

manner in which such distribution shall occur;

v. Details of all provisions made by the applicant for sanitation, security and other measures to protect the health and welfare of participants at the event;

vi. Certification that the event will be covered by a policy of public liability insurance as described in Section 158(C) of this Liquor Code, that includes the Pueblo as a co-insured.

vii. Any other information required by the Tribal Council relative to the event.

B. The Tribal Council shall consider the application at its next meeting after the application is submitted, and shall vote to approve or reject the application. If the Council votes to approve the application, it shall also decide whether the license should be conditioned or limited in any fashion. If the application is approved, the Governor shall issue the license, including any conditions or limitations approved by the Council, and specifying the hours during which and the premises within which sales, distribution and consumption of alcoholic beverages may occur.

C. Alcoholic beverages may be sold or distributed pursuant to a special event license only at the location and during the hours specified in such license, in connection with the special event, only to participants in such special event, and only for consumption on the premises described in the license. Such sales or distribution must comply with any conditions imposed by the license, and with all other applicable provisions of this Liquor Code. All such alcoholic beverages must have been obtained from a New Mexico licensed wholesaler or retailer.

#### Section 161: Display of License

Every person licensed by the Pueblo to sell alcoholic beverages within Picuris Pueblo Indian Lands shall prominently display the license on the licensed premises during hours of operation.

#### *Subchapter Four: Offenses*

#### Section 181: Purchase From or Sale to Unauthorized Persons

Within Picuris Pueblo Indian Lands, no person shall purchase any alcoholic beverage at retail except from a person licensed by the Pueblo under the provisions of this title; no person except a person licensed by the Pueblo under the provisions of this title shall sell any alcoholic beverage at retail; nor shall any person sell any alcoholic beverage for resale within Picuris Pueblo Indian Lands to any person other than a person properly licensed by the Pueblo under the provisions of this chapter.

#### Section 182: Sale to Minors

A. No person shall sell or provide any alcoholic beverage to any person under the age of 21 years.

B. It shall be a defense to an alleged violation of this Section that the purchaser presented to the seller an apparently valid identification document showing the purchaser's age to be 21 years or older, and that the seller had no actual or constructive knowledge of the falsity of the identification document and relied in good faith on its apparent validity.

#### Section 183: Purchase by Minor

No person under the age of 21 years shall purchase, attempt to purchase or possess any alcoholic beverage.

#### Section 184: Sale to Person Under the Influence of Alcohol

No person shall sell any alcoholic beverage to a person who the seller has reason to believe is under the influence of alcohol or who the seller has reason to believe intends to provide such alcoholic beverage to a person under the influence of alcohol.

#### Section 185: Purchase by Person Under the Influence of Alcohol

No person under the influence of alcohol shall purchase any alcoholic beverage.

#### Section 186: Bringing Liquor Onto Licensed Premises

No person shall bring any alcoholic beverage for personal consumption onto any premises within Picuris Pueblo Indian Lands where liquor is authorized to be sold by the drink, unless such beverage was purchased on such premises, or unless the possession or distribution of such beverages on such premises is otherwise licensed under the provisions of this Liquor Code.

#### Section 187: Use of False or Altered Identification

No person shall purchase or attempt to purchase any alcoholic beverage by the use of any false or altered identification document that falsely purports to show the individual to be 21 years of age or older.

#### Section 188: Penalties

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

B. Any person not a member of a federally recognized Indian tribe, upon committing any violation of any

provision of this Chapter, may be subject to a civil action for trespass, and upon having been determined by the court to have committed the alleged violation, shall be found to have trespassed upon the Lands of the Pueblo, and shall be assessed such damages as the court deems appropriate in the circumstances.

C. Any person suspected of having violated any provision of this Chapter shall, in addition to any other penalty imposed hereunder, be required to surrender any alcoholic beverages in such person's possession to the officer making the arrest or issuing the complaint.

#### Section 189: Jurisdiction

Any and all actions, whether civil or criminal, pertaining to alleged violations of this title, or seeking any relief against the Pueblo or any officer or employee of the Pueblo with respect to any matter addressed by this Liquor Code, shall be brought in the Tribal Court of the Pueblo, which court shall have exclusive jurisdiction thereof.

