

days from the date of receipt to file an appeal.

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.

**ADDRESSES:** A copy of the decision may be obtained from: Bureau of Land Management, Alaska State Office, 222 West Seventh Avenue, #13, Anchorage, Alaska 99513-7504.

**FOR FURTHER INFORMATION CONTACT:** The Bureau of Land Management by phone at 907-271-5960, or by e-mail at: [ak.blm.conveyance@ak.blm.gov](mailto:ak.blm.conveyance@ak.blm.gov). Persons who use a telecommunication device (TTD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339, 24 hours a day, seven days a week, to contact the Bureau of Land Management.

**Dina L. Torres,**

*Land Transfer Resolution Specialist,  
Resolution Branch.*

[FR Doc. E9-26392 Filed 11-2-09; 8:45 am]

**BILLING CODE 4310-JA-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[F-14904-A; F-14904-A2; LLAK965000-  
L14100000-KC0000-P]

#### Alaska Native Claims Selection

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

**ACTION:** Notice of decision approving lands for conveyance.

**SUMMARY:** As required by 43 CFR 2650.7(d), notice is hereby given that an appealable decision approving the surface estate of certain lands for conveyance pursuant to the Alaska Native Claims Settlement Act will be issued to Newtok Corporation, Inc. The lands are in the vicinity of Newtok, Alaska, and are located in:

#### Seward Meridian, Alaska

T. 9 N., R. 87 W.,

Secs. 3, 10, 15, 21, and 22;  
Secs. 23, 27, 28, 33, and 34.

Containing approximately 4,063 acres.

T. 8 N., R. 88 W.,

Secs. 1, 2, and 3.

Containing approximately 1,571 acres

T. 10 N., R. 80 W.,

Secs. 7 to 10, inclusive;  
Secs. 15 to 20, inclusive;  
Secs. 29 to 32, inclusive.

Containing approximately 6,371 acres.

T. 10 N., R. 81 W.,

Secs. 1 to 5, inclusive;  
Secs. 9 to 16, inclusive;  
Secs. 21 to 28, inclusive;

Secs. 35 and 36.

Containing approximately 11,195 acres.

Total aggregate of Secs. 12(a) and 12(b) is 23,200 acres.

A portion of the subsurface estate in these lands will be conveyed to Calista Corporation when the surface estate is conveyed to Newtok Corporation, Inc. The remaining lands lie within the Clarence Rhode National Wildlife Range. The subsurface estate in the refuge lands will be reserved to the United States at the time of conveyance. Notice of the decision will also be published four times in the Tundra Drums.

**DATES:** The time limits for filing an appeal are:

1. Any party claiming a property interest which is adversely affected by the decision shall have until December 3, 2009 to file an appeal.

2. Parties receiving service of the decision by certified mail shall have 30 days from the date of receipt to file an appeal.

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.

**ADDRESSES:** A copy of the decision may be obtained from: Bureau of Land Management, Alaska State Office, 222 West Seventh Avenue, #13, Anchorage, Alaska 99513-7504.

**FOR FURTHER INFORMATION CONTACT:** The Bureau of Land Management by phone at 907-271-5960, or by e-mail at: [ak.blm.conveyance@ak.blm.gov](mailto:ak.blm.conveyance@ak.blm.gov). Persons who use a telecommunication device (TTD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339, 24 hours a day, seven days a week, to contact the Bureau of Land Management.

**Linda L. Keskitalo,**

*Land Law Examiner, Land Transfer  
Adjudication II Branch.*

[FR Doc. E9-26390 Filed 11-2-09; 8:45 am]

**BILLING CODE 4310-JA-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

#### Final Determination Against Federal Acknowledgment of the Little Shell Tribe of Chippewa Indians of Montana

**AGENCY:** Bureau of Indian Affairs, Interior.

**ACTION:** Notice of Final Determination.

**SUMMARY:** Pursuant to 25 CFR 83.10(l)(2), notice is hereby given that the Department of the Interior (Department) has determined the Little

Shell Tribe of Chippewa Indians of Montana, P.O. Box 1384, Great Falls, Montana 59403, is not entitled to be acknowledged as an Indian Tribe within the meaning of Federal law. This notice is based on a determination the petitioner does not satisfy all seven mandatory criteria set forth in 25 CFR 83.7, and thus does not meet the requirements for a government-to-government relationship with the United States.

**DATES:** This determination is final and will become effective 90 days from publication of this notice in the **Federal Register** on February 1, 2010, pursuant to 25 CFR 83.10(l)(4), unless a request for reconsideration is filed pursuant to 25 CFR 83.11.

**ADDRESSES:** Requests for a copy of the summary evaluation under the criteria should be addressed to the Office of the Assistant Secretary—Indian Affairs, Attention: Office of Federal Acknowledgment, 1951 Constitution Avenue, NW., MS: 34B-SIB, Washington, DC 20240, and the decision is available at [http://www.bia.gov/ofa\\_recent\\_cases.html](http://www.bia.gov/ofa_recent_cases.html).

**FOR FURTHER INFORMATION CONTACT:** R. Lee Fleming, Director, Office of Federal Acknowledgment, (202) 513-7650.

**SUPPLEMENTARY INFORMATION:** This notice is published in the exercise of authority delegated by the Assistant Secretary—Indian Affairs (AS-IA) to the Acting Principal Deputy Assistant Secretary—Indian Affairs. This notice is based on a determination the Little Shell Tribe of Chippewa Indians (LS), based on the complete record of available evidence, does not meet all seven of the mandatory criteria for acknowledgment in 25 CFR 83.7. Specifically, the LS petitioner does not meet criteria 83.7(a), (b), and (c).

On July 21, 2000, the AS-IA published notice of a proposed finding (PF) to acknowledge the Little Shell petitioner in the **Federal Register**. 65 FR 45394 (July 21, 2000). The PF concluded that, in a departure from certain practices and precedent related to how to weigh the available evidence at the time, the petitioner met all seven mandatory criteria under the acknowledgment regulations. The notice and PF invited public comment on these proposed departures. The LS petitioner was also strongly encouraged to provide additional evidence during the comment period to demonstrate that it met all the mandatory criteria. The notice and PF stated that additional evidence from the LS could create a different record and a more complete factual basis for the FD, thus eliminating