dissolution of a marriage by a Court of Indian Offenses under 25 CFR 11. The Bureau of Indian Affairs is now seeking comments from interested parties to renew the clearance.

DATES: Written comments must be submitted by March 25, 2002.

ADDRESSES: Written comments are to be mailed or hand delivered to Ralph Gonzales, Office of Tribal Services, Bureau of Indian Affairs, 1849 C Street, NW., MS 4660-MIB, Washington, DC 20240 or e-mailed to ralphgonzales@bia.gov.

FOR FURTHER INFORMATION CONTACT: Ralph Gonzales, Bureau of Indian Affairs at (202) 208-4401 or ralphgonzales@bia.gov.

SUPPLEMENTARY INFORMATION:

I. Abstract

The Bureau of Indian Affairs, Department of the Interior, must collect personal information to carry out the requirements of Title 25, section 11.600(c)—Marriage, and Title 25, Section 11.606 (c)—Dissolution of Marriage. Information is collected by the Clerk of the Court of Indian Offenses in order for the Court to issue a marriage license or dissolve a marriage. The information is collected on a one-page application requesting only basic information necessary for the Court to properly dispose of the matter.

II. Method of Collection

The information is collected on a one-page application for the marriage license or for a dissolution of marriage.

III. Information Collected

Courts of Indian Offenses (CFR Courts) have been established on certain Indian reservation under the authority vested in the Secretary of the Interior by 5 U.S.C. 301, 25 U.S.C. 2 and 9, and 25 U.S.C. 13, which authorizes appropriations for "Indian judges." See *Tillett v. Hodel*, 730 F.Supp. 381 (W.D. Okla. 1990), *aff'd* 931 F.2d 636 (10th Cir. 1991) *United States v. Clapox*, 13 Sawy. 349, 35 F. 575 (D.Ore. 1888). The

CFR Courts provide adequate machinery for the administration of justice for Indian tribes in those areas where tribes retain jurisdiction over Indians and is exclusive of state jurisdiction but where tribal courts have not been established to exercise that jurisdiction.

Accordingly, CFR Courts exercise jurisdiction under part 11 of Title 25 of the Code of Federal Regulations.

Domestic relations are governed by 25 CFR 11.600 which authorizes the CFR Court to conduct marriages and dissolve marriages. In order to be married in a CFR Court, a marriage license must be obtained (25 CFR 11.600, 601). To comply with this requirement, an applicant must respond to the following six questions found at 25 CFR 11.600(c):

(c) A marriage license application shall include the following information:

(1) Name, sex, occupation, address, social security number, and date and place of birth of each party to the proposed marriage;

(2) If either party was previously married, his or her name, and the date, place, and court in which the marriage was dissolved or declared invalid or the date and place of death of the former spouse;

(3) Name and address of the parents or guardian of each party;

(4) Whether the parties are related to each other and, if so, their relationship;

(5) The name and date of birth of any child of which both parties are parents, born before the making of the application, unless their parental rights and the parent and child relationship with respect to the child have been terminated; and

(6) A certificate of the results of any medical examination required by either applicable tribal ordinances, or the laws of the State in which the Indian country under the jurisdiction of the Court of Indian Offenses is located.

For the purposes of § 11.600, Marriage, Social Security number information is requested to confirm identity. Previous marriage information is requested to avoid multiple simultaneous marriages, and to ensure that any pre-existing legal relationships are dissolved. Information on consanguinity is requested to avoid conflict with state or tribal laws against marriages between parties who are related by blood as defined in such laws. Medical examination information may be requested if required under the laws of the state in which the Court of Indian Offenses is located.

To comply with the requirement for dissolution of marriage, an applicant must respond to the following six questions found at 25 CFR 11.606(c):

(1) The age, occupation, and length of residence within the Indian country under the jurisdiction of the court of each party;

(2) The date of the marriage and the place at which it was registered;

(3) That jurisdictional requirements are met and that the marriage is irretrievably broken in that either (i) the parties have lived separate and apart for a period of more than 180 days next preceding the commencement of the proceeding or (ii) there is a serious marital discord adversely affecting the attitude of one or both of the parties toward the marriage, and there is no reasonable prospect of reconciliation;

(4) The names, age, and addresses of all living children of the marriage and whether the wife is pregnant;

(5) Any arrangement as to support, custody, and visitation of the children and maintenance of a spouse; and

(6) The relief sought.

For the purposes of § 11.606, Dissolution proceedings, information on occupation and residency is necessary to establish court jurisdiction. Information on the status of the parties, whether they have lived apart 180 days or if there is serious marital discord warranting dissolution, is necessary for the court to determine if dissolution is proper. Information on the children of the marriage, their ages and whether the wife is pregnant is necessary for the court to determine the appropriate level of support that may be required from the non-custodial parent.

Description of the need for the information and proposed use of the information: The information is submitted in order to obtain or retain a benefit, namely, the issuance of a marriage license or a decree of dissolution of marriage from the Court of Indian Offenses.

Affected entities: Indian applicants that are under the jurisdiction of one of the 24 established Courts of Indian Offenses are entitled to receive the benefit of this action by the Court.

Estimated number of respondents: Approximately 260 applications for a marriage license or petition for dissolution of marriage will be filed in the 24 Courts of Indian Offenses annually.

