

Sunshine Act Meetings

Federal Register

Vol. 52, No. 175

Thursday, September 10, 1987

This section of the FEDERAL REGISTER contains notices of meetings published under the "Government in the Sunshine Act" (Pub. L. 94-409) 5 U.S.C. 552b(e)(3).

FEDERAL ELECTION COMMISSION

DATE AND TIME: Tuesday, September 15, 1987 at 10:00 a.m.

PLACE: 999 E Street NW., Washington, DC (Ninth Floor).

STATUS: This meeting will be open to the public.

ITEM TO BE DISCUSSED:

Explanation and Justification of the Delegate Selection Regulations (11 CFR 110.14)

DATE AND TIME: Tuesday, September 15, 1987 following the open meeting.

PLACE: 999 E Street NW., Washington, DC.

STATUS: This meeting will be open to the public.

ITEM TO BE DISCUSSED:

Compliance matters pursuant to 2 U.S.C. 437g.

Audits conducted pursuant to 2 U.S.C. 437g, 438(b), and Title 26, U.S.C.

Matters concerning participation in civil actions or proceedings or arbitration.

Internal personnel rules and procedures or matters affecting a particular employee.

PERSON TO CONTACT FOR INFORMATION:

Mr. Fred Eiland, Information Officer, Telephone: 202-376-3155.

Marjorie W. Emmons,

Secretary of the Commission.

[FR Doc. 87-20915 Filed 9-8-87; 2:20 pm]

BILLING CODE 6715-01-M

NATIONAL TRANSPORTATION SAFETY BOARD

Agenda

TIME AND DATE: 9:30 a.m., Tuesday, September 15, 1987.

PLACE: Board Room (Room 812A), Eighth Floor, 800 Independence Avenue, SW., Washington, DC 20594.

STATUS: The first four items will be open to the public. The last item will be closed under Exemption 10 of the Government in the Sunshine Act.

MATTERS TO BE CONSIDERED:

1. Railroad Accident Report: Derailment of Steam Excursion Train of the Norfolk and Western Railway Company, Train Extra 611 West, Suffolk, Virginia, May 18, 1986.

2. Marine Accident Report: Engineerroom Flooding of U.S. Tankship PRINCE WILLIAM SOUND, Puerto Vallarta, Mexico, May 9, 1986.

3. Marine Accident Report: Fires on Board the Panamanian Tankship SHOUN VANGUARD and the U.S. Tank Barge HOLLYWOOD 3013, Deer Park, Texas, October 7, 1986.

4. Recommendation to Review the British Columbia Safety Education Program to Determine if it is Feasible for Use in the United States. (Calendared by Chairman)

5. Opinion and Order: Administrator v. Watkins, Docket SE-7595; Disposition of the Appeals of Respondent and the Administrator. (Calendared by Chairman)

FOR MORE INFORMATION CONTACT: Bea Hardesty, Federal Register Liaison Officer.

Bea Hardesty,

Federal Register Liaison Officer.

September 4, 1987.

[FR Doc. 87-20869 Filed 9-8-87; 9:13 am]

BILLING CODE 7533-01-M

NUCLEAR REGULATORY COMMISSION

DATE: Weeks of September 7, 14, 21, and 28, 1987.

PLACE: Commissioners' Conference Room, 1717 H Street NW., Washington, DC.

STATUS: Open and Closed.

MATTERS TO BE CONSIDERED:

Week of September 7

Wednesday, September 9

2:00 p.m.

Briefing on Performance of Sandia Containment Tests (Public Meeting)

Thursday, September 10

2:00 p.m.

Discussion of Integration of AEOD Reports into the Regulatory Process (Public Meeting)

3:30 p.m.

Affirmation/Discussion and Vote (Public Meeting)
a. Jurisdiction over Kress Creek (Tentative)

Week of September 14—Tentative

Monday, September 14

10:00 a.m.

Discussion of Management-Organization and Internal Personnel Matters (Closed—Ex. 2 & 6)

2:00 p.m.

Discussion of Pending Investigations (Closed—Ex. 5 & 7)

2:30 p.m.

Briefing on the Status of Peach Bottom (Public Meeting)

Thursday, September 17

10:00 a.m.

