

operation. The Operator shall hold the Tribe 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 Iowa Tribe of Kansas and Nebraska or its agencies, nor their officers or employees.

### **Chapter Six—Violations-Penalties**

#### *Section 601. Violations-Penalties*

(a) Any person who violates this ordinance 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 Tribe's Court system will have jurisdiction over the proceeding.

(1) Any person convicted of committing any violation of this Ordinance 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 Ordinance 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 Iowa Tribe, 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 Ordinance 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 Ordinance.

(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 Ordinance 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 fifteen (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 Iowa Tribe of Kansas and Nebraska.

### **Chapter Seven—Miscellaneous Provisions**

#### *Section 701. Severability*

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

#### *Section 702. Effective Date*

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

#### *Section 703. Repeal of Existing Liquor Ordinance*

On the Effective Date, Tribal Resolution 95-R-30 shall be repealed and of no further force or effect whatsoever, having been replaced and superseded by this ordinance.

Dated: April 6, 1998.

**Kevin Gover,**

*Assistant Secretary—Indian Affairs.*

[FR Doc. 98-10500 Filed 4-20-98; 8:45 am]

BILLING CODE 4310-02-P

### **DEPARTMENT OF THE INTERIOR**

#### **Bureau of Land Management**

[CO-010-1060-00]

#### **Helicopter and Motorized Vehicle Use While Gathering Wild Horses and Burros; Hearings/Meetings**

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

**ACTION:** Notice of public hearings.

**SUMMARY:** Two public hearings on the use of helicopters and motorized

vehicles have been scheduled in Colorado in 1998. The May 21 meeting will discuss helicopter use in the Spring Creek Herd Management Area, San Juan Resource Area. The June 22 hearing will discuss helicopter use in the Sand Wash Herd Management Area, Little Snake Resource Area; the West Douglas and North Piceance Herd Areas, White River Resource Area; and the Bookcliffs Wild Horse Range, Grand Junction Resource Area. This gives notice of the times and dates of these two hearings.

**DATES:** The hearings/meetings are scheduled as follows:

1. May 21, 1998, 12 Noon, Norwood, Colorado
2. June 22, 1998, 6:00 p.m., Meeker, Colorado

**ADDRESSES:** The hearings/meetings will be held at the following locations:

1. Norwood—Forest Service Office, 1760 East Grand, Norwood, Colorado 81401
2. Meeker—White River Resource Area Office, 73544 Highway 64, Meeker, Colorado 81641

**FOR FURTHER INFORMATION CONTACT:**

Valerie Dobrich, White River Resource Area, 73544 Highway 64, Meeker, Colorado 81641; Telephone (970) 878-3601.

**SUPPLEMENTARY INFORMATION:** The agenda will be limited to:

1. Introduction and Opening Remarks
2. Review of the Wild Horse Gathering Plans for 1998
3. Use of Helicopters in the Gather of Wild Horses
4. Public Comment Period

**Robert W. Schneider,**

*Associate District Manager.*

[FR Doc. 98-10547 Filed 4-20-98; 8:45 am]

BILLING CODE 4310-JB-P

### **DEPARTMENT OF THE INTERIOR**

#### **Bureau of Land Management**

[OR-958-0777-63; GP7-0022; ORE-03587]

#### **Public Land Order No. 7325; Modification and Partial Revocation of Public Land Order No. 1144; OR**

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

**ACTION:** Public land order.

**SUMMARY:** This order establishes a 20-year term as to 949.43 acres of National Forest System lands withdrawn by a public land order for the Forest Service's Miller Lake Recreation Area. These lands have been and will remain closed to mining, but will be opened to surface entry, and will remain open to mineral leasing. This order also revokes

the public land order insofar as it affects the remaining 325 acres which are no longer needed for the recreation site. These lands will remain closed to surface entry, mining, and mineral leasing by an overlapping withdrawal.  
**EFFECTIVE DATE:** May 21, 1998.

**FOR FURTHER INFORMATION CONTACT:** Betty McCarthy, BLM Oregon/ Washington State Office, P.O. Box 2965, Portland, Oregon 97208-2965, 503-952-6155.

By virtue of the authority vested in the Secretary of the Interior by Section 204 of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1714 (1994), it is ordered as follows:

1. Public Land Order No. 1144, which withdrew lands for Forest Service recreation areas, is hereby modified to expire 20 years from the effective date of this order unless, as a result of a review conducted before the expiration date pursuant to Section 204(f) of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1714(f) (1994), the Secretary determines that the withdrawal shall be extended insofar as it affects the following described lands:

#### Willamette Meridian

##### Winema National Forest

T. 27 S., R. 6 $\frac{1}{2}$  E.,

Sec. 11, SW $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ , and those portions of the N $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ , and NE $\frac{1}{4}$ NW $\frac{1}{4}$  lying outside the Mt. Thielsen Wilderness Area boundary;

Sec. 12, SW $\frac{1}{4}$ SW $\frac{1}{4}$  and those portions of the N $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , and SW $\frac{1}{4}$ SE $\frac{1}{4}$  lying outside the Mt. Thielsen Wilderness Area boundary;

Sec. 13, lots 1 to 7, inclusive, and NW $\frac{1}{4}$ SW $\frac{1}{4}$ ;

Sec. 14, NE $\frac{1}{4}$  and NE $\frac{1}{4}$ NW $\frac{1}{4}$ .

