

employees of the Hudson's Bay Company prior to 1855, from the Upper Cowlitz and Lower Cowlitz bands as enumerated by the Federal Government's Office of Indian Affairs (OIA) in 1878, and from persons enumerated as Cowlitz Indians on the BIA's 1919 Schedule of Unenrolled Indians in Western Washington prepared by special agent Charles Roblin.

The present membership also descends from individuals identified as Cowlitz Indians in pre-1855 Roman Catholic Church records, persons identified as Cowlitz Indians in public vital records, and from individuals identified as Cowlitz Indians on BIA allotment records (for Indian homesteads, public domain allotments, and Yakima Reservation allotments) and in affidavits filed with the BIA between 1911 and 1918 in connection with applications for adoption and allotment on the Quinault Reservation.

Previous acknowledgment decisions have allowed for the movement of families between bands and tribes, as well as the formal or informal merger of bands and tribes. The amalgamation of the Lower Cowlitz and Upper Cowlitz, and the association of non-Cowlitz *métis* families with the Cowlitz Indians in the society which developed at the Hudson's Bay Company settlement on Cowlitz Prairie prior to the 1855 date of prior unambiguous Federal acknowledgment, fall within these parameters. The process by which a limited number of non-Cowlitz *métis* families became associated with the Cowlitz Indians was carefully analyzed by the BIA. It was concluded that descent from such associated *métis* families constituted descent from the historical tribe within the meaning of criterion 83.7(e). Thus we conclude that the petitioner meets criterion 83.7(e).

The constitution of the Cowlitz Indian Tribe prohibits dual enrollment. This provision is enforced. The BIA found no evidence that a substantial proportion of the petitioner's membership was enrolled in any other Federally acknowledged tribe. Therefore, we find that the petitioner meets criterion 83.7(f).

No evidence was found that the petitioner or its members are the subject of congressional legislation which has expressly terminated or forbidden the Federal relationship. Therefore, we find that the petitioner meets criterion 83.7(g).

Based on this preliminary factual determination, we conclude that the Cowlitz Indian Tribe should be granted Federal acknowledgment under 25 CFR part 83.

As provided by 25 CFR 83.10(h) of the revised regulations, a report summarizing the evidence, reasoning, and analyses that are the basis for the proposed decision will be provided to the petitioner and interested parties, and is available to other parties upon written request. Comments on the proposed finding and/or requests for a copy of the report of evidence should be addressed to the Office of the Assistant Secretary, Bureau of Indian Affairs, 1849 C Street, NW., Washington, DC 20240, Attention: Branch of Acknowledgment and Research, Mailstop 4603—MIB. Third parties must simultaneously supply copies of their comments to the petitioner in order for them to be considered by the Department of the Interior.

During the response period, the Assistant Secretary shall provide technical advice concerning the proposed finding and shall make available to the petitioner in a timely fashion any records used for the proposed finding not already held by the petitioner, to the extent allowable by Federal law (83.10(j)(1)). In addition, the Assistant Secretary shall, if requested by the petitioner or any interested party, hold a formal meeting for the purpose of inquiring into the reasoning, analyses, and factual bases for the proposed finding. The proceedings of this meeting shall be on the record. The meeting record shall be available to any participating party and become part of the record considered by the Assistant Secretary in reaching a final determination (83.10(j)(2)).

If third party comments are received during the regular response period, the petitioner shall have a minimum of 60 days to respond to these comments. This period may be extended at the Assistant Secretary's discretion if warranted by the nature and extent of the comments (83.10(k)).

At the end of the response periods the Assistant Secretary shall consider the written arguments and evidence submitted during the response periods and issue a final determination. The Assistant Secretary shall consult with the petitioner and interested parties to determine an equitable time frame for preparation of the final determination and notify the petitioner and interested parties of the date such consideration begins. The Assistant Secretary may conduct any necessary additional research and may request additional information from the petitioner and third parties. A summary of the final determination will be published in the Federal Register within 60 days from the date on which the consideration of the written arguments and evidence

rebutting or supporting the proposed finding begins, as provided in 25 CFR 83.10(l)(2).

Dated: February 12, 1997.

