

arising out of response activities at the Site.

Reservation of Rights

9. Nothing in this Consent Order is intended to be nor shall it be construed as a release or covenant not to sue for any claim or cause of action, administrative or judicial, civil or criminal, past or future, at law or in equity, which the United States, including EPA, may have against any of the Respondents for:

(a) Any liability as a result of failure to make the payments required by Section IV, Paragraph 1, of this Consent Order; or

(b) Any matters not expressly included in Covered Matters, including, without limitation, any liability for damages to natural resources. [Note: This natural resource damage reservation must be included unless the Federal natural resource trustee has agreed to a covenant not to sue pursuant to section 122(j)(2) of CERCLA. In accordance with section 122(j)(1) of CERCLA, where the release or threatened release of any hazardous substance at the site may have resulted in damages to natural resources under the trusteeship of the United States, the Region should notify the Federal natural resource trustee of the negotiations and encourage the trustee to participate in the negotiations.]

10. Nothing in this Consent Order constitutes a covenant not to sue or to take action or otherwise limits the ability of the United States, including EPA, to seek or obtain further relief from any of the Respondents, and the covenant not to sue in Section IV, Paragraph 7, of this Consent Order is null and void, if:

(a) Information not currently known to EPA is discovered which indicates that any Respondent contributed hazardous substances to the Site in such greater amount or of such greater toxic or other hazardous effects that the Respondent no longer qualifies as a *de minimis* party at the Site because [insert volume and toxicity criteria from Paragraph 7 of the Findings of Fact, e.g., "the Respondent contributed greater than ____% of the hazardous substances at the Site or contributed hazardous substances which contributed disproportionately to the cumulative toxic or other hazardous effects of the hazardous substances at the Site"];

[Note: Unless a premium payment is being made under Section IV, Paragraph 1, which compensates EPA for the risk that the events noted in the reservations of rights in subparagraphs (b) and (c) may be accepted in lieu of one or both of

the reservations in subparagraphs (b) and (c) below:

(b) Costs incurred during the completion of the remedial action [if ROD is completed, insert "consistent with the Record of Decision"] at the Site exceed [insert dollar amount of cost ceiling]; or

(c) EPA determines, based upon conditions at the Site, previously unknown to EPA, or information received, in whole or in part, after entry of this Consent Order, that the remedial action [if ROD is completed, insert "consistent with the Record of Decision"] is not protective of public health or the environment.

11. Nothing in this Consent Order is intended as a release or covenant not to sue for any claim or cause of action, administrative or judicial, civil or criminal, past or future, in law or in equity, which the United States, including EPA, may have against any person, firm, corporation or other entity not a signatory to this Consent Order.

12. EPA and the Respondents agree that the actions undertaken by the Respondents in accordance with this Consent Order do not constitute an admission of any liability by any Respondent. The Respondents do not admit and retain the right to controvert in any subsequent proceedings, other than proceedings to implement or enforce this Consent Order, the validity of the Findings of Fact or Determinations contained in this Consent Order.

Contribution Protection

13. Subject to the reservation of rights in Section IV, Paragraphs 9 and 10, of this Consent Order, EPA agrees that by entering into and carrying out the terms of this Consent Order, each Respondent will have resolved its liability to the United States for Covered Matters pursuant to section 122(g)(5) of CERCLA, 42 U.S.C. 9622(g)(5), and shall not be liable for claims for contribution for Covered Matters.

Parties Bound

14. This Consent Order shall apply to and be binding upon the Respondents and their directors, officers, employees, agents, successors and assigns. Each signatory to this Consent Order represents that he or she is fully authorized to enter into the terms and conditions of this Consent Order and to bind legally the Respondent represented by him or her.

Public Comment

15. This Consent Order shall be subject to a thirty-day public comment period pursuant to section 122(i) of

CERCLA, 42 U.S.C. 9622(i). In accordance with section 122(i)(3) of CERCLA, 42 U.S.C. 9622(i)(3), EPA may withdraw consent to this Consent Order if comments received disclose facts or considerations which indicate that this Consent Order is inappropriate, improper or inadequate.

