

is introduced or caused to be introduced into interstate commerce, but no later than July 6, 1982.

FOR FURTHER INFORMATION CONTACT: E. T. McGarrahan, Bureau of Foods (HFF-215), Food and Drug Administration, 200 C St. SW., Washington, D.C. 20204, 202-245-1155.

SUPPLEMENTARY INFORMATION: In accordance with 21 CFR 130.17 concerning temporary permits to facilitate market testing of foods deviating from the requirements of the standard of identity promulgated under section 401 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 341), notice is given that a temporary permit has been issued to Hillside-Meadow Dairy.

The permit covers limited interstate marketing tests of directly set cottage cheese that deviates from the standard of identity for cottage cheese, which provides for directly set cottage cheese (21 CFR 133.128). The directly set dry curd (defined in 21 CFR 133.129), from which the test product will be made, will be formed with food-grade sodium bisulfate, which is not currently permitted for use in directly set dry curd formation. The test product meets all requirements of § 133.128, with the exception of this deviation. The permit provided for the temporary marketing of 2 million pounds of the product packaged in 1- or 2-pound containers to be distributed in the States of Ohio and Pennsylvania.

The test product is to be manufactured at the Hillside-Meadow Dairy plant located in Cleveland Heights, OH.

The principal display panel of the label states the products' name; and each of the ingredients used in the food, specifically including sodium bisulfate, is stated on the label as required by the applicable sections of 21 CFR Part 101, with the exceptions stated in § 133.128(e). This permit is effective for 15 months beginning on the date the new food is introduced or caused to be introduced into interstate commerce, but no later than July 6, 1982.

Dated: March 31, 1982.

Joseph P. Hile,
Associate Commissioner for Regulatory Affairs.

[FR Doc. 82-9178 Filed 4-1-82; 8:45 am]

BILLING CODE 4160-01-M

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) announces that a temporary permit has been issued to Farm Fresh Dairy of Lawton, OK, to market test directly set cottage cheese made with food-grade sodium bisulfate. The purpose of the temporary permit is to allow the applicant to measure consumer acceptance of the food.

DATE: This permit is effective for 15 months, beginning on the date the food is introduced or caused to be introduced into interstate commerce, but no later than July 6, 1982.

FOR FURTHER INFORMATION CONTACT: E. T. McGarrahan, Bureau of Foods (HFF-215), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-245-1155.

SUPPLEMENTARY INFORMATION: In accordance with 21 CFR 130.17 concerning temporary permits to facilitate market testing of foods deviating from the requirements of the standard of identity promulgated under section 401 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 341), notice is given that a temporary permit has been issued to Farm Fresh Dairy.

The permit covers limited interstate marketing tests of directly set cottage cheese that deviates from the standard of identity for cottage cheese, which provides for directly set cottage cheese (21 CFR 133.128). The directly set dry curd (defined in 21 CFR 133.129), from which the test product will be made, will be formed with food-grade sodium bisulfate, which is not currently permitted for use in directly set dry curd formation. The test product meets all requirements of § 133.128, with exception of this deviation. The permit provides for the temporary marketing of 3 million pounds of the product packaged in 8-ounce, 1-, 2-, or 5-pound containers to be distributed in the States of Arkansas, Kansas, Missouri, Oklahoma, and Texas.

The test product is to be manufactured at the Farm Fresh Dairy plant located in Lawton, OK.

The principal display panel of the label states the product's name; and each of the ingredients used in the food, specifically including sodium bisulfate, is stated on the label as required by the application sections of 21 CFR Part 101, with the exceptions stated in § 133.128(e). This permit is effective for 15 months, beginning on the date the new food is introduced or caused to be introduced into interstate commerce, but no later than July 6, 1982.

Dated: March 31, 1982.

Joseph P. Hile,
Associate Commissioner for Regulatory Affairs.

[FR Doc. 82-9179 Filed 4-1-82; 3:36 pm]

BILLING CODE 4160-01-M

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

Creeks East of the Mississippi and Lower Muskogee Creek Tribe—East of the Mississippi, Inc.: Clarification of Previous Notices

March 23, 1982.

