

United Keetoowah Band of Cherokee Indians, Oklahoma, are named in treaties for 1784–1894 Land Cessions in Williamson County, TN (Map 13). On February 29, 2008 and June 26, 2008, the Tennessee Department of Environment and Conservation, Division of Archaeology, consulted with these Indian tribes recognized as aboriginal to the area from which these Native American human remains and associated funerary objects were removed.

The Secretary of the Interior may make a recommendation for the culturally unidentifiable human remains to be reinterred under State or other law. In May 2010, officials of the Tennessee Department of Environment and Conservation, Division of Archaeology, requested that the Secretary, through the Native American Graves Protection and Repatriation Review Committee (Review Committee), recommend reinterment of the Native American human remains and associated funerary objects according to State law, 43 CFR 10.11(c)(2)(ii). The request is to reinter under Tennessee state law (T.C.A. 11–6–119), which requires the reburial of Native American skeletal remains and associated funerary objects. In addition, the Chickasaw Nation, Oklahoma, will lead the reburial of the removed individuals and associated funerary objects on the Fewkes site property in a location selected by the Tennessee Department of Environment and Conservation, Division of Archaeology, and approved by the City of Brentwood, Williamson County, TN. The Chickasaw Nation has performed previous reburials of Mississippian period human remains and associated burial objects from middle Tennessee. Finally, the Tennessee Department of Environment and Conservation, Division of Archaeology, has provided proof that consultation has occurred with all Indian tribes from whose aboriginal lands the Native American human remains and associated funerary objects were removed, and that none have objected to the reinterment.

On June 11, 2010, the Review Committee considered the proposal for reinterment and concurred with the proposal. The Secretary of the Interior considered the Review Committee's recommendation in favor of the proposal and independently concurred with it. A June 16, 2010, letter from the Designated Federal Officer, writing on behalf of the Secretary of the Interior, transmitted the authorization for the Tennessee Department of Environment and Conservation, Division of Archaeology, to reinter the culturally

unidentifiable individuals under Tennessee state law (T.C.A. 11–6–119), contingent on the publication of a Notice of Inventory Completion in the **Federal Register**. This notice fulfills that requirement. In the same letter, the Secretary of the Interior recommended the reinterment of the associated funerary objects to the extent allowed by Federal, state, or local law.

Officials of the Tennessee Department of Environment and Conservation, Division of Archaeology, have determined that, pursuant to 25 U.S.C. 3001(9), the human remains described above represent the physical remains of 21 individuals of Native American ancestry. Officials of the Tennessee Department of Environment and Conservation, Division of Archaeology, also have determined that, pursuant to 25 U.S.C. 3001(3)(A), the 17 objects described above were placed with the individual human remains at the time of death or later as part of the death rite or ceremony. Lastly, officials of the Tennessee Department of Environment and Conservation, Division of Archaeology, have received a recommendation by the Secretary of the Interior, pursuant to 43 CFR 10.11(c)(2)(ii), that the human remains and associated funerary objects can be reinterred according to Tennessee state law (T.C.A. 11–6–119).

Representatives of any Indian tribe that believes itself to be culturally affiliated with the human remains and associated funerary objects or any other Indian tribe that believes it satisfies the criteria in 43 CFR 10.11(c)(1) should contact Michael C. Moore, Tennessee Division of Archaeology, 1216 Foster Ave., Cole Bldg 13, Nashville, TN 37243, telephone (615) 741–1588, before September 2, 2010. The human remains and associated funerary objects may be reinterred after that date if no additional claimants come forward.

The Tennessee Department of Environment and Conservation, Division of Archaeology, is responsible for notifying the Absentee-Shawnee Tribe of Oklahoma; Alabama-Quassarte Tribal Town, Oklahoma; Cherokee Nation, Oklahoma; Chickasaw Nation, Oklahoma; Choctaw Nation of Oklahoma; Eastern Band of Cherokee Indians of North Carolina; Eastern Shawnee Tribe of Oklahoma; Kialegee Tribal Town, Oklahoma; Muscogee (Creek) Nation, Oklahoma; Poarch Band of Creek Indians, Alabama; Quapaw Tribe of Oklahoma; Seminole Nation of Oklahoma; Shawnee Tribe, Oklahoma; Thlopthlocco Tribal Town, Oklahoma; and the United Keetoowah Band of Cherokee Indians, Oklahoma, that this notice has been published.

Dated: July 26, 2010

Sherry Hutt,

Manager, National NAGPRA Program.

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[LLIDB00100 L17110000.PH0000 241A 4500013040]

Notice of Permanent Closure on Public Lands in Ada County, ID

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of permanent closure.