Affirmation/Discussion and Vote (Public Meeting) (if needed)

Week of September 21—Tentative

Thursday, September 24

2:00 p.m.

Affirmation/Discussion and Vote (Public Meeting) (if needed)

Week of September 28—Tentative

Thursday, October 1

10:00 a.m.

Discussion of Pending Investigations (Closed—Ex. 5 & 7)

2:00 p.m.

Briefing on Technical Specifications Improvement Project (Public Meeting)

3:30 p.m.

Affirmation/Discussion and Vote (Public Meeting) (if needed)

Note—Affirmation sessions are initially scheduled and announced to the public on a time-reserved basis. Supplementary notice is provided in accordance with the Sunshine Act as specific items are identified and added to the meeting agenda. If there is no specific subject listed for affirmation, this means that no item has as yet been identified as requiring any Commission vote on this date.

TO VERIFY THE STATUS OF MEETINGS

CALL (RECORDING): (202) 634-1498.

CONTACT PERSON FOR MORE

INFORMATION: Robert McOsker, (202) 634-1410.

Andrew L. Bates,

Office of the Secretary.

September 3, 1984.

[FR Doc. 87-20914 Filed 9-8-87; 2:08 pm]

BILLING CODE 7590-01-M

OVERSEAS PRIVATE INVESTMENT CORPORATION

Meeting of the Board of Directors

TIME AND DATE: 1:30 p.m. (closed portion), 3:30 p.m. (open portion), Tuesday, September 22, 1987.

PLACE: Offices of the Corporation, fourth floor Board Room, 1615 M Street NW., Washington, DC.

STATUS: The first part of the meeting from 1:30 p.m. to 3:30 p.m. will be closed to the public. The open portion of the meeting will commence at 3:30 p.m. (approximately).

MATTERS TO BE CONSIDERED: (Closed to the public 1:30 p.m. to 3:30 p.m.):

1. Finance Project in Middle Eastern Country
2. Finance Project in South American Country
3. Finance Project in West Asian Country
4. Finance Project in East Asian Country
5. Report of Trade Policy Review Group
6. Legislative Renewal
7. Worker Rights in China

8. Board Membership
9. Claims Report

FURTHER MATTERS TO BE CONSIDERED:
(Open to the public 3:30 p.m.)

1. Approval of the Minutes of the Previous Board Meeting
2. Approval of Proposed Regular Meetings of the Board
3. Information Reporters

CONTACT PERSON FOR INFORMATION:
Information with regard to the meeting may be obtained from the Secretary of the Corporation, on (202) 457-7079.
Margaret A. Kole,
OPIC Corporate Secretary,
September 4, 1987.

[FR Doc. 87-20894 Filed 9-8-87; 11:52 am]

BILLING CODE 3210-01-M

Corrections

Federal Register

Vol. 52, No. 175

Thursday, September 10, 1987

This section of the FEDERAL REGISTER contains editorial corrections of previously published Presidential, Rule, Proposed Rule, and Notice documents and volumes of the Code of Federal Regulations. These corrections are prepared by the Office of the Federal Register. Agency prepared corrections are issued as signed documents and appear in the appropriate document categories elsewhere in the issue.

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 180

[PP 5E3269/P426; FRL-2239-2]

Pesticide Tolerance for Oxyfluorfen

Correction

In proposed rule document 87-17186 beginning on page 28314 in the issue of Wednesday, July 29, 1987, make the following corrections:

1. On page 28315, in the first column, under **SUPPLEMENTARY INFORMATION**, in the second paragraph, in the sixth line, "oxyfluorfen" was misspelled.

2. On the same page, in the second column—

a. On the third line, "880" should read "800".

b. On the fourth line, "at 57" should read "at week 57".

BILLING CODE 1505-01-D

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Family Support Administration

45 CFR Part 233

Aid to Families With Dependent Children—Treatment of Utility Payments by Applicants or Recipients Living in Certain Federally Assisted Housing

Correction

In proposed rule document 87-19628 beginning on page 32323 in the issue of Thursday, August 27, 1987, make the following corrections:

1. On page 32323, in the third column, under **DATES**, the date in the last line should read "October 26, 1987".

2. On page 32324—

a. In the second column, in the third complete paragraph, in the seventh line,

"as separate" should read "as a separate".

b. In the third column, in the last paragraph, in the third line, "family have" should read "family shall have"

§ 233.20 [Corrected]

3. On page 32325, in the third column, in § 233.20(a)(2)(ix)—

a. In the fourth line, "the" should read "be".

b. In the 18th, 19th and 20th lines remove "Utility payments are made in garbage collection."

c. In the last line after "housing" insert a period.