Ada E. Deer,

Assistant Secretary—Indian Affairs.

[FR Doc. 97-4837 Filed 2-26-97; 8:45 am]

BILLING CODE 4310-02-P

Sac and Fox Nation of Missouri Liquor and Beer Act

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice.

SUMMARY: This notice is published in accordance with authority delegated by the Secretary of the Interior to the Assistant Secretary—Indian Affairs by 209 DM 8, and in accordance with the Act of August 15, 1953, 67 Stat. 586, 18 U.S.C. § 1161, as interpreted by the Supreme Court in *Rice v. Rehner*, 463 U.S. 713 (1983). I certify that the Sac and Fox Nation of Missouri Liquor and Beer Act was duly adopted by Resolution R-53-96 of the Sac and Fox Nation of Missouri Tribal Council on September 27, 1996. The ordinance provides for the regulation, sale, possession and use of alcoholic liquor and beer within the Tribe's jurisdiction.

DATES: This ordinance is effective as of February 27, 1997.

FOR FURTHER INFORMATION CONTACT: Jerry Cordova, Office of Tribal Services, 1849 C Street, N.W., MS 4603 MIB, Washington, D.C. 20240-4001; telephone (202) 208-4401.

SUPPLEMENTARY INFORMATION: The Sac and Fox Nation of Missouri Liquor and Beer Ordinance shall read as follows:

Sac and Fox Liquor and Beer Act

Section 1. Title and Purpose

This Title shall be known as the Sac and Fox Liquor and Beer Act ("Act"). This law is enacted to regulate the sale and distribution of liquor and beer products on all properties under the jurisdiction of the Sac and Fox Nation of Missouri, and to generate revenue to fund needed tribal programs and services.

Section 2. Authority

This Act is enacted pursuant to Article V (f) and (i) of the Constitution of the Sac and Fox Nation of Missouri in Kansas and Nebraska and the Act of August 15, 1953 (Pub. L. 83-277, 67 Stat. 588, 18 U.S.C. § 1161).

Section 3. Definitions

Unless otherwise required by the context, the following words and

phrases shall have the designated meanings:

(a) "Nation" or "Tribe" shall mean the Sac and Fox Nation of Missouri in Kansas and Nebraska.

(b) "Tribal Council" shall mean the Tribal Council of the Sac and Fox Nation of Missouri as constituted by Article IV of the Constitution of the Sac and Fox Nation of Missouri in Kansas and Nebraska.

(c) "Commission" shall mean the Sac and Fox Liquor and Beer Control Commission established pursuant to Section 201 of this Act.

(d) "Sac and Fox Indian Country" shall mean Indian Country as defined by 18 U.S.C. § 1151 subject to the jurisdiction of the Sac and Fox Nation of Missouri, including but not limited to, any lands and waters held in trust by the Federal Government within the jurisdiction of the Sac and Fox Nation of Missouri.

(e) "Sale" shall mean the transfer, exchange or barter, in any or by any means whatsoever, for a consideration, by any person, association, partnership, or corporation, of liquor or beer products.

(f) "Wholesale Price" shall mean the established price for which liquor and beer products are sold to the Sac and Fox Nation of Missouri or any Operator by the manufacturer or distributor, exclusive of any discount or other reduction.

(g) "Alcohol" is that substance known as ethyl alcohol, hydrated oxide of ethyl, or spirit of wine, which is produced by the fermentation or distillation of grain, starch, molasses or sugar, or other substances including all dilutions and mixtures of this substance.

(h) "Liquor" shall mean the four varieties of liquor, commonly referred to as alcohol, spirits, wine, and beer in excess of 5% percent of alcohol, and all fermented, spirituous, vinous or malt liquor or any other intoxicating liquid, solid, semi-solid or other substance patented or not, containing alcohol, spirits, wine, or beer in excess of 5% percent of alcohol, and intended for oral consumption.

(i) "Beer" shall mean any beverage obtained by the alcohol fermentation of an infusion or decoction of pure hops, or pure extract of hops, and malt and sugar in pure water containing not more than 5% percent of alcohol by weight.