SUMMARY: On April 12, 2010, Higby Cave and all public lands within 1,000 feet of the entrance were permanently closed to vehicle access and public use at all times, due to changes in the cave's structural integrity and related potential hazards. The cave entrance has been gated and access limited to BLM-permitted and administrative activities. Exempt from this order are BLM employees, authorized permittees, and other Federal, State and County employees while on official business of their respective agencies, including associated vehicle use for administrative and emergency purposes.

DATES: This closure of public land became effective on April 12, 2010.

FOR FURTHER INFORMATION CONTACT: Jarod Fluckiger, Outdoor Recreation Planner, Morley Nelson Snake River Birds of Prey National Conservation Area at the Boise District Office, 3948 Development Avenue, Boise, Idaho 83705, via e-mail at jarod_fluckiger@blm.gov, or phone (208) 384–3342.

SUPPLEMENTARY INFORMATION: Higby Cave lies in the S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 32, T.1 S., R.3 E., Boise Meridian, Ada County, Idaho, in an area containing approximately 72 acres. This closure is intended to provide for public safety and protect public land and resources from further degradation. The cave entrance has been enclosed with a bat-friendly gate, and vehicle access to the area around the cave is now blocked by the placement of large rocks at the closure perimeter. Signs have also been posted at routes leading into the area.

The decision to close Higby Cave was analyzed in the Snake River Birds of Prey National Conservation Area (NCA) Proposed Resource Management Plan/ Final Environmental Impact Statement (2008), and in the Environmental

Assessment (2010) to implement the decision.

This closure is established and administered by the BLM under the authority of Section 303(a) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1733(a)) and complies with 43 CFR 8364.1 (Closure and Restriction Orders). In accordance with 43 CFR 8360.0–7, violation of this order is punishable by a fine not to exceed \$1,000 and/or imprisonment not to exceed 12 months. Violators may also be subject to the enhanced fines provided for in 18 U.S.C. 3571.

Definitions: (a) “Public lands” means any lands or interests in lands owned by the United States and administered by the Secretary of the Interior through the Bureau of Land Management; (b) “Administrative purposes” means any use by an employee or designated representative of the Federal government or one of its agents or contractors in the course of their employment or representation; and (c) “Emergency purposes” means actions related to fire, rescue or law enforcement activities.

Terry Humphrey,
Four Rivers Field Manager.

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[LLCAC09000–14300000–ET; CACA 51408]

Notice of Proposed Withdrawal and Opportunity for Public Meeting; California

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice.

SUMMARY: The Assistant Secretary of the Interior for Land and Minerals Management proposes to withdraw approximately 28,953 acres of public lands from location and entry under the United States mining laws (30 U.S.C. 22 *et seq.*) for a period of 20 years, on behalf of the Bureau of Land Management (BLM), to limit impacts to public safety and human health from naturally occurring asbestos and past mining activities within the Clear Creek Management Area (CCMA). This notice temporarily segregates the lands for up to 2 years from location and entry under the United States mining laws (30 U.S.C. 22 *et seq.*) while various studies and analyses are made to support a final decision on the withdrawal application. In addition, approximately 3,763 acres

of non-Federal lands located inside of the boundary of the proposed withdrawal area, if acquired by or returned to the United States, would also be included in the proposed withdrawal and subject to the temporary segregation authorized by this notice.

DATES: Comments and meeting requests should be received on or before November 1, 2010.

ADDRESSES: Comments should be sent to Rick Cooper, Field Manager, Hollister Field Office, Bureau of Land Management, 20 Hamilton Court, Hollister, California 95023.

FOR FURTHER INFORMATION CONTACT: Dan Byrne, Hollister Field Office, BLM, 831–630–5031 or Brandon G. Anderson, California State Office, BLM, 916–978–4674.

SUPPLEMENTARY INFORMATION: The BLM ordered the temporary closure of 31,000 acres of public lands in the CCMA on May 1, 2008, based on the results of the Environmental Protection Agency’s (EPA) CCMA Asbestos Exposure and Human Health Risk Assessment. Using activity-based air sampling methods, the EPA concluded that visiting the CCMA more than once per year can put adults and children above the EPA’s acceptable risk range for exposure to carcinogens.

The applicant for the proposed withdrawal is the BLM at the address stated above. The petition/application requests the Assistant Secretary for Land and Minerals Management to withdraw, for a period of 20 years and subject to valid existing rights, the following described public lands from location and entry under the United States mining laws (30 U.S.C. 22 *et seq.*), but not the public land, mineral or geothermal leasing, or the mineral materials laws:

(a) Public Lands.

