

Need for Correction

As published, the final regulations contained an error which needs to be corrected.

List of Subjects in 40 CFR Part 61

Environmental protection, Air pollution control, Radon.

Robert Brenner,

Acting Assistant Administrator for Air and Radiation.

Accordingly, 40 CFR Part 61 is corrected by making the following correcting amendment:

PART 61—[AMENDED]

1. The authority citation for part 61 continues to read as follows:

Authority: 42 U.S.C. 7401, 7412, 7413, 7416, 7601 and 7602.

§ 61.205 [Amended]

2. In § 61.205, paragraph (a), in the second sentence “§ 61.206(b)” is revised to read “paragraph (b) of this section”.

[FR Doc. 99-25562 Filed 9-30-99; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY**40 CFR Part 300**

[FRL-6448-7]

National Oil and Hazardous Substance Pollution Contingency Plan; National Priorities List

AGENCY: Environmental Protection Agency.

ACTION: Notice of Deletion of the 62nd Street Superfund Site from the National Priorities List (NPL).

SUMMARY: The Environmental Protection Agency (EPA) Region 4 announces the deletion of the 62nd Street Superfund Site from the National Priorities List (NPL). The NPL constitutes Appendix B of 40 CFR Part 300 which is the National Oil and Hazardous Substances Pollution Contingency Plan (NCP), which EPA promulgated pursuant to Section 105 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), as amended. EPA and the Florida Department of Environmental Protection (FDEP) have determined that the Site poses no significant threat to public health or the environment and therefore, further response measures pursuant to CERCLA are not appropriate.

EFFECTIVE DATE: October 1, 1999.

ADDRESSES: Comprehensive information on this site is available through the EPA

Region 4 public docket, which is available for viewing at the information repositories at two locations. Locations, contacts, phone numbers and viewing hours are: Record Center, U.S. EPA Region 4, 61 Forsyth Street, Atlanta, Georgia 30303-8909, (404) 562-9530, hours: 8:00 a.m. to 4:00 p.m., Monday through Friday by appointment only;

Tampa/Hillsborough County Public Library/Special Collections, 900 North Ashley, Tampa, Florida 33602, (813) 273-3652, hours: 9:00 a.m. to 9:00 p.m., Monday through Thursday, 9:00 a.m. to 5:00 p.m., Friday through Saturday.

FOR FURTHER INFORMATION CONTACT:

Joseph Alfano, U.S. EPA Region 4, Waste Management Division, 61 Forsyth Street, Atlanta, Georgia 30303-8909, (404) 562-8907 or by electronic mail at alfano.joe@epa.gov.

SUPPLEMENTARY INFORMATION: EPA announces the deletion of the 62nd Street Superfund Site in Tampa, Hillsborough County, Florida from the NPL, which constitutes Appendix B of 40 CFR Part 300. EPA published a Notice of Intent to Delete the 62nd Street Superfund Site from the NPL on August 4, 1999 in the **Federal Register** (64 FR 42328). EPA received no comments on the proposed deletion; therefore, no responsiveness summary is necessary for this Notice of Deletion. EPA identifies sites on the NPL that appear to present a significant risk to public health, welfare, or the environment. Sites on the NPL may be the subject of remedial actions financed by the Hazardous Substances Superfund Response Trust Fund (Fund). Pursuant to 40 CFR 300.425(e)(3) of the NCP, any site deleted from the NPL remains eligible for Fund-financed Remedial Actions if conditions at the site warrant such action. Deletion of a site from the NPL does not affect the responsible party liability or impede agency efforts to recover costs associated with response efforts.

List of Subjects in 40 CFR Part 300

Environmental protection, Air pollution control, Chemicals, Hazardous substances, Hazardous waste, Intergovernmental relations, Penalties, Reporting and recordkeeping requirements, Superfund, Water pollution control, Water supply.

Dated: September 23, 1999.

A. Stanley Meiburg,

Acting Regional Administrator, Region 4.

For reasons set out in the preamble, 40 CFR part 300 is amended as follows:

PART 300—[AMENDED]

1. The authority citation for part 300 continues to read as follows:

Authority: 33 U.S.C. 1321(c)(2); 42 U.S.C. 9601-9657; E.O. 12777, 56 FR 54757, 3 CFR, 1991 Comp.; p. 351; E.O. 12580, 52 FR 2923, 3 CFR, 1987 Comp.; p. 193.

Appendix B—[Amended]

2. Table 1 of Appendix B to Part 300 is amended by removing the site for Sixty-Second Street Dump, Tampa, Florida.

[FR Doc. 99-25563 Filed 9-30-99; 8:45 am]

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DEPARTMENT OF THE INTERIOR**Bureau of Land Management****43 CFR Part 1820**

[WO-350-1430-00-24 1A]

RIN 1004-AC83

Application Procedures

AGENCY: Bureau of Land Management, Interior.

ACTION: Final rule.

SUMMARY: The Bureau of Land Management (BLM) is issuing final regulations that revise general application procedures by streamlining, modernizing, and clarifying existing provisions and removing obsolete and unnecessary requirements. The final rule describes how to file applications or other documents with BLM; provides guidance on how BLM determines priority for applications filed simultaneously; and spells out procedures for payments and refunds and requirements for publication and posting of notices.

EFFECTIVE DATE: November 1, 1999.

ADDRESSES: You may send inquiries or suggestions to: Director (630), Bureau of Land Management, 1849 C Street, NW., Washington, DC 20240.

FOR FURTHER INFORMATION CONTACT:

Mary Linda Ponticelli, Telephone: (202) 452-0364 (Commercial or FTS).

SUPPLEMENTARY INFORMATION:

- I. Background
- II. Final Rule as Adopted
- III. Responses to Comments
- IV. Procedural Matters

I. Background

The existing regulations at 43 CFR part 1820 address general procedures applicable to all BLM land use authorizations. These general procedural regulations serve important

functions such as informing members of the public of proposed BLM actions or decisions through publication and posting of notices. The 1820 regulations are an important complement to BLM's detailed application procedures for specific programs. When there is a conflict between the general and specific program regulations, the latter governs.

The final rule published today is a stage of the rulemaking process that will result in the revision of the regulations at 43 CFR part 1820. This rule was preceded by a proposed rule that was published in the October 1, 1997, **Federal Register** (62 FR 51402). The proposal was intended to reduce the regulatory burden imposed on the public; streamline, modernize and clarify existing provisions; and remove obsolete and unnecessary requirements. We took this action to ensure consistency in processing documents and uniformity in the treatment of BLM's customers.

BLM invited public comments for 60 days and received comments from two sources: one from a law firm, who supported the proposal with suggested changes, and one from a private citizen, who opposed the proposal. We also received technical, internal agency comments.

II. Final Rule as Adopted

The final rule is adopted with changes to the proposed rule as discussed in the Responses to Comments section. In summary, the final rule contains general information on how to file documents with BLM, such as applications for various BLM resource programs. It also provides guidance on how BLM determines "first in line" priority for applications filed simultaneously; allows applications that do not require an original signature to be filed electronically; authorizes BLM to accept payments by Visa and Master Card in addition to more traditionally accepted forms of payment; permits an application relating to lands in more than one land district to be filed with any BLM State Office having jurisdiction over the lands rather than the existing procedure which requires an application to be filed in each office having jurisdiction over the lands; and describes requirements for posting and publication of notices.

The final rule removes regulatory provisions on specific BLM resource programs, such as § 1821.5–3 (mining claims), since these provisions are addressed in program-specific regulations found in other parts and subparts of title 43. In addition, the rule removes subpart 1823 (Proofs and

Testimony) and subpart 1826 (Reinstatement of Cancelled Entries), because their applicability is now limited to desert land entries, and pertinent provisions are addressed in part 2520 of this title (Desert Land Entries). Further, we have removed many procedural requirements that are no longer applicable in §§ 1821.6, concerning time constraints for applications filed in BLM offices in Alaska, and 1822.3, concerning homestead requirements.

III. Responses to Comments

In preparing the final rule, BLM carefully considered all comments received during the 60-day public comment period on the proposed rule to revise 43 CFR part 1820. A discussion of those comments follows:

Comments Incorporated into the Final Rule—

1. *Comment:* Existing § 1821.2–2(g)(1) allows the authorized officer to consider a late filing except where, among other criteria, the law does not permit him to do so. Proposed § 1822.15(a), which restates existing § 1821.2–2(g)(1) in plain language, allows BLM to consider a document timely filed if the law permits BLM to do so. The commenter suggests retaining the language in the existing section because the proposed section could be interpreted as requiring specific authorization in the law for BLM to consider a late filing.

Response: To avoid any misinterpretation and confusion that could result from this slight variation in language, we have adopted the commenter's suggestion and reworded § 1822.15(a) to state that BLM can consider a document timely filed if the law does not prohibit it.

2. *Comment:* Existing § 1821.2–2(c) allows BLM to consider a late filing if doing so would not unduly interfere with the orderly conduct of business. Proposed § 1822.15(c) has the same provision except that the word "unduly" was dropped. The commenter recommends that the word "unduly" be inserted in the proposed section so that there will be no substantive change in policy.

Response: We have adopted the commenter's recommendation and added the word "unduly" to § 1822.15(c).

3. We have made several technical changes to the proposed regulation in response to internal comments:

(a) Deleted the word "national" in § 1821.10(a).

(b) Changed the words "five specialty centers" in § 1821.10(a) to read "seven

national level support and service centers".

(c) Changed the words "District Offices and Resource Area Offices" in § 1821.10(a) to read "Field Offices".

(d) Changed the words "District and Resource Area Offices" in § 1821.10(b) to read "Field Offices".

(e) Added a new sentence to § 1821.12 "You should consult the regulations applying to the specific program."

(f) Added a new question "§ 1821.13 What if the specific program regulations conflict with these regulations?"

(g) Added a requirement to § 1822.10 for an applicant to provide his/her current address. Deleted the word "full" and replaced with "legal" in § 1822.10.

(h) Deleted the words "(such as a State Office or District Office)" in § 1822.12. Deleted the words "you should" and added "and we will tell you which BLM office to file your application." to the last sentence.

(i) Deleted the word "personal" in the second sentence. Added a new sentence "When you file an application electronically, it will not be considered filed until BLM receives it." in § 1822.13.

(j) Changed the words "same time" in § 1822.17(a) to read "same day and time".

(k) Changed (b) to read "No other BLM regulation prohibits doing so; and" in § 1822.15. Revised (c) to read "No intervening third party interests or rights have been created or established during the intervening period." in § 1822.15.

(l) Deleted the last sentence in § 1823.10.

(m) Added the word "a" in the question in § 1823.11.

(n) Added the words "sufficient" and "your" in the first sentence in § 1823.13.

(o) Changed the word "occurrence" to read "event" in § 1824.10. Changed the word "causing" to "requiring" in § 1824.10. Rearranged and renumbered §§ 1824.11–1824.13 as §§ 1824.15–1824.17 and §§ 1824.14–1824.17 as 1824.11–1824.14 so that all posting and publication questions will be aligned.

(p) Changed the words "public lands involved" in § 1824.14 to read "public and private lands involved".

(q) Changed the word "valid" to read "relevant" in § 1824.16.

(r) Added the words "any" and "that apply," to the first sentence in § 1825.10.

(s) Changed the word "does" to "may" in the first sentence in § 1825.12 since relinquishments of rights-of-way or permits would not affect availability of the land for another application.

Comments Not Incorporated into the Final Rule—

4. *Comment:* BLM was incorrect in requiring public comments to be “received by December 1, 1997” rather than “postmarked by December 1, 1997.” This deadline, in effect, shortens the time frame for submission of various documents, such as the requirements in §§ 1822.14, 1822.17, and 1825.11.

