

shell teeth and eyes, and human hair. The helmet measures approximately 39 cm long, 35 cm wide, and 36 cm high.

The third cultural item is a hat called Raven of the Roof (NA10511). It is carved and painted with blue-green, red, black and white pigment, and decorated with copper eyebrows, ears, and nose and human hair. Seven potlatch rings woven of split spruce roots are mounted on the top of the hat, with an ermine skin for decoration. The hat measures approximately 34 cm long, 31 cm wide, and 35 cm high.

In 1925, Louis Shotridge purchased the Whale Hat (NA10512) and the Raven of the Roof Hat (NA10511) as part of a collection of six objects, referred to as the "Sitka Whale House Collection," for \$640.00, in Sitka, AK, for the collections of the University of Pennsylvania Museum.

Based on consultation, museum documentation, anthropological literature, and expert opinion, two cultural items are considered to be objects of cultural patrimony (Barbecuing Raven Helmet, NA8502; Whale Hat, NA10512), and one is considered to be both a sacred object and object of cultural patrimony (Raven of the Roof Hat, NA10511). Therefore, of the eight Tlingit objects, one is a sacred object, three are objects of cultural patrimony, and four are both sacred objects and objects of cultural patrimony.

Officials of the University of Pennsylvania Museum of Archaeology and Anthropology have determined, pursuant to 25 U.S.C. 3001(3)(C), that five cultural items described above are specific ceremonial objects needed by traditional Native American religious leaders for the practice of traditional Native American religions by their present-day adherents. Officials of the University of Pennsylvania Museum of Archaeology and Anthropology have also determined, pursuant to 25 U.S.C. 3001(3)(D), that seven cultural items described above have ongoing historical, traditional, or cultural importance central to the Native American group or culture itself, rather than property owned by an individual. Lastly, officials of the University of Pennsylvania Museum of Archaeology and Anthropology have determined, pursuant to 25 U.S.C. 3001(2), that there is a relationship of shared group identity that can be reasonably traced between the sacred object, objects of cultural patrimony, and sacred objects/objects of cultural patrimony and the Central Council of Tlingit and Haida Indian Tribes of Alaska, a Federally-recognized Indian tribe, and the Tlingit Kaagwaantaan Clan of Sitka, AK, and

the Tlingit L'ooknax.ádi Clan of Sitka, AK.

Representatives of any other Indian tribe that believes itself to be culturally affiliated with the sacred object, objects of cultural patrimony, and/or sacred objects/objects of cultural patrimony should contact Dr. Richard Hodges, Director, University of Pennsylvania Museum of Archaeology and Anthropology, 3260 South St., Philadelphia, PA 19104-6324, telephone (215) 898-4050, before March 18, 2011. Repatriation of the cultural items to the Central Council of Tlingit and Haida Indian Tribes of Alaska, a Federally-recognized Indian tribe, on behalf of the Tlingit Kaagwaantaan Clan of Sitka, AK, and L'ooknax.ádi Clan of Sitka, AK, may proceed after that date if no additional claimants come forward.

The University of Pennsylvania Museum of Archaeology and Anthropology is responsible for notifying the Central Council of Tlingit and Haida Indian Tribes of Alaska, a Federally-recognized Indian tribe, that this notice has been published.

Dated: February 11, 2011.

**David Tarler,**

*Acting Manager, National NAGPRA Program.*

[FR Doc. 2011-3520 Filed 2-15-11; 8:45 am]

**BILLING CODE 4312-50-P**

## DEPARTMENT OF THE INTERIOR

### National Park Service

[2253-65]

#### **Notice of Inventory Completion: Washington State Department of Natural Resources, Olympia, WA and University of Washington, Department of Anthropology, Seattle, WA; Correction**

**AGENCY:** National Park Service, Interior.

**ACTION:** Notice; correction.

Notice is here given in accordance with the Native American Graves Protection and Repatriation Act (NAGPRA), 25 U.S.C. 3003, of the completion of an inventory of human remains in the control of the Washington State Department of Natural Resources, Olympia, WA, and in the physical custody of the University of Washington, Department of Anthropology, Seattle, WA. The human remains were removed from Huckleberry Island, Skagit County, WA.