The area described contains approximately 949.43 acres in Klamath County.

The lands described above continue to be withdrawn from location and entry under the United States mining laws to protect the Forest Service's Miller Lake Recreation Area. These lands have been and will remain open to leasing under the mineral leasing laws.

2. Public Land Order No. 1144, which withdrew lands for Forest Service recreation areas, is hereby revoked insofar as it affects the following described lands:

#### Willamette Meridian

##### Winema National Forest

T. 27 S., R. 6 $\frac{1}{2}$  E.,

Sec. 11, W $\frac{1}{2}$ W $\frac{1}{2}$ , and those portions of the NE $\frac{1}{4}$  and N $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$  lying within the Mt. Thielsen Wilderness Area boundary;

Sec. 12, those portions of the SW $\frac{1}{4}$  and SW $\frac{1}{4}$ SE $\frac{1}{4}$  lying within the Mt. Thielsen Wilderness Area boundary.

The areas described aggregate approximately 325 acres in Klamath County.

The lands described above will remain closed to surface entry, mining, and mineral leasing by the overlapping Mt. Thielsen Wilderness Area withdrawal.

3. At 8:30 a.m. on May 21, 1998, the lands described in paragraph 1 will be opened to such forms of disposition as may by law be made of National Forest System lands, subject to valid existing rights, the provisions of existing withdrawals, other segregations of record, and the requirements of applicable laws.

Dated: April 2, 1998.

**Bob Armstrong,**

*Assistant Secretary of the Interior.*

[FR Doc. 98-10515 Filed 4-20-98; 8:45 am]

**BILLING CODE 4310-33-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[OR-958-1430-01; GP7-0125; OR-19044]

#### Public Land Order No. 7326; Partial Revocation of Executive Order Dated July 2, 1910; Oregon

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

**ACTION:** Public land order.

**SUMMARY:** This order revokes an Executive Order insofar as it affects 1,800 acres of public lands withdrawn for Bureau of Land Management Powersite Reserve No. 125. The lands are no longer needed for the purpose for which they were withdrawn. Of the lands being revoked, 1,320 acres will remain closed to surface entry due to another overlapping withdrawal, but will remain open to mining and mineral leasing. Of the remaining 480 acres, 320 acres have been conveyed out of Federal ownership with a reservation of all minerals to the United States, and 160 acres have been conveyed out of Federal ownership and have no remaining reservations to the United States.

**EFFECTIVE DATE:** April 21, 1998.

**FOR FURTHER INFORMATION CONTACT:**

Betty McCarthy, BLM Oregon/ Washington State Office, P.O. Box 2965, Portland, Oregon 97208-2965, 503-952-6155.

By virtue of the authority vested in the Secretary of the Interior by Section 204 of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1714 (1994), it is ordered as follows:

1. The Executive Order dated July 2, 1910, which established Powersite Reserve No. 125, is hereby revoked

insofar as it affects the following described lands:

#### Willamette Meridian

##### (a) Public Lands

T. 3 S., R. 14 E.,

Sec. 13, S $\frac{1}{2}$ N $\frac{1}{2}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;

Sec. 14, S $\frac{1}{2}$ NE $\frac{1}{4}$  and SE $\frac{1}{4}$ ;

Sec. 23, NE $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , and SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;

Sec. 35, NE $\frac{1}{4}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ , and NE $\frac{1}{4}$ SE $\frac{1}{4}$ .

T. 3 S., R. 15 E.,

Sec. 5, SE $\frac{1}{4}$ NE $\frac{1}{4}$  and E $\frac{1}{2}$ SE $\frac{1}{4}$ .

##### (b) Private Surface, Federal Minerals

T. 3 S., R. 14 E.,

Sec. 26, NE $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , and W $\frac{1}{2}$ SE $\frac{1}{4}$ ;

Sec. 35, E $\frac{1}{2}$ NW $\frac{1}{4}$ .

##### (c) Private Surface and Minerals

T. 3 S., R. 14 E.,

Sec. 26, NW $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , and NE $\frac{1}{4}$ SW $\frac{1}{4}$ .

The areas described aggregate 1,800 acres in Sherman and Wasco Counties.

2. The lands described in paragraph 1(b) have been conveyed out of Federal ownership with a reservation of all minerals to the United States. The lands have been and will remain open to mining and mineral leasing.

3. The lands described in paragraph 1(c), have been conveyed out of Federal ownership with no reservations to the United States.

4. The lands described in paragraph 1(a) are included in the Bureau of Land Management's withdrawal for the Deschutes Wild and Scenic River, and have been and will remain closed to surface entry, but will remain open to mining and mineral leasing.

Dated: April 2, 1998.

**Bob Armstrong,**

*Assistant Secretary of the Interior.*

[FR Doc. 98-10597 Filed 4-20-98; 8:45 am]

**BILLING CODE 4310-33-P**

## DEPARTMENT OF THE INTERIOR

[CA-068-7122-00-D063; CACA 39532]

#### Notice of Proposed Withdrawal and Opportunity for Public Meeting; California

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

**ACTION:** Notice.

**SUMMARY:** The Department of the Army, Los Angeles District, Corps of Engineers, has filed an application to withdraw approximately 391,809 acres of public lands to expand the U.S. Army's National Training Center at Fort Irwin. This notice closes the lands for up to 2 years from surface entry and mining.