

**DATES:** The compact takes effect on January 12, 2021.

**FOR FURTHER INFORMATION CONTACT:** Ms. Paula L. Hart, Director, Office of Indian Gaming, Office of the Deputy Assistant Secretary—Policy and Economic Development, Washington, DC 20240, (202) 219-4066.

**SUPPLEMENTARY INFORMATION:** Under section 11 of the Indian Gaming Regulatory Act (IGRA), Public Law 100-497, 25 U.S.C. 2701 *et seq.*, the Secretary of the Interior shall publish in the **Federal Register** notice of approved Tribal-State compacts for the purpose of engaging in Class III gaming activities on Indian lands. As required by 25 CFR 293.4, all compacts and amendments are subject to review and approval by the Secretary. The Compact increases the number of player terminals the Tribe may operate, increases the Tribe's contribution to combat problem gambling, permits the Tribe's gaming facilities to accept additional forms of payment, designates the Cowlitz Tribal Court as a jurisdictional forum for certain purposes, adopts certain state law provisions related to gaming regulation, and adopts rules governing wide area progressives. The Compact is approved.

**Tara Sweeney,**

*Assistant Secretary—Indian Affairs.*

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## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

[212A2100DD/AAKC001030/  
A0A51010.999900]

#### Proclaiming Certain Lands as Reservation for the Shakopee Mdewakanton Sioux Community of Minnesota

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

**ACTION:** Notice of reservation  
proclamations.

**SUMMARY:** This notice informs the public that the Acting Assistant Secretary—Indian Affairs proclaimed two parcels as additions to the reservation of the Shakopee Mdewakanton Sioux Community.

**DATES:** These proclamations were made on January 6, 2021.

**FOR FURTHER INFORMATION CONTACT:** Ms. Sharlene M. Round Face, Bureau of Indian Affairs, Division of Real Estate Services, 1001 Indian School Road, NW, Box #44, Albuquerque, New Mexico

87104, [Sharlene.roundface@bia.gov](mailto:Sharlene.roundface@bia.gov), (505) 563-3132.

**SUPPLEMENTARY INFORMATION:** This notice is published in the exercise of authority delegated by the Secretary of the Interior to the Assistant Secretary—Indian Affairs by part 209 of the Departmental Manual.

Proclamations were issued according to the Act of June 18, 1934 (48 Stat. 984; 25 U.S.C. 5110) for the lands described below, known as the Tinta Otunwe Parcel, consisting of 109.12 acres, more or less; and the Group E Parcel, consisting of 166.13 acres, more or less. The lands were proclaimed to be part of the Shakopee Mdewakanton Sioux Community of Minnesota Reservation in Scott County, Minnesota.

#### Shakopee Mdewakanton Sioux Community of Minnesota, 1 Parcel, Fifth Principal Meridian, Scott County, Minnesota, Legal Descriptions Containing 109.12 Acres, More or Less

##### *Tinta Otunwe Parcel, 411 T 1026*

*Parcel 1:* All that part of the Northwest Quarter of the Northeast Quarter, Section 21, Township 115 North, Range 22 West of the 5th P.M., Scott County, Minnesota, described as follows: Beginning at a point on the North and South Quarter line of said Section 21, distant 900.75 feet south of the North Quarter corner; thence south along said Quarter line a distance of 240.0 feet; thence west a distance of 544.5 feet to the point of beginning according to the United States Government Survey thereof.

*Parcel 2:* The Northwest  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of Section 21, Township 115 North, Range 22 West of the 5th P.M., Scott County, Minnesota, excepting therefrom the following described tract of land: All that part of the Northwest  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of Section 21, Township 115 North, Range 22 West of the 5th P.M., Scott County, Minnesota described as follows: Beginning at a point on the North and South Quarter line of said section 21 distant 900.75 feet south of the North Quarter corner; thence south along said Quarter line a distance of 240.0 feet; thence east a distance of 544.5 feet; thence north a distance of 240.0 feet; thence west a distance of 544.5 feet to a point of beginning, according to the United States Government Survey thereof.

