

evidence that leaders of NTAP, its predecessor, the Federal Recognition Committee, or the NNTC had any followers or represented any constituency within the membership as it was defined at any point.

The conclusion in the PF is affirmed. Therefore, petitioner 69A does not meet the requirements of criterion 83.7(c).

Petitioner 69A has submitted a copy of its current governing document, a 2001 Constitution, and membership criteria, including a "Nipmuc Nation Tribal Roll Policies and Procedures" manual that was approved by the council on January 14, 2002. Therefore, petitioner 69A meets criterion 83.7(d).

Petitioner 69A submitted a revised membership list which listed 526 individuals as members. The list was certified by resolution of petitioner 69A's governing council on September 23, 2002. Applying the revised membership requirements contained in the 2001 constitution and the 2002 "Policies and Procedures" manual, the petitioner reduced its membership from 1,602 at the time of the PF to 526 members for the FD.

With respect to criterion 83.7(e), the requirement under the regulations is that: "The petitioner's membership consists of individuals who descend from a historical Indian tribe or from historical Indian tribes which combined and functioned as a single autonomous political entity." In this case, there was no amalgamation by which two tribes combined and functioned as a single autonomous political entity.

Petitioner 69A argues that their ancestors living in the 1920s constituted a community that had "oalesced" around Hassanamisco by the 1920s. Their position is that the community included their ancestors, living in the 1920s, who descended from the Dudley Indians identified on the 1861 *Earle Report*, descended from the "Miscellaneous Indian" category on the 1861 *Earle Report*, descended from Connecticut Indians, or descended from a few other Indian ancestors living in the 1920s, as well as their ancestors living in the 1920s who descended from the Hassanamisco Indians identified on the 1861 *Earle Report*. The evidence does not support the assertion that such a "oalesced" entity had come into being by the 1920s (see previous discussion under criteria 83.7(b) and 83.7(c)).

The available evidence indicates that the Dudley/Webster Indians and the Hassanamisco Indians were separate tribes which did not combine into one tribe historically. The members of these two separate historical tribes were identified in the *Earle Report* of 1861.

The evidence for this FD demonstrates that 2 percent of the members (11 of 526) have Indian ancestry from Arnold/Sisco family who were part of the historical Hassanamisco/Grafton Nipmuc tribe that was identified in 1861. The evidence for this FD demonstrates that 53 percent of its members (277 of 526) descend from six families (Jaha, Humphrey, Belden, Pegan/Wilson, Pegan, and Sprague) who were identified as Dudley/Webster Indians in 1861. Neither the 2 percent of the members who descend from the Hassanamisco tribe as it existed in 1861, nor the 53 percent that descend from the separate Dudley/Webster tribe as it existed in 1861, is sufficient, based on precedent, to meet the requirements of criterion 83.7(e) for descent from a historical tribe.

Thirty-four percent of the petitioner's members have Indian ancestry from an individual identified as a "Miscellaneous Indian" on the *Earle Report*, 8 percent have Indian descent from individuals identified as Connecticut Indians, and 3 percent have other Indian ancestry. Therefore, 45 percent of the petitioner's membership do not have documented ancestry from either the historical Hassanamisco tribe or the historical Dudley/Webster tribe.

The petitioner has not demonstrated descent from a single historical tribe or from tribes that combined or amalgamated historically and therefore does not meet criterion 83.7(e).

No members of petitioner 69A are known to be dually enrolled with any federally acknowledged American Indian tribe. Therefore, petitioner 69A meets criterion 83.7(f).

There has been no Federal termination legislation with regard to petitioner 69A. Therefore petitioner 69A meets criterion 83.7(g).

Under section 83.10(m), the PD AS-IA is required to decline to acknowledge that a petitioner exists as an Indian tribe if the petitioner fails to satisfy any one of the seven mandatory criteria for Federal acknowledgment. The evidence in the record, including the evidence submitted by petitioner 69A, did not demonstrate that it meets criteria 83.7(a), (b), (c), and (e). Therefore, petitioner 69A, The Nipmuc Nation, does not satisfy the requirements to be acknowledged as an Indian tribe with a government-to-government relationship with the United States.