This notice is published as part of the National Park Service's administrative responsibilities under NAGPRA, 25 U.S.C. 3003(d)(3). The determinations in

this notice are the sole responsibility of the museum, institution, or Federal agency that has control of the Native American human remains. The National Park Service is not responsible for the determinations in this notice.

This notice corrects the controlling agency and adds two additional Indian tribes found to have a shared group relationship to a Notice of Inventory Completion published in the **Federal Register** (75 FR 14463, March 25, 2010). Since the time of publication, an additional two Indian tribes have been found to have a cultural affiliation with the Native American human remains. In addition, in the original Notice, the University of Washington, Department of Anthropology, had believed it was in control of the Native American human remains, however, the land was under the control of the Washington State Department of Natural Resources at the time of removal, and as such the Washington State Department of Natural Resources is in control of the Native American human remains. This Notice replaces the Notice of March 25, 2010, with the following:

A detailed assessment of the human remains was made by the University of Washington, Department of Anthropology, and Burke Museum staff in consultation with representatives of the Lummi Tribe of the Lummi Reservation, Washington; Samish Indian Tribe, Washington; and the Swinomish Indians of the Swinomish Reservation, Washington.

At an unknown date, human remains representing a minimum of one individual were removed from Huckleberry Island, Skagit County, WA. No known individual was identified. No associated funerary objects are present.

The human remains were determined to be consistent with Native American morphology, as evidenced through cranial deformation and presence of wormian bones.

Huckleberry Island is a small island located approximately ¼ mile southeast of Guemes Island, in Skagit County, WA. This area falls within the Central Coast Salish cultural group (Suttles 1990). Historical documentation indicates that the aboriginal Samish people traditionally occupied Guemes Island (Amoss 1978, Roberts 1975, Ruby and Brown 1986, Smith 1941, Suttles 1951, Swanton 1952) and Huckleberry Island (Barg 2008, unpublished report) both before and after contact. The Treaty of Point Elliot in 1855 stated that the Samish were to be relocated to the Lummi Reservation. After the Treaty of Point Elliot, many Samish individuals relocated to either the Lummi Reservation or the Swinomish

Reservation (Ruby and Brown 1986:179). However, many Samish chose to remain in their old village sites. In 1996, the Samish Indian Tribe was re-recognized by the Federal Government.

Officials of the University of Washington, Department of Anthropology, have determined, pursuant to 25 U.S.C. 3001(9), that the human remains described above represent the physical remains of one individual of Native American ancestry. Lastly, officials of the Washington State Department of Natural Resources and the University of Washington, Department of Anthropology, have determined, pursuant to 25 U.S.C. 3001(2), that there is a relationship of shared group identity that can be reasonably traced between the Native American human remains and the Lummi Tribe of the Lummi Reservation, Washington; Samish Indian Tribe, Washington; and the Swinomish Indians of the Swinomish Reservation, Washington.

Representatives of any other Indian tribe that believes itself to be culturally affiliated with the human remains should contact Maurice Major, Cultural Resource Specialist, Washington State Department of Natural Resources; PO Box 47000, 1111 Washington St. SE., Olympia, WA 98504-7000, telephone (360) 902-1298, before March 18, 2011. Repatriation of the human remains to the Samish Indian Tribe, Washington, may proceed after that date if no additional claimants come forward.

The Washington State Department of Natural Resources is responsible for notifying the Lummi Tribe of the Lummi Reservation, Washington; Samish Indian Tribe, Washington; and the Swinomish Indians of the Swinomish Reservation, Washington, that this notice has been published.

Dated: February 11, 2011.

**David Tarler,**

*Acting Manager, National NAGPRA Program.*

[FR Doc. 2011-3522 Filed 2-15-11; 8:45 am]

BILLING CODE 4312-50-P

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Under the Clean Air Act

Notice is hereby given that on February 10, 2011 a proposed Consent Decree ("proposed Decree") in *United States v. CEMEX, Inc. and CEMEX Construction Materials Atlantic, LLC*, Civil Action No. 3:11-cv-00037, was lodged with the United States District Court for the Southern District of Ohio.

