A. *Water:* The source of domestic water for the property is from individual wells drilled by the owner at his or her expense. While the cost of drilling a well varies depending on the driller and depth of the watertable, the cost for a well for household purposes is likely to be between $5,000 and $10,000, and the cost of a well for irrigation can be $10,000 to $20,000. It may be necessary to drill 400 feet or more in order to have sufficient reserves from which to pump.

B. *Sewage Disposal:* Sewage disposal is by use of individual septic tanks which cost approximately $1,000.

C. *Electricity:* Electric power is available from local electric companies, but lines have not been extended to individual lots. According to representatives of the electric company in the area, the current cost for extension lines is 75 cents per foot after the first ¼ mile, which is free. Some lots are as much as two miles from existing lines. Thus, it may cost you many thousands of dollars to obtain electric service.

D. *Telephone:* Telephone service is available, but lines have not been extended to individual lots. According to representatives of the telephone company in the area, the current line extension charge is 50 cents per foot after the first ½ mile, which is free if it is public land or public easement. Some lots are as much as two miles from existing lines. Thus, it may cost you many thousands of dollars to install a telephone.

E. *Golf Course:* The golf course owned by Southwest Sunsites Property Owners Association was never completely built and is not currently being maintained.

F. *Use of Lots:* Very few purchasers live in Southwest Sunsites, Green Valley Acres, and Green Valley Acres II. Most of these live in mobile homes. A few purchasers have gardens. There are no commercial farms or ranches and no commercial development on the lots, except on company-owned sites.

III. Options Available to Purchasers

The Federal Trade Commission may decide to bring another lawsuit against respondents to seek refunds or other relief for buyers. It is uncertain whether such an action will begin, when it will end, whether it will be successful, or the effect it will have on any buyer. It may be several years before we know the answers to these questions.

Several options are available to you. You may continue to make payments. You may refuse to make any further payments. The Commission's order prohibits respondents from making you pay any more money but if you stop your payments you may lose your land and all of the money you have paid. You may stop making payments and seek satisfaction against respondents in a private lawsuit. The Commission's Order may be relevant in such a suit. You should consult an attorney or other qualified professional before making your decision.

Emily H. Rock,

Secretary.

[FR Doc. 85-4126 Filed 2-15-85; 8:45 am]

BILLING CODE 6750-01-M

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of the Secretary

Office of the Assistant Secretary for Housing—Federal Housing Commissioner

Office of the Assistant Secretary for Public and Indian Housing

24 CFR Parts 44, 205, 207, 213, 220, 221, 232, 238, 250 and 965

[Docket No. N-85-1501]

Announcement of Effective Dates for Recently Published Final Rules

AGENCY: Office of the Secretary, Office of the Assistant Secretary for Housing—Federal Housing Commissioner, and Office of the Assistant Secretary for Public and Indian Housing, HUD.

ACTION: Announcement of effective dates for recently published final rules.

SUMMARY: This notice announces the effective dates for three final rules published by the Department after the 98th Congress adjourned *sine die.* The Department of Housing and Urban Development Act requires HUD to wait thirty calendar days of continuous session of Congress before it makes a published rule effective. Since the 99th Congress is now in session, the purpose of this document is to announce the effective dates for the three rules listed below.

DATES: See the individual dates listed below.

FOR FURTHER INFORMATION CONTACT: Grady J. Norris, Assistant General Counsel for Regulations, Department of Housing and Urban Development, Room 10276, 451 Seventh Street, SW., Washington, D.C. 20410. Telephone: (202) 755-7055. (This is not a toll-free number.)

SUPPLEMENTARY INFORMATION: Section 7(o)(3) of the Department of Housing and Urban Development Act (42 U.S.C. 3535(o)) requires HUD to delay effectiveness of a published rule until thirty days of continuous session of Congress have elapsed.

The effective dates listed below will account for thirty calendar days of continuous session of the present Congress.

Accordingly, the Department amends 24 CFR as follows:

1. In FR Doc. 84-30464, 24 CFR Part 44: Non-Federal Governmental Audit Requirements, Final Rule (Docket No. R-84-1131; FR-1813), beginning on page 46140, in the issue of Friday, November 23, 1984, the **EFFECTIVE DATE** section on page 46140 is revised to read as follows:

EFFECTIVE DATE: March 4, 1985.

2. In FR Doc. 84-29975, 24 CFR Parts 205, 207, 213, 220, 221, 238 and 250: Revising References to Superseded Department of Labor Regulations, Final Rule (Docket No. R-84-1213; FR-1888), beginning on page 45125, in the issue of Thursday, November 15, 1984, the **EFFECTIVE DATE** section on page 45125 is revised to read as follows:

EFFECTIVE DATE: March 4, 1985.