This determination is final and will become effective September 23, 2004, unless a request for reconsideration is filed pursuant to section 83.11. The petitioner or any interested party may file a request for reconsideration of this

determination with the Interior Board of Indian Appeals (section 83.11(a)(1)). These requests must be received no later than 90 days after publication of the PD AS-IA's determination in the **Federal Register** (section 83.11(a)(2)).

Dated: June 18, 2004.

**Aurene M. Martin,**  
Principal Deputy Assistant Secretary—Indian Affairs.

[FR Doc. 04-14394 Filed 6-24-04; 8:45 am]

BILLING CODE 4310-4J-P

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[NV-960-1060-PF-01-24 1A]

### OMB Control Number 1004-0042; Information Collection Submitted to the Office of Management and Budget Under the Paperwork Reduction Act

The Bureau of Land Management (BLM) has sent a request to extend the current information collection to the Office of Management and Budget (OMB) under the provisions of the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*). On March 7, 2003, the BLM published a notice in the **Federal Register** (68 FR 11124) requesting comments on this information collection. The comment period ended on May 6, 2003. BLM received no comments. You may obtain copies of the proposed collection of information and related forms and explanatory material by contacting the BLM Information Collection Clearance Officer at the telephone number listed below.

The OMB must respond to this request within 60 days but may respond after 30 days. For maximum consideration your comments and suggestions on the requirements should be directed within 30 days to the Office of Management and Budget, Interior Department Desk Officer (1004-0042), at OMB-OIRA via facsimile to (202) 395-6566 or e-mail to [OIRA\\_DOCKET@omb.eop.gov](mailto:OIRA_DOCKET@omb.eop.gov). Please provide a copy of your comments to the Bureau Information Collection Clearance Officer (WO-630), Bureau of Land Management, Eastern States Office, 7450 Boston Blvd., Springfield, Virginia 22153.

**Nature of Comments:** We specifically request your comments on the following:

1. Whether the Collection of information is necessary for the proper functioning of the BLM, including whether the information will have practical utility;
2. The accuracy of our estimates of the information collection burden,

including the validity of the methodology and assumptions we use;

3. Ways to enhance the quality, utility and clarity of the information we collect; and

4. Ways to minimize the information collection burden on those who are to respond, including the use of appropriate automated, electronic, mechanical, or other forms of information technology.

*Title:* Application for Adoption of Wild Horse(s) or Burro(s) (43 CFR 4700).

*OMB Approval Number:* 1004-0042.

*Bureau Form Number:* 4710-10.

*Abstract:* BLM collections specific information from individuals who wish to adopt a wild horse or burro. BLM uses this information to determine if the individuals qualify and are eligible to provide humane care and proper treatment of these animals.

*Frequency:* Once, on occasion.

*Description of Respondents:*

Respondents are individuals who wish to adopt a wild horse or burro from the BLM.

*Estimated Completion Time:* 10 minutes.

*Annual Responses:* 30,000.

*Filing Fee Per Response:* \$125 (this fee is not considered a filing fee, but we use the money for room, board, and veterinary care of the animal while under BLM management).

*Annual Burden Hours:* 5,000.

*Bureau Clearance Officer:* Michael Schwartz, (202) 452-5033.

Dated: April 16, 2004.

**Michael H. Schwartz;**

*Bureau of Land Management, Information Collection Clearance Officer.*

[FR Doc. 04-14403 Filed 6-24-04; 8:45 am]

**BILLING CODE 4310-84-M**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[WO-220-1020-PB-24 1A]

#### OMB Control Number 1004-0051; Information Collection Submitted to the Office of Management and Budget Under the Paperwork Reduction Act

The Bureau of Land Management (BLM) has sent a request to extend the current information collection to the Office of Management and Budget (OMB) under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*). On February 7, 2003, the BLM published a notice in the **Federal Register** (68 FR 6506) requesting comment on this information collection. The comment period ended on April 8, 2003. BLM received no

comments. You may obtain copies of the collection of information and related forms and explanatory material by contacting the BLM Information Collection Clearance Officer at the telephone number listed below.