Attorney General Approval

16. The Attorney General or his designee has issued prior written approval of the settlement embodied in this Consent Order in accordance with section 122(g)(4) of SARA. [Note: Attorney General approval usually will be required for *de minimis* consent orders because the total part and projected response costs at the site will exceed \$500,000, excluding interest. In the event that Attorney General approval is not required, the order should not include this Paragraph 16, but should include the following as a separate numbered paragraph in the Determinations section (Section III) above: "The Regional Administrator of EPA, Region XX, has determined that the total response costs incurred to date at or in connection with the Site do not exceed \$500,000 excluding interest, and that, based upon information currently known to EPA, total response costs at or in connection with the Site are not anticipated to exceed \$500,000, excluding interest, in the future." Use of this determination requires changes to the model Findings of Fact in Section II above; specifically, Paragraph 3 of the Findings should not state that further response action will be undertaken in the future, and Paragraph 4 of the Findings should not state that EPA will incur response costs in the future.]

Effective Date

17. The effective date of this Consent Order shall be the date upon which EPA issues written notice to the Respondents that the public comment period pursuant to Section IV, Paragraph 15, of this Consent Order has closed and that comments received, if any, do not require modification of or EPA withdrawal from this Consent Order.

It is so agreed and ordered:

[Respondent(s)]

By: [Name] [Date]

U.S. Environmental Protection Agency

By: [Name] [Date]

[FR Doc. 87-26107 Filed 11-10-87; 8:45 am]

BILLING CODE 6560-50-M

FEDERAL COMMUNICATIONS COMMISSION**Comment Dates Set on Remand of Average Schedule Revisions**

October 27, 1987.

Comments on the National Exchange Carrier Association's September 17, 1985 proposed revisions¹ to the average schedules, the data filed on September 15, 1987, and the record before the United States Court of Appeals for the District of Columbia Circuit in *City of Brookings et al v. Federal Communications Commission* may be filed on or before December 5, 1987. Reply comments may be filed on or before January 5, 1988. Persons wishing to file comments or reply comments should file five copies with the Secretary of the Federal Communications Commission (Room 222); two copies with the Policy and Program Planning Division (Room 544); and one copy with the International Transcription Service (Room 245). The Commission's offices are located at 1919 M Street, NW., Washington, DC 20554.

For further information, contact Kent Nilsson at (202)-623-6363.

Subject

Commission approval of National Exchange Carrier Association proposed revisions to the average schedules pursuant to 47 CFR 69.606(a).

Federal Communications Commission.

William J. Tricarico,

Secretary.

[FR Doc. 87-25997 Filed 11-10-87; 8:45 am]

BILLING CODE 6712-01-M

FEDERAL HOME LOAN BANK BOARD

[No. AC-671; FHLBB No. 3267]

Approval of Conversion Application; Winchester Federal Savings and Loan Association, Winchester, KY

Date: November 4, 1987.

Notice is hereby given that on October 29, 1987, the Office of the General Counsel of the Federal Home Loan Bank Board, acting pursuant to the authority delegated to the General Counsel or his designee, approved the application of Winchester Federal Savings and Loan Association, Winchester, Kentucky, for permission to convert to the stock form of organization. Copies of the application are available for inspection at the Office of the Secretariat at the Federal Home

Loan Bank Board, 1700 G Street, NW., Washington, DC 20552, and at the Office of the Supervisory Agent at the Federal Home Loan Bank of Cincinnati, 2000 Atrium II, 221 East 4th Street, Cincinnati, Ohio 45202.

By the Federal Home Loan Bank Board.

John F. Ghizzoni,

Assistant Secretary.

[FR Doc. 87-26070 Filed 11-10-87; 8:45 am]

BILLING CODE 6720-01-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES**Food and Drug Administration**

[Docket No. 87F-0321]

Ciba-Geigy Corp.; Filing of Food Additive Petition**AGENCY:** Food and Drug Administration.**ACTION:** Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing that Ciba-Geigy Corp. has filed a petition proposing that the food additive regulations be amended to provide for the safe use of 2,2'-(2,5-thiophenediyl) bis (5-tert-butylbenzoxazole) as an optical brightener for polyoxymethylene homopolymer intended to contact food.

FOR FURTHER INFORMATION CONTACT:

Marvin D. Mack, Center for Food Safety and Applied Nutrition (HFF-335), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-472-5690.

SUPPLEMENTARY INFORMATION: Under the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786 (21 U.S.C. 348(b)(5))), notice is given that a petition (FAP 7B4027) has been filed by Ciba-Geigy Corp., Three Skyline Dr., Hawthorne, NY 10532, proposing that § 178.3297 *Colorants for polymers* (21 CFR 178.3297) be amended to provide for the safe use of 2,2'-(2,5-thiophenediyl) bis (5-tert-butylbenzoxazole) as an optical brightener for polyoxymethylene homopolymer intended to contact food.