Response: We disagree. The deadline for receipt of comments stands; there is no linkage of that deadline to other deadlines in the regulation. Moreover, BLM is authorized to establish the due date for comments on its regulations, and publication of that date gives everyone the same opportunity to respond timely. It has been our experience that the various deadlines in the regulation are reasonable and fair to potential applicants.

5. *Comment:* Section 1825.10 implies that the last claimant is completely responsible for all reclamation and unpaid rental fees in relinquishments of public lands.

Response: It appears that the commenter has misinterpreted § 1825.10. We do not believe any change to the proposed rule is warranted as the section is clear in stating that a claimant who relinquishes his/her interest in public lands is only responsible for fulfilling obligations that accrued before the time of relinquishment.

IV. Procedural Matters***National Environmental Policy Act of 1969***

BLM has prepared an environmental assessment (EA) and has found that the final rule would not constitute a major Federal action significantly affecting the quality of the human environment under section 102(2)(C) of the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. 4332(2)(C). BLM has placed the EA and the Finding of No Significant Impact (FONSI) on file in the BLM Administrative Record, 1621 L Street, NW, Room 401, Washington, DC, during regular business hours, 8 a.m. to 4:30 p.m., Monday through Friday.

Paperwork Reduction Act

This final rule does not contain information collection requirements that the Office of Management and Budget must approve under the Paperwork Reduction Act (44 U.S.C. 3501 et seq.).

Regulatory Flexibility Act

BLM has determined that the final rule, which makes non-substantive changes to the regulations, will not have a significant economic impact on a substantial number of small entities

within the meaning of the Regulatory Flexibility Act (5 U.S.C. 601 et seq.).

Unfunded Mandates Reform Act

This final rule does not include any Federal mandate that may result in increased expenditures of \$100 million in any one year by State, local, or tribal governments, or by the private sector. Therefore, a section 202 statement under the Unfunded Mandates Reform Act is not required.

Executive Order 12612

BLM has analyzed this final rule under the principles and criteria in Executive Order 12612 and has determined that the rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

Executive Order 12630

This final rule does not represent a government action that interferes with constitutionally protected property rights. Thus, a Takings Implication Assessment need not be prepared under Executive Order 12630, “Government Action and Interference with Constitutionally Protected Property Rights.”

Executive Order 12866

This final rule does not meet the criteria for a significant rule requiring review by the Office of Management and Budget under Executive Order 12866, Regulatory Planning and Review.

Executive Order 12988

The Department has determined that this final rule meets the applicable standards provided in sections 3(a) and 3(b)(2) of Executive Order 12988, Civil Justice Reform.

Report to Congress and the General Accounting Office

Under 5 U.S.C. 801(a)(1)(A), as added by the Small Business Regulatory Enforcement Fairness Act of 1996, BLM submitted a report containing this rule and other required information to the U.S. Senate, U.S. House of Representatives, and the Comptroller General of the General Accounting Office before publication of the rule in today’s **Federal Register**. This rule is not a “major rule” as defined by 5 U.S.C. 804(2).

Author

The principal author of this final rule is Mary Linda Ponticelli, assisted by Shirlean Beshir, Regulatory Affairs Group.

List of Subjects in 43 CFR Part 1820

Administrative practice and procedure; Archives and records; Public lands.

Dated: September 27, 1999.

Sylvia V. Baca,

Assistant Secretary, Land and Minerals Management.

For the reasons stated in the preamble, and under the authority of 43 U.S.C. 1740, part 1820 of Title 43 of the Code of Federal Regulations is revised to read as follows:

PART 1820—APPLICATION PROCEDURES**Subpart 1821—General Information**

Sec.

- 1821.10 Where are BLM offices located?
- 1821.11 During what hours may I file an application?
- 1821.12 Are these the only regulations that will apply to my application or other required document?
- 1821.13 What if the specific program regulations conflict with these regulations?