[FR Doc. E7-19364 Filed 10-2-07; 8:45 am]

BILLING CODE 4310-4J-P

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[OR-930-07-5870-EU; OR-63956; HAG-07-0135]

#### Notice of Realty Action; Non-Competitive (Direct) Sale of Public Land; Harney County, OR

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

**ACTION:** Notice of Realty Action.

**SUMMARY:** A 240-acre parcel of public land in Harney County, Oregon, is being considered for direct sale to resolve an inadvertent occupancy trespass. The parcel is the minimum size possible to resolve the encroachment. The parcel proposed for sale is identified as suitable for disposal in the BLM Andrews and Drewsey Management Framework Plan, dated September 1987, and the BLM Andrews Resource Management Plan and Record of Decision, dated July 15, 2005.

**DATES:** Submit comments on or before November 16, 2007. Only written comments will be accepted.

**ADDRESSES:** Address all written comments to Karla Bird, Andrews Resource Area Field Manager, Burns District Office, Bureau of Land Management, 28910 Hwy 20 West, Hines, Oregon 97738. Comments

expressed verbally or in electronic format will not be accepted.

**FOR FURTHER INFORMATION CONTACT:** Holly Orr, Realty Specialist, at (541) 573-4501.

**SUPPLEMENTARY INFORMATION:** The following described public land in Harney County, Oregon, has been examined and found suitable for sale under sections 203 and 209 of the Federal Land Policy and Management Act of 1976 (90 Stat. 2750; 43 U.S.C. 1713 and 1719). The parcel proposed for sale is identified as follows:

**Willamette Meridian, Oregon**

T. 33 S., R. 30 E., Sec. 28, N $\frac{1}{2}$ S $\frac{1}{2}$  and S $\frac{1}{2}$ SE $\frac{1}{4}$ .

The area described contains 240 acres in Harney County.

This parcel will be sold at not less than the appraised market value, currently determined to be \$42,500. In accordance with 43 CFR 2711.3-3(a)(5), direct sale procedures are appropriate to resolve inadvertent unauthorized use or occupancy of the land. The encroachment involves portions of outbuildings, an abandoned airstrip, ranch waste, haystacks, cattle supplement tanks, and metal debris that are spread over the entire 240-acre parcel.

Gary Miller, Rock Creek Ranch, Inc., will be allowed 30 days from receipt of a written offer to submit a deposit or at least 10 percent of the appraised market value of the parcel and within 180 days thereafter to submit the balance. No representation, warranty or covenant of any kind, express or implied, will be given or made by the United States, its officers or employees, as to access to or from the above described parcel of land, the title to the land, whether or to what extent the land may be developed, its physical condition or its past, present or potential uses. However, to the extent required by law, the sale will be subject to the requirements of section 120(h) of the Comprehensive Environmental Response, Compensation and Liability Act (42 U.S.C. 9620(h)).

As proposed, the sale will be made, and the land will be conveyed, subject to:

1. Valid existing rights;
2. A right-of-way for ditches and canals reserved by the United States pursuant to the Act of August 30, 1890 (43 U.S.C. 945);
3. Local zoning and subdivision laws, if any.

By accepting deed/patent, and to the extent allowed by law, the purchaser agrees to indemnify, defend and hold harmless the United States from any cost, damages, claims, causes of action,

penalties, fines, liabilities, and judgments of any kind or nature arising from past, present and future acts or omissions of the purchaser, previous landowners or subsequent landowners or contractors, or lessees, or any third party, arising out of, or in connection with the purchaser's use, occupancy, or operations on the real property which has already resulted or does hereafter result in:

- (1) Violations of federal, State, and local laws and regulations which are now or may in the future become applicable to the real property;
- (2) Judgments, claims and demands of any kind assessed against the United States;
- (3) Cost, expense or damages of any kind incurred by the United States;
- (4) Other releases or threatened releases on, into, or under land, property and other interests of the United States by solid or hazardous waste(s), or substance(s) as defined by federal and state law;
- (5) Natural resource damages as defined by federal and state law; or
- (6) Other activities by which solid or hazardous wastes, as defined by federal and state law were generated, used, stored, released or otherwise disposed of on the real property, and any clean-up, response or remedial action, or other action related in any manner to said solid or hazardous substances or wastes.