BILLING CODE 1505-01-D

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 872

Dental Devices; Proposed Exemptions From Premarket Notification

Correction

In proposed rule document 87-18268 beginning on page 30120 in the issue of Wednesday, August 12, 1987, make the following corrections:

1. On page 30120, in the first column, the heading should read as set forth above.

2. On the same page, in the same column, in the **SUPPLEMENTARY INFORMATION**, in the fifth line, "for medical" should read "of medical".

BILLING CODE 1505-01-D

DEPARTMENT OF JUSTICE

Bureau of Prisons

28 CFR Part 541

Control, Custody, Care, Treatment, and Instruction Of Inmates; Inmate Discipline and Special Housing Units

Correction

In proposed rule document 87-19687 beginning on page 32478 in the issue of Thursday, August 27, 1987, make the following corrections:

1. On pages 32484 and 32485, in Table 3, in the top of the columns, remove the following language:

"[The UDC shall * * * appropriate disposition.]"

2. On page 32484, in the first column, insert "**HIGH CATEGORY**" as a centered heading before entry "200".

3. On the same page, in the third column, insert "**MODERATE CATEGORY**" as a centered heading before entry "300".

4. On the same page, in the same column, in entry "308" in the third line move "N. Extra duty" from the second column of the table to the third column of the table.

5. On page 32485, in Table 3, in the second column, insert "**LOW MODERATE CATEGORY**" as a centered heading before entry "400".

BILLING CODE 1505-01-D

DEPARTMENT OF LABOR

Employment and Training Administration

20 CFR Part 602

Federal-State Unemployment Compensation Program; Unemployment Insurance Quality Control Program

Correction

In rule document 87-20151 beginning on page 33520 in the issue of Thursday, September 3, 1987, make the following correction:

§ 602.41 [Corrected]

On page 33530, in the second column, in § 602.41, in the 10th line, "Actions" should read "sections".

BILLING CODE 1505-01-D

TENNESSEE VALLEY AUTHORITY

18 CFR Part 1301

Revisions to Freedom of Information Act (FOIA) Regulations

Correction

In proposed rule document 87-19706 appearing on page 32573 in the issue of Friday, August 28, 1987, make the following correction:

§ 1301.1 [Corrected]

In § 1301.1(c)(3), in the third column, in the first line, the paragraph designation "(iii)" should read "(ii)".

BILLING CODE 1505-01-D

DEPARTMENT OF THE TREASURY**Internal Revenue Service****26 CFR Part 48**

[T.D. 8152]

Excise Taxes on Gasohol and Other Alcohol Mixture Fuels, Tread Rubber and Inner Tubes

Correction

In rule document 87-18851 beginning on page 31614 in the issue of Friday,

August 21, 1987, make the following correction:

§48.4081-2 [Corrected]

On page 31619, in the second column, in § 48.4081-2(a)(5), in the first line, the designation "(1)" should have read "(i)".

BILLING CODE 1505-01-D

Register Federal

Thursday
September 10, 1987

Part II

Department of the Interior

Minerals Management Service

Outer Continental Shelf; Proposed Notice
of Sale; Central Gulf of Mexico Sulphur
and Salt Lease Sale; Notice

UNITED STATES
DEPARTMENT OF THE INTERIOR
MINERALS MANAGEMENT SERVICE

Outer Continental Shelf
Proposed Notice of Sale
Central Gulf of Mexico
Sulphur and Salt Lease Sale

By publication of this proposed Notice of Sale, the Department of the Interior provides the public and potential bidders an opportunity to review the proposed terms and conditions for a sulphur and salt lease sale on the Federal Outer Continental Shelf (OCS) in the Central Gulf of Mexico. The proposed Notice for this sale was preceded by a Notice in the Federal Register (June 29, 1987, at 52 FR 24264) which included a query regarding tentative terms and conditions for a sale. Responses to that Notice were employed in the decisions on the terms and conditions in this proposed Notice of Sale.