Subpart 1822—Filing a Document with BLM

- 1822.10 How should my name appear on applications and other required documents that I submit to BLM?
- 1822.11 What must I do to make an official filing with BLM?
- 1822.12 Where do I file my application or other required documents?
- 1822.13 May I file electronically?
- 1822.14 What if I try to file a required document on the last day of the stated period for filing, but the BLM office where it is to be filed is officially closed all day?
- 1822.15 If I miss filing a required document or payment within the specified period, can BLM consider it timely filed anyway?
- 1822.16 Where do I file an application that involves lands under the jurisdiction of more than one BLM State Office?
- 1822.17 When are documents considered filed simultaneously?
- 1822.18 How does BLM decide in which order to accept documents that are simultaneously filed?

Subpart 1823—Payments and Refunds

- 1823.10 How may I make my payments to BLM?
- 1823.11 What is the authority for BLM issuing a refund of a payment?
- 1823.12 When and how may I obtain a refund?
- 1823.13 Is additional documentation needed when a third party requests a refund?

Subpart 1824—Publication and Posting Notices

- 1824.10 What is a publication?
- 1824.11 How does BLM choose a newspaper in which to publish a notice?
- 1824.12 How many times must BLM publish a notice?

- 1824.13 Who pays for publication?
 1824.14 Does the claimant or applicant pay for an error by the printer of the paper in which the notice appears?
 1824.15 What does it mean to post a notice?
 1824.16 Why must I post a notice?
 1824.17 If I must post a notice on the land, what are the requirements?

Subpart 1825—Relinquishments

- 1825.10 If I relinquish my interest (such as a claim or lease) in public land, am I relieved of all further responsibility associated with that interest?
 1825.11 When are relinquishments effective?
 1825.12 When does relinquished land become available again for other application or appropriation?

Authority: 5 U.S.C. 552, 43 U.S.C. 2, 1201, 1733, and 1740.

Subpart 1821—General Information

§ 1821.10 Where are BLM offices located?

(a) In addition to the Headquarters Office in Washington, D.C. and seven national level support and service centers, BLM operates 12 State Offices, each having several subsidiary offices called Field Offices. The addresses of the State Offices and their respective geographical areas of jurisdiction are as follows:

State Offices and Areas of Jurisdiction:

Alaska State Office, 222 West 7th Avenue, #13, Anchorage, AK 99513-7599—Alaska
 Arizona State Office, 222 North Central Avenue, Suite 101, Phoenix, AZ 85004-2203—Arizona
 California State Office, 2135 Butano Drive, Sacramento, CA 95825-0451—California
 Colorado State Office, 2850 Youngfield Street, Lakewood, CO 80215-7076—Colorado
 Eastern States Office, 7450 Boston Boulevard, Springfield, VA 22153—Arkansas, Iowa, Louisiana, Minnesota, Missouri, and all States east of the Mississippi River
 Idaho State Office, 1387 South Vinnell Way, Boise, ID 83709—Idaho
 Montana State Office, Granite Tower, 222 North 32nd Street, Billings, MT 59107-6800; Mail: P.O. Box 36800, Billings, MT 59107-6800—Montana, North Dakota and South Dakota
 Nevada State Office, 1340 Financial Boulevard, Reno, NV 89520-0006—Nevada
 New Mexico State Office, 1474 Rodeo Drive, Santa Fe, NM 87502-0115; Mail: P.O. Box 27115, Santa Fe, NM 87502-0115—Kansas, New Mexico, Oklahoma and Texas
 Oregon State Office, 1515 S.W. 5th Avenue, P.O. Box 2965, Portland, OR 97208—Oregon and Washington
 Utah State Office, CFS Financial Center, 324 South State Street, Salt Lake City, UT 84145-0155; Mail: P.O. Box 45155, Salt Lake City, UT 84145-0155—Utah
 Wyoming State Office, 5353 Yellowstone Road, Cheyenne, WY 82003; Mail: P.O. Box 1828, Cheyenne, WY 82003—Wyoming and Nebraska

(b) A list of the names, addresses, and geographical areas of jurisdiction of all Field Offices of the Bureau of Land Management can be obtained at the above addresses or any office of the Bureau of Land Management, including the Washington Office, Bureau of Land Management, 1849 C Street, NW, Washington, DC 20240.