(j) "Liquor Outlet" shall mean a tribally licensed retail sale business selling liquor within the Sac and Fox Indian Country, including all related and associated facilities under the control of the Licensee. Moreover, where a Licensee's business is carried

on as part of the operation of an entertainment or recreation facility, the "Liquor Outlet" shall be deemed to include the entire entertainment or recreation facility and associated areas.

(k) "Beer Outlet" shall mean a tribally licensed retail sale business selling beer within the Sac and Fox Indian Country, including all related and associated facilities under the control of the Licensee. Moreover, where a Licensee's business is carried on as part of the operation of an entertainment or recreation facility, the "Beer Outlet" shall be deemed to include the entire entertainment or recreation facility and associated areas.

(l) "Operator" or "Licensee" shall mean any person twenty-one (21) years of age or older, properly licensed by the Nation to operate a liquor and/or beer outlet.

Chapter One—Prohibition

Section 101. General Prohibition

It shall be unlawful to buy, sell, give away, consume, furnish, or possess any liquor or beer or product containing alcohol for ingestion by human beings, or to appear or be found in a place where liquor or beer are sold and/or consumed except as allowed by the Sac and Fox Liquor and Beer Act and regulations promulgated thereunder.

Section 102. Possession for Personal Use

Possession of liquor or beer for personal use by persons over the age of 21 years shall, unless otherwise prohibited by Federal or tribal law or regulation, be lawful within the Sac and Fox Indian Country, so long as such liquor or beer was lawfully purchased from an establishment duly licensed to sell such beverages, whether on or off the Sac and Fox Indian Country and consumed within a private residence or location, or at a location or facility specifically licensed for the public consumption of liquor or beer.

Chapter Two—Licensing

Section 201. Licensing of Liquor and Beer Outlets

The Tribal Council shall be the Liquor and Beer Control Commission. The Commission is empowered to:

(a) Administer this Act by exercising general control, management, and supervision of all liquor and beer sales, places of sale and sales outlets as well as exercising all powers necessary to accomplish the purposes of this Act.

(b) Adopt and enforce rules and regulations in furtherance of the purpose of this Act and in the performance of its administrative functions.

Section 202. Application for Liquor and Beer Outlet Licenses

(a) Application. Any person twenty-one (21) years of age and older, may apply to the Commission for a liquor and/or beer outlet license.

(b) Licensing Requirements. The person applying for such permit must make a showing once a year, and must satisfy the Commission that:

(1) he/she is a person of good moral character;

(2) he/she has never been convicted of violating any of the laws prohibiting the traffic in any spirituous, vinous, fermented or malt liquors, or of any of the gambling laws of the Nation, state, or any other tribe or state of the United States, within three (3) years immediately preceding the date of his/her petition;

(3) he/she has not violated the laws commonly called "prohibition laws";

(4) he/she has not had any permit or license to sell non-intoxicating liquors revoked by any governmental authority within the previous twelve (12) months.

(c) Processing of Application. The Commission's Secretary shall receive and process applications and be the official representative of the Nation and Commission in matters relating to receipt of applications, liquor and beer excise tax collections and related matters. If the Commission or its authorized representative is satisfied that the applicant is suitable and a responsible person, the Commission or its authorized representative may issue a license for the sale of liquor and/or beer products.

(d) Application Fee. Each application shall be accompanied by an application fee to be set by regulation of the Commission.

(e) Discretionary Licensing. Nothing herein shall be deemed to create a duty or requirement to issue a license. Issuance of licenses is discretionary upon the Commission's determination of the best interests of the Sac and Fox Nation, and the license grants a privilege, but not a property right, to sell liquor and/or beer within the jurisdiction of the Sac and Fox Nation at the licensed outlet(s).

Section 203. Liquor and Beer Outlet Licenses

(a) Upon approval of an application, the Commission shall issue the applicant a liquor and/or beer outlet license, valid for one year from the date of issuance, which shall entitle the Operator to establish and maintain only the type of outlet being permitted. This license shall not be transferrable. The Licensee must properly and publicly

display the license in the place of business. It shall be renewable at the discretion of the Commission by the submission of the Licensee of a subsequent application form and payment of application fee as provided in Section 202(d).

