

2. A reservation to the United States for all minerals in the land in accordance with Section 209 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1719).

3. A reservation to the United States for the road right-of-way under 44 L.D. 513 (UTU-25688) and all appurtenances thereto, constructed by the United States through, over, or upon the land so patented, and the right of the United States, its agents or employees, to maintain, operate, repair or improve the same so long as needed or used for or by the United States.

4. The patent will include a notice and indemnification statement under the Comprehensive Environmental Response Compensation and Liability Act. The parcel is subject to the requirements of Section 120(h) (42 U.S.C. Section 9620) holding the United States harmless from any release of hazardous materials that may have occurred as a result of the unauthorized use of the property by other parties. No warranty of any kind, express or implied, is given by the United States as to the title, physical condition or potential uses of the parcel of land proposed for sale.

5. Subject to such rights as Marysvale Town or its successors in interest may have for culinary water system storage tank, pipeline and access road purposes pursuant to right-of-way UTU-83158, including the right to increase the term of the right-of-way to a perpetual term in accordance with 43 CFR 2807.15.

6. Subject to such rights as Bullion Creek Irrigation or its successors in interest may have for roadway, pipeline and ditch purposes pursuant to right-of-way UTU-80707.

7. All valid existing rights.

Detailed information concerning the sale, including the appraisal, planning and environmental documents, and mineral report is available for review at the BLM Richfield Field Office at the address noted above.

On February 10, 2010, the above described land will be segregated from all forms of appropriation under the public land laws, including location and entry under the United States mining laws, except the sale provisions of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1713). The BLM is no longer accepting land use applications affecting the identified public land. The effect of segregation will terminate upon: (1) Issuance of a patent; (2) publication in the **Federal Register** of a termination of the segregation; or (3) on February 10, 2012, unless extended by the BLM State Director in accordance with 43 CFR 2711.1-2(d) prior to the termination

date. Audrey Roth will be allowed 30 days from receipt of a written offer to submit either full payment or at least 20 percent of the appraised value of the parcel and within 180 days, thereafter, submit the balance. If the balance of the purchase price is not received within the 180 days, the deposit will be forfeited to the United States and the parcel withdrawn from sale.

**Public Comments:** Comments must be received by the Associate Field Manager, BLM Richfield Field Office, at the address noted above, on or before March 29, 2010. Only written comments will be accepted. Before including your address, phone number, e-mail address, or other personal identifying information in your comments, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comments to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so. Any adverse comments received will be reviewed by the BLM Utah State Director, who may sustain, vacate, or modify this realty action. In the absence of any objections, or adverse comments, this proposed realty action will become the final determination of the Department of the Interior.

**Authority:** 43 CFR 2711.

**Selma Sierra,**  
*State Director.*

[FR Doc. 2010-2854 Filed 2-9-10; 8:45 am]

**BILLING CODE 4310-DQ-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[LLMT924000-L1430000.FR0000; MTM 99415]

#### **Notice of Correction to Notice of Realty Action; Application for Recordable Disclaimer of Interest; Montana**

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

**ACTION:** Notice of correction.

**SUMMARY:** The Bureau of Land Management published a Notice of Realty Action application for Recordable Disclaimer of Interest; Montana in the **Federal Register** on December 23, 2009 (74 FR 68280). The document contained an incorrect acreage figure and proposed action in the **SUPPLEMENTARY INFORMATION** section.

**FOR FURTHER INFORMATION CONTACT:** Sandra Ward, 406-896-5052.

**SUPPLEMENTARY INFORMATION:** In the **Federal Register** of December 23, 2009, the acreage following the legal description is corrected to read "147.76 acres" and on page 74 FR 68281, in the second paragraph, the words "legislative withdrawal" are corrected to read "disclaimer".

**Cindy Staszak,**

*Chief, Branch of Land Resources.*

[FR Doc. 2010-2851 Filed 2-9-10; 8:45 am]

**BILLING CODE 4310-SS-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[LLCAD09000.L1430000.ES0000; CACA-51457]

#### **Notice of Realty Action: Recreation and Public Purposes Act Classification, California**

**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 and subsequent conveyance under the provisions of the Recreation and Public Purposes Act (R&PP Act), as amended, approximately 133 acres of public land in San Bernardino County, California. The State of California, acting through the California Department of Transportation (Caltrans), proposes to construct a Joint Port of Entry (JPOE) inspection facility on Interstate 15 (I-15), near the California/Nevada state line. In conjunction with Caltrans, the California Department of Food and Agriculture, the California Department of General Services, and the California Highway Patrol would participate cooperatively in this multipurpose project.

**DATES:** For a period until March 29, 2010, interested parties may submit comments to the Field Manager, BLM Needles Field Office, at the address below.