§ 1821.11 During what hours may I file an application?

You may file applications or other documents or inspect official records during BLM office hours. Each BLM office will prominently display a notice of the hours during which that particular office will be open. Except for offices which are open periodically, for example, every Wednesday or the 3rd Wednesday of the month, all offices will be open Monday through Friday, excluding Federal holidays, at least from 9 a.m. to 3 p.m., local time.

§ 1821.12 Are these the only regulations that will apply to my application or other required document?

No. These general regulations are supplemented by specific program regulations. You should consult the regulations applying to the specific program.

§ 1821.13 What if the specific program regulations conflict with these regulations?

If there is a conflict, the specific program regulations will govern and the conflicting portion of these regulations will not apply.

Subpart 1822—Filing a Document with BLM

§ 1822.10 How should my name appear on applications and other required documents that I submit to BLM?

Your legal name and current address should appear on your application and other required documents.

§ 1822.11 What must I do to make an official filing with BLM?

You must file your application and any other required documents during regular office hours at the appropriate BLM office having jurisdiction over the lands or records involved. You must file any document with BLM through personal delivery or by mailing via the United States Postal Service or other delivery service, except for those applications that may be filed electronically under § 1822.13, unless a more specific regulation or law specifies the mode of delivery. The date of mailing is not the date of filing.

§ 1822.12 Where do I file my application or other required documents?

You should file your application or other required documents at the BLM office having jurisdiction over the lands or records involved. The specific BLM office where you are to file your application is usually referenced in the BLM regulations which pertain to the filing you are making. If the regulations do not name the specific office, or if you have questions as to where you should file your application or other required documents, contact your local BLM office for information and we will tell you which BLM office to file your application.

§ 1822.13 May I file electronically?

For certain types of applications, BLM will accept your electronic filing if an original signature is not required. If BLM requires your signature, you must file your application or document by delivery or by mailing. If you have any questions regarding which types of applications can be electronically filed, you should check with the BLM office where you intend to file your application. When you file an application electronically, it will not be considered filed until BLM receives it.

§ 1822.14 What if I try to file a required document on the last day of the stated period for filing, but the BLM office where it is to be filed is officially closed all day?

BLM considers the document timely filed if we receive it in the office on the next day it is officially open.

§ 1822.15 If I miss filing a required document or payment within the specified period, can BLM consider it timely filed anyway?

BLM may consider it timely filed if:

- (a) The law does not prohibit BLM from doing so;
- (b) No other BLM regulation prohibits doing so; and
- (c) No intervening third party interests or rights have been created or established during the intervening period.

§ 1822.16 Where do I file an application that involves lands under the jurisdiction of more than one BLM State Office?

You may file your application with any BLM State Office having jurisdiction over the subject lands. You should consult the regulations of the particular BLM resource program involved for more specific information.

§ 1822.17 When are documents considered filed simultaneously?

- (a) BLM considers two or more documents simultaneously filed when:

(1) They are received at the appropriate BLM office on the same day and time; or

(2) They are filed in conjunction with an order that specifies that documents received by the appropriate office during a specified period of time will be considered as simultaneously filed.

(b) An application or document that arrives at the BLM office where it is to be filed when the office is closed for the entire day will be considered as filed on the day and hour the office next officially opens.

(c) Nothing in this provision will deny any preference right granted by applicable law or regulation or validate a document which is invalid under applicable law or regulation.

§ 1822.18 How does BLM decide in which order to accept documents that are simultaneously filed?

BLM makes this decision by a drawing open to the public.

Subpart 1823—Payments and Refunds

§ 1823.10 How may I make my payments to BLM?

Unless specific regulations provide otherwise, you may pay by:

- (a) United States currency; or
- (b) Checks, money orders, or bank drafts made payable to the Bureau of Land Management; or
- (c) Visa or Master Card credit charge, except as specified by pertinent regulation(s).

