

*Article VIII—Abatement***Section 8.1. Public Nuisance**

*Established.* Any public place where liquor is sold, manufactured, bartered; exchanged, given away, furnished, or otherwise disposed of in violation of the provisions of this Ordinance, and all property kept in and used in maintaining such place, is hereby declared to be a public nuisance.

**Section 8.2. Abatement of Nuisance.**

The Tribal Chairperson, upon authorization by a majority of the General Council or, if he/she fails to do so, a majority of the General Council acting at a duly-called meeting at which a quorum is present, shall institute and maintain an action in a court of competent jurisdiction in the name of the Tribe to abate and perpetually enjoin any nuisance declared under this title. Upon establishment that probable cause exists to find that a nuisance exists, restraining orders, temporary injunctions and permanent injunctions may be granted in the cause as in other injunction proceedings, and upon final judgment against the defendant the court may also order the room, structure or place closed for a period of one (1) year or until the owner, lessee, tenant or occupant thereof shall give bond of sufficient sum of not less than five thousand dollars (\$5,000) payable to the Tribe and conditioned that liquor will not be thereafter manufactured, kept, sold, bartered, exchanged, given away, furnished or otherwise disposed of thereof in violation of the provision of this title or of any other applicable tribal law, and that s/he will pay all fines, costs and damages assessed against him/her for any violation of this title or other Tribal liquor laws. If any conditions of the bond should be violated, the whole amount may be recovered for the use of the Tribe.

**Section 8.3. Evidence.** In all cases where any person has been found responsible for a violation of this Ordinance relating to manufacture, importation, transportation, possession, distribution and sale of liquor, an action may be brought to abate as a public nuisance the use of any real estate or other property involved in the violation of this Ordinance, and proof of violation of this Ordinance shall be prima facie evidence that the room, house, building, vehicle, structure, or place against which such action is brought, is a public nuisance.

*Article IX—Use of Proceeds*

**Section 9.1. Application of Proceeds.** The gross proceeds collected by the General Council from all Licensing of the sale of alcoholic beverages on tribal

lands and from fines imposed as a result of violations of this Ordinance, shall be applied as follows:

(a) First, for the payment of all necessary personnel, administrative costs, and legal fees incurred in the enforcement of this Ordinance; and

(b) Second, the remainder shall be turned over to the General Fund of the Tribe and expended by the General Council for governmental services and programs on tribal lands.

*Article X—Miscellaneous Provisions*

**Section 10.1. Severability and Savings Clause.** If any provision or application of this Ordinance is determined by judicial review to be invalid, such provision shall be deemed ineffective and void, but shall not render ineffectual the remaining portions of this Ordinance, which shall remain in full force and effect.

**Section 10.2. Effective Date.** This Ordinance shall be effective as of the date on which the Secretary of the Interior certifies this Ordinance and publishes the same in the **Federal Register**.

**Section 10.3. Repeal of Prior Acts.** Any and all prior resolutions, laws, regulations or ordinances pertaining to the subject matter set forth in this Ordinance are hereby rescinded and repealed in their entirety.

**Section 10.4. Conformance with State Law and Federal Law.** All acts and transactions under this Ordinance shall be in conformity with the Compact, the laws of the State of California and applicable Federal Law as that term is used in 18 U.S.C. 1161, but only to the extent required by the laws of the United States.

*Article XI—Amendments*

This Ordinance may be amended only pursuant to a duly enacted Resolution of the General Council, with certification by the Secretary of the Interior and publication in the **Federal Register**, if required.

Wendy Del Rosa,

*Chairperson.*

Phillip Del Rosa,

*Secretary-Treasurer.*

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**DEPARTMENT OF THE INTERIOR****Bureau of Land Management**

[WO640-1020-PF-24-1A]

**Call for Nominations for Resource Advisory Councils**

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Notice of Resource Advisory Council call for nominations.

**SUMMARY:** The purpose of this notice is to request public nominations for the Bureau of Land Management (BLM) Resource Advisory Councils (RACs) that have member terms expiring this year. The RACs provide advice and recommendations to BLM on land use planning and management of the public lands and resources within their geographic areas.

**DATES:** BLM will accept public nominations for 45 days after the publication date of this notice. Send all nominations to the appropriate BLM State Office by no later than April 19, 2004.

**ADDRESSES:** See **SUPPLEMENTARY INFORMATION** for the locations to send your nominations.

**FOR FURTHER INFORMATION CONTACT:** Melanie Wilson Gore, U.S. Department of the Interior, Bureau of Land Management, Intergovernmental Affairs, 1849 C Street, MS-LS-406, Washington, DC 20240; 202-452-0377.

**SUPPLEMENTARY INFORMATION:** The Federal Land Policy and Management Act (FLPMA) (43 U.S.C. 1730) directs the Secretary of the Interior to involve the public in planning and issues related to management of lands administered by BLM. Section 309 of FLPMA directs the Secretary to select 10 to 15 member citizen-based advisory councils that are consistent with the requirements of Federal Advisory Committee Act (FACA). As required by the FACA, RAC membership must be balanced and representative of the various interests concerned with the management of the public lands. The BLM regulations governing RACs are found at 43 CFR part 1784. These regulations describe three general representative categories:

*Category One*—Holders of Federal grazing permits and representatives of energy and mineral development, timber industry, transportation or rights-of-way, off-highway vehicle use, and commercial recreation;

*Category Two*—Representatives of nationally or regionally recognized environmental organizations, archaeological and historic interests,

dispersed recreation, and wild horse and burro groups;

*Category Three*—Holders of State, county or local elected office, employees of a State agency responsible for management of natural resources, academicians involved in natural sciences, representatives of Indian tribes, and the affected public-at-large.