The OMB must respond to this request within 60 days but may respond after 30 days. For maximum consideration your comments and suggestions on the requirements should be directed within 30 days to the Office of Management and Budget, Interior Department Desk Officer (1004-0051), at OMB-OIRA via facsimile to (202) 395-6566 or e-mail to

*OIRA\_DOCKET@omb.eop.gov*. Please provide a copy of your comments to the Bureau Information Collection clearance Officer (WO-630), Bureau of Land Management, Eastern States Office, 7450 Boston Blvd., Springfield, Virginia 22153.

*Nature of Comments:* We specifically request your comments on the following:

1. Whether the collection of information is necessary for the proper functioning of the BLM, including whether the information will have practical utility;

2. The accuracy of our estimates of the information collection burden, including the validity of the methodology and assumptions we use;

3. Ways to enhance the quality, utility and clarity of the information we collect; and

4. Ways to minimize the information collection burden on those who are to respond, including the use of appropriate automated, electronic, mechanical, or other forms of information technology.

*Title:* Authorizing Grazing Use (43 CFR 4130).

*OMB Control Number:* 1004-0051.

*Bureau Form Number(s):* 4130-5.

*Abstract:* The Bureau of Land Management (BLM) uses the information to administer the grazing use on public lands program.

*Frequency:* Annually.

*Description of Respondents:* Holders of BLM-issued grazing leases and permits.

*Estimated Completion Time:* 25 minutes.

*Annual Responses:* 15,000.

*Application Fee Per Response:* 0.

*Annual Burden Hours:* 6,250.

*Bureau Clearance Officer:* Michael Schwartz, (202) 452-5033.

Dated: May 25, 2004.

**Michael H. Schwartz,**

*Bureau of Land Management, Information Collection Clearance Officer.*

[FR Doc. 04-14404 Filed 6-24-04; 8:45 am]

**BILLING CODE 4310-84-M**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[WO-350-1430-PF-01-24 1A]

#### Extension of Approved Information Collection, OMB Control Number 1004-0190

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

**ACTION:** Notice and request for comments.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995, the Bureau of Land Management (BLM) is requesting the Office of Management and Budget (OMB) to extend and existing approval to collect certain information from Indians eligible to apply for an allotment with the BLM office that has jurisdiction over the lands covered by the application. BLM uses Form 2530-3, Indian Allotment Application, to collect this information to determine if the Indian applicant qualifies for an Indian allotment on public lands and public domain lands within national forests. The regulations at 43 CFR 2530 authorize BLM to issue an Indian allotment to eligible Indians who apply and qualify.

**DATES:** You must submit your comments to BLM at the address below on or before August 24, 2004. BLM will not necessarily consider any comments received after the above date.

**ADDRESSES:** You may mail comments to: Bureau of Land Management, (WO-630), Eastern States Office, 7450 Boston Blvd., Springfield, Virginia 22153.

You may send comments via Internet to: *WOComment@blm.gov*. Please include "ATTN: 1004-0190" and your name and return address with your comments.

You may deliver comments to the Bureau of Land Management, Administrative Record, Room 401, 1620 L Street, NW., Washington, DC.

Comments will be available for public review at the L Street address during regular business hours (7:45 a.m. to 4:15 p.m.) Monday through Friday.

**FOR FURTHER INFORMATION CONTACT:** You may contact Alzata L. Ransom, Realty Use Group, on (202) 452-7772 (Commercial or FTS). Persons who use a telecommunication device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) on 1-800-877-8330, 24 hours a day, seven days a week, to contact Ms. Ransom.

**SUPPLEMENTARY INFORMATION:** 5 CFR 1320.12(a) requires that we provide a 60-day notice in the **Federal Register** concerning a collection of information to solicit comments on: