

for grazing situations. The Authorized Officer will issue verbal instructions as needed to avoid the areas of concern within the designated area. All verbal instructions will be followed by the grazing permittee. Emergency situations (e.g. recovery of sick or injured animal(s) or emergency facility maintenance) will be completed with as little resource damage as possible. If prior notification is not possible, grazing permittees will notify the Authorized Officer, within 10 working days, of actions taken in a letter describing the location and reason for the action. BLM mitigation measures related to the soil, water, and/or cultural resource will be developed to address any damages caused by the emergency situation.

Penalties: Violations of this restriction order are punishable by fines as specified in 43 CFR 8360.0-7, and 18 U.S.C. 3571 of no more than \$100,000 and/or imprisonment not to exceed 12 months.

John E. Husband,

Field Manager, Little Snake Field Office.

[FR Doc. 05-3300 Filed 2-18-05; 8:45 am]

BILLING CODE 4310-JB-P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[MT-921-04-1320-EL-P; MTM 94066]

Notice of Invitation—Coal Exploration License Application MTM 94066

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice.

SUMMARY: Members of the public are hereby invited to participate with Western Energy Company in a program for the exploration of coal deposits owned by the United States of America in lands located in Rosebud County, Montana, encompassing 228.17 acres.

FOR FURTHER INFORMATION CONTACT:

Robert Giovanini, Mining Engineer, or Connie Schaff, Land Law Examiner, Branch of Solid Minerals (MT-921), Bureau of Land Management (BLM), Montana State Office, P.O. Box 36800, Billings, Montana 59107-6800, telephone (406) 896-5084 or (406) 896-5060, respectively.

SUPPLEMENTARY INFORMATION: The lands to be explored for coal deposits are described as follows:

T. 1 N., R. 39 E., P.M.M.

Sec. 4: NW¹/₄NW¹/₄, NW¹/₄NE¹/₄, NE¹/₄NE¹/₄

T. 2 N., R. 39 E., P.M.M.

Sec. 34: NW¹/₄SW¹/₄, SW¹/₄SW¹/₄

Any party electing to participate in this exploration program shall notify, *in writing*, both the State Director, BLM, P.O. Box 36800, Billings, Montana 59107-6800, and Western Energy Company, P.O. Box 99, Colstrip, Montana 59323. Such written notice must refer to serial number MTM 94066 and be received no later than 30 calendar days after publication of this Notice in the **Federal Register** or 10 calendar days after the last publication of this Notice in the *Miles City Star* newspaper, whichever is later. This Notice will be published once a week for two (2) consecutive weeks in the *Miles City Star*, Miles City, Montana.

The proposed exploration program is fully described, and will be conducted pursuant to an exploration plan to be approved by the Bureau of Land Management. The exploration plan, as submitted by Western Energy Company, is available for public inspection at the BLM, 5001 Southgate Drive, Billings, Montana, during regular business hours (9 a.m. to 4 p.m.), Monday through Friday.

Dated: December 22, 2004.

Randy D. Heuscher,

Chief, Branch of Solid Minerals.

[FR Doc. 05-3294 Filed 2-18-05; 8:45 am]

BILLING CODE 4310-SS-P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[NM-922-05-1320-EL; OKNM 104763, OKNM 107920, OKNM 108097]

Notice of Public Hearing and Request for Written Comments on Fair Market Value and Maximum Economic Recovery; Coal Lease By Applications OKNM 104763, OKNM 107920 and OKNM 108097

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice.

SUMMARY: The Bureau of Land Management (BLM) will hold a public hearing and requests written comments on the fair market value (FMV) and maximum economic recovery (MER) of certain coal resources it proposes to offer for competitive lease sale. The coal in the tracts would be mined by either surface, underground or auger mining methods.

The Oklahoma Field Office, BLM has completed the Oklahoma Resource Management Plan Amendment (RMPA) and Decision Record for competitive coal lease applications OKNM 104763, OKNM 107920 and OKNM 108097 in Haskell, Latimer and LeFlore Counties,

Oklahoma. The Decision Record was signed by the New Mexico BLM State Director on September 29, 2004. The decision is to implement the BLM's preferred alternative, which will result in offering for lease, the three lease application areas with stipulations, and mitigations as described in the RMPA.