In this action under Sections 113(b) and 167 of the Clean Air Act, 42 U.S.C.

7413(b) and 7477, the United States seeks injunctive relief and civil penalties for violations of the Prevention of Significant Deterioration ("PSD") provisions of the Clean Air Act, 42 U.S.C. 7470-7492, and the PSD regulation incorporated into the federally enforceable Ohio State Implementation Plan ("Ohio SIP"), and Title V of the Clean Air Act, 42 U.S.C. 7661-7661f, and Title V's implementing federal and Ohio regulations, at a portland cement manufacturing plant located in Greene County, Ohio.

The proposed Decree resolves the United States' claims against CEMEX, Inc. and CEMEX Construction Materials Atlantic, LLC ("Defendants") by requiring Defendants to install and operate appropriate emission controls at their kiln, and requires Defendants to pay a civil penalty of \$1,400,000, two-thirds of which will go to the United States and one-third of which will go to the Plaintiff Intervener, the State of Ohio.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, comments relating to the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and either e-mailed to [pubcomment-ees.enrd@usdoj.gov](mailto:pubcomment-ees.enrd@usdoj.gov) or mailed to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States v. CEMEX, Inc. and CEMEX Construction Materials Atlantic, LLC*, D.J. Ref. No. 90-5-2-1-08990.

The proposed Decree may be examined at the office of the United States Attorney for the Southern District of Ohio, Room 602, Federal Building, 200 West Second Street, Dayton, Ohio 45402, and at the United States Environmental Protection Agency (Region 5) Records Center, Room 714, 77 West Jackson Boulevard, Chicago, Illinois 60604. During the public comment period, the proposed Decree may also be examined on the following Department of Justice Web site: <http://www.usdoj.gov/enrd/ConsentDecrees.html>. A copy of the proposed Decree may also be obtained via U.S. mail by making a written request to the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, or by faxing or e-mailing a request to Tonia Fleetwood ([tonia.fleetwood@usdoj.gov](mailto:tonia.fleetwood@usdoj.gov)), fax number (202) 514-0097 (phone confirmation number (202) 514-1547). In requesting a copy from the Consent Decree Library, please enclose a check in the amount of \$17.75 (25 cents per page reproduction cost) payable to the

U.S. Treasury or, if requesting by e-mail or fax, please forward a check in that amount to the Consent Decree Library at the stated address.

**Maureen Katz,**

*Assistant Chief, Environmental Enforcement Section, Environment and Natural Resources Division.*

[FR Doc. 2011-3473 Filed 2-15-11; 8:45 am]

BILLING CODE 4410-15-P

## DEPARTMENT OF LABOR

### Comment Request for Information Collection for the Unemployment Insurance (UI) Facilitation of Claimant Reemployment Employment and Training Administration 9047 Report, Extension Without Revision

**AGENCY:** Employment and Training Administration (ETA).

**ACTION:** Notice.

**SUMMARY:** The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 (PRA95) [44 U.S.C. 3506(c)(2)(A)]. This program helps to ensure that the requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements on respondents can be properly assessed. Currently, the Employment and Training Administration is soliciting comments concerning the collection of data about the proposed extension of the UI Facilitation of Claimant Reemployment (current expiration date is July 31, 2011).

A copy of the proposed information collection request (ICR) can be obtained by contacting the office listed below in the addressee section of this notice.

**DATES:** Written comments must be submitted to the office listed in the addressee's section below on or before April 18, 2011.

**ADDRESSES:** Submit comments to Andrew W. Spisak, Office of Workforce Security, Employment and Training Administration, U. S. Department of Labor, Room S-4519, 200 Constitution Avenue, NW., Washington, DC 20210; *telephone:* 202-693-3196 (this is not a toll-free number); *fax:* 202-693-3975; *e-mail:* [spisak.andrew@dol.gov](mailto:spisak.andrew@dol.gov).