The Minerals Management Service is requesting further comment by October 26, 1987, on scheduling of the sale, royalty rates, and lease terms. See paragraph 16 of this Notice.

Approved:

Acting Director, Minerals Management Service

David W. Crow

Acting Assistant Secretary - Land and Minerals Management

James E. Cason

Date

9/2/87

4310-MR

UNITED STATES
DEPARTMENT OF THE INTERIOR
MINERALS MANAGEMENT SERVICE

Outer Continental Shelf
Proposed Notice of Sale
Central Gulf of Mexico
Sulphur and Salt Lease Sale

1. Authority. This Notice is published pursuant to the Outer Continental Shelf (OCS) Lands Act (43 U.S.C. 1331-1356, (1982)), as amended by the OCS Lands Act Amendments of 1985 (100 Stat. 147), and the regulations issued thereunder (30 CFR Part 256).

2. Filing of Bids. Sealed bids will be received by the Regional Director (RD), Gulf of Mexico Region, Minerals Management Service (MMS), 1201 Elmwood Park Boulevard, New Orleans, Louisiana 70123-2394. Bids may be delivered in person to that address during normal business hours (8 a.m. to 4 p.m.) until the Bid Submission Deadline at 10 a.m., January —, 1988. Hereinafter, all times cited in this Notice refer to Central Standard Time (C.S.T.) unless otherwise stated. Bids will not be accepted the day of Bid Opening, January —, 1988. Bids received by the RD later than the time and date specified above will be returned unopened to the bidders. Bids may not be modified unless written modification is received by the RD prior to 10 a.m., January —, 1988. Bids may not be withdrawn unless written withdrawal is received by the RD prior to 8:30 a.m., January —, 1988. Bid Opening Time will be 9 a.m., January —, 1988, at —. All bids must be submitted and will be considered in accordance with applicable regulations, including 30 CFR Part 256.

3. Method of Bidding. A separate bid in a sealed envelope labeled "Sealed Bid for Sulphur and Salt Lease Sale (Bidding unit number, map number, map name, and block number(s)), not to be opened until 9 a.m., C.S.T., January —, 1988," must be submitted for each prescribed bidding unit bid upon. It is recommended that all numbers of blocks and applicable portions (as described in paragraph 12) comprising the bidding unit appear on the sealed envelope. A bid form for this sale is available from the Gulf of Mexico Regional Office as provided in paragraph 14(a). In addition, the total amount bid must be in whole dollar amounts (no cents). Bidders must submit with each bid one-fifth of the cash bonus, in cash or by cashier's check, bank draft, or certified check, payable to the order of the U.S. Department of the Interior—Minerals Management Service. No bid for less than all of any bidding unit as described in paragraph 12 will be considered.

All documents must be executed in conformance with signatory authorizations on file. Partnerships also need to submit or have on file in the Gulf of Mexico Regional Office a list of signatories authorized to bind the partnership. Bidders submitting joint bids must state on the bid form the proportionate interest of each participating bidder in percent to a maximum of five decimal places after the decimal point, e.g., 50.12345 percent. Other documents may be required of bidders under 30 CFR 256.46. Bidders are warned against violation of 18 U.S.C. 1860, prohibiting unlawful combination or intimidation of bidders.

4. **Bidding Systems.** All bids submitted at this sale must provide for a cash bonus in the amount of \$144,000 or more per bidding unit. All leases awarded will provide for a yearly rental payment of \$3 per acre or fraction thereof. All leases will provide for a minimum royalty of \$3 per acre or fraction thereof. A cash bonus/fixed royalty bidding system with a sulphur royalty rate of 12 1/2 percent will be employed on all bidding units offered in this sale. No royalty will be collected on salt used for operations or production purposes on the lease itself. A royalty rate applicable to salt produced for off-site usage will be determined prior to the final Notice of Sale.

5. **Equal Opportunity.** Each bidder must have submitted by the Bid Submission Deadline stated in paragraph 2, the certification required by 41 CFR 60-1.7(b) and Executive Order No. 11246 of September 24, 1965, as amended by Executive Order No. 11375 of October 13, 1967, on the Compliance Report Certification Form, Form MWS-2033 (June 1985), and the Affirmative Action Representation Form, Form MWS-2032 (June 1985). See paragraph 14(d).