The potential environmental impact of this action is being reviewed. If the agency finds that an environmental impact statement is not required and this petition results in a regulation, the notice of availability of the agency's finding of no significant impact and the evidence supporting that finding will be published with the regulation in the **Federal Register** in accordance with 21 CFR 25.40(c).

Dated: November 3, 1987.

Fred R. Shank,

Acting Director, Center for Food Safety and Applied Nutrition.

[FR Doc. 87-26076 Filed 11-10-87; 8:45 am]

BILLING CODE 4160-01-M

Health Resources and Services Administration**Program Announcement and Proposed Funding Preferences for Grants for Geriatric Education Centers**

The Health Resources and Services Administration announces the acceptance of applications for Fiscal Year 1988 Grants for Geriatric Education Centers under the authority of section 788(d) of the Public Health Service Act, as amended by Pub. L. 99-129, and section 301 of PHS Act, and invites comments on the proposed funding preferences as set forth below.

The Administration's budget request for Fiscal Year 1988 does not include funding under section 301 of the PHS Act. This notice regarding applications does not reflect any change in this policy. However, should funds become available unexpectedly under section 301 in addition to the Administration's budget request under section 788(d), this contingency action will assure that grants can be awarded in a timely fashion consistent with the needs of the programs as well as to provide for even distribution of funds throughout the fiscal year.

Grants may be awarded to support the improvement and development of organizational and coordinating multidisciplinary training in geriatric health care involving several health professions. These centers are established to facilitate training of medical, dental, optometric, pharmacy, podiatric, nursing, and appropriate allied health and public health facility, students, and practitioners in the diagnosis, treatment and prevention of diseases and other problems of the aged.

To be eligible for the grant under section 788(d) of the PHS Act, the applicant must meet the requirements of a health professions school as defined by section 701(4), program for the training of physician assistants as defined in section 701(8) or a school of allied health as defined in section 701(10). Applicants conducting projects to be administered in other types of organizational settings will be considered for geriatric education center grants under section 301 of the PHS Act.

Applicants must be located in the United States, the Commonwealth of

¹ Not published in the **Federal Register**.

Puerto Rico, the Commonwealth of the Northern Mariana Islands, the Virgin Islands, Guam, American Samoa, the Trust Territory of the Pacific Islands (the Republic of Palau), the Republic of the Marshall Islands, of the Federated State of Micronesia.

Functioning within a defined geographic area, which may be a metropolitan area, a State or portion thereof, or an area including all or part of two or more States, a Geriatric Education Center provides the health professions educational community within the area with multidisciplinary services which:

- (a) Improve the training of health professionals in geriatrics;
- (b) Develop and disseminate curricula relating to the treatment of the health programs of elderly individuals;
- (c) Expand and strengthen instruction in methods of such treatment;
- (d) Support the training and retraining of faculty to provide such instruction (other than training and retraining of faculty of schools of medicine and osteopathy);
- (e) Support continuing education of health professionals and allied health professionals who provide such treatment; and
- (f) Establish new affiliations with nursing homes, chronic and acute disease hospitals, ambulatory care centers, and senior centers in order to provide students with clinical training in geriatric medicine.

Questions concerning the programmatic aspects of grants should be directed to: Geriatric Program Representative, Division of Associated and Dental Health Professions, Bureau of Health Professions, Health Resources and Services Administration, 5600 Fishers Lane, Room 8-103, Rockville, Maryland 20857, Telephone: (301) 443-6887.

Requests for application materials and questions regarding grants policy should be directed to: Grants Management Officer (D-31), Bureau of Health Professions Health Resources and Services Administration, 5600 Fishers Lane, Room 8C-22, Rockville, Maryland 20857, Telephone: (301) 443-6880.

The standard application, Form PHS 6025-1, HRSA Competing Training Grant Application, General Instructions and supplement for this program have been approved by the Office of Management and Budget under the Paperwork Reduction Act. The OMB clearance number is 0915-0060.

The application deadline date is January 15, 1987. Applications will be considered as meeting the deadline if they are either:

1. Received on or before the deadline date, or

2. Postmarked on or before the deadline and received in time for submission to the independent review group. A legibly dated receipt from a commercial carrier of the U.S. Postal Service will be accepted in lieu of a postmark. Private metered postmark shall not be acceptable as proof of timely mailing.

After a peer review group composed principally of non-Federal experts makes recommendations concerning each application, the Secretary will consult with the National Advisory Council on Health Professions Education with respect to such applications. The following factors listed in 42 CFR 57.3905 will be considered, among other factors, in the review of applications.