AGENCY: Bureau of Indian Affairs.

ACTION: Clarification of previous notices.

SUMMARY: A list of groups filing petitions for Federal acknowledgment that they exist as Indian tribes was published by the Acting Assistant Secretary—Indian Affairs in the Federal Register of Tuesday, January 2, 1979, on pages 116 and 117 (FR Doc. 78-36364). Two of the forty groups included were the Creeks East of the Mississippi, c/o Mr. John Wesley Thomley, and the Lower Muskogee Creek Tribe—East of the Mississippi, Inc., c/o Mr. Neal McCormick.

A final determination that the Lower Muskogee Creek Tribe—East of the Mississippi, Inc., under the leadership of Neal McCormick, chief, and John Wesley Thomley, vice-chief, did not exist as an Indian tribe within the meaning of Federal law was published by the Assistant Secretary—Indian Affairs in the Federal Register of Wednesday, October 21, 1981, on pages 51652 and 51653 (FR Doc. 81-30483). This determination was effective December 21, 1981.

This notice is to clarify the status of the Creeks East of the Mississippi, c/o Mr. Thomley, and the relationship which appears to have existed between this group and the Lower Muskogee Creek Tribe—East of the Mississippi, Inc., c/o Mr. McCormick. Evidence developed during the consideration period indicates that though these two groups were allied at various times, they are to some degree separate organizations. No arguments or evidence presented in the petition or the rebuttals, or in the evidence developed by the Acknowledgment staff, would support a finding that the Creeks East of the Mississippi, based at Molino, Florida, could be acknowledged as a tribe under 25 CFR 54.7, either as a part of the Lower Muskogee Creeks or as a separate entity.

[Docket No. 80P-0524]

Directly Set Cottage Cheese Deviating From Identity Standard; Temporary Permit for Market Testing

AGENCY: Food and Drug Administration.

Take Creeks East of the Mississippi, c/o Mr. John Wesley Thomley, are therefore determined to have been denied Federal acknowledgment under the finding previously cited as Federal Register Document 81-30483, which was effective December 21, 1981.

FOR FURTHER INFORMATION CONTACT:

Mr. John A. Shapard, Jr., Branch of Federal Acknowledgment, Division of Tribal Government Services, Office of the Assistant Secretary—Indian Affairs, 1951 Constitution Avenue NW., Washington, D.C. 20245.

Kenneth Smith,
Assistant Secretary—Indian Affairs.

[FR Doc. 82-6155 Filed 4-5-82; 8:45 am]

BILLING CODE 4310-02-M

Bureau of Land Management

[AA-6673-E]

Alaska Native Claims Selection

On October 23, 1974, Kokhanok Native Corporation, for the Native village of Kakhanok, filed selection application AA-6673-E under the provisions of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1611 (1976)) (ANCSA), for the surface estate of certain lands in the vicinity of Kokhanok.

On January 5, 1980, in accordance with Title 10, Chapter 05 of the Alaska Business Corporation Act, and as authorized by the act of January 2, 1976 (43 U.S.C. 1627), Kokhanok Native Corporation and Ugashik Native Corporation merged into Alaska Peninsula Corporation with Alaska Peninsula Corporation being the surviving corporation.

As to the lands described below, the application submitted by Kokhanok Native Corporation, as amended, is properly filed, and meets the requirements of the Alaska Native Claims Settlement Act and of the regulations issued pursuant thereto. These lands do not include any lawful entry perfected under or being maintained in compliance with laws leading to acquisition of title.

In view of the foregoing, the surface estate of the following described lands, selected pursuant to Sec. 12(a) of ANCSA, containing approximately 5 acres, is considered proper for acquisition by Alaska Peninsula Corporation, as successor in interest to Kokhanok Native Corporation, and is hereby approved for conveyance pursuant to Sec. 14(a) of ANCSA:

Seward Meridian, Alaska (Unsurveyed)
T. 8 S., R. 30 W.,

Sec. 27, those lands formerly within Alaska Native Claims Settlement Act Sec. 3(e) application AA-9004.
Containing approximately 5 acres.