3. In FR Doc. 84-29618, 24 CFR Part 965: PHA-Owned or Leased Projects, Maintenance and Operations; Transfer of Contracting Authority, Final Rule (Docket No. R-84-1210; FR-2011), beginning on page 44982, in the issue of Tuesday, November 13, 1984, the **EFFECTIVE DATE** section in the third column on page 44982 is revised to read as follows:

EFFECTIVE DATE: March 4, 1985.

Authority: Section 7(d), Department of Housing and Urban Development Act (42 U.S.C. 3535(d)).

Dated: February 13, 1985.

Grady J. Norris,

Assistant General Counsel for Regulations.

[FR Doc. 85-4047 Filed 2-15-85; 8:45 am]

BILLING CODE 4210-32-M

DEPARTMENT OF THE TREASURY

Internal Revenue Service

26 CFR Part 1

[T.D. 8010]

Income Tax; Taxable Years Beginning After December 31, 1953; Alternate Method for Determining the Applicable Federal Rate of Interest

AGENCY: Internal Revenue Service, Treasury.

ACTION: Temporary regulations.

SUMMARY: This document contains temporary income tax regulations relating to an alternate method for

determining the Federal short-term, mid-term, and long-term rates of interest under sections 467, 483, 1274, and 7872 of the Internal Revenue Code. These regulations affect certain taxpayers engaging in transactions that require application of the applicable Federal rate of interest.

EFFECTIVE DATE: These regulations are effective, as provided, for taxable years beginning after December 31, 1984.

FOR FURTHER INFORMATION CONTACT: Ewan D. Purkiss of the Legislation and Regulations Division, Office of the Chief Counsel, Internal Revenue Service, 1111 Constitution Avenue, NW., Washington, D.C. 20224 (Attention: CC:LR:T) (202-566-3238, not a toll-free call).

SUPPLEMENTARY INFORMATION:

Background

This document contains temporary regulations under section 1274 (d) of the Internal Revenue Code as added by section 41 (a) of the Tax Reform Act of 1984 (Pub. L. No. 98-369; 98 Stat. 922). Further, new § 1.483-2T, § 1.1274-3T, and § 1.1274-6T are added by this document to Part 1 of Title 26 of the Code of Federal Regulations.

Explanation of Provision

As a result of the recent decline in interest rates, certain sections of the Internal Revenue Code that depend on the "applicable Federal rate" can generate results which are not entirely consistent with the purposes of those sections. The problem stems from the fact that the applicable Federal rates for a given semiannual period are based on interest rates that were in effect at least 3 months and as much as 15 months prior to the affected transaction.

Accordingly, the Service is exercising its regulatory authority under sections 467(h), 483(g), 1275(d), and 7872(g) of the Code by providing an alternate method for determining the Federal short-term, mid-term, and long-term rates. A rate computed under this alternate method will supersede a higher rate (of the same term and compounding period) computed under the statutory method and will be operative only under such circumstances.

Determinations under the alternate method will be made monthly. Federal short-term, mid-term, and long-term rates determined under the alternate method for each month will be based on the average market yields on outstanding marketable obligations of the United States during the one-month period ending on the 14th day of the preceding month. The Service intends that, beginning with March 1985, these rates will be announced on or about the 20th day of the preceding month. The rates for the month of February 1985 are being announced concurrently with the issuance of this temporary regulation and also are made effective retroactively for January 1985.

The Service recognizes that monthly changes in the applicable Federal rate will influence the ability of taxpayers to plan and negotiate sales of property affected by these rates. Accordingly, solely for purposes of determining whether a debt instrument issued in exchange for property has adequate stated interest under section 1274, and whether a contract has unstated interest under section 483, a special rule is provided under which the applicable Federal rates computed under the alternate method for a given month remain available for the two succeeding months. This rule is effective for instruments issued and contracts entered into after February 28, 1985, since March 1985 is the first month for which more than one alternate Federal rate will be available.

H.R. 5361 (Pub. L. 98-612, 98 Stat. 3182, October 31, 1984) provides for special rates of interest for purposes of applying Code sections 483 and 1274 to certain sales or exchanges occurring before July 1, 1985. Under H.R. 5361, a 9 percent rate of interest (compounded semiannually) applies for purposes of determining whether a contract has unstated interest under section 483, and whether a debt instrument has adequate stated interest under section 1274, if the sale or exchange involves a borrowed amount not exceeding $2,000,000. If the borrowed amount exceeds $2,000,000, for purposes of making the determinations described in the preceding sentence, the rate of interest is a blend of the 9 percent rate and 110% of the applicable Federal rate (compounded semiannually). This blended testing rate is determined by taking into account the special rules provided by these regulations.