The Liberty West tract, OKNM 104763 is located in Haskell County, Oklahoma, and encompasses 640 acres. Estimated recoverable Federal reserves of bituminous coal from the Stigler seam is 2.366 million tons; 2.322 million tons recoverable by surface mining methods, and 44,000 tons recoverable by auger mining. The proximate analysis of the coal on a received basis averages 14,087 BTU/lb., with 2.2% moisture, 1.4% sulfur, 6.7% ash, 64.2% fixed carbon, and 26.7% volatile matter.

The Bull Hill tract, OKNM 107920 is located in Latimer and LeFlore Counties, Oklahoma, and encompasses 3,863.17 acres. Estimated recoverable Federal reserves of bituminous coal from two splits of the Lower Hartshorne seam is 8.993 million tons; 4.107 million tons recoverable by surface mining methods, 2.724 million tons recoverable by auger mining, and 2.162 million tons recoverable by underground mining methods. The proximate analysis of the coal on a received basis averages 13,450-14,000 BTU/lb., with 2.9-4.7% moisture, 0.8-1.4% sulfur, 5.6-7.1% ash, 53.5-72.3% fixed carbon, and 17.8-35.9% volatile matter.

The McCurtain tract, OKNM 108097 is located in Haskell County, Oklahoma, and encompasses 2,380 acres. Estimated recoverable Federal reserves of bituminous coal from the Hartshorne seam is 6.538 million tons recoverable by underground mining methods. The proximate analysis of the coal on a received basis averages 13,960 BTU/lb., with 3.1% moisture, 0.9% sulfur, 6.7% ash, 68.2% fixed carbon, and 22.0% volatile matter.

The public is invited to submit written comments on the FMV and MER of the tracts proposed to be offered for lease and on factors that may affect FMV and MER.

A public hearing will be held to accept testimony on FMV and MER of the proposed lease tracts at 1 p.m., on Tuesday, March 1, 2005, at the BLM Oklahoma Field Office in Tulsa, Oklahoma.

DATES: Written comments must be post-marked by March 24, 2005.

ADDRESSES: Mail written comments to John Mehlhoff, Field Manager, BLM, Oklahoma Field Office, 7906 East 33rd St., Suite 101, Tulsa, OK 74145.

Electronic Mail: You may send comments through the Internet to BLM at: John_Mehlhoff@blm.gov. The public hearing will also be held at this address.

FOR FURTHER INFORMATION CONTACT: John Mehlhoff, Oklahoma Field Manager, BLM, Tulsa, OK at (918) 621-4102.

SUPPLEMENTARY INFORMATION:

Procedures for leasing Federal coal are provided by 43 CFR 1600 and 3400. This notice to solicit public comments and have a public hearing on FMV and MER is required by 43 CFR 3422.1 and 43 CFR 3425.3. As provided by 43 CFR 3422.1(a), proprietary data marked as confidential may be provided in response to this solicitation of public comments. Data so marked shall be treated in accordance with the laws and regulations governing the confidentiality of such information. A copy of the comments submitted by the public on FMV and MER, except those portions identified as proprietary and meeting exemptions stated in the Freedom of Information Act (FOIA), will be available for public inspection at the BLM office noted above.

Comments on FMV and MER should address, but are not limited to the following factors:

1. The method of mining to be employed in order to obtain MER including specification of seams to be mined and the most desirable timing and rate of production;
2. The method of determining FMV for the coal to be offered;
3. The quality and quantity of the coal resource;
4. If this resource is likely to be mined as part of an existing mine or should it be evaluated as a portion of a new potential mine and that mine's configuration;
5. Restrictions to mining which may affect coal recovery;
6. The price that the mined coal would bring when sold; and
7. Documented information on the terms and conditions of recent and similar coal land transactions and comparable sales data in the lease sale area.