Proposed frequency of responses: On occasion as needed.

Burden: The average burden of submitting a marriage license or petition for dissolution of marriage is 15 minutes per application. The total annual burden is estimated as 65 hours.

Estimated cost: There are no costs to consider, except estimated costs of \$100 per court annually, for the material

supplies and staff time required by the Court of Indian Offenses.

IV. Request for Comments

The Department of the Interior invites comments on:

(a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

(b) The accuracy of the agencies' estimate of the burden (including the hours and cost) of the proposed collection of information, including the validity of the methodology and assumption used;

(c) Ways to enhance the quality, utility, and clarity of the information to be collected; and

(d) Ways to minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other collection techniques or other forms of information technology.

Burden means the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. This includes the time needed to review instructions; to develop, acquire, install and utilize technology and systems for the purpose of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information, to search data sources, to complete and review the collection of information; and to transmit or otherwise disclose the information.

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of this information collection. They also will become a matter of public record.

All written comments will be available for public inspection in Room 4660 of the Main Interior Building, 1849 C Street, NW, Washington, DC from 9 a.m. until 3 p.m., Monday through Friday, excluding legal holidays.

An agency may not conduct or sponsor, and a person is not required to respond to a collection of information, unless it displays a currently valid Office of Management and Budget control number.

This notice is published under the authority delegated by the Secretary of the Interior to the Assistant Secretary—Indian Affairs by 209 Departmental Manual 8.1.

Dated: January 9, 2002.

Neal A. McCaleb,

Assistant Secretary, Indian Affairs.

[FR Doc. 02–1623 Filed 1–22–02; 8:45 am]

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[CA–330–1420–01]

Notice of intent To amend the Arcata Resource Management Plan

AGENCY: Bureau of Land Management, Department of the Interior.

ACTION: Notice of intent to amend the Arcata Field Office's Arcata Resource Management Plan (RMP); Humboldt County, California.

SUMMARY: Notice is hereby given that it is the intent of the Bureau of Land Management (BLM) to consider amending the Arcata Field Office's Arcata RMP to address the disposal of one parcel of public land in Humboldt County for the purpose of accomplishing one land exchange. A plan amendment and environmental assessment will be prepared to analyze the effects of disposing of one parcel identified in Township 3 South, Range 2 West, Humboldt Base & Meridian, Section 11, NWSE. The land contains approximately 40 acres.

Public Participation

The public is invited to submit comments on this proposal for consideration in the environmental assessment. If you wish to withhold your name or street address from public review or from disclosure under the Freedom of Information Act, you must state this prominently at the beginning of your written comment. Such requests will be honored to the extent allowed by law. All submissions from organizations and businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, will be available for public inspection in their entirety.

SUPPLEMENTARY INFORMATION: This notice provides for a comment period for a proposed plan amendment. Pursuant to the regulations at 43 CFR 1600, for a period of 30 days from the publication of this notice in the **Federal Register**, interested parties may submit comments and recommendations regarding the proposed plan amendment to Lynda Roush, Field Manager, Arcata Field Office, 1695 Heindon Road, Arcata, CA 95521. Please reference exchange case file CACA 39912 FD/PT.

FOR FURTHER INFORMATION OR RELATED DOCUMENTS CONTACT: Charlotte Hawks, Realty Specialist, Arcata Field Office, 1695 Heindon Road, Arcata, CA 95521. Telephone: (707) 825–2319.

Daniel E. Averill,

Assistant Field Manager, Arcata.

[FR Doc. 02–1669 Filed 1–22–02; 8:45 am]

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DEPARTMENT OF THE INTERIOR

National Park Service

Notice of Availability of The Record of Decision for the Final Supplemental Environmental Impact Statement for The Old Agency Area (Project 3P13) of the Natchez Trace Parkway

AGENCY: National Park Service, Interior.

ACTION: Notice of availability.

SUMMARY: The Department of the Interior, National Park Service, announces the availability of a signed Record of Decision (March 23, 2001) on the Final Supplemental Environmental Impact Statement for the Old Agency Area (Project 3P13) of the Natchez Trace Parkway.

The Natchez Trace Parkway was established in 1938 to commemorate the Old Natchez Trace, a primitive network of trails that stretched approximately 716 kilometers (444 mi.) from Natchez, Mississippi, to Nashville, Tennessee. Today, two portions of the parkway motor road comprising about 32 kilometers (20 mi.) of its total length remain unfinished in Mississippi. The 1.8 kilometer (1.1 mi.) unfinished segment of the parkway known as 3P13 is within the city of Ridgeland and, is the focus of the Final Supplemental Environmental Impact Statement (FSEIS) for the Old Agency Road Area and the Record of Decision.

In 1998, public workshops produced 16 conceptual alternatives for construction of the parkway motor road and local public roads within the project area. Following additional public review and NPS evaluation of the conceptual alternatives, five concepts were determined to be the most viable and consistent with the proposed project's purpose. These five concepts were further refined and were analyzed in the Draft and Final Supplemental Environmental Impact Statement for the Old Agency Road Area as Alternatives 1, 2, 3, 4, and 5. Alternative 1 is the alternative that was originally proposed in the 1978 Final Environmental Impact Statement for Natchez Trace Parkway; it is the no-action alternative and served