This covenant shall be construed as running with the real property, and may be enforced by the United States in a court of competent jurisdiction.

The United States Government shall be neither responsible for compliance with a provision of, nor liability arising from the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended, (CERCLA 42 U.S.C. 6901 *et. seq.*), the Resource Conservation and Recovery Act of 1976, as amended (RCRA 42 U.S.C. 6901 *et. seq.*) or any other applicable provision of Federal Law with respect to a release or threat of release of hazardous substance, pollutant or contaminant, or hazardous waste on the real property conveyed under this deed, except to the extent described in the CERCLA Notice, attached hereto and incorporated herein by reference. (Be sure to attach a copy of the CERCLA Notice).

All persons claiming to own unauthorized improvements on the land are allowed 60 days from the date of sale to remove the improvements.

The mineral interests being offered for conveyance have no known mineral value.

Acceptance of the direct sale offer constitutes an application for conveyance of the mineral interests also

being offered under the authority of section 209(b) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1719). In addition to the full purchase price, a nonrefundable fee of \$50 will be required for the purchase of the mineral interest to be conveyed simultaneously with the sale of the land.

On October 3, 2007, the above described land will be segregated from appropriation under the public land laws, including the mining laws, except the sale provisions of the Federal Land Policy and Management Act of 1976. Until completion of the sale, the Bureau of Land Management is no longer accepting land use applications affecting the identified public lands, except applications for the amendment of previously filed rights-of-way applications or existing authorizations to increase the term of the grants in accordance with 43 CFR 2807.15 and 2886.15. The segregative effect will terminate upon issuance of a patent, publication in the **Federal Register** of a termination of the segregation, or October 5, 2009, unless extended by the Bureau of Land Management, State Director, in accordance with 43 CFR 2711.1-2(d) prior to the termination date.

**Public Comments:** On or before November 16, 2007, any person may submit written comments regarding the proposed sale to the Andrews Resource Area Field Manager at the Burns District Office, Bureau of Land Management, 28910 Hwy. 20 West, Hines, Oregon 97738.

Comments, including names, street addresses, and other contact information of respondents, will be available for public review. Before including your address, phone number, e-mail address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Detailed information, including the appraisal, the Environmental Assessment and the Decision relative to this direct land sale is available at the Burns District Office (address above) during business hours. Inquiries may also be directed to Holly Orr, Realty Specialist, Burns District Office at the above address, or by phone (541) 573-4400. Objections will be reviewed by the Bureau of Land Management, Burns District Manager, who may sustain,

vacate, or modify this realty action. In the absence of any objections, this realty action will become the final determination of the Department of the Interior.

(Authority: 43 CFR 2711.1-2)

Dated: August 9, 2007.

**Mark W. Sherbourne,**

*Acting Andrews Resource Area Field Manager.*

[FR Doc. E7-19514 Filed 10-2-07; 8:45 am]

**BILLING CODE 4310-33-P**

## INTERNATIONAL TRADE COMMISSION

[Investigation No. AGOA-07]

### Commercial Availability of Fabric and Yarns in AGOA Countries: Certain Denim

**AGENCY:** United States International Trade Commission.

**ACTION:** Notice of determination.

*Determination:* Based on the information developed in the subject investigation, the United States International Trade Commission determines, pursuant to section 112(c)(2)(B)(ii) of the African Growth and Opportunity Act (AGOA),<sup>1</sup> (1) that denim fabric<sup>2</sup> produced in beneficiary sub-Saharan African (SSA) countries will be available in commercial quantities during the period October 1, 2007-September 30, 2008 (fiscal year 2008) for use by lesser developed beneficiary (LDB) SSA countries in the production of apparel articles receiving U.S. preferential treatment, and (2) that the quantity of such denim fabric that will be so available during fiscal year 2008 is 21,303,613 square meter equivalents.<sup>3</sup>

*Background:* Section 112(c)(2)(A) of AGOA requires the Commission, following receipt of a petition, to determine whether a fabric or yarn is available in commercial quantities for use by LDB SSA countries, and if the Commission makes an affirmative determination, section 112(c)(2)(B)(i) of AGOA requires the Commission to determine the quantity of such fabric or yarn that will be so available in the following fiscal year. Section 112(c)(2)(B)(ii) of AGOA requires the