Individuals may nominate themselves or others. Nominees must be residents of the State or States in which the RAC has jurisdiction. BLM will evaluate nominees based on their education, training, and experience and their knowledge of the geographical area of the RAC. Nominees should demonstrate a commitment to collaborative resource decisionmaking. The following must accompany nominations received in this public call for nominations:

- Letters of reference from represented interests or organizations,
- A completed background information nomination form,
- Any other information that speaks to the nominee's qualifications.

Simultaneous with this notice, BLM State Offices will issue press releases providing additional information for submitting nominations, with specifics about the number and categories of member positions available for each RAC in the State. Nominations for RACs should be sent to the appropriate BLM offices listed below.

#### Alaska

##### Alaska RAC

Teresa McPherson, Alaska State Office, BLM, 222 West 7th Avenue, #13, Anchorage, Alaska 99513, (907) 271-3322

#### Arizona

##### Arizona RAC

Deborah Stevens, Arizona State Office, BLM, 222 N. Central Avenue, Phoenix, Arizona 85004-2203, (602) 417-9215

#### California

##### Central California RAC

Deane Swickard, Folsom Field Office, BLM, 63 Natoma Street, Folsom, California 95630, (916) 985-4474

##### Northeastern California RAC

Jeff Fontana, Eagle Lake Field Office, BLM, 2950 Riverside Drive, Susanville, California 96130, (530) 257-0456

##### Northwestern California RAC

Jeff Fontana, Eagle Lake Field Office, BLM, 2950 Riverside Drive, Susanville, California 96130, (530) 257-0456

#### Colorado

##### Front Range RAC

Ken Smith, Canon City Field Office, BLM, 3170 E. Main Street, Canon City, Colorado 81212, (719) 269-8553

##### Northwest RAC

Steve Hall, Western Slope Center, BLM, 2815 H Road, Grand Junction, Colorado 81506, (970) 244-3052

##### Southwest RAC

Steve Hall, Western Slope Center, BLM, 2815 H Road, Grand Junction, Colorado 81506, (970) 244-3052.

#### Montana and Dakotas

##### Eastern Montana RAC

Mark Jacobsen, Miles City Field Office, BLM, 111 Garryowen Road, Miles City, Montana 59301, (406) 233-2831.

##### Central Montana RAC

Kaylene Patten, Lewistown Field Office, BLM, Airport Road, P.O. Box 1160, Lewistown, Montana 59457, (406) 538-1957.

##### Western Montana RAC

Marilyn Krause, Butte Field Office, BLM, 106 North Parkmont, Butte, Montana 59701-3388, (406) 533-7617.

#### Dakotas RAC

Mary Ramsey, North Dakota Field Office, BLM, 2933 Third Avenue West, Dickinson, North Dakota 58601-2619, (701) 227-7700.

#### Nevada

Mojave-Southern RAC; Northeastern Great Basin RAC; Sierra Front Northwestern RAC

Debra Kolkman, Nevada State Office, BLM, 1340 Financial Boulevard, Reno, Nevada 89502-7147, (775) 289-1946.

#### New Mexico

##### New Mexico RAC

Theresa Herrera, New Mexico State Office, BLM, 1474 Rodeo Road, Santa Fe, New Mexico 87505, (505) 438-7517.

#### Oregon/Washington

Eastern Washington RAC; John Day/Snake RAC; Southeast Oregon RAC

Pam Robbins, Oregon State Office, BLM, 333 SW First Avenue, PO Box 2965, Portland, OR 97208-2965, (503) 808-6306.

#### Utah

##### Utah RAC

Sherry Foot, Utah State Office, BLM, 324 South State Street, Suite 301, P.O. Box 45155, Salt Lake City, Utah 84145-0155, (801) 539-4195.

Dated: February 19, 2004.

#### Jim Hughes,

*Director, Bureau of Land Management.*

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## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[CA-680-04-1920-EA-4819]

#### Closure and Restriction Orders, California and Nevada

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Temporary closure of selected public lands in California and Nevada during a research event known as the "Grand Challenge for Autonomous Ground Vehicles" to be held on Saturday, March 13, 2004.

**SUMMARY:** The Defense Advanced Research Projects Agency (DARPA) has official Bureau of Land Management authority to conduct a research event known as the "Grand Challenge for Autonomous Ground Vehicles" on California and Nevada lands in March, 2004. In an attempt to accelerate the development of autonomous vehicle technology, qualified, autonomous, unmanned vehicles will navigate along a specific route in compliance with parameters provided by DARPA; all vehicles will be under the control of DARPA during the event. The District Manager of the California Desert District (California) and the Field Manager of the Las Vegas Field Office (Nevada) of the Bureau of Land Management announce the temporary closure of selected public lands under their administration. This action involves two area closures and one route closure and is being taken to help ensure public safety and prevent unnecessary environmental degradation during the course of this event. At 4:30 a.m., Pacific Standard Time, on March 13, 2004, a final route of travel, taken from a total of 17 possible routes analyzed in the Environmental Assessment for the Grand Challenge will be announced to the general public and to 20 (twenty) teams which have constructed autonomous (robotic) vehicles for this event. This research event will involve twenty (20) fully autonomous ground vehicles which will be required to