6. **Bid Opening.** Bid opening will begin at the Bid Opening Time stated in paragraph 2. The opening of the bids is for the sole purpose of publicly announcing bids received, and no bids will be accepted or rejected at that time. If the Department is prohibited for any reason from opening any bid before midnight on the day of Bid Opening, that bid will be returned unopened to the bidder as soon thereafter as possible.

7. **Deposit of Payment.** Any cash, cashier's checks, certified checks, or bank drafts submitted with a bid may be deposited by the Government in an interest bearing account in the U.S. Treasury during the period the bids are being considered. Such a deposit does not constitute and shall not be construed as acceptance of any bid on behalf of the United States.

8. **Withdrawal of Bidding Units or Portions Thereof.** The United States reserves the right to withdraw any bidding unit or portion thereof from this sale prior to issuance of a written acceptance of a bid for the bidding unit.

9. **Acceptance, Rejection, or Return of Bids.** The United States reserves the right to reject any and all bids. In any case, no bid will be accepted, and no lease for any bidding unit will be awarded to any bidder, unless:

- a) the bidder has complied with all requirements of this Notice and applicable regulations;
- b) the bid is the highest valid bid; and
- c) the amount of the bid has been determined to be adequate by the authorized officer.

No bonus bid will be considered for acceptance unless it provides for a cash bonus in the amount of \$144,000 or more per bidding unit. Any bid submitted which does not conform to the requirements of this Notice, the OCS Lands Act, as amended, and applicable regulations may be returned to the person submitting that bid by the RD and not considered for acceptance.

10. **Successful Bidders.** Each person who has submitted a bid accepted by the authorized officer will be required to execute copies of the lease, pay the balance of the cash bonus bid together with the first year's annual rental as

specified below, and satisfy the bonding requirements of 30 CFR 256, Subpart I. Successful bidders are required to submit the balance of the bonus and the first year's annual rental payment, for each lease issued, by electronic funds transfer in accordance with the requirements of 30 CFR 218.155.

11. **Leasing Maps and Official Protraction Diagrams.** Most of the bidding units offered for lease may be located on the Outer Continental Shelf Leasing Maps--Louisiana Nos. 1 through 12. This is a set of 27 maps which sells for \$17 and which may be purchased from the Gulf of Mexico Regional Office (see paragraph 14(a)). Two of the bidding units contain blocks which are located on the Official Protraction Diagram NH 16-10, Mississippi Canyon (revised December 2, 1976). This map sells for \$2 and also may be purchased from the Regional Office.

12. **Description of the Areas Offered for Bids.** The sale will include 51 bidding units as described below. Bidding units are based upon the MWS geologic outline of potential sulphur deposits and are formed by combining several quarter blocks. The following table contains the bidding units offered in this sale as well as their block composition and acreage. The map abbreviations used therein and their associated map names are:

WC-West Cameron	WCM-West Cameron West
WCS-West Cameron South	EC-East Cameron
ECS-East Cameron South	VR-Vermilion
SMI-South Marsh Island	SMIN-South Marsh Island North
SMIS-South Marsh Island South	EI-Eugene Island
SS-Ship Shoal	SSS-Ship Shoal South
PL-South Pelto	SI-South Timbalier
GI-Grand Isle	GIS-Grand Isle South
WD-West Delta	WDS-West Delta South
MC-Mississippi Canyon	SP-South Pass
SPSE-South Pass South and East	MP-Main Pass
MPSE-Main Pass South and East	