Under this alternate system several rates potentially apply in a given month. This complexity appears necessary in any system that permits taxpayers to avoid required use of outdated interest rates when rates are falling while allowing them to plan transactions in reliance on known rates for a reasonable period. Comments from concerned taxpayers on this issue are specifically requested.

A monthly determination of the applicable Federal rates may not eliminate entirely the time lag problem in times of rapidly falling interest rates. The possibility of a weekly determination of rates to reduce the time lag even further was rejected, primarily on the ground that weekly changes in rates would be too difficult for taxpayers to follow and to apply to transactions. Comments also are invited on this decision.

Non-Applicability of Executive Order 12291

The Commissioner of Internal Revenue has determined that these temporary regulations are not subject to review under Executive Order 12291, or the Treasury and OMB implementation of the Order dated April 29, 1983.

Regulatory Flexibility Act

A general notice of proposed rulemaking is not required by 5 U.S.C. 553 for temporary regulations. Accordingly, these temporary regulations do not constitute regulations subject to the Regulatory Flexibility Act (5 U.S.C. Chapter 6).

Drafting Information

The principal author of these temporary regulations is Ewan D. Purkiss of the Legislation and Regulations Division of the Office of Chief Counsel, Internal Revenue Service. However, personnel from other offices of the Internal Revenue Service and Treasury Department participated in developing the regulations, on matters of both substance and style.

List of Subjects

26 CFR 1.441-1—1.483-2

Income taxes, Accounting, Deferred compensation plans.

26 CFR 1.1274-3T

Adequate stated interest.

26 CFR 1.1274-6T

Applicable Federal rate.

Amendments to the Regulations

For the reasons set out in the preamble, Part 1 of Title 26 of the Code of Federal Regulations is amended as follows:

Paragraph 1. New § 1.483-2T is added in the appropriate place to read as follows:

§ 1.483-2T Adequate stated interest for certain contracts entered into after February 28, 1985 (temporary).

A contract entered into after February 28, 1985, to which section 483 applies shall not be treated as having unstated interest provided that the contract would not have unstated interest if, in lieu of the applicable Federal rate computed under the statutory method of section 1274(d), there were substituted the lowest of—

(a) The applicable Federal rate computed under the alternate method set forth in § 1.1274-6T for the month for which the determination is being made;

(b) The applicable Federal rate computed under the alternate method for the month preceding the month for which the determination is being made; or

(c) The applicable Federal rate computed under the alternate method for the second month preceding the month for which the determination is being made.

The rates described in paragraphs (b) and (c) of this section do not apply in determining total unstated interest under section 483(b). For illustrations of the application of this section, see § 1.1274-3T(b).

Par. 2. New § 1.1274-3T is added in the appropriate place to read as follows:

§ 1.1274-3T Adequate stated interest for certain debt instruments issued after February 28, 1985 (temporary).

(a) *In general.* A debt instrument issued after February 28, 1985, to which section 1274 applies shall be treated as having adequate stated interest provided that the instrument would have adequate stated interest if, in lieu of the applicable Federal rate computed under the statutory method of section 1274(d), there were substituted the lowest of—

(1) The applicable Federal rate computed under the alternate method set forth in § 1.1274-6T for the month for which the determination is being made;

(2) The applicable Federal rate computed under the alternate method for the month preceding the month for which the determination is being made; or

(3) The applicable Federal rate computed under the alternate method for the second month preceding the month for which the determination is being made.

The rates described in paragraphs (a)(2) and (a)(3) of this section do not apply in determining the imputed principal amount of the debt instrument under section 1274(b).

(b) *Examples.* The following examples illustrate the provisions of this section:

Example (1). In April 1986 A enters into a binding written contract to sell non-publicly traded personal property to B. The contract calls for B to issue in partical consideration for the property a 15-year obligation bearing interest at a rate of 11 percent, payable semiannually. Assume that 110% of the Federal long-term rate computed under the statutory method for the first half of 1986 is 11.5 percent, compounded semiannually. Assume further that 110% of the Federal long-term rates computed under the alternate method for February, March, and April of 1986 are 10.9 percent, 11.1 percent, and 11.2 percent, respectively (each compounded semiannually). B's obligation to A has no unstated interest under section 483, and has adequate stated interest under section 1274, because it calls for interest at a rate no lower than 110% of the Federal long-term rate computed under the alternate method for February 1986 (the second month preceding the month for which the determination of adequate stated interest is being made).