Section 204. Other Business by Operator

An Operator may conduct another business simultaneously with managing a liquor and/or beer outlet; PROVIDED, if such other business is in any manner affiliated or related to the liquor and/or beer outlet it must be approved by majority vote of the Commission prior to initiation. Said other business may be conducted on the same premise as a liquor and/or beer outlet, but the Operator shall be required to maintain separate books of account for the other business.

Section 205. Revocation of Operator's License

(a) Failure of an Operator to abide by the requirements of this Act and any additional regulations or requirements imposed by the Commission will constitute grounds for revocation of the Operator's license as well as enforcement of the penalties provided in Section 601 of this Act.

(b) Upon determining that any person licensed by the Sac and Fox Nation to sell liquor or beer is, for any reason, no longer qualified to hold such license or reasonably appears to have violated any terms of the license or tribal regulations, including failure to pay taxes when due and owing, or have been found by any forum of competent jurisdiction, including the Commission, to have violated the terms of a tribal or state license or of any provision of this Act, the Chairperson of the Commission shall immediately serve written notice upon the Licensee directing that he/she show cause within ten days why his or her license should not be revoked or restricted. The notice shall state the grounds relied upon for the proposed revocation or restriction.

(c) If the Licensee fails to respond to the notice within ten (10) days of service, the Chairperson may issue an order revoking the license or placing such restrictions on the license as the Chairperson deems appropriate, effective immediately. The Licensee may, within the 10 day period, file with the Office of the Chairperson a written response and request for hearing before the Commission.

(d) At the hearing, the Licensee may present evidence and argument directed at the issue of whether or not the asserted grounds for the proposed revocation or restriction are in fact true,

and whether such grounds justify the revocation or modifications of the license. The Nation may present other evidence as it deems appropriate.

(e) The Commission after considering all of the evidence and arguments, shall issue a written decision either upholding the license, revoking the license or imposing some lesser penalty (such as a temporary suspension or a fine), and such decision shall be final and conclusive.

(f) The Commission's final decision, upon posting a bond with the Court sufficient to cover the Commission's final hearing assessment or ruling, may be appealed by Licensee to the Sac and Fox Court. Any findings of fact of the Commission are conclusive upon the Court unless clearly contrary to law. The purposes of Court review are not to substitute the Court's finding of facts or opinion for the Commission's, but to guarantee due process of law. If the Court should rule for the appealing party, the Court may order a new hearing giving such guidance for the conduct of such as it deems necessary for a fair hearing. No damage or monies may be awarded against the Commission, its members, nor the Nation and its agents and employees in such an action.

Chapter Three—Liquor and Beer Sales and Transportation

Section 301. Sales by Liquor and Beer Wholesalers and Transport of Liquors and Beers Upon Sac and Fox Indian Country

(a) Right of Commission to Scrutinize Suppliers. The Operator of any licensed outlet shall keep the Commission informed, in writing, of the identity of the suppliers and/or wholesalers who supply or are expected to supply liquor and/or beer stocks to the outlet(s). The Commission may, at its discretion, limit or prohibit the purchases of said stock from a supplier or wholesaler for the following reasons: non-payment of Tribal taxes; bad business practices; or sale of unhealthy supplies. A ten day notice of stopping purchases ("Stop Purchase Order") will be given by the Commission whenever purchases from a supplier are to be discontinued unless there is a health emergency, in which case the Stop Purchase order may take effect immediately.

(b) Freedom of Information from Suppliers. Operators shall in their purchase of stock and in their business relations with suppliers cooperate with and assist the free flow of information and data to the Commission from suppliers relating to the sales and business arrangements between the

suppliers and Operators. The Commission may, at its discretion, require the receipts from the suppliers of all invoices, bills of lading, billings or other documentary receipts of sales to the Operators. All records shall be kept according to Section 302(g) of this Act.

Section 302. Sales by Retail Operators

(a) Commission Regulations. The Commission shall adopt regulations which shall supplement these laws and facilitate their enforcement. These regulations shall include prohibitions on sales to minors, where liquor and/or beer may be consumed, persons not allowed to purchase liquor and/or beer, hours and days when outlets may be open for business, and other appropriate matters and controls.