**ADDRESSES:** Bureau of Land Management, Needles Field Office, 1303 South U.S. Highway 95, Needles, California 92363.

**FOR FURTHER INFORMATION CONTACT:** Jose M. Najar, Realty Specialist, BLM Needles Field Office, (760) 326-7006.

**SUPPLEMENTARY INFORMATION:** The following described public land in San Bernardino County, California, has been examined and found suitable for lease and subsequent conveyance under the provisions of the R&PP Act. The land is

located northwesterly of and parallel to I-15 between Nipton Road and Yates Well Road and is described as:

**San Bernardino Meridian**

- T. 16 N., R. ¼ E.,
- Sec. 1, portion of W½SE¼;
- Sec. 12, portions of NW¼NE¼, E½NW¼, E½SW¼, and SW¼SW¼;
- Sec. 13, portions of W½NW¼ and NW¼SW¼;
- Sec. 14, portion of E½SE¼;
- Sec. 23, portions of NE¼NE¼, S½NE¼, W½SE¼, and SE¼SW¼;
- Sec. 26, portions of E½NW¼, N½SW¼, and SW¼SW¼.

The area described contains 133 acres, more or less.

The above description will be replaced by lots designated upon the approval of an official supplemental plat of survey. The application filed by the Caltrans described the lands by metes and bounds.

The State of California, acting through the Caltrans, filed an R&PP application for the classification, lease, and subsequent conveyance of 133 acres of public land to be developed for a JPOE inspection facility. The proposed JPOE inspection facility would be comprised of a Commercial Vehicle Enforcement Facility and an Agricultural Inspection Facility between Nipton Road and Yates Well Road on the southbound I-15. Upon completion of the project, all traffic entering California on the southbound I-15 would be diverted through the JPOE.

Leasing and subsequent conveyance of the land to the State of California is consistent with current BLM planning for this area and would be in the public interest. The land is not needed for any Federal purpose. The lease would be issued for an initial term of 5 years to allow sufficient time to develop the planned facilities. The land would be conveyed after substantial development has occurred on the land. The lease and subsequent patent, if issued, would be subject to the provisions of the R&PP Act and applicable regulations of the Secretary of the Interior, and would be subject to the following terms, conditions, and reservations:

1. A right-of-way thereon for ditches or canals constructed by the authority of the United States pursuant to the 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 the minerals under applicable laws and regulations established by the Secretary of the Interior.
3. All valid existing rights.
4. An appropriate indemnification clause protecting the United States from claims arising out of the lessee/

patentee's use, occupancy, or operations on the land. Upon publication of this notice in the **Federal Register**, the public land described above is segregated from all forms of appropriation under the public land laws, including the general mining laws and leasing under the mineral leasing laws, except for lease/conveyance under the R&PP Act. Interested parties may submit comments regarding the proposed lease/conveyance or classification of the land until March 29, 2010.

*Classification Comments:* Interested parties may submit comments involving the suitability of the land for a JPOE inspection facility. Comments on the classification are restricted to whether the land is physically suited for the proposal or any other issues that would be pertinent to the environmental assessment (prepared under the National Environmental Policy Act of 1969) for this action, whether the use would maximize the future use or uses of the land, whether the use is consistent with local planning and zoning, or whether 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 its classification decision, or any other factor not directly related to the suitability of the land for R&PP use as a JPOE inspection facility.

All submissions from organizations or businesses will be made available for public inspection in their entirety. Before including your address, phone number, e-mail address, or other personal identifying information in your comment, be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from the public review, we cannot guarantee that we will be able to do so.

Any adverse comments will be reviewed by the State Director, who may sustain, vacate, or modify this realty action. In the absence of any adverse comments, the classification of the land described in this notice will become effective on April 12, 2010. The land will not be available for lease/conveyance until after the classification becomes effective.

**Authority:** 43 CFR 2741.5.

**Thomas Pogacnik,**  
Deputy State Director, Natural Resources.  
[FR Doc. 2010-2849 Filed 2-9-10; 8:45 am]  
**BILLING CODE 4310-40-P**

**NATIONAL INDIAN GAMING COMMISSION**

**Notice of Rights and Protections Available Under the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002**

**AGENCY:** National Indian Gaming Commission.

**ACTION:** No FEAR Act Notice.

**SUMMARY:** The National Indian Gaming Commission (NIGC) is publishing its notice under Title II of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002, Public Law 107-174 (Act), as required by the Act and 5 CFR part 724. This notice describes the obligation of the NIGC and other federal agencies to notify all employees, former employees, and applicants for federal employment of the rights and protections available to them under federal antidiscrimination and whistleblower protection laws.

**FOR FURTHER INFORMATION CONTACT:** Steffani A. Cochran, Commissioner/EEO Director, National Indian Gaming Commission, or the NIGC's Office of the General Counsel, 1441 L Street, NW., Suite 9100, Washington, DC 20005, 202-632-7003, or by facsimile at 202-632-7066 (not toll-free numbers). For further information regarding the No FEAR Act regulations, refer to 5 CFR part 724.

**SUPPLEMENTARY INFORMATION:**

**No FEAR Act Notice**

On May 15, 2002, Congress enacted the "Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002," which is now known as the No FEAR Act. One purpose of the Act is to "require that Federal agencies be accountable for violations of antidiscrimination and whistleblower protection laws." Public Law 107-174, Summary. In support of this purpose, Congress found that "agencies cannot be run effectively if those agencies practice or tolerate discrimination." Public Law 107-174, Title I, General Provisions, section 101(1).

The Act requires the NIGC to provide this notice to all of its employees, former employees, and applicants for federal employment to inform them of the rights and protections available to