- (1) The degree to which the proposed project adequately provides for the project requirements described in 42 CFR 57.3904;
- (2) The adequacy of the qualifications and experience of the staff and faculty;
- (3) The administrative and managerial ability of the applicant to carry out the proposal in a cost-effective manner; and
- (4) The potential of the project to continue on a self-sustaining basis.

This program is listed in 13.969 in the *Catalog of Federal Domestic Assistance*. It is not subject to the provisions of Executive Order 12372, Intergovernmental Review of Federal Programs, of 45 CFR Part 100.

Proposed Funding Preferences

In determining the order of funding of competing applications which have been recommended for approval, it is proposed to give funding preference to applications from existing Geriatric Education Centers which have trained substantial numbers of health professions faculty and satisfactorily address the program priorities listed below. Among proposals for new geriatric education centers, it is also proposed to give a funding preference to applications which satisfactorily address the program priorities addressed below. All applications, however, will be reviewed and given consideration for funding.

- (1) Projects which will provide training for faculty from four or more health professions, at least one of which must be allopathic or osteopathic medicine, with respect to the treatment of health problems of the elderly by multidisciplinary teams of health professionals. A one-year retraining program for faculty in schools of medicine and osteopathy in geriatrics or a one-year or two-year internal

medicine or family medicine fellowship program as identified in section 788(e)(3) of the Act is not eligible under section 788(d) of the PHS Act and does not qualify for this funding preference.

(2) Projects which currently have or plan to provide for a high degree of areawide collaboration as evidenced by:

(a) Significant multidisciplinary health care educational activities;

(b) Letters of agreement or assurance, among participating entities, such as professional schools, teaching facilities and other clinical sites, professional associations, and State and local health agencies; and

(c) Organizational or other arrangements for participation by the social and behavioral science disciplines;

(3) Preference will be given to applicants from institutions that demonstrate a commitment to increase minority participation in their program, show evidence of efforts to recruit minority faculty participants, or demonstrate substantial benefit from the project to disadvantaged population groups in primary medical care manpower shortage area(s) designated under section 332 of the Public Health Service Act.

Interested persons are invited to submit written comments regarding these funding preferences to Director, Division of Associated and Dental Health Professions, Bureau of Health Professions at the address given below.

All comments received not later than December 14, 1987 will be considered before final funding preferences for Fiscal Year 1988 are established.

Normally, the comment period would be 60 days. However, due to the need to implement any changes in the funding preferences for the Fiscal Year 1988 award cycle, this comment period has been reduced to 30 days. After the close of the comment period, the final funding preferences will be published as a notice in the **Federal Register**.

Written comments should be addressed to: Director, Division of Associated and Dental Health Professions, Bureau of Health Professions, Health Resources and Services Administration, 5600 Fishers Lane, Room 8-101, Rockville, Maryland 20857, Telephone: (301) 443-6853.

All comments received will be available for public inspection and copying at the above address weekdays (Federal holidays excepted) between the hours of 8:30 a.m. and 5:00 p.m.

In determining projects to be funded from among applicants recommended for approval, including those assigned a funding preference, the Secretary, after

consultation with the National Advisory Council on Health Professions Education, may give consideration to the geographic location of the project in relation to other Geriatric Education Centers funded or to be funded by this grant program and to regional and areawide needs.

Dated: November 5, 1987.

David N. Sundwall,

Administrator, Assistant Surgeon General.

[FR Doc. 87-26115 Filed 11-10-87; 8:45 am]

BILLING CODE 4160-15-M

DEPARTMENT OF THE INTERIOR

Office of the Secretary

Privacy Act of 1974—Revision of Notice of System of Records

Pursuant to the provisions of the Privacy Act of 1974, as amended (5 U.S.C. 552a), notice is hereby given that the Department of the Interior is revising a notice describing a system of records maintained by the Bureau of Indian Affairs. On August 5, 1987, the Department published for public comment in the *Federal Register* a new system of records notice titled "Indian Electric Power Utilities—Interior, BIA-26" (52 FR 29073). One comment was received from the public concerning the title of one of the irrigation projects referenced in two places in the system notice. The commenter indicated that the proper title of the project authorized by the Act of June 7, 1924 (43 Stat. 476) should be "San Carlos Irrigation Project." That comment has been adopted; therefore, the portions of the notice describing the system locations and system managers are revised as published below.