Commission to make similar determinations for the following year and each year thereafter through 2012 with respect to whether the fabric or yarn will be available in commercial quantities and the quantity so available. Section 112(c)(2)(B)(iii) of AGOA requires the Commission to determine, after the end of each year for which an availability determination was made, the extent to which the fabric or yarn determined to be available in commercial quantities for use in LDB SSA countries was used in the production of apparel articles receiving U.S. preferential treatment. Section 112(c)(2)(C) of AGOA deemed denim fabric to be available in commercial quantities in the amount of 30 million square meter equivalents (smes) during fiscal year 2007, as if the Commission had made an affirmative determination in response to a petition.

The determinations that the Commission has made here are made under section 112(c)(2)(B)(ii) of AGOA and concern whether the subject denim fabric will be available in commercial quantities during fiscal year 2008, and the quantity that will be so available.

Notice of the institution of the Commission's investigation and of the scheduling of a public hearing in connection therewith was given by posting a copy of the notice on the Commission's Web site ([www.usitc.gov](http://www.usitc.gov)) and by publishing the notice in the **Federal Register** of April 9, 2007 (72 F.R. 17578). The hearing was held on June 5, 2007, in Washington, DC; all persons who requested the opportunity were permitted to appear in person or by counsel.

The views of the Commission are contained in USITC Publication 3950 (September 2007), entitled *Commercial Availability of Fabric and Yarns in AGOA Countries: Certain Denim*.

By order of the Commission.

Issued: September 25, 2007.

**Marilyn R. Abbott,**

*Secretary to the Commission.*

[FR Doc. E7-19476 Filed 10-2-07; 8:45 am]

**BILLING CODE 7020-02-P**

## INTERNATIONAL TRADE COMMISSION

[Investigation Nos. 701-TA-365-366 and 731-TA-734-735 (Second Review)]

### Certain Pasta From Italy and Turkey Determinations

On the basis of the record<sup>1</sup> developed in the subject five-year reviews, the United States International Trade Commission (Commission) determines, pursuant to section 751(c) of the Tariff Act of 1930 (19 U.S.C. 1675(c)), that revocation of the countervailing duty and antidumping duty orders on certain pasta from Italy and Turkey would be likely to lead to continuation or recurrence of material injury to an industry in the United States within a reasonably foreseeable time.

### Background

The Commission instituted these reviews on October 2, 2006 (71 FR 57999) and determined on January 5, 2007 that it would conduct full reviews (72 FR 2558, January 19, 2007). Notice of the scheduling of the Commission's reviews and of a public hearing to be held in connection therewith was given by posting copies of the notice in the Office of the Secretary, U.S. International Trade Commission, Washington, DC, and by publishing the notice in the **Federal Register** on February 8, 2007 (72 FR 5996). The hearing was held in Washington, DC, on July 17, 2007, and all persons who requested the opportunity were permitted to appear in person or by counsel.

The Commission transmitted its determinations in these reviews to the Secretary of Commerce on September 27, 2007. The views of the Commission are contained in USITC Publication 3947 (September 2007), entitled *Certain Pasta From Italy and Turkey: Investigation Nos. 701-TA-365-366 and 731-TA-734-735 (Second Review)*.

By order of the Commission.

Issued: September 27, 2007.

**Marilyn R. Abbott,**

*Secretary to the Commission.*

[FR Doc. E7-19472 Filed 10-2-07; 8:45 am]

**BILLING CODE 7020-02-P**

<sup>1</sup> 19 U.S.C. 3721(c)(2)(B)(ii).

<sup>2</sup> Denim articles provided for in subheading 5209.42.00 of the Harmonized Tariff Schedule. See section 112(c)(2)(C) of AGOA, 19 U.S.C. 3721(c)(2)(C).

<sup>3</sup> Commissioner Dean A. Pinkert determines that the quantity that will be so available during fiscal year 2008 is within a range from 21,303,613 smes to 25,017,171 smes.

<sup>1</sup> The record is defined in sec. 207.2(f) of the Commission's Rules of Practice and Procedure (19 CFR 207.2(f)).