

*Section 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 Tribal Council to enforce this section shall have the authority to, and shall seize, all contraband.

*Section 612. Disposition of Seized Contraband.* Any officer seizing contraband shall preserve the contraband in accordance with the appropriate California law code. Upon being found in violation of the ordinance by the Tribal Council, the party shall forfeit all right, title and interest in the items seized which shall become the property of the Tribe.

#### Chapter VII—Taxes

*Section 701. Sales Tax.* There is hereby levied and shall be collected a tax on each sale of alcoholic beverages on the Rancheria in the amount of 1 percent 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 Rancheria and shall preempt any tax imposed on such liquor sales by the State of California.

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

*Section 703. Taxes Due.* All taxes for the sale of alcoholic beverages on the Rancheria are due within 30 days at the end of the calendar quarter for which the taxes are due.

*Section 704. Reports.* Along with payment of the taxes imposed herein, the taxpayer 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.

*Section 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 Rancheria. Said review or audit may be done annually by the Tribe through its agents or employees whenever, in the opinion of the Tribal Council, such a review or audit is necessary to verify the accuracy of reports.

#### Chapter VIII—Profits

*Section 801. Disposition of Proceeds.* The gross proceeds collected by the Tribal Council from all licensing provided from the taxation of the sale of alcoholic beverages on the Rancheria 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 Trust Account of the Tribe.

#### Chapter IX—Severability and Miscellaneous

*Section 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.

*Section 902. Prior Enactments.* All prior enactments of the Tribal Council, which are inconsistent with the provisions of this ordinance, are hereby rescinded.

*Section 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.

*Section 904. Effective Date.* This ordinance shall be effective on such date as the Secretary of the Interior certifies this ordinance and publishes the same in the **Federal Register**.

#### Chapter X—Amendment

This ordinance may only be amended by majority vote of the Tribal Council.

#### Chapter XI—Sovereign Immunity

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 or action.

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#### DEPARTMENT OF THE INTERIOR

##### Bureau of Land Management

[Docket No. OR-035-01-1220-AB: GP0-01-0075]

##### Notice of Meeting of the Oregon Trail Interpretive Center Advisory Board

**AGENCY:** National Historic Oregon Trail Interpretive Center, Vale District, Bureau of Land Management, Interior.  
**ACTION:** Notice of meeting.

**SUMMARY:** Notice is given that a meeting of the Advisory Board for the National Historic Oregon Trail Interpretive Center will be held on Tuesday, February 20, 2001 from 8:00 a.m. to 12:00 Noon in the Library Room at the Best Western Sunridge Inn, One

Sunridge Lane, Baker City, Oregon. Public comments will be received from 12:00 noon to 12:15 p.m., February 20, 2001. Topics to be discussed are the Action Plan Development for Advisory Board recommendations for FY2001-2002, Marketing Strategy for NHOTIC, and the Capital Expansion Plan.

**DATES:** The meeting will begin at 8:00 a.m. and run to 12:00 Noon, February 20, 2001.

##### FOR FURTHER INFORMATION CONTACT:

David B. Hunsaker, Bureau of Land Management, National Historic Oregon Trail, Interpretive Center, PO Box 987, Baker City, OR 97814, (Telephone 541-523-1845).

**Roy L. Masinton,**

*Acting Vale District Manager.*

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#### DEPARTMENT OF THE INTERIOR

##### Bureau of Land Management

[CO-170-1430-00; COC 64613, COC 64614]

##### Notice of Realty Action: Commercial Permit/Lease/Easement on Public Land.

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

**ACTION:** Proposed commercial permit/lease/easement, section 302, Federal Land Policy and Management Act.

**SUMMARY:** The Bureau of Land Management, San Juan Field Office, Durango, Colorado, has for consideration interest in land use authorization(s) under Section 302 of the Federal Land Policy and Management Act of 1976 (90 Stat. 2762; 43 U.S.C. 1732), and regulations at 43 CFR Part 2920. There are two proponents for use of BLM managed public lands in the Silverton, Colorado vicinity. Core Mountain Enterprises, LLC proposes to use approximately 1600 acres of public land for a recreation/learning facility. Velocity Peak Inc, proposes to use approximately 3660 acres of public land for recreation development. The respective areas of proposed use overlap in some locations.

Description: An area of federal lands managed by the Bureau of Land Management, Department of the Interior, lying approximately within sections 20-21, 27-34 of protracted Township 42 N., R.7 W., and, also within sections 3-9 of protracted Township 41 N., R.7 W., New Mexico Principal Meridian. Further described as north of Silverton, in San Juan County, Colorado, and bounded as follows:

Beginning at the north end of Silverton, thence westerly along Cement Creek and Colorado State Highway #110, to Gladstone, thence southeasterly along the Middle Fork of Cement Creek to the divide between the Middle Fork Cement Creek and the South Fork of the Animas River, thence south along the eastern slope of the Boulder Gulch drainage to Colorado State Highway #110, thence southwest to the north end of Silverton and the point of beginning.

The area described contains approximately 3660 acres of federal land and is exclusive of the private land adjacent to and contained within the perimeter of the project.

A determination to analyze the proposed projects separately or jointly will be made subsequent to a review of the proponents' applications which will be accepted after the publication of the NORA.

If found suitable for the proposed uses, such uses would be authorized through a competitive or non-competitive process, by permit, lease, or easement, as appropriate, at fair market rental, paid annually in advance. A permit or permits, lease or leases, or easement or easements, singly or in combination, could authorize use of the land for extreme skiing/snow-boarding and winter related learning courses offered during the winter months, and biking, hiking and all season sightseeing. A holder of a permit, easement, or lease would be required, in advance of authorization, to agree to the terms and conditions of 43 CFR 2920.7 and such additional terms and conditions as are deemed necessary for the particular use authorization.

Permitting/leasing or issuance of easements under Section 302 of FLPMA within the above-described area would be consistent with the Bureau of Land Management's current San Juan Resource Area Management Plan.

An authorized permittee, lessee, or easement holder, would be required, in advance, to reimburse the United States for reasonable administrative fees and monitoring of construction, operation, maintenance, and rehabilitation of the land authorized. The reimbursement of costs would be in accordance with 43 CFR 2920.6.

Any permit, lease, or easement authorized would be subject to valid existing rights, including, but not limited to the following:

1. A right-of-way for microwave reflector purposes granted to Western Tele-Comm by right-of-way Colorado 4702, under the Act of March 11, 1911.
2. A right-of-way for electric power distribution line granted to San Miguel Power Association by right-of-way

Colorado 18281, under the Act of February 15, 1901 (16 U.S.C. 79, 522).

3. A right-of-way for public highway granted to the Colorado Department of Transportation by right-of-way Colorado 44623, under the Act of October 21, 1976 (43 U.S.C. 1761).

4. A right-of-way for telephone service granted to QWEST Corporation by right-of-way Colorado 57856, under the Act of October 21, 1976 (43 U.S.C. 1761).

5. A right-of-way for water facility granted to the Town of Silverton by right-of-way Colorado 39506, under the Act of October 21, 1976 (43 U.S.C. 1761).

6. A right-of-way for access road granted to John Quenoy, et al, by right-of-way Colorado 46581, under the Act of October 21, 1976 (43 U.S.C. 1761).

7. A right-of-way for a communication site granted to San Miguel Power by right-of-way Colorado 36698, under the Act of October 21, 1976 (43 U.S.C. 1761).

8. A right-of-way for electric power distribution line granted to San Miguel Power Association by right-of-way Colorado 7845, under the Act of March 4, 1911 (16 U.S.C. 5, 420, 523).

Detailed information is available for review at the office of the Bureau of Land Management, San Juan Field Office, 15 Burnett Court, Durango, Colorado.

**DATES:** Interested parties may submit comments until March 12, 2001, to: Bureau of Land Management, Field Office Manager, San Juan Field Office, 15 Burnett Court, Durango, Colorado 81301.

**FOR FURTHER INFORMATION CONTACT:** Charlie Higby, San Juan Field Office, Bureau of Land Management, 15 Burnett Court, Durango, Colorado 81301; (970) 247-4874.

Dated: January 10, 2001.

**Calvin Joyner,**

*Field Office Manager.*

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## DEPARTMENT OF THE INTERIOR

### Minerals Management Service

#### Outer Continental Shelf (OCS) Operations; Annual List of Notices to Lessees and Operators (NTLs)

**AGENCY:** Minerals Management Service (MMS), Interior.

**ACTION:** Notice.

**SUMMARY:** This notice informs the public, industry, and other Government agencies of NTLs that are in effect as of

January 15, 2001. It also officially rescinds several regional NTLs and one regional Letter to Lessees and Operators (LTL).

**ADDRESSES:** You may obtain copies of NTLs through our website at <http://www.mms.gov/ntls/> or by contacting the MMS National Office or the OCS Region that issued the NTL at the following addresses:

National Office: Minerals Management Service, Engineering and Operations Division, 381 Elden Street, Herndon, Virginia 20170-4817, Attention: Ms. Alexis London; telephone (703) 787-1600.

Alaska OCS Region: Minerals Management Service, 949 East 36th Avenue, Room 308, Anchorage, Alaska 99508-4363, Attention: Ms. Christine Huffaker; telephone (907) 271-6621.

Gulf of Mexico (GOM) OCS Region: Minerals Management Service, 1201 Elmwood Park Blvd., New Orleans, Louisiana 70123-2394, Attention: Mr. Michael Dorner; telephone (504) 736-2599.

Pacific OCS Region: Minerals Management Service, 770 Paseo Camarillo, Camarillo, California 93010-6064, Attention: Ms. Freddie Mason; telephone (805) 389-7566.

**FOR FURTHER INFORMATION CONTACT:** Alexis London, Engineering and Operations Division; telephone (703) 787-1600.

**SUPPLEMENTARY INFORMATION:** The MMS is responsible for oil and gas or sulphur operations in the OCS to ensure operational safety and protection of the environment. In addition to our regulations, under the authority of 30 CFR 250.103, we issue NTLs to provide guidance and to further clarify, interpret, or describe regulatory requirements on a national or regional basis.

In the past, we have also issued LTLs for this purpose or to communicate information to OCS lessees and operators. Recently we have rescinded or revised most of the LTLs and reissued them as NTLs. There are still a few active LTLs in the GOM OCS Region that have not yet been superseded by NTLs or rescinded. Although not listed in this Notice, please note that they will remain in effect until they are superseded or rescinded. To obtain a list or copies of the active LTLs, please contact the GOM OCS Region.

For your convenience, the following table lists the current active NTLs issued by the National Office and the OCS Regions. Therefore, if an NTL issued before January 15, 2001, is not listed, it is canceled and no longer in effect.