Example (2). The facts are the same as in example (1) except that 110% of the Federal long-term rate computed under the statutory method for the first half of 1986 is 10.8 percent compounded semiannually, and 110% of the Federal long-term rates computed under the alternate method for February, March, and April of 1986 are 11.1 percent, 11.2 percent, and 11.3 percent, respectively (each compounded semiannually). B's obligation has no unstated interest under section 483, and has adequate stated interest under section 1274, because it calls for interest at a rate no lower than 110% of the Federal long-term rate computed under the statutory method for the first half of 1986 (10.8 percent).

Example (3). The facts are the same as in example (1) except that 110% of the Federal long-term rates computed under the alternate method for February, March, and April of 1986 are 11.1 percent, 11.2 percent and 11.3 percent, respectively (each compounded semiannually). B's obligation to A has unstated interest under section 483, and does not have adequate stated interest under section 1274, because it does not call for interest computed at a rate no lower than 110% of the Federal long-term rate computed under the statutory method for the first half of 1986 (11.5 percent) or 110% of the Federal long-term rates computed under the alternate method for February 1986 (11.1 percent), March 1986 (11.2 percent), or April 1986 (11.3 percent). For purposes of determining the total unstated interest under section 483(b), or the imputed principal amount of the debt instrument under section 1274(b), the discount rate of interest is the lower of 120% of the Federal long-term rate computed under the statutory method or 120% of the Federal long-term rate for the month of the determination (April) computed under the alternate method.

Par. 3. New § 1.1274-6T is added in the appropriate place to read as follows:

§ 1.1274-6T Alternate method for determining applicable Federal rate (temporary).

(a) *In general.* This section sets forth an alternate method for determining the Federal short-term, mid-term, and long-term rates for purposes of applying section 467 (relating to certain payments for the use of property or services), section 483 (relating to interest on certain deferred payments), section 1274 (relating to the determination of issue price in the case of certain debt instruments issued for property), and section 7872 (relating to the treatment of loans with below-market interest rates) of the Internal Revenue Code.

(b) *Effective date.* This section is effective for taxable years ending after December 31, 1984.

(c) *Determination under the alternate method*—(1) *In general.* The Federal short-term, mid-term, and long-term rates shall be determined for each month, commencing with February 1985. These rates shall be based on the average market yields on outstanding marketable obligations of the United States during the one-month period ending on the 14th day of the preceding month.

(2) *Special rule for January 1985.* The rates determined for February 1985 shall also apply for January 1985.

(d) *Effect on statutory Federal rates computed under section 1274(d).* The alternate Federal rate computed under paragraph (c) of this section shall be effective for purposes of applying the Code sections set forth in paragraph (a) of this section if and only if it is lower than the statutory Federal rate of the same term and compounding period. For illustrations of the application of this paragraph (d), see § 1.1274-3T(b).

There is a need for immediate guidance with respect to the provisions contained in this Treasury decision. For this reason it is found impracticable to issue it with notice and public procedure under subsection (b) of section 553 of Title 5 of the United States Code or subject to the effective date limitation of subsection (d) of that section.

This Treasury decision is issued under the authority contained in sections 467(h), 483(g), 1275(d), 7805, and 7872(g) of the Internal Revenue Code of 1954 (98 Stat. 922, 26 U.S.C. 467(h), 483(g), 1275(d), 7872(g); 68A Stat. 917, 26 U.S.C. 7805).

Roscoe L. Egger,
Commissioner of Internal Revenue.

Approved: February 11, 1985.

Ronald A. Pearlman,
Acting Assistant Secretary of the Treasury.

[FR Doc. 85-4007 Filed 2-13-85; 2:24 pm]
BILLING CODE 4830-01-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Parts 122, 123, 124, and 125

[OW-FRL-2780-1]

National Pollutant Discharge Elimination System Permit Regulations; Correction

AGENCY: Environmental Protection Agency.

ACTION: Final rule; correction.

SUMMARY: This document corrects typographical errors, incorrect cross-references, and inadvertent omissions or additions of language in the final regulations which implement the National Pollutant Discharge Elimination System (NPDES) permit program under section 402 of the Clean Water Act (CWA). These regulations were published at 49 FR 37998 (September 26, 1984), 49 FR 31840 (August 8, 1984), 48 FR 39611 (September 1, 1983), and 48 FR 14146 (April 1, 1983).

FOR FURTHER INFORMATION CONTACT: Debora Clovis, Permits Division (EN–336), Office of Water Enforcement and Permits, U.S. Environmental Protection Agency, Washington, D.C. 20460. Telephone: (202) 426–4793.