All named and unnamed water bodies within the lands to be conveyed were reviewed. Based on existing evidence it was determined that there are no navigable water bodies within the lands described.

The conveyance issued for the surface estate of the lands described above shall contain the following reservation to the United States:

The subsurface estate therein, and all rights, privileges, immunities, and appurtenances, of whatsoever nature, accruing unto said estate pursuant to the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1613(f)).

There are no easements to be reserved to the United State pursuant to Sec. 17(b) of the Alaska Native Claims Settlement Act.

The grant of the above-described lands shall be subject to:

1. Issuance of a patent after approval and filing by the Bureau of Land Management of the official plat of survey confirming the boundary description and acreage of the lands hereinabove granted;

2. Valid existing rights therein, if any, including but not limited to those created by any lease, including a lease issued under Sec. 6(g) of the Alaska Statehood Act of July 7, 1958 (48 U.S.C. Ch. 2, Sec. 6(g)), contract, permit, right-of-way, or easement, and the right of the lessee, contractee, permittee, or grantee to the complete enjoyment of all rights, privileges, and benefits thereby granted to him. Further, pursuant to Sec. 17(b)(2) of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1616(b)(2)) (ANCSA), any valid existing right recognized by ANCSA shall continue to have whatever right of access as is now provided for under existing law; and

3. Requirements of Sec. 14(c) of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1613(c)), that the grantee hereunder convey those portions, if any, of the lands hereinabove granted, as are prescribed in said section.

Alaska Peninsula Corporation, as successor in interest to Kokhanok Native Corporation, is entitled to conveyance of 92,160 acres of land selected pursuant to Sec. 12(a) of ANCSA. Together with the lands herein approved, the total acreage conveyed or approved for conveyance is approximately 87,348 acres. The remaining entitlement of approximately

4,812 acres will be conveyed at a later date.

Pursuant to Sec. 14(f) of the Alaska Native Claims Settlement Act, conveyance of the subsurface estate of the lands described above shall be granted to Bristol Bay Native Corporation when conveyance is granted to Alaska Peninsula Corporation, as successor in interest to Kokhanok Native Corporation, for the surface estate, and shall be subject to the same conditions as the surface conveyance.

In accordance with Departmental regulation 43 CFR 2650.7(d), notice of this decision is being published once in the Federal Register and once a week, for four (4) consecutive weeks, in the Anchorage Times.

Any party claiming a property interest in lands affected by this decision, an agency of the Federal government, or regional corporation may appeal the decision to the Alaska Native Claims Appeal Board, provided, however, pursuant to Pub. L. 96-487, this decision constitutes the final administrative determination of the Bureau of Land Management concerning navigability of water bodies.

Appeals should be filed with the Alaska Native Claims Appeal Board, P.O. Box 2433, Anchorage, Alaska 99510, with a copy served upon both the Bureau of Land Management, Alaska State Office, 701 C Street, Box 13, Anchorage, Alaska 99513 and the Regional Solicitor, Office of the Solicitor, 510 L Street, Suite 100, Anchorage, Alaska 99501. The time limits for filing an appeal are:

1. Parties receiving service of this decision shall have 30 days from the receipt of this decision to file an appeal.

2. Unknown parties, parties unable to be located after reasonable efforts have been expended to locate, and parties who failed or refused to sign the return receipt shall have until May 6, 1982 to file an appeal.

Any party known or unknown who is adversely affected by this decision shall be deemed to have waived those rights which were adversely affected unless an appeal is timely filed with the Alaska Native Claims Appeal Board.

To avoid summary dismissal of the appeal, there must be strict compliance with the regulations governing such appeals. Further information on the manner of and requirements for filing an appeal may be obtained from the Bureau of Land Management, 701 C Street, Box 13, Anchorage, Alaska 99513.

If an appeal is to be taken, the parties to be served with a copy of the notice of appeal are: