

and the taxation of lease-related interests and activities applies with equal force to leases entered into under Tribal leasing regulations approved by the Federal Government pursuant to the HEARTH Act.

Section 5 of the Indian Reorganization Act, 25 U.S.C. 5108, preempts State and local taxation of permanent improvements on trust land. *Confederated Tribes of the Chehalis Reservation v. Thurston County*, 724 F.3d 1153, 1157 (9th Cir. 2013) (citing *Mescalero Apache Tribe v. Jones*, 411 U.S. 145 (1973)). Similarly, section 5108 preempts State taxation of rent payments by a lessee for leased trust lands, because “tax on the payment of rent is indistinguishable from an impermissible tax on the land.” See *Seminole Tribe of Florida v. Stranburg*, 799 F.3d 1324, 1331, n.8 (11th Cir. 2015). In addition, as explained in the preamble to the revised leasing regulations at 25 CFR part 162, Federal courts have applied a balancing test to determine whether State and local taxation of non-Indians on the reservation is preempted. *White Mountain Apache Tribe v. Bracker*, 448 U.S. 136, 143 (1980). The *Bracker* balancing test, which is conducted against a backdrop of “traditional notions of Indian self-government,” requires a particularized examination of the relevant State, Federal, and Tribal interests. We hereby adopt the *Bracker* analysis from the preamble to the surface leasing regulations, 77 FR at 72,447–48, as supplemented by the analysis below.

The strong Federal and Tribal interests against State and local taxation of improvements, leaseholds, and activities on land leased under the Department’s leasing regulations apply equally to improvements, leaseholds, and activities on land leased pursuant to Tribal leasing regulations approved under the HEARTH Act. Congress’s overarching intent was to “allow Tribes to exercise greater control over their own land, support self-determination, and eliminate bureaucratic delays that stand in the way of homeownership and economic development in Tribal communities.” 158 Cong. Rec. H. 2682 (May 15, 2012). The HEARTH Act was intended to afford Tribes “flexibility to adapt lease terms to suit [their] business and cultural needs” and to “enable [Tribes] to approve leases quickly and efficiently.” H. Rep. 112–427 at 6 (2012).

Assessment of State and local taxes would obstruct these express Federal policies supporting Tribal economic development and self-determination, and also threaten substantial Tribal

interests in effective Tribal government, economic self-sufficiency, and territorial autonomy. See *Michigan v. Bay Mills Indian Community*, 572 U.S. 782, 810 (2014) (Sotomayor, J., concurring) (determining that “[a] key goal of the Federal Government is to render Tribes more self-sufficient, and better positioned to fund their own sovereign functions, rather than relying on Federal funding”). The additional costs of State and local taxation have a chilling effect on potential lessees, as well as on a Tribe that, as a result, might refrain from exercising its own sovereign right to impose a Tribal tax to support its infrastructure needs. See *id.* at 810–11 (finding that State and local taxes greatly discourage Tribes from raising tax revenue from the same sources because the imposition of double taxation would impede Tribal economic growth).

Similar to BIA’s surface leasing regulations, Tribal regulations under the HEARTH Act pervasively cover all aspects of leasing. See 25 U.S.C. 415(h)(3)(B)(i) (requiring Tribal regulations be consistent with BIA surface leasing regulations). Furthermore, the Federal Government remains involved in the Tribal land leasing process by approving the Tribal leasing regulations in the first instance and providing technical assistance, upon request by a Tribe, for the development of an environmental review process. The Secretary also retains authority to take any necessary actions to remedy violations of a lease or of the Tribal regulations, including terminating the lease or rescinding approval of the Tribal regulations and reassuming lease approval responsibilities. Moreover, the Secretary continues to review, approve, and monitor individual Indian land leases and other types of leases not covered under the Tribal regulations according to 25 CFR part 162.

Accordingly, the Federal and Tribal interests weigh heavily in favor of preemption of State and local taxes on lease-related activities and interests, regardless of whether the lease is governed by Tribal leasing regulations or 25 CFR part 162. Improvements, activities, and leasehold or possessory interests may be subject to taxation by Jamul Indian Village of California.

Scott J. Davis,

Senior Advisor to the Secretary of the Interior, Exercising the delegated authority of the Assistant Secretary—Indian Affairs.

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[PO #4820000251; Order #02412–014–004–047181.0]

Notice of Filing of Plats of Survey; Arizona

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of official filing.

SUMMARY: The plats of survey of the following described lands were officially filed in the Bureau of Land Management’s (BLM) Arizona State Office, in Phoenix, Arizona on the dates indicated. The surveys announced in this notice are necessary for the management of lands administered by the agencies indicated.

DATES: The BLM must receive protests by July 7, 2025.

ADDRESSES: These plats will be available for inspection in the BLM Arizona State Office, One North Central Avenue, Suite 800, Phoenix, Arizona 85004–4427. Protests of any of these surveys should be sent to the Arizona State Director at this address.

FOR FURTHER INFORMATION CONTACT: R. Reece Henry, Acting Chief Cadastral Surveyor of Arizona; (480) 744–5242; rrhenry@blm.gov. Individuals in the United States who are deaf, blind, hard of hearing, or have a speech disability may dial 711 (TTY, TDD, or TeleBraille) to access telecommunications relay services for contacting Ms. Mathews. Individuals outside the United States should use the relay services offered within their country to make international calls to the point-of-contact in the United States.