SUPPLEMENTARY INFORMATION: On April 1, 1983, EPA issued final regulations which "deconsolidated" the NPDES permit program regulations from its Consolidated Permits Program. The rulemaking made no substantive changes, but merely effected a transfer of regulations and redesignation of sections within Part 40 of the CFR. In large part, today's notice corrects inadvertent omissions or additions of language and erroneous cross-references which occurred during the deconsolidation process. The Agency subsequently promulgated substantive revisions to the NPDES rules on September 1, 1983, August 8, 1984, and September 26, 1984. These regulations also contained various errors and omissions. EPA is correcting errors from all four rulemakings in today's revision.

While the majority of today's revisions are self-explanatory, several deletions merit specific discussion. EPA is deleting notes to four sections concerning suspended portions of the regulations (see paragraphs 38, 40, 41, and 48). In all four instances, EPA has promulgated regulations subsequent to the suspension of previous rules, which were intended to replace the suspended rules and thus end the suspensions. For example, on October 15, 1980 (45 FR 68391), EPA suspended until further notice the definition of "new discharger" as it applied to offshore mobile drilling rigs in certain areas. On September 1, 1983, EPA published a revised definition of "new discharger" which amended the suspended portion of the definition. Consequently, the suspension no longer had any effect and was implicitly revoked. However, no explicit revocation was noted. Today's corrections remedy this and similar omissions affecting the criteria for determining a new source and application requirements.

This rulemaking also corrects the application deadline for storm water dischargers established in the September 26, 1984, regulations (40 CFR 122.21(c)). The preamble states that the deadline will be six months from the effective date of the rule, which would be April 26, 1985. However, the final rule erroneously sets a March 26, 1985, deadline, six months from promulgation. Today's rule corrects the deadline in §122.21(c) to April 26, 1985.

Dated: February 8, 1985.

Henry Longest II,

Acting Assistant Administrator for Water.

Accordingly, 48 FR 14146 (April 1, 1983) is corrected as follows:

§ 122.2 [Corrected]

1. On page 14156, column 3, in the definition of "point source" in § 122.2, insert a comma (",") between "to" and "and" in the third line of the definition.

2. On page 14157, column 3, note 1 to § 122.2 is corrected by inserting between "§ 122.2," and "in the definition. * * *" the following: "the last sentence, beginning "This exclusion applies * * *".

§ 122.4 [Corrected]

3. On page 14158, column 2, in § 122.4(h)(2)(i), the "of" between "cause" and "contribute" is corrected to read "or", and "puublic" is corrected to read "public".

4. On page 14158, column 2, in § 122.4(h)(2)(i)(1) "descharge" is corrected to read "discharge".

§ 122.6 [Corrected]

5. On page 14158, column 3, in § 122.6(b), "effectively" is corrected to read "effective".

§ 122.21 [Corrected]

6. On page 14159, columns 2 and 3, in the table which follows the text of § 122.21(d)(2), footnote 1 is corrected by replacing "paragraphs (d)(7), (9) and (10)" with "paragraphs (g)(7), (9), and (10)".

7. On page 14160, column 1, in § 122.21(g)(3), the second sentence is corrected by placing a comma (",") between "operations" and "or" and by reversing the period (".") and parenthesis (")") at the end of the sentence.

8. On page 14160, column 3, in § 122.21(g)(7)(ii)(A), the reference to "(d)(8)" in the first sentence is corrected to read "(g)(8)".

9. On page 14160, column 3, in § 122.21(g)(7)(iv), "is" corrected to read "are" in the first sentence.

§ 122.28 [Corrected]

10. On page 14165, column 1, § 122.28(a)(2)(ii) is corrected by deleting "minor".

§ 122.41 [Corrected]

11. On page 14167, column 1, in § 122.41(a)(2), "$100,000" is corrected to read "$10,000".

12. On page 14167, column 1, the title to § 122.41(c) is corrected to read *"Need to halt or reduce activity not a defense."*

13. On page 14168, column 1, § 122.41(l) is corrected by adding paragraph (8) as follows:

(8) *Other information:* Where the permittee becomes aware that it failed to submit any relevant facts in a permit application, or submitted incorrect information in a permit application or in any report to the Director, it shall promptly submit such facts or information.

§ 122.44 [Corrected]

14. On page 14169, column 3, in § 122.44(c)(1)(ii), the sentence in parentheses is corrected by deleting the line "proves existing effluent limitations or".

15. On page 14170, column 1, in the last sentence of § 122.44(e) (introductory text), "§ 124.56(e)(2)" is corrected to read "§ 124.56(b)(1)(i)".