*Parcel 3:* The north half of the south half of the Northeast Quarter ( $N\frac{1}{2}$  of  $S\frac{1}{2}$  of  $NE\frac{1}{4}$ ) of Section 21, Township 115 North, Range 22 West of the 5th P.M., Scott County, Minnesota, according to the United States Government Survey thereof.

*Parcel 4:* The south  $\frac{1}{2}$  of the south  $\frac{1}{2}$  of the Northeast  $\frac{1}{4}$  except the west 1448.80 feet of the south  $\frac{1}{2}$  of the south  $\frac{1}{2}$  of the south  $\frac{1}{2}$  of the Northeast  $\frac{1}{4}$ , Section 21, Township 115 North, Range 22 west of the 5th P.M., Scott County, Minnesota, according to the United States Government Survey thereof.

The above described lands contain a total of 109.12 acres, more or less, which are subject to all valid rights,

reservations, rights-of-way, and easements of record.

#### Shakopee Mdewakanton Sioux Community of Minnesota, 1 Parcel, Fifth Principal Meridian, Scott County, Minnesota, Legal Descriptions Containing 166.13 Acres, More or Less

##### *Group E Parcel, 411 T 1025*

*Parcel 1:* All that part of the following described PARCEL A, lying westerly of a line parallel with and 1086.40 feet easterly from the west line of the Northwest Quarter of Section 29, Township 115 North, Range 22 West of the 5th Principal Meridian, Scott County, Minnesota, as measured at a right angle, and its extensions.

*PARCEL A:* All that land lying and being in the County of Scott and State of Minnesota described as follows, to-wit:

The North Half of the Northwest Quarter ( $N\frac{1}{2}$  of  $NW\frac{1}{4}$ ), the Southwest Quarter of the Northwest Quarter ( $SW\frac{1}{4}$  of  $NW\frac{1}{4}$ ) and all that part of the Southeast Quarter of the Northwest Quarter, lying North and West of a line commencing at the Northeast corner of said tract and running through the center thereof in a direct course to the Southwest corner thereof, of Section Twenty-nine (29), and all of the above described land being in Township One Hundred Fifteen (115) North, Range Twenty-two (22) West of the 5th Principal Meridian, Scott County, Minnesota, according to the Government Survey thereof, excepting the East two (2) rods of the above described land being subject to a road easement;

*and excepting therefrom:* The Northwest Quarter of the Southeast Quarter of Section 29, Township 115 North, Range 22 West of the 5th Principal Meridian, Scott County, Minnesota. Together with that part of the Southwest Quarter of the Northeast Quarter of said Section 29, lying South of the North 363.00 feet of said Southwest Quarter of the Northeast Quarter;

*and excepting therefrom:* The East 400.00 feet of the Northeast Quarter of the Northwest Quarter of Section 29, Township 115 North, Range 22 West of the 5th Principal Meridian, Scott County, Minnesota. Subject to an easement for Highway purposes over the North 75.00 feet as designated in Document No. 148471. Together with that part of the East 400.00 feet of the Southeast Quarter of the Northwest Quarter of said Section 29, lying Northwesterly of a line drawn from the Northeast corner of said Southeast Quarter of the Northwest Quarter, Southwesterly to the Southwest corner of said Southeast Quarter of the Northwest Quarter;

*and excepting therefrom:* A tract of land in the Northwest Quarter ( $NW\frac{1}{4}$ ) of Section 29, Township 115 North, Range 22 West of the 5th Principal Meridian; Scott County, Minnesota described as follows: Beginning at the Southwest corner of said Northwest Quarter ( $NW\frac{1}{4}$ ) and thence East along the South line thereof a distance of 160.2 feet to the center line of County Road No. 17; thence Northwesterly along said center line to its intersection with the West line of said Northwest Quarter ( $NW\frac{1}{4}$ ); thence South along said West line to the point of beginning; subject to said road right-of-way.

