

violation of this ordinance for each and every drink so consumed.

606. Sales of Liquor to Persons Under 21 Years of Age. Any person who shall sell or provide liquor to any person under the age of 21 years shall be guilty of a violation of this ordinance for each sale or drink provided.

607. Transfer of Identification to Minor. Any person who transfers in any manner an identification of age to a minor for the purpose of permitting such minor to obtain liquor shall be guilty of an offense; provided, that corroborative testimony of a witness other than the minor shall be a requirement of finding a violation of this ordinance.

608. Use of False or Altered Identification. Any person who attempts to purchase an alcoholic beverage through the use of false or altered identification which falsely purports to show the individual to be over the age of 21 years shall be guilty of violating this ordinance.

609. Violation of This Ordinance. Any person guilty of a violation of this ordinance shall be liable to pay the Tribe a penalty not to exceed \$500 per violation as civil damages to defray the Tribe's cost of enforcement of this ordinance. In addition to any penalties so imposed, any license issued hereunder may be suspended or canceled by the Committee for the violation of any of the provisions of this ordinance, or of the tribal license, upon hearing before the Committee after 10 days notice to the licensee. The decision of the Committee shall be final.

610. Acceptable Identification. Where there may be a question of a person's right to purchase liquor by reason of his/her age, such person shall be required to present any one of the following issued cards of identification which shows his/her correct age and bears his/her signature and photograph:

1. Driver's license of any state or identification card issued by any State Department of Motor Vehicles;
2. United States Active Duty Military;
3. Passport.

611. Possession of Liquor Contrary to This Ordinance. Alcoholic beverages which are possessed contrary to the terms of this ordinance are declared to be contraband. Any tribal agent, employee, or officer who is authorized by the Committee to enforce this section shall have the authority to, and shall seize, all contraband.

612. Disposition of Seized Contraband. Any officer seizing contraband shall preserve the contraband in accordance with applicable law. Upon being found in violation of the ordinance by the

Committee, the party shall forfeit all right, title and interest in the items seized which shall become the property of the Tribe.

Section VII—Taxes

701. Sales Tax. There is hereby levied and shall be collected a tax on each sale of alcoholic beverages on the Reservation in the amount of one percent (1%) of the amount actually collected, including payments by major credit cards. The tax imposed by this section shall apply to all retail sales of liquor on the Reservation and shall preempt any tax imposed on such liquor sales by the State of California.

702. Payment of Taxes to Tribe. All taxes from the sale of alcoholic beverages on the Reservation shall be paid over to the agent of the Tribe.

703. Taxes Due. All taxes for the sale of alcoholic beverages on the Reservation are due within thirty (30) days of the end of the calendar quarter for which the taxes are due.

704. Reports. Along with payment of the taxes imposed herein, the taxpayers shall submit an accounting for the quarter of all income from the sale or distribution of said beverages as well as for the taxes collected.

705. Audit. As a condition of obtaining a license, the licensee must agree to the review or audit of its books and records relating to the sale of alcoholic beverages on the Reservation. Said review or audit may be done annually by the Tribe through its agents or employees whenever, in the opinion of the Committee, such a review or audit is necessary to verify the accuracy of reports.

Section VIII—Profits

801. Disposition of Proceeds. The gross proceeds collected by the Committee from all licensing provided from the taxation of the sales of alcoholic beverages on the Reservation shall be distributed as follows:

- a. For the payment of all necessary personnel, administrative costs, and legal fees for the operation and its activities.
- b. The remainder shall be turned over to the account of the Tribe.

Section IX—Severability and Miscellaneous

901. Severability. If any provision or application of this ordinance is determined by review to be invalid, such adjudication shall not be held to render ineffectual the remaining portions of this title or to render such provisions inapplicable to other persons or circumstances.

902. Prior Enactments. All prior enactments of the Committee which are inconsistent with the provisions of this ordinance are hereby rescinded.

903. Conformance with California Laws. All acts and transactions under this ordinance shall be in conformity with the laws of the State of California as that term is used in 18 U.S.C. 1161.

904. Effective Date. This ordinance shall be effective on September 24, 1996.

Section X—Amendment

1001. This ordinance may only be amended or repealed by a majority vote of those actually voting in a mailed ballot vote to the General Council.

Section XI—Sovereign Immunity

1101. Nothing contained in this ordinance is intended to, nor does in any way, limit, alter, restrict, or waive the Tribe's sovereign immunity from unconsented suit.

Dated: September 18, 1996.

Ada E. Deer,

Assistant Secretary—Indian Affairs.

[FR Doc. 96-24366 Filed 9-23-96; 8:45 am]

BILLING CODE 4310-02-P

Bureau of Land Management

[AK-962-1410-00-P]

Alaska; Notice for Publication AA-11049, Alaska Native Claims Selection

In accordance with Departmental regulation 43 CFR 2650.7(d), notice is hereby given that a decision to issue conveyance under the provisions of Sec. 14(h)(1) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1613(h)(1), will be issued to Chugach Alaska Corporation for 15.51 acres. The lands involved are in the vicinity of Constantine Harbor, Alaska.

U.S. Survey No. 10229, Alaska

A notice of the decision will be published once a week, for four (4) consecutive weeks, in the Anchorage Daily News. Copies of the decision may be obtained by contacting the Alaska State Office of the Bureau of Land Management, 222 West Seventh Avenue, #13, Anchorage, Alaska 99513-7599 ((907) 271-5960).

Any party claiming a property interest which is adversely affected by the decision, an agency of the Federal government or regional corporation, shall have until October 24, 1996 to file an appeal. However, parties receiving service by certified mail shall have 30 days from the date of receipt to file an appeal. Appeals must be filed in the

Bureau of Land Management at the address identified above, where the requirements for filing an appeal may be obtained. Parties who do not file an appeal in accordance with the requirements of 43 CFR Part 4, Subpart E, shall be deemed to have waived their rights.

Patricia A. Baker,

Land Law Examiner, ANCSA Team, Branch of 962 Adjudication.

[FR Doc. 96-24404 Filed 9-23-96; 8:45 am]

BILLING CODE 4310-84-P

[AK-962-1410-00-P]

Alaska; Notice for Publication AA-10781; Alaska Native Claims Selection

In accordance with Departmental regulation 43 CFR 2650.7(d), notice is hereby given that a decision to issue conveyance under the provisions of Sec. 14(h)(1) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1613(h)(1), will be issued to Chugach Alaska Corporation for 5.64 acres. The lands involved are in the vicinity of Orca Bay, Alaska.

Lot 1, U.S. Survey No. 10199, Alaska

A notice of the decision will be published once a week, for four (4) consecutive weeks, in the Anchorage Daily News. Copies of the decision may be obtained by contacting the Alaska State Office of the Bureau of Land Management, 222 West Seventh Avenue, #13, Anchorage, Alaska 99513-7599 ((907) 271-5960).

Any party claiming a property interest which is adversely affected by the decision, an agency of the Federal government or regional corporation, shall have until October 24, 1996 to file an appeal. However, parties receiving service by certified mail shall have 30 days from the date of receipt to file an appeal. Appeals must be filed in the Bureau of Land Management at the address identified above, where the requirements for filing an appeal may be obtained. Parties who do not file an appeal in accordance with the requirements of 43 CFR Part 4, Subpart E, shall be deemed to have waived their rights.

Patricia A. Baker,

Land Law Examiner, ANCSA Team, Branch of 962 Adjudication.

[FR Doc. 96-24405 Filed 9-23-96; 8:45 am]

BILLING CODE 4310-84-U

[CO-010-1110-00]

Temporary Travel Restrictions for the Serviceberry Mountain Area of Colorado

AGENCY: Little Snake Resource Area, Bureau of Land Management, DOI.

ACTION: Order of area, road and trail use restriction.

SUMMARY: This order closes public lands newly acquired through land exchange from the Reserve Coal Properties Company to motorized vehicle use (except snowmobiles) in the Serviceberry Mountain area of the Little Snake Resource Area, Craig District. This order is issued under the authority of 43 CFR 8364.1 and 43 CFR 8341.2(a) as a temporary measure while the off-highway vehicle (OHV) management portion of the Little Snake Resource Area Resource Management Plan is reviewed and modified as needed to address public issues, concerns and needs, as well as resource uses, development, impacts and protection.

This order affects all public lands in the Serviceberry Mountain Area of Moffat County within:

T. 12 N., R. 90 W., Section 17, Lots 9-16
Section 18, Lots 9, 10
Section 19, Lots 5-7, 10
Section 20, Lots 1-16
Section 29, Lots 1-8
Section 30, Lots 5, 9-11, 15, 16

A metes and bounds parcel comprised of those portions of the W $\frac{1}{2}$ SE $\frac{1}{4}$ of section 29 and those portions of Lots 8 and 14, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and NE $\frac{1}{4}$ SW $\frac{1}{4}$ of section 30 lying southeasterly of an existing fence line extending from the northeast corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of section 19 to the southwest corner of Lot 14 of section 30.

EFFECTIVE DATES: This restriction order shall be effective October 4, 1996, and shall remain in effect until rescinded or modified by the Authorized Officer.

SUPPLEMENTARY INFORMATION: Current OHV use designations for adjoining public lands in the Serviceberry Mountain area are under similar temporary motorized vehicle restrictions. State and local agencies and neighboring landowners expressed concerns that recent easements and acquisitions would open public lands in the Serviceberry Mountain area to motorized traffic and cause unacceptable impacts to natural resources, especially wildlife and soils. In addition, consistent motor vehicle limitations are needed throughout the adjoining public lands in the Serviceberry Mountain area to avoid public confusion. The affected public lands includes identified soil erosion hazards and important high quality big game habitat. Given due consideration

of the concerns expressed by the public and the potential impacts of unrestricted motorized vehicle use, a modification of existing OHV use designations is necessary to adequately protect natural resources on public land, minimize conflicts with other uses, prevent trespass problems, and ensure public safety until these issues can be more thoroughly addressed in activity planning for these areas. Provisions will be made to allow for necessary motorized travel on the public lands for administrative purposes and to facilitate non-motorized public access to the public lands. The area, roads, and trails affected by this order will be posted with appropriate regulatory signs. Information, including detailed maps of the restricted area, roads and trails will be available at the access sites and in the Resource Area Office and District Office at the addresses shown below.

Persons who are exempt from the restrictions contained in this notice include:

1. Any Federal, State, or local officers engaged in fire, emergency and law enforcement activities.

2. BLM employees engaged in official duties.

3. Persons or agencies holding a valid permit or right-of-way on or across the restricted public land for access to private land, for purposes related to the access of private land only.

4. Persons or agencies holding a special use permit or right-of-way for access to maintenance and operation of authorized facilities within the restricted area, for purposes related to access for maintenance and operation of authorized facilities, and provided such motorized use is limited to the routes specifically identified in the special use permit or right-of-way.

5. Grazing permittees authorized during the permitted grazing season for grazing related purposes provided such motorized use is limited to existing roads and trails and subject to any additional conditions in the grazing permit. Any motorized use before or after the permitted grazing season necessary for maintenance and operation of range facilities shall require advance approval by the authorized officer specifically authorizing such use and subject to whatever restrictions are deemed necessary.

PENALTIES: Violations of this restriction order are punishable by fines not to exceed \$1,000 and/or imprisonment not to exceed 12 months.

FOR FURTHER INFORMATION CONTACT:

John Husband, Area Manager, Little Snake Resource Area, 1280 Industrial