§ 1823.11 What is the authority for BLM issuing a refund of a payment?

BLM can issue you a refund under the authority of section 304(c) of the Federal Land Policy and Management Act, 43 U.S.C. 1734.

§ 1823.12 When and how may I obtain a refund?

(a) In making a payment to BLM, if the funds or fees you submitted to BLM exceed the amount required or if the regulations provide that fees submitted to BLM must be returned in certain situations, you may be entitled to a full or partial refund.

(b) If you believe you are due a refund, you may request it from the BLM office where you previously submitted your payment. You should state the reasons you believe you are entitled to a refund and include a copy of the appropriate receipt, canceled check, or other relevant documents.

§ 1823.13 Is additional documentation needed when a third party requests a refund?

Yes. When refund requests are made by heirs, executors, administrators,

assignees, or mortgagees, BLM may require additional documentation sufficient to establish your entitlement to a refund. If you are an heir, executor, administrator, assignee or mortgagee, you should contact the BLM office where you will file your refund application for information regarding appropriate documentation.

Subpart 1824—Publication and posting of notices

§ 1824.10 What is publication?

Publication means publishing a notice announcing an event or a proposed action in the **Federal Register**, a local newspaper of established character and general circulation in the vicinity of the land affected or other appropriate periodical. BLM's purpose in publishing or requiring the publication of such information is to advise you and other interested parties that some action will occur and that the public is invited either to participate or to comment.

§ 1824.11 How does BLM choose a newspaper in which to publish a notice?

BLM bases its choice of newspapers on their reputation and frequency and level of circulation in the vicinity of the public or private lands involved.

§ 1824.12 How many times must BLM publish a notice?

The number of times that BLM will publish or cause to be published a notice depends on the publication requirements for the particular action involved. You should see the applicable law and the regulations governing specific BLM resource programs for information on the requirements for publication for a particular action.

§ 1824.13 Who pays for publication?

The cost of publication is the responsibility of the claimant or applicant.

§ 1824.14 Does the claimant or applicant pay for an error by the printer of the paper in which the notice appears?

No. The claimant or applicant is not responsible for costs involved in correcting an error by the printer.

§ 1824.15 What does it mean to post a notice?

Posting a notice is similar to publishing a notice except that the notice is displayed at the appropriate BLM office, local courthouse or similar prominent local government building or on a prominent fixture such as a building, tree or post located on the particular public lands involved.

§ 1824.16 Why must I post a notice?

The posting of a notice informs those persons who may be interested in the lands or resources described, who have relevant information to provide, or who may wish to oppose the proposal.

§ 1824.17 If I must post a notice on the land, what are the requirements?

The posted notice must be visible throughout the time period for posting specified in the regulations governing the relevant program. BLM or its regulations may require additional posting, such as in a post office or city hall. For any additional posting requirements, you should see applicable Federal and State law, the regulations of the particular BLM resource program and any additional BLM requirements associated with your application.

Subpart 1825—Relinquishments

§ 1825.10 If I relinquish my interest (such as a claim or lease) in public lands, am I relieved of all further responsibility associated with that interest?

No. You are still responsible for fulfilling any regulatory, statutory, lease, permit and other contractual obligations that apply, such as performance of reclamation and payment of rentals accruing before the time of relinquishment. You should see the regulations relating to the specific BLM resource program involved for more detailed information.

§ 1825.11 When are relinquishments effective?

Generally, BLM considers a relinquishment to be effective when it is received, along with any required fee, in the BLM office having jurisdiction of the lands being relinquished. However, the specific program regulations govern effectiveness of relinquishments.

§ 1825.12 When does relinquished land become available again for other application or appropriation?

Relinquished land may not again become available until BLM notes the filed relinquishment of an interest on the land records maintained by the BLM office having jurisdiction over the lands involved. If you have any questions regarding the availability of a particular tract of land, you should contact the BLM office having jurisdiction over the lands or records.

[FR Doc. 99-25505 Filed 9-30-99; 8:45 am]

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