*Parcel 2:* All that part of the following described PARCEL A, lying easterly of a line parallel with and 1086.40 feet easterly from the west line of the Northwest Quarter of Section 29, Township 115 North, Range 22 West of the 5th Principal Meridian, Scott County, Minnesota, as measured at a right angle, and its extensions.

*PARCEL A:* All that land lying and being in the County of Scott and State of Minnesota described as follows, to-wit:

The North Half of the Northwest Quarter (N  $\frac{1}{2}$  of NW  $\frac{1}{4}$ ), the Southwest Quarter of the Northwest Quarter (SW  $\frac{1}{4}$  of NW  $\frac{1}{4}$ ) and all that part of the Southeast Quarter of the Northwest Quarter, lying North and West of a line commencing at the Northeast corner of said tract and running through the center thereof in a direct course to the Southwest corner thereof, of Section Twenty-nine (29), and all of the above described land being in Township One Hundred Fifteen (115) North, Range Twenty-two (22) West of the 5th Principal Meridian, Scott County, Minnesota, according to the Government Survey thereof, excepting the East two (2) rods of the above described land being subject to a road easement;

*and excepting therefrom:* The Northwest Quarter of the Southeast Quarter of Section 29, Township 115 North, Range 22 West of the 5th Principal Meridian, Scott County, Minnesota. Together with that part of the Southwest Quarter of the Northeast Quarter of said Section 29, lying South of the North 363.00 feet of said Southwest Quarter of the Northeast Quarter;

*and excepting therefrom:* The East 400.00 feet of the Northeast Quarter of the Northwest Quarter of Section 29, Township 115 North, Range 22 West of the 5th Principal Meridian, Scott County, Minnesota. Subject to an easement for Highway purposes over the North 75.00 feet at designated in Document No. 148471. Together with that part of the East 400.00 feet of the Southeast Quarter of the Northwest Quarter of said Section 29, lying Northwesterly of a line drawn from the Northeast corner of said Southeast Quarter of the Northwest Quarter, Southwesterly to the Southwest corner of said Southeast Quarter of the Northwest Quarter;

*and excepting therefrom:* A tract of land in the Northwest Quarter (NW  $\frac{1}{4}$ ) of Section 29, Township 115 North, Range 22 West of the Fifth Principal Meridian; Scott County, Minnesota described as follows: Beginning at the Southwest corner of said Northwest Quarter (NW  $\frac{1}{4}$ ) and thence East along the South line thereof a distance of 160.2 feet to the center line of County Road No. 17; thence Northwesterly along said center line to its intersection with the West line of said Northwest Quarter (NW  $\frac{1}{4}$ ); thence South along said West line to the point of beginning; subject to said road right-of-way.

*Parcel 3:* The East 400 feet of the Northeast Quarter of the Northwest Quarter of Section 29, Township 115 North, Range 22 West of the 5th Principal Meridian, Scott County Minnesota AND that part of the East 400 feet of the Southeast Quarter of the Northwest Quarter of said Section 29, lying northwesterly of a line drawn from the northeast corner of said Southeast Quarter of the Northwest Quarter, southwesterly to the

southwest corner of said Southeast Quarter of the Northwest Quarter, according to the United States Government Survey thereof and situate in Scott County, Minnesota.