SUPPLEMENTARY INFORMATION:

The Gila and Salt River Meridian, Arizona

The supplemental plat, in one sheet, showing the amended lotting in section 5, Township 1 North, Range 5 East, accepted April 8, 2025, and officially filed April 9, 2025, for Group 9120, Arizona.

This plat was prepared at the request of the Salt River Pima-Maricopa Indian Community.

The plat, in six sheets, representing the dependent resurvey of a portion of the south, east and west boundaries, a portion of the subdivisional lines and the metes-and-bounds survey of a portion of the Red Rock Secret Mountain Wilderness boundary, Township 19 North, Range 5 East, accepted December 30, 2024, and officially filed January 7, 2025, for Group 1216, Arizona.

This plat was prepared at the request of the United States Forest Service.

The plat, in two sheets, representing the dependent resurvey of a portion of the north boundary, a portion of the subdivisional lines, a portion of certain mineral surveys, and the dependent resurvey of the metes-and-bounds survey in section 1, the subdivision of certain sections and the metes-and-bounds surveys in certain sections, Township 1 North, Range 8 East, accepted December 30, 2024, and officially filed January 7, 2025, for Group 1229, Arizona.

This plat was prepared at the request of the BLM.

The supplemental plat, in one sheet, showing the amended lotting in section 26, fractional Township 13 North, Range 20 West, accepted April 8, 2025, and officially filed April 9, 2025, for Supplemental Group 9119, Arizona.

The plat, in one sheet, representing the dependent resurvey of a portion of the east boundary of the San Juan de las Boquillas y Nogales Land Grant, and a portion of the south boundary, fractional Township 19 South, Range 21 East, accepted December 30, 2024, and officially filed January 7, 2025, for Group 1233, Arizona.

This plat was prepared at the request of the Bureau of Land Management.

A person or party who wishes to protest against any of these surveys must file a written notice of protest by the date indicated in **DATES** caption above in this publication with the Arizona State Director, Bureau of Land Management, stating that they wish to protest.

A statement of reasons for a protest may be filed with the notice of protest to the State Director, or the statement of reasons must be filed with the State Director within 30 days after the protest is filed. Before including your address, or other personal information in your protest, please be aware that your entire protest, 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.

(Authority: 43 U.S.C. Ch. 3)

Riley R. Henry,

Acting Chief Cadastral Surveyor of Arizona.

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DEPARTMENT OF THE INTERIOR

National Park Service

**[NPS-WASO-NRNHL-DTS#-40345;
PPWOCRADIO, PCU00RP14.R50000]**

**National Register of Historic Places;
Notification of Pending Nominations
and Related Actions**

AGENCY: National Park Service, Interior.

ACTION: Notice.

SUMMARY: The National Park Service is soliciting electronic comments on the significance of properties nominated before May 24, 2025, for listing or related actions in the National Register of Historic Places.

DATES: Comments should be submitted electronically by June 20, 2025.

ADDRESSES: Comments are encouraged to be submitted electronically to *National_Register_Submissions@nps.gov* with the subject line "Public Comment on <property or proposed district name, (County) State>." If you have no access to email, you may send them via U.S. Postal Service and all other carriers to the National Register of Historic Places, National Park Service, 1849 C Street NW, MS 2013, Washington, DC 20240.

FOR FURTHER INFORMATION CONTACT: Sherry A. Frear, Chief, National Register of Historic Places/National Historic Landmarks Program, 1849 C Street NW, MS 2013, Washington, DC 20240, *sherry_frear@nps.gov*, 202-913-3763.

SUPPLEMENTARY INFORMATION: The properties listed in this notice are being considered for listing or related actions in the National Register of Historic Places. Nominations for their consideration were received by the National Park Service before May 24, 2025. Pursuant to Section 60.13 of 36 CFR part 60, comments are being accepted concerning the significance of the nominated properties under the National Register criteria for evaluation.

Before including your address, phone number, email 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.

Nominations submitted by State or Tribal Historic Preservation Officers

KEY: State, County, Property Name, Multiple Name(if applicable), Address/Boundary, City, Vicinity, Reference Number.

CALIFORNIA

Los Angeles County

Frankel, Morris S. and Nadine E., House, 2146 Westridge Road, Los Angeles, SG100011973

COLORADO

Prowers County

Granada Historic Commercial District, 20 N Main St.—24 N Main St.—26 N Main St., Granada, SG100011970

OHIO

Cuyahoga County

Fairmount Heights Historic District, (Historic Residential Suburbs in the United States, 1830-1960 MPS) Fairmount Blvd., Idlewood, Shaker, Taylor, and E. Monmouth roads, Cleveland Heights, MP100011972

A request to move has been received for the following resource(s):

MINNESOTA

Lake County

EDNA G (tugboat), hillside slope of Van Hoven Park, Two Harbors vicinity, MV75002144

Additional documentation has been received for the following resource(s):

CALIFORNIA

Nevada County

North Star House (Additional Documentation), 12075 Old Auburn Rd., Grass Valley vicinity, AD10001191

MASSACHUSETTS

Worcester County

Hassanamisco Reservation (Additional Documentation), 80 Brigham Hill Rd., Grafton, AD11000615

WEST VIRGINIA

Hancock County

Murray, James F., House (Additional Documentation), 530 Louisiana Ave., Chester, AD90001066

(Authority: Section 60.13 of 36 CFR part 60)

Sherry A. Frear,

*Chief, National Register of Historic Places/
National Historic Landmarks Program.*

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