(b) Sales to Minors. No person shall give, sell, or otherwise supply liquor and/or beer to any person under twenty-one (21) years of age either for his or her own use or for the use of his or her parents or for the use of any other person.

(c) Consumption of Liquor and/or Beer upon Licensed Premises. No Operator shall permit any person to open or consume liquor or beer on his or her premises or any premises adjacent thereto and in his or her control until the Commission allows the consumption of liquor and/or beer and identifies where liquor and/or beer may be consumed on Sac and Fox Indian Country.

(d) Conduct on Licensed Premises.

(1) No Operator shall be disorderly, boisterous, or intoxicated on the licensed premises or on any public premises adjacent thereto which are under his or her control, nor shall he or she permit any disorderly, boisterous, or intoxicated person to be thereon; nor shall he or she use or allow the use of profane or vulgar language thereon.

(2) No Operator shall permit suggestive, lewd, or obscene conduct or acts on his or her premises. For the purpose of this section, suggestive, lewd or obscene acts or conduct shall be those acts or conduct identified as such by the laws of the Nation and/or of the State of Kansas.

(e) Employment of Minors. No person under the age of twenty-one (21) years of age shall be employed in any service in connection with the sale or handling of liquor, either on a paid or voluntary basis.

(f) Operator's Premises Open to Commission Inspection. The premises of all Operators, including vehicles used in connection with liquor and/or beer sales, shall be open during business hours and at all other reasonable times

to inspection by the Commission or its designated representatives.

(g) Operator's Records. The originals or copies of all sales slips, invoices, and other memoranda covering all purchases of liquor and/or beer by Operators shall be kept on file in the retail premises of the Operator purchasing the sale for at least five (5) years after each purchase, and shall be filed separately and kept apart from all other records, and as nearly as possible, shall be filed in consecutive order and each month's records kept separate so as to render the same readily available for inspection and checking. All canceled checks, bank statements and books of accounting covering or involving the purchase of liquor and/or beer, and all memoranda, if any, showing payment of money for liquor and/or beer other than by check, shall be likewise preserved for availability for inspection and checking.

(h) Records Confidential. All records of the Commission showing the purchase of liquor by any individual or group shall be confidential and shall not be inspected except by members of the Commission or its authorized representatives.

(i) Conformity with State Law. Operators shall comply with the State of Kansas liquor and beer laws to the extent required by 18 U.S.C. § 1161. However, the Nation shall have the fullest jurisdiction allowed under Federal law over the sale of liquor and beer products, and related products or activities, within the boundaries of Sac and Fox Indian Country.

Section 303. Transportation through the Reservation not Affected

Nothing herein shall pertain to the otherwise lawful transportation of liquor or beer through the Sac and Fox Indian Country by persons remaining upon public highways and where such beverages are not delivered or sold or offered for sale to anyone within the Sac and Fox Indian Country.

Chapter Four—Taxation and Audits

Section 401. Excise Tax Imposed upon Distribution of Liquor

(a) General Taxing Authority. The Commission shall have authority, as provided by Tribal law, to assess and collect tax on sales of liquor and beer products to the consumer or purchaser. The tax shall be collected and paid to the Commission upon all liquor and beer products sold within the jurisdiction of the Nation. The Tribal Council may establish differing tax rates for any given class of merchandise, which shall be paid prior to the time of retail sale and delivery thereof.

(b) Added to Retail Price. An excise tax, to be set by the Tribal Council, on the wholesale price shall be added to the retail selling price of liquor and beer products sold to the ultimate consumer or purchaser. All taxes paid pursuant to this Act shall be conclusively presumed to be direct taxes on the retail consumer precollected for the purposes of convenience and facility only.

(c) Within 72 hours after receipt of any liquor or beer by any wholesaler or retailer subject to this Act, a tribal tax stamp shall be securely affixed thereto denoting the tribal tax thereon. Retailers or sellers of liquor and/or beer within the Nation's jurisdiction may buy and sell or have in their possession only liquor and/or beer which have the tribal tax stamp affixed to each package.

Section 402. Audits and Inspection

(a) All of the books and other business records of the outlet shall be available for inspection and audit by the Commission or its authorized representative during business hours and at all other reasonable times.

(b) Bond for Excise Tax. The excise tax together with reports on forms to be supplied by the Commission, shall be remitted to the Commission on a monthly basis unless otherwise specified in writing by the Commission. The Operator shall furnish a satisfactory bond to the Commission in an amount to be specified by the Commission guaranteeing his or her payment of excise taxes.

Chapter Five—Liability, Insurance and Sovereign Immunity

Section 501. Liability for Bills

The Nation and the Commission shall have no legal responsibility for any unpaid bills owed by a liquor and/or beer outlet to a wholesale supplier or any other person.

Section 502. Tribal Liability and Credit

(a) Unless explicitly authorized by tribal statute, Operators are forbidden to represent or give the impression to any supplier or person with whom he or she does business that he or she is an official representative of the Nation or the Commission authorized to pledge tribal credit or financial responsibility for any of the expenses of his or her business operation. The Operator shall hold the Nation and the Commission harmless from all claims and liability of whatever nature. The Commission shall revoke an Operator's outlet license(s) if said outlet(s) is not operated in a businesslike manner or if it does not remain financially solvent or does not pay its operating expenses and bills before they become delinquent.

(b) Insurance. The Operator shall maintain at his or her expense adequate insurance covering liability, fire, theft, vandalism, and other insurable risks. The Commission may establish as a condition of any license, the required insurance limits and any additional coverage deemed advisable, proof of which shall be filed with the Commission.

Section 503. Sovereign Immunity Preserved

Nothing in this statute shall be construed as a waiver or limitation of the sovereign immunity of the Sac and Fox Indian Nation or its agencies, nor their officers or employees.

Chapter Six—Violations-Penalties

Section 601. Violations-Penalties

(a) Any person who violates this Act or elicits, encourages, directs or causes to be violated these laws shall be guilty of an offense and subject to a fine. Failure to have a current, valid or proper license shall not constitute a defense to an alleged violation of the licensing laws or regulations. The Sac and Fox Nation Court system will have jurisdiction over the proceeding.

1. Any person convicted of committing any violation of this Act shall be subject to punishment of up to one year imprisonment and/or a fine not to exceed Five Thousand Dollars (\$5,000.00).

2. Additionally, any person upon committing any violation of any provision of this Act may be subject to a civil action for trespass, and upon having been determined by the Court to have committed the violation, shall be found to have trespassed upon the lands of the Sac and Fox Nation, and shall be assessed such damages as the Court deems appropriate in the circumstances.

3. Any person suspected of having violated any provision of this Act shall, in addition to any other penalty imposed hereunder, be required to surrender any liquor or beer in such person's possession to the officer making the arrest or complaint. The surrendered beverages, if previously unopened, shall only be returned upon a finding by the Court after trial that the individual committed no violation of this Act.

4. Any Operator who violates the provisions set forth herein shall forfeit all of the remaining stock in the outlet(s). The Commission shall be empowered to seize forfeited products.

5. Any stock, goods or other items subject to this Act that have not been registered, licensed, or taxes paid shall be contraband and subject to immediate

confiscation by the Commission or its employees or agents, PROVIDED, that within 15 days of the seizure the Commission shall cause to be filed an action against such property alleging the reason for the seizure or confiscation, and upon proof, the Court shall order the property forfeited and vested in the Sac and Fox Nation of Missouri.

Chapter Seven—Miscellaneous Provisions

Section 701. Severability

If any provision of this Act in its application to any person or circumstance is held invalid, the remainder of the Act and its application to other persons or circumstances is not affected.

Section 702. Effective Date

This Act shall become effective upon publication of the Secretary of the Interior's certification notice in the Federal Register.

Dated: February 20, 1997.

Ada E. Deer,

Assistant Secretary—Indian Affairs.

[FR Doc. 97-4944 Filed 2-26-97; 8:45 am]

BILLING CODE 4310-22-P

Bureau of Land Management

[AK-962-1410-00-P; AA-9299]

Notice for Publication; 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 Calista Corporation for approximately 36.8 acres. The lands involved are in the vicinity of Nunivak Island, Alaska.

Seward Meridian, Alaska

T. 2 N., R. 104 W.,
Sec. 36.

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 March 31, 1997 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. 97-4835 Filed 2-26-97; 8:45 am]

BILLING CODE 4310-SS-P

[WY-921-41-5700; WYW104027]

Notice of Proposed Reinstatement of Terminated Oil and Gas Lease

Pursuant to the provisions of 30 U.S.C. 188(d) and (e), and 43 CFR 3108.2-3(a) and (b)(1), a petition for reinstatement of oil and gas lease WYW104027 for lands in Big Horn County, Wyoming, was timely filed and was accompanied by all the required rentals accruing from the date of termination.

The lessee has agreed to the amended lease terms for rentals and royalties at rates of \$5.00 per acre, or fraction thereof, per year and 16 $\frac{2}{3}$ percent, respectively.

The lessee has paid the required \$500 administrative fee and \$125 to reimburse the Department for the cost of this Federal Register notice. The lessee has met all the requirements for reinstatement of the lease as set out in Section 31 (d) and (e) of the Mineral Lands Leasing Act of 1920 (30 U.S.C. 188), and the Bureau of Land Management is proposing to reinstate lease WYW104027 effective November 1, 1996, subject to the original terms and conditions of the lease and the increased rental and royalty rates cited above.

Dated: February 18, 1997.

Pamela J. Lewis,

Chief, Leasable Minerals Section.

[FR Doc. 97-4902 Filed 2-26-97; 8:45 am]

BILLING CODE 4310-22-P

OVERSEAS PRIVATE INVESTMENT CORPORATION

Sunshine Act Meeting

March 11, 1997 Board of Directors Meeting

TIME AND DATE: Tuesday, March 11, 1997, 1:00 PM (OPEN Portion); 1:30 PM (CLOSED Portion).

PLACE: Offices of the Corporation, Twelfth Floor Board Room, 1100 New York Avenue, N.W., Washington, D.C.

STATUS: Meeting OPEN to the Public from 1:00 PM to 1:30 PM; Closed portion will commence at 1:30 PM (approx.).

MATTERS TO BE CONSIDERED:

1. President's Report
2. Approval of December 10, 1996 Minutes (Open Portion)
3. Meeting schedule through December, 1997

FURTHER MATTERS TO BE CONSIDERED: (Closed to the Public 1:30 PM).

1. Finance Project in Russia
2. Insurance Project in Bangladesh
3. Pending Major Projects Finance Project in Venezuela
4. Approval of December 10, 1996 Minutes (Closed Portion)

CONTACT PERSON FOR INFORMATION:

Information on the meeting may be obtained from Connie M. Downs at (202) 336-8438.

Dated: February 25, 1997.

Connie M. Downs,

OPIC Corporate Secretary.

[FR Doc. 97-5043 Filed 2-25-97; 2:30 pm]

BILLING CODE 3210-01-M

DEPARTMENT OF JUSTICE

Notice of Lodging of Stipulation Pursuant to the Comprehensive Environmental Response Compensation and Liability Act of 1980, as amended

Notice is hereby given that a proposed Stipulation in the bankruptcy proceeding entitled *In re Crafts Precision Industries, Inc.*, Chapter 11 Cash No. 95-14257 (JNF) (Bankr. D. Mass), was lodged on January 31, 1997, with the United States Bankruptcy Court for the District of Massachusetts. The proposed Stipulation resolves a Proof of Claim filed by the United States in the bankruptcy proceeding, on behalf of the Environmental Protection Agency. The Proof of Claim was passed on an obligation of Crafts Precision Industries, Inc. ("Crafts") pursuant to a consent decree, entered by the United States District Court for the District of New Hampshire on December 8, 1994, in *United States v. OK Tool Co., Inc.*, No. 94-517(b) (D.N.H.). The consent decree related to Craft's liability, under the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. 9601 *et seq.*, in connection with the Savage Municipal Well Superfund Site in Milford, New Hampshire. The Stipulation provides