CENTRAL GULF OF MEXICO
SULPHUR AND SALT LEASE SALE BIDDING UNITS

<u>Bidding Unit #</u>	<u>Bidding Unit Description</u>	<u>Acreage</u>
1	WCW 306	5,000.00
2	WCS 521;522;544	11,428.74
3	EC 104;115	10,000.00
4	EC 118;119	10,000.00
5	EC 126	5,000.00
6	EC 154;155; WC 263;272NE/4	16,250.00
7	EC 178;179W/2;184NW/4;185N/2	11,250.00
8	EC 229	5,000.00
9	ECS 293;304N/2	7,500.00
10	VR 124	5,000.00
11	VR 161;162	9,792.53
12	VR 164;179	10,000.00
13	VR 189;190;193;194	20,000.00
14	VR 199SW/4;200;203;204NW/4	12,500.00
15	VR 217;218;225;226	20,000.00
16	SMI 8; SMIN 288	6,315.57
17	SMI 33;38	10,000.00
18	SMI 58;69;70; SMIS 71NE/4;72;73	23,719.57
19	SMIS 121,132N/2	7,500.00
20	EI 62S/2;63S/2;76;77	15,000.00
21	EI 89;94;95W/2;110NW/4;111N/2	16,250.00
22	EI 116S/2;128;128A;129;129A	12,500.00
23	EI 119;120;125;126	20,000.00
24	EI 157SE/4;158;175;176E/2	13,750.00
25	EI 172;184	10,000.00
26	EI 188S/2;189S/2;190;191	15,000.00
27	EI 205;218;227N/2	12,500.00
28	EI 208	5,000.00
29	EI 237;238;252N/2;253N/2	15,000.00
30	SS 30;31;32;33	20,000.00
31	SS 149;154	10,000.00
32	SS 208SE/4;209S/2;214;215W/2	11,250.00
33	SS 218;219E/2;229;230W/2; SSS 242N/2	17,500.00
34	SSS 268;269E/2;274;275W/2	15,000.00
35	PL 11;12;19NW/4;20N/2	13,750.00
36	ST 63;86	10,000.00
37	ST 131;132N/2; GIS 86	7,762.58
38	ST 134W/2;135;151N/2	10,000.00
39	ST 160SW/4;161;176;177	16,250.00
40	GI 72	5,000.00
41	WD 30;31	10,000.00
42	WDS 121SE/4;122S/2;133;134E/2	11,250.00
43	WDS 137;138; MC 267	12,258.68
44	WDS 152S/2; MC 357;358	8,629.27
45	SPSE 88;89;93;94	17,080.90
46	SP 60;61N/2; SPSE 67;70N/2	14,999.94
47	MP 72(seaward of Federal/State boundary)	3,750.80
48	MP 144;145; MPSE 295;296	19,110.72
49	MPSE 289	4,560.81
50	MPSE 299	4,560.81
51	MPSE 305;306	9,999.92

13. Lease Terms and Stipulations.

a) Leases resulting from this sale will have a primary lease term of 5 years with an automatic extension to 10 years in cases where drilling has occurred before the end of the fifth year pursuant to, and meeting the criteria established in an approved exploration plan. The availability of lease forms for this sale will be announced in the Federal Register at a later date.

b) The stipulations to be applied are as described in the following paragraphs:

Stipulation No. 1.—Protection of Archaeological Resources.

(This stipulation applies to all bidding units leased in this sale.)

(1) "Archaeological resource" means any prehistoric or historic district, site, building, structure, or object (including shipwrecks); such term includes artifacts, records, and remains which are related to such a district, site, building, structure, or object (Section 301(5), National Historic Preservation Act, as amended, 16 U.S.C. 470w(5)). "Operations" means any drilling, mining, or construction or placement of any structure for exploration, development, or production of the lease.

(2) If the Regional Director (RD) believes an archaeological resource may exist in the lease area, the RD will notify the lessee in writing. The lessee shall then comply with subparagraphs (a) through (c).

(a) Prior to commencing any operations, the lessee shall prepare a report, as specified by the RD, to determine the potential existence of any archaeological resource that may be affected by operations. The report, prepared by an archaeologist and a geophysicist, shall be based on an assessment of data from remote-sensing surveys and of other pertinent archaeological and environmental information. The lessee shall submit this report to the RD for review.

(b) If the evidence suggests that an archaeological resource may be present, the lessee shall either:

- (i) Locate the site of any operation so as not to adversely affect the area where the archaeological resource may be; or
- (ii) Establish to the satisfaction of the RD that an archaeological resource does not exist or will not be adversely affected by operations. This shall be done by further archaeological investigation, conducted by an archaeologist and a geophysicist, using survey equipment and techniques deemed necessary by the RD. A report on the investigation shall be submitted to the RD for review.

(c) If the RD determines that an archaeological resource is likely to be present in the lease area and may be adversely affected by operations, the RD will notify the lessee immediately. The lessee shall take no action that may adversely affect the archaeological resource until the RD has told the lessee how to protect it.

(3) If the lessee discovers any archaeological resource while conducting operations on the lease area, the lessee shall report the discovery immediately to the RD. The lessee shall make every reasonable effort to preserve the archaeological resource until the RD has told the lessee how to protect it.

Stipulation No. 2.—Military Areas.

(This stipulation applies only to Bidding Unit No. 49, i.e. Main Pass South and East Addition Block 299, which is located in the Eglin Water Test Area 1 (EWTA-1), an area used by the U.S. Air Force for rocket and missile testing. This bidding unit is located on the western boundary of EWTA-1.)

(a) Hold and Save Harmless

Whether compensation for such damage or injury might be due under a theory of strict or absolute liability or otherwise, the lessee assumes all risks of damage or injury to persons or property, which occur in, on, or above the Outer Continental Shelf, to any persons or to any property of any person or persons who are agents, employees, or invitees of the lessee, its agents, independent contractors, or subcontractors doing business with the lessee in connection with any activities being performed by the lessee in, on, or above the Outer Continental Shelf, if such injury or damage to such person or property occurs by reason of the activities of any agency of the U. S. Government, its contractors or subcontractors, or any of their officers, agents or employees, being conducted as a part of, or in connection with, the programs and activities of the command headquarters for Eglin Water Test Area 1 (EWTA-1), address provided below.

Notwithstanding any limitation of the lessee's liability in the lease, the lessee assumes this risk whether such injury or damage is caused in whole or in part by any act or omission, regardless of negligence or fault, of the United States, its contractors or subcontractors, or any of its officers, agents, or employees. The lessee further agrees to indemnify and save harmless the United States against all claims for loss, damage, or injury sustained by the lessee, and to indemnify and save harmless the United States against all claims for loss, damage, or injury sustained by the agents, employees, or invitees of the lessee, its agents, or any independent contractors or subcontractors doing business with the lessee in connection with the programs and activities of the aforementioned military installation, whether the same be caused in whole or in part by the negligence or fault of the United States, its contractors, or subcontractors, or any of its officers, agents, or employees and whether such claims might be sustained under a theory of strict or absolute liability or otherwise.

(b) Electromagnetic Emissions

The lessee agrees to control its own electromagnetic emissions and those of its agents, employees, invitees, independent contractors or subcontractors emanating from EWTA-1 in accordance with requirements specified by the commander of the command headquarters for EWTA-1, address provided below, to the degree necessary to prevent damage to, or unacceptable interference with, Department of Defense flight, testing or operational activities conducted within EWTA-1. Necessary monitoring control and coordination with the lessee, its agents, employees, invitees, independent contractors, or subcontractors will be affected by the commander of the aforementioned onshore military

c) Offshore Pipelines. Lessees are advised that the Department of the Interior and the Department of Transportation have entered into a Memorandum of Understanding, dated May 6, 1976, concerning the design, installation, operation, and maintenance of offshore pipelines. Bidders should consult both Departments for regulations applicable to offshore pipelines.

d) Affirmative Action. Revision of the Department of Labor regulations on affirmative action requirements for Government contractors (including lessees) has been deferred, pending review of those regulations (see Federal Register of August 25, 1981, at 46 FR 42865 and 42968). Existing stocks of the affirmative action forms described in paragraph 5 of this Notice contain language that would be superseded by the revised regulations at 41 CFR 60-1.5 (a)(1) and 60-1.7(a)(1). Submission of Form MWS-2032 (June 1985) and Form MWS-2033 (June 1985) will not invalidate an otherwise acceptable bid, and the revised regulations' requirements will be deemed to be part of the existing affirmative action forms.

e) Ordnance Disposal Areas. The U.S. Air Force has released an indeterminable amount of unexploded ordnance throughout Eglin Water Test Area 1, which is shown on a map available from the MWS Gulf of Mexico Regional Office. The exact location of the unexploded ordnance is unknown, and lessees are advised that all bidding units included in this sale in or near this water test area should be considered potentially hazardous to drilling and platform and pipeline placement.

f) Operational Constraints.

(1) Sulphur and salt exploration or development activities will be permitted in such a manner that they will not unduly interfere with prior rights or approvals for oil and gas exploration and/or development activities.