*Parcel 4:* All that part of the Southeast Quarter of the Northwest Quarter (SE  $\frac{1}{4}$  of NW  $\frac{1}{4}$ ) of Section 29, Township 115 North, Range 22 West of the 5th Principal Meridian, Scott County, Minnesota, lying South and East of a line commencing at the Northeast corner thereof and running through the center thereof in a direct line to the Southwest corner thereof,

Together with a non-exclusive easement for travel purposes over and across the East two rods of the Northeast Quarter of the Northwest Quarter (NE  $\frac{1}{4}$  of NW  $\frac{1}{4}$ ) and that part of the SE  $\frac{1}{4}$  of NW  $\frac{1}{4}$ , Section 29, Township 115 North, Range 22 West of the 5th Principal Meridian, Scott County, Minnesota, described as follows: Commencing at the Northeast corner of the SE  $\frac{1}{4}$  of NW  $\frac{1}{4}$ ; thence West on the North line of said SE  $\frac{1}{4}$  of NW  $\frac{1}{4}$  2 rods; thence South 2 rods; thence in a Northeasterly direction 2 rods to the point of beginning.

*Parcel 5:* The North 363.00 feet of the Southwest Quarter of the Northeast Quarter (SW  $\frac{1}{4}$  of NE  $\frac{1}{4}$ ), excepting therefrom the east 300 feet, Section 29, Township 115 North, Range 22 West of the 5th Principal Meridian, according to the United States Government Survey thereof and situate in Scott County, Minnesota.

#### Abstract Property

The above described lands contain a total of 166.13 acres, more or less, which are subject to all valid rights, reservations, rights-of-way, and easements of record. The above described lands contain a combined total of 276.25 acres, more or less. This proclamation does not affect title to the lands described above, nor does it affect any valid existing easements for public roads, highways, public utilities, railroads and pipelines, or any other valid easements or rights-of-way or reservations of record.

**Tara Sweeney,**

*Assistant Secretary—Indian Affairs.*

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## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

**[212A2100DD/AAKC001030/  
AOA501010.999900]**

### HEARTH Act Approval of the Cahuilla Band of Indians, California Leasing Ordinance

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

**ACTION:** Notice.

**SUMMARY:** The Bureau of Indian Affairs (BIA) approved the Cahuilla Band of

Indians Leasing Ordinance under the Helping Expedite and Advance Responsible Tribal Homeownership Act of 2012 (HEARTH Act). With this approval, the Tribe is authorized to enter into business and residential leases without further BIA approval.

**DATES:** BIA issued the approval on January 6, 2021.

**FOR FURTHER INFORMATION CONTACT:** Ms. Sharlene Round Face, Bureau of Indian Affairs, Division of Real Estate Services, 1001 Indian School Road NW, Albuquerque, NM 87104, [sharelene.roundface@bia.gov](mailto:sharelene.roundface@bia.gov), (505) 563-3132.

#### SUPPLEMENTARY INFORMATION:

#### I. Summary of the HEARTH Act

The HEARTH Act makes a voluntary, alternative land leasing process available to Tribes, by amending the Indian Long-Term Leasing Act of 1955, 25 U.S.C. 415. The HEARTH Act authorizes Tribes to negotiate and enter into business leases of Tribal trust lands with a primary term of 25 years, and up to two renewal terms of 25 years each, without the approval of the Secretary of the Interior (Secretary). The HEARTH Act also authorizes Tribes to enter into leases for residential, recreational, religious or educational purposes for a primary term of up to 75 years without the approval of the Secretary. Participating Tribes develop Tribal leasing regulations, including an environmental review process, and then must obtain the Secretary's approval of those regulations prior to entering into leases. The HEARTH Act requires the Secretary to approve Tribal regulations if the Tribal regulations are consistent with the Department of the Interior's (Department) leasing regulations at 25 CFR part 162 and provide for an environmental review process that meets requirements set forth in the HEARTH Act. This notice announces that the Secretary, through the Assistant Secretary—Indian Affairs, has approved the Tribal regulations for the Cahuilla Band of Indians, California.

#### II. Federal Preemption of State and Local Taxes

The Department's regulations governing the surface leasing of trust and restricted Indian lands specify that, subject to applicable Federal law, permanent improvements on leased land, leasehold or possessory interests, and activities under the lease are not subject to State and local taxation and may be subject to taxation by the Indian Tribe with jurisdiction. See 25 CFR 162.017. As explained further in the preamble to the final regulations, the