Mount Diablo Meridian

T. 17 S., R. 11 E.,
Sec. 25, lots 5, 6, and 10 to 15, inclusive;
Sec. 26, lots 15, 16, and 20;
Sec. 34, lots 16, 18, 19, and Mineral Survey No. 5253, not patented;
Sec. 35;
Sec. 36, lots 10 to 16, inclusive.
T. 18 S., R. 11 E.,
Sec. 1;
Sec. 2, lots 1 to 9, inclusive, S $\frac{1}{2}$ N $\frac{1}{2}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, and N $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 3, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$;
Sec. 10, E $\frac{1}{2}$ and E $\frac{1}{2}$ W $\frac{1}{2}$;
Sec. 11, lots 1 to 4, inclusive, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, and S $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 12, lots 1 to 5, inclusive, E $\frac{1}{2}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and S $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 13, lots 1 to 5, inclusive, NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, and S $\frac{1}{2}$;
Sec. 14;
Sec. 15, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and N $\frac{1}{2}$ SE $\frac{1}{4}$;

Sec. 23, N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, and NE $\frac{1}{4}$ NW $\frac{1}{4}$;

Sec. 24, N $\frac{1}{2}$ and SE $\frac{1}{4}$.

T. 17 S., R. 12 E.,
Sec. 31, lots 3, 4, and 6 to 20, inclusive;
Sec. 32, lots 11 to 14, inclusive, and 16;
Sec. 33, W $\frac{1}{2}$ W $\frac{1}{2}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$.
T. 18 S., R. 12 E.,
Sec. 3, SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 4, lots 1 to 17, inclusive, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, and S $\frac{1}{2}$ SE $\frac{1}{4}$;
Secs. 5, 6, and 7;
Sec. 8, lots 1, 2, 4, 5, 7, 8, 9, 11, 12, NW $\frac{1}{4}$ SW $\frac{1}{4}$, and S $\frac{1}{2}$ SW $\frac{1}{4}$;
Secs. 9 and 10;
Sec. 11, lots 2, 3, 4, and SE $\frac{1}{4}$;
Sec. 12, SW $\frac{1}{4}$;
Sec. 13, lots 2 to 6, inclusive, lot 8, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Secs. 14 and 15;
Sec. 17, lots 1 and 2, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, and E $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 18, lots 1 to 14, inclusive, and N $\frac{1}{2}$ NE $\frac{1}{4}$;
Sec. 19, lots 1 to 6, inclusive, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ W $\frac{1}{2}$, and SE $\frac{1}{4}$;
Sec. 20, E $\frac{1}{2}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, and SW $\frac{1}{4}$;
Sec. 21, N $\frac{1}{2}$;
Sec. 22, NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, and S $\frac{1}{2}$;
Secs. 23 and 24;
Sec. 25, lots 1, 3 to 6, inclusive, 8, 9, 11, 14, W $\frac{1}{2}$, and W $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 26, N $\frac{1}{2}$;
Sec. 27, N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, and S $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 28, NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 29, N $\frac{1}{2}$ N $\frac{1}{2}$;
Sec. 30, lot 1 and NE $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 34, NE $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 35, N $\frac{1}{2}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and N $\frac{1}{2}$ SE $\frac{1}{4}$.
T. 18 S., R. 13 E.,
Sec. 16, NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 17, SW $\frac{1}{4}$ NE $\frac{1}{4}$ and S $\frac{1}{2}$;
Sec. 18, lots 2, 3, 4, and E $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 19, lots 1 to 4, inclusive, and E $\frac{1}{2}$ E $\frac{1}{2}$;
Secs. 20 and 21;
Sec. 22, NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and S $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 27, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, and S $\frac{1}{2}$ S $\frac{1}{2}$ SE $\frac{1}{4}$;
Secs. 28 to 31, inclusive;
Sec. 32, all excluding Mineral Survey Nos. 6696 and 6724, both patented;
Sec. 33, all excluding that portion of Mineral Survey No. 6680, patented and contained therein;
Sec. 34, N $\frac{1}{2}$ and N $\frac{1}{2}$ S $\frac{1}{2}$ excluding that portion of Mineral Survey No. 6680, patented and contained therein;
Sec. 35, N $\frac{1}{2}$ N $\frac{1}{2}$ NW $\frac{1}{4}$.
T. 19 S., R. 13 E.,
Sec. 2, lot 4 and SW $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 3, lots 1 to 4, inclusive, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, and SW $\frac{1}{4}$;
Sec. 4, lots 1 to 4, inclusive, S $\frac{1}{2}$ N $\frac{1}{2}$, and S $\frac{1}{2}$;
Sec. 5, lots 1 to 4, inclusive, S $\frac{1}{2}$ N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 6, lot 1 and SE $\frac{1}{4}$ NE $\frac{1}{4}$.
The areas described aggregate 28,953.097 acres, more or less, in Fresno and San Benito Counties.