Since these changes do not involve any new or intended use of the information in the system of records, the revisions shall be effective upon publication in the *Federal Register*. Additional information regarding these revisions may be obtained from the Department Privacy Act Officer, Office of the Secretary (PMA), Room 7357, Main Interior Building, U.S. Department of the Interior, Washington, D.C. 20240. Oscar W. Mueller, Jr.,

Director, Office of Management Analysis.

Dated: November 3, 1987.

INTERIOR/BIA-26

SYSTEM NAME:

Indian Electric Power Utilities—Interior, BIA-26.

* * * * *

SYSTEM LOCATIONS:

(1) Colorado River Irrigation Project—Power Division; Route 1, Box 9-C; Parker, AZ 85344; (2) Flathead Indian Irrigation Project—Power Division; Box 890; Polson, Montana 59860; (3) San Carlos Irrigation Project—Power Division; Box 250; Coolidge, Arizona 85228.

* * * * *

SYSTEM MANAGER(S) AND ADDRESS:

(1) Power Manager, Colorado River Irrigation Project—Power Division; Route 1, Box 9-C; Parker, AZ 85344; (2) Power Manager, Flathead Indian Irrigation Project—Power Division; Box 890; Polson, Montana 59860; (3) Power Manager, San Carlos Irrigation Project—Power Division; Box 250; Coolidge, Arizona 85228.

* * * * *

[FR Doc. 87-26095 Filed 11-10-87; 8:45 am]

BILLING CODE 4310-02-M

Bureau of Land Management

Availability of the Environmental Assessment for Designation of Areas of Critical Environmental Concern (ACEC) Within the Lower Gila South (LGS) Resource Management Planning (RMP) Area

AGENCY: Bureau of Land Management.

ACTION: Notice.

SUMMARY: Pursuant to section 102 (2)(c) of the National Environmental Policy Act of 1969, 40 CFR Part 1500 and 43 CFR 1610.7-2 the Bureau of Land Management has prepared an environmental assessment of three alternatives for ACEC designation. Five areas were analyzed under each alternative. Three of the areas are recommended for ACEC designation under the proposed action.

SUPPLEMENTARY INFORMATION: Copies of the EA are available from BLM's Phoenix District Office, 2015 West Deer Valley Road, Phoenix, Arizona 85027. Public comments on the EA will be accepted for a period of sixty (60) days following publication of this notice. For further information contact William T. Childress, Lower Gila Resource Area Manager at the above address or by telephone at 602-863-4464. Reading copies may be reviewed at BLM's Arizona State Office, 3707 N. 7th Street, Phoenix, Arizona 85011, phone 602-241-5504.

Dated: October 29, 1987.

Terry L. Nichols,

Acting State Director.

[FR Doc. 87-26073 Filed 11-10-87; 8:45 am]

BILLING CODE 4310-32-M

[CA-020-80-4050-90]

California; Susanville District Advisory Council; Meeting and Tour

AGENCY: Bureau of Land Management, Department of the Interior, Susanville District Advisory Council, Susanville, California 96130.

ACTION: Notice of meeting and tour.

SUMMARY: Notice is hereby given, in accordance with Pub. L. 94-579 (FLPMA), that a District Advisory Council meeting and tour will be held on Tuesday, December 8, 1987. The meeting will begin at 9:30 a.m. at the CDF, fire station, Beiber, California. The agenda will include discussions on Range conditioning, the Alturas Resource Area, Riparian initiative and the Nevada water rights issue. The meeting is open to the public and interested persons may make oral statements to the Council or file a written statement for the Council's consideration.

Anyone wishing to make an oral statement must notify the District Manager, Bureau of Land Management, 705 Hall Street, Susanville, California 96130, by December 2, 1987. Depending upon the number of persons wishing to make oral statements, a per person time limit may be established.

After the meeting, the DAC will tour the Malacha Power Project. The tour will be from 11:00 a.m. to 3:30 p.m.

Summary minutes of the Council meeting will be maintained in the District Office, and will be available for public inspection and reproduction (during regular business hours) within 30 days following the meeting.

FOR FURTHER INFORMATION CONTACT:

John Bosworth, Planning and Environmental Coordinator, at 916-257-5381.

Sincerely,

C. Rex Cleary,

District Manager.

[FR Doc. 87-26072 Filed 11-10-87; 8:45 am]

BILLING CODE 4310-40-M

[Alaska AA-48579-AD]

Proposed Reinstatement of a Terminated Oil and Gas Lease; Alaska

In accordance with Title IV of the Federal Oil and Gas Royalty Management Act (Pub. L. 97-451), a