The values given above may or may not change as a result of comments received from the public and changes in market conditions between now and when final economic evaluations are completed.

If you wish to withhold your name or address from public review or from disclosure under the FOIA, you must state this prominently at the beginning of your written comments.

Such requests will be honored to the extent allowed by the FOIA. All submissions from organizations,

businesses and individuals identifying themselves as representatives or officials of organizations or businesses will be available for public inspection in its entirety.

Dated: November 10, 2004.

Dennis R. Stenger,

*Deputy State Director, Minerals and Lands,
New Mexico State Office.*

[FR Doc. 05-3288 Filed 2-18-05; 8:45 am]

BILLING CODE 4310-FB-P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[ID-933-5420-PN-D034, GPO-05-0005; IDI-34908]

Disclaimer of Interest in Lands, Idaho

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice.

SUMMARY: An application has been filed by Dana L. Hofstetter, Attorney at Law on behalf of Ray and Dorolene Obendorf and prospective purchaser, Jim Scarrow, for a recordable disclaimer of interest from the United States.

DATES: Comments or protests to this action should be received by May 23, 2005.

ADDRESSES: Comments or protests must be filed with: State Director (ID933), Bureau of Land Management, 1387 S. Vinnell Way, Boise, ID 83709.

FOR FURTHER INFORMATION CONTACT: Cathie Foster, BLM, Idaho State Office, 1387 S. Vinnell Way, Boise, Idaho 83709, (208) 373-3863 or Effie Schultsmeier, BLM, Four Rivers Field Office, 3948 Development Avenue, Boise, Idaho 83705, (208) 384-3357.

SUPPLEMENTARY INFORMATION: Pursuant to Section 315 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1745), Dana L. Hofstetter has filed an application requesting the United States issue a recordable disclaimer of interest. The disclaimer of interest has been requested to disclaim and release all interest that the United States might have to Warnicks Reservoir and access thereto, as reserved in Patent No. 1235737 dated April 16, 1964, to wit:

This patent is issued subject to a reservation to the United States for the Warnicks Reservoir, Bureau of Land Management Project No. 896 in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ said Section 23, (T. 6 N., R. 5 W., B.M.), together with the right of egress and ingress from the adjacent public lands of the United States, and for public use as described in the Consent to Reservation, dated October 5, 1961, filed in case record Idaho 011357.

Based on a field exam and report prepared by the BLM's Four Rivers Field Office, there is no longer a reservoir in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 23, T. 6 N., R. 5 W. The subject land is currently being farmed with the adjoining fields. A 1992 photograph shows no evidence of a reservoir at this location and it appears that the area has been farmed for many years. In addition, there are no public lands adjacent to the subject lands and as the original reservation reserved the right of egress and ingress from the adjacent public lands of the United States, there is no need to retain the reservation for access. Therefore it has been determined that there is no known public interest in the reservoir or access thereto, as the reservoir no longer exists. Therefore, the application by Dana Hofstetter for a disclaimer for the Warnicks Reservoir reservation in Patent No. 1235737 from the United States will be approved if no valid objection is received. This action will clear a cloud on the title of Ray and Dorolene Obendorf's, or prospective purchaser, Jim Scarrow's, land.

Comments, including names and street addresses of respondents will be available for public review at the Idaho State Office, Bureau of Land Management, 1387 S. Vinnell Way, Boise, Idaho during regular business hours 9 a.m. to 4 p.m. Monday through Friday, except holidays. Individual respondents may request confidentiality. If you wish to withhold your name or address from public review or from disclosure under the Freedom of Information Act, you must state this prominently at the beginning of your comments. Such requests will be honored to the extent allowed by law. All submissions from organizations or businesses and from individuals identifying themselves as representatives or officials of organizations or businesses will be made available for public inspection in their entirety.

Dated: January 24, 2005.

Jimmie Buxton,

Chief, Branch of Lands, Minerals and Water Rights, Resource Services Division.

[FR Doc. 05-3299 Filed 2-18-05; 8:45 am]

BILLING CODE 4310-GG-P