(2) Exploration or development and production plans submitted in accordance with 30 CFR 250.34 for proposed sulphur and salt activities will be required to include the showing of notice to existing oil and gas operators or pipeline permittees whose existing or approved activities may be affected by the proposed sulphur activities. Information regarding existing pipelines and other oil and gas appurtenances and structures is available from the Regional Office. See paragraph 14(a).

(3) The MWS may, if determined necessary as a means of safeguarding life and the environment and the carrying out of oil and gas operations, impose appropriate operational constraints or requirements, including but not limited to the following:

(a) The establishment of "no activity zones" in the vicinity of certain existing or approved oil and gas activities; and

(b) The delaying of sulphur development activities until such time that the potential for negative impact upon oil and gas activities is at an acceptable level.

15. OCS Orders. Operations on all leases resulting from this sale will be conducted in accordance with the provisions of all Gulf of Mexico OCS Orders, as of their effective dates, and any other applicable OCS Order as it becomes effective.

installation conducting operations in EWTA-1, provided, however, that control of such electromagnetic emissions shall in no instance prohibit all manner of electromagnetic communication during any period of time between a lessee, its agents, employees, invitees, independent contractors, or subcontractors and onshore facilities.

(c) Operational

The lessee, when operating or causing to be operated on its behalf, boat or aircraft traffic in EWTA-1, shall enter into an agreement with the commander of the command headquarters for EWTA-1, address provided below, upon utilizing the area prior to commencing such traffic. Such an agreement will provide for positive control of boats and aircraft operating in EWTA-1 at all times.

EWTA-1 Contact Officer: Commander
Armament Division
Attention: Howard Dimmig/CCN
Eglin AFB, Florida 32542
Telephone: (904) 882-5558

Stipulation No. 3—Hydrocarbon Discovery Stipulation.

(This stipulation applies to all bidding units leased in this sale).

Sulphur and salt leases are granted separately from oil and gas leases. Therefore, any hydrocarbons discovered by the sulphur and salt lessee cannot be produced under this lease. If the lessee discovers hydrocarbons while conducting sulphur and salt operations on the lease area, the lessee shall report the discovery immediately to the Regional Director (RD). If the RD determines that the discovery is significant, and the Director determines that release of the information is necessary for the proper development of the field or area, then a public announcement of the significant hydrocarbon discovery will be made pursuant to 30 CFR 250.3.

14. Information to Lessees.

a) Supplemental Documents. For copies of the various documents identified as available from the Gulf of Mexico Regional Office, prospective bidders should contact the Public Information Unit, Minerals Management Service, 1201 Elmwood Park Boulevard, New Orleans, Louisiana 70123-2394, either in writing or by telephone (504) 736-2519. For additional information, contact the Regional Supervisor for Leasing and Environment at that address or by telephone at (504) 736-2755.

b) Navigation Safety. Operations on some of the bidding units offered for lease may be restricted by designation of fairways, precautionary zones, anchorages, safety zones, or traffic separation schemes established by the U.S. Coast Guard pursuant to the Ports and Waterways Safety Act (33 U.S.C. 1221 et seq.), as amended. U.S. Corps of Engineers permits are required for construction of any artificial islands, installations, and other devices permanently or temporarily attached to the seabed located on the OCS in accordance with Section 4(e) of the OCS Lands Act, as amended.

16. Request for Comments: Further comments are requested from interested parties on the subjects listed below. Comments are requested by October 26, 1987, and should be sent to the Deputy Associate Director for Offshore Leasing, Minerals Management Service, Department of the Interior, 18th and C Streets, NW., Room 4230 (MS-645), Washington, D.C. 20240.

- a) The MMS acknowledges recommendations from some interested parties for a delay of the sale to some time after January 1988. However, the MMS has decided to proceed with the sale and will re-evaluate the delay alternative at the time of the final Notice of Sale. Additional comments on the timing of the sale are requested.
- b) Additional comments specific to the recommended terms and conditions in this proposed Notice of Sale are requested, particularly on royalty rates and lease terms.
- c) As noted in paragraph 4 of this proposed Notice, the MMS is planning to assess a royalty on salt produced in this sale for usage off the lease site. Specific comments regarding an appropriate royalty rate are hereby requested.

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