16. On page 14170, column 3, in the fifth line of § 122.44(1)(l), "which are" is corrected to read "must be".

§ 122.46 [Corrected]

17. On page 14172, column 1, in § 122.46(b), "§ 122.5" is corrected to read "§ 122.6".

§ 122.47 [Corrected]

18. On page 14172, column 3, in § 122.47(a)(4), the reference to "(a)(1)(ii)" is corrected to read "(a)(3)(ii)."

§ 122.48 [Corrected]

19. On page 14173, column 1, in § 122.48(c), "regulations" is corrected to read "regulation."

§ 122.64 [Corrected]

20. On page 14175, column 2, § 122.64(a) is corrected by removing the "or" after the semi-colon in (a)(2), by substituting a semi-colon for the period following (a)(3), and by inserting "or" after that semi-colon.

Appendix D [Corrected]

21. On page 14176, column 3, in Appendix D to Part 122, Table II, under "Volatiles," "1,2-dichloropropylene" (pollutant 18V) is corrected to read "1,3-dichloropropylene".

22. On page 14177, columns 2 and 3, the list of hazardous substances in Table V of Appendix D is corrected by deleting "Ethanolamine" substituting "Isopropanolamine Dodecylbenzenesulfonate" for "Isopropanolamine," and inserting "Triethanolamine dodecylbenzenesulfonate" in the list between "Trichlorofan" and "Triethylamine".

§ 123.21 [Corrected]

23. On page 14179, column 2, in § 123.21(a), the second sentence is corrected by deleting "at least three copies of".

§123.22 [Corrected]

24. On page 14179, column 3, in § 123.22(e), "programs" is corrected to read "program".

§123.24 [Corrected]

25. On page 14180, column 3, in § 123.24(d)(4) "gallson" is corrected to read "gallons".

§123.25 [Corrected]

26. On page 14181, column 1, in § 123.25(a)(1) "(Prohibitions)" is corrected to read "(Prohibitons)".

27. On page 14181, column 1, in § 123.25(a)(3), "§ 122.7(b)-(d)" is corrected to read "§ 122.7 (b) and (c)".

§123.27 [Corrected]

28. On page 14182, column 3, the note that follows § 123.27(c) is corrected by inserting the following paragraph after the first paragraph of the note:

Procedures for assessment by the State of the cost of investigations, inspections, or monitoring surveys which lead to the establishment of violations;

§123.61 [Corrected]

29. On page 14186, column 2, in § 123.61(a)(5) "when" is corrected to read "whom".

§123.62 [Corrected]

30. On page 14186, column 3, in the first sentence of § 123.62(b)(2), "modification" is corrected to read "revision".

§123.63 [Corrected]

31. On page 14187, column 1, § 123.63(a)(2)(ii) is corrected by inserting "Repeated" at the beginning of the sentence.

32. On page 14187, column 1, in § 123.64(a) "state" is corrected to read "State".

§124.12 [Corrected]

33. On page 14271, column 1, in § 124.12(b) "authoriy" is corrected to read "authority".

§124.57 [Corrected]

34. On page 14275, column 2, in § 124.57(a), the "to" between "notice" and "an" is corrected to read "of". This section is also corrected by deleting "and" after the semi-colon at the end of (a)(1), replacing the period (".") at the end of (a)(2) with a semi-colon (";") and inserting "and" after that semi-colon.

§124.62 [Corrected]

35. On page 14277, column 2, in the last sentence of § 124.62(d) "124.54" is corrected to read "124.64".

§125.3 [Corrected]

36. On page 14293, column 1, in paragraph (3) under § 125.3 [amended] "§ 125.3(b)" is corrected to read "§ 125.3(b) (1) and (2)". 48 FR 39611 (September 1, 1983) is corrected as follows:

37. On page 39619, column 1, paragraph 1, which describes amendments to § 122.2, is corrected by deleting the colon at the end of the sentence and inserting "and by deleting Editorial Note 2 at the end of this section.".

38. On page 39619, column 3, in the third line of the certification next under § 122.22(d), the "the" between "under" and "direction" is corrected to read "my".

39. On page 39620, column 1, add a new paragraph 4 as follows, and renumber the remaining paragraphs 5, 6, and 7, respectively:

§ 122.29 [Corrected]

4. Section 122.29 is amended by deleting Editorial Note 2 at the end of that section.

49 FR 31840 (August 8, 1984) is corrected as follows:

40. On page 31842, column 1, paragraph 1 is corrected to read as follows:

1. 40 CFR 122.21(d)(2) is revised, § 122.21(d)(3) is added to read as follows, and Editorial Note 4 at the end of this section is deleted:

49 FR 37998 (September 26, 1984) is corrected as follows:

41. In the preamble at page 37998, column 2, first sentence of the second full paragraph, the number "122.21" should be inserted between "§§" and "122.29(c)(5)".

42. In the preamble at page 38032, column 3, the references to "40 CFR 122.7(g)" and "§ 122.7(g)" are corrected to read "40 CFR 122.49(g)" and "122.49(g)", respectively.

43. In the preamble at page 38032, column 3, the reference to "Section 122.47(g)" in the middle of the column is corrected to read "Section 122.49(g)".

44. In the preamble at page 38034, column 1, the reference to "122.47(g)" is corrected to read "122.49(g)".

§122.21 [Corrected]

45. On page 38046, column 2, in § 122.21(c)(2), "March 26, 1985" is corrected to read "April 26, 1985".

§122.26 [Corrected]

46. On page 38047, column 3, § 122.26(b)(1)(i) is corrected by inserting "or" after the semi-colon.

47. On page 38048, column 2, paragraph 5 is corrected to read as follows:

§ 122.29 [Corrected]

5. Section 122.29 is amended by revising paragraphs (b), (c)(3), and (d)(4), redesignating paragraph (c)(5) as (c)(5)(ii), adding a new paragraph (c)(5)(i) as follows, and deleting Editorial Note 1 at the end of the section:

48. In the Form 2c Instructions on page 38054, column 2, first line, "4-1-2" is corrected to read "4-a-2."

49. In the Form 2c Instructions on page 38054, column 2, insert after the first two sentences in Item III-B the sentence, "However, you do not have to indicate how the reported information was calculated."

50. In the Form 2c Instructions on page 38054, column 2, in the third sentence under "General Directions," "text" is corrected to read "test".

51. In the Form 2c Instructions on page 30856, column 1, insert after the paragraph beginning with "Part V-A . . ." a new paragraph as follows:

Use the composite samples for all pollutants in this Part, except use grab samples for pH and temperature. See discussion in General Instructions to Item V for definitions of the columns in Part A. The "Long Term Average Values" column (column 2-C) and "Maximum 30 Day Values" column (column 2-b) are not compulsory but should be filled out if data is available.

52. In the Form 2c Instructions on page 38056, column 1, the paragraph designated as "Part V-B" is corrected by inserting after the third sentence a new sentence which reads: "Use composite samples for all pollutants you analyze for in this Part, except use grab samples for residual chlorine, oil and grease, and fecal coliform." The fourth sentence, which begins "Upon request the Director * * *", is corrected to read "EPA will consider requests to the Director of the Office of Water Enforcement and Permits to eliminate the requirement to test for pollutants for an industrial category or subcategory."

53. In the form 2c Instructions on page 38056, column 2, in subparagraph (e) appearing in the middle of the column, "2,4,5,-trichlorophnol, (TCP)" is corrected to read "2,4,5-trichlorophnol, (TCP)".

54. In the Form 2c Instructions on page 38057, column 1, in the citation at the end of the paragraph designated as "Part V-D," "40 CFR 117.12(a)(2ind(c)" is corrected to read "40 CFR 117.12(a)(2) and (c)".

55. In the Form 2c Instructions on page 38057, column 1, the paragraph designated as "Item VI" is corrected by deleting the last sentence, which begins "Under NPDES regulations * * *".

56. In the Form 2c Instructions on page 38057, column 2, the second sentence in Item IX is corrected to read as follows: "Section 309(c)(2) of the Clean Water Act provides that "Any person who knowingly makes any false statement, representation, or certification in any application, * * * shall upon conviction, be punished by a fine of not more than $10,000, or by imprisonment of not more than six months, or by both." "

57. In the form 2c Instructions on page 38057, column 2, the reproduction of 40 CFR 122.22 is corrected by designating the paragraph as "(a)(1)" rather than "(A)" and by inserting a space between "policy" and "or" in the first full sentence.

58. In Table 2c-4 on page 38060, in the list of hazardous substances, "Isopropanolamine" is corrected to read "Isopropanolamine Dodecylbenzenesulfonate", "Napthenic acid" is corrected to read "Naphthenic acid", and "Triethanolamine" is corrected to read "Triethanolamine Dodecylbenzenesulfonate".

59. In Table 2c-4 on page 38060, column 2, "Hydrogen sulfite" (no. 155 is corrected to read "Hydrogen Sulfide", "Napthalene" (no. 191) is corrected to read "Naphthalene", and "Napthenic acid" (no. 192) is corrected to read "Naphthenic acid".

60. In Table 2c-4 on page 38062, column 3, "zinc hydrosulfonate" (no. 288) is corrected to read "zinc hydrosulfite".

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40 CFR Part 228

[OW-FRL-2780-2]

Ocean Dumping; Extension of Interim Site Designations

AGENCY: Environmental Protection Agency (EPA).

ACTION: Interim final rule.

SUMMARY: EPA today extends the interim designation of several existing dredged material disposal sites to allow completion of final rulemaking with full public participation. The interim designations of the following sites are extended until December 31, 1988, or until final rulemaking is completed, whichever is sooner: Morehead City, NC; Georgetown, SC; Pascagoula, MS; Humboldt Bay, CA; Long Beach, CA; San Diego, CA; New Jersey/Long Island Sites; Gulfport/Mobile/Pensacola; Coos Bay, OR; San Francisco Channel Bar, CA. This action is necessary to provide acceptable ocean dumping sites for the disposal of dredged material essential to maintain navigation until formal rulemaking is completed.

DATE: This action will become effective on February 19, 1985. Comments must be received on or before March 21, 1985.

ADDRESSES: Send comments to: Paul Pan, Chief, Environmental Analysis Branch (WH-556), EPA, Washington, DC 20460.

FOR FURTHER INFORMATION CONTACT: Paul Pan, 202/755-9231.

SUPPLEMENTARY INFORMATION: Section 102(c) of the Marine Protection, Research, and Sanctuaries Act of 1972, as amended, 33 U.S.C. 1401 et seq. ("the Act"), gives the Administrator of EPA the authority to designate sites where ocean dumping may be permitted. On September 19, 1980, the Administrator delegated the authority to designate ocean dumping sites to the Assistant Administrator for Water and Waste Management, now the Assistant Administrator for Water.

The EPA Ocean Dumping Regulations (40 CFR Chapter I, Subchapter H, § 228.4) state that ocean dumping site will be designated by promulgation in this Part 228. A list of "Approved Interim and Final Ocean Dumping Sites" was published on January 11, 1977 (42 FR 2461 et seq.), was extended on January 16, 1980 (45 FR 3053 et seq.) and December 9, 1980 (48 FR 81042 et seq.), and was subsequently extended on February 7, 1983 (48 FR 5557 et seq.). That list established the Morehead City, NC; Georgetown, SC; Pascagoula, MS; Humboldt Bay, CA; Long Beach, CA; San Diego, CA; New Jersey/Long Island Sites; Gulfport/Mobile/Pensacola; Coos Bay, OR; San Francisco Channel Bar, CA, sites as interim sites. The latest notice extended their period of use until January 31, 1985. On March 9, 1984 (49 FR 8923 et seq.), the San Francisco Channel Bar site designation was also extended until that date. Today's extension will continue the interim designation for these sites until December 31, 1988, or until final rulemaking is completed whichever is sooner.

Preparation of Environmental Impact Statements (EIS's) or rulemaking has begun on all of these sites. EPA has completed a final EIS and proposed to designate the San Francisco Channel Bar site. EPA has completed draft EIS's for the New Jersey/Long Island sites, the Gulfport/Mobile/Pensacola sites, and the Coos Bay sites. EPA is in the process of drafting an EIS for the Georgetown, SC, site and the Humboldt Bay, CA, site, and EPA has begun preparation of an EIS for the Morehead City, Pascagoula, Long Beach, and San Diego sites. EPA plans to complete EIS's for all consent decree sites ["National Wildflie Federation v. Costle," 629 F.2d 118 (D.C. Cir. 1980)] by the end of 1985, and designation of the consent decree sites will proceed as expeditiously as possible. EPA cannot promulgate final designations for these sites and allow opportunity for full public participation within the existing deadline of January 31, 1985. The extensive opportunities for public participation are described in greater detail in the February 7, 1983, extension notice. Thirty-six months is a more realistic estimate of the amount of time EPA will need to complete the designation process for all of these sites. EPA, of course, expects to finish the designation process earlier for those sites where work is more advanced.

The Corps of Engineers has stated that they know of no significant adverse environmental impacts or public opposition which would result from continued use of any of these historically-used sites.

Continued designation of these interim dredged material disposal sites is necessary to assure the uninterrupted availability of the adjacent harbors to interstate and foreign commerce. These site designations expired January 31, 1985. Accordingly, pursuant to the Administrative Procedure Act, 5 U.S.C. 553(b)(3)(B), the Agency has determined that notice and public procedure on the interim designations, prior to their extension, is impracticable and contrary to the public interest. However, the Agency solicits public comment on the extension of the interim designations and will address any comments received in the final rulemakings designating these sites. For the same reasons, EPA has determined, pursuant to the Administrative Procedure Act, 5 U.S.C. 553(d)(3), that there is good cause to make this extension effective immediately.

It should be emphasized that, if an ocean dumping site is designated, such a site designation does not constitute or