

§ 3515.25 If I agree on the lands to be leased in exchange, what happens next?

After you and BLM agree on the lands to be leased in exchange, BLM will publish a notice of the proposed exchange in the Federal Register and in a newspaper(s) in the county(s) where both the preference right or lease lands and the proposed exchange lease lands are located. The notice will include:

- (a) The time and place of a public hearing(s);
- (b) BLM's preliminary findings that the exchange is in the public interest; and
- (c) A request for public comments on the merits of the proposed exchange.

§ 3515.26 When will BLM make a decision on the exchange?

After the public hearing BLM will prepare a written decision that issuance of the exchange lease is in the public interest. BLM will then process the exchange lease.

§ 3515.27 Will BLM attach any special provisions to the exchange lease?

The terms will contain:

- (a) A statement that you quitclaim and relinquish any right or interest in your preference right lease application or lease exchanged; and
- (b) A statement setting forth BLM's finding that the lease issuance is in the public interest.

Subpart 3516—Use Permits**§ 3516.10 What are use permits?**

Use permits allow you to use the surface of lands not included within your lease for purposes associated with the proper development of your mineral deposits. Use permits are not prospecting permits.

§ 3516.11 What commodities allow use permits?

Use permits are issued only in support of phosphate and sodium leases. For phosphate leases, BLM may issue you a permit to use up to 80 acres on unappropriated and unentered lands. For sodium leases BLM may issue you a permit to use up to 40 acres.

§ 3516.12 What activities can I conduct under a use permit?

Phosphate use permits authorize you to conduct activities to properly extract, treat, or remove the mineral deposits. Sodium use permits authorize you to occupy camp sites, develop refining works and to use the surface for other purposes connected with and necessary to the proper development and use of the deposits. BLM cannot grant use permits on National Forest System lands.

§ 3516.15 How do I apply for use permits?

You must file three copies of your application in the BLM office administering the lands you are interested in. There is no specific form required. Include a nonrefundable \$25 filing fee and the first year's rental. Calculate the rental in accordance with § 3504.15.

§ 3516.16 What must I include with my application?

Provide specific reasons why you need the additional lands, describe the lands applied for, provide any information demonstrating that the lands are suitable and appropriate for your needs, and provide evidence that the lands are unoccupied and unappropriated. Your application must also contain an agreement to pay the annual charge identified in the permit.

§ 3516.20 Is there an annual fee or charge for use of the lands?

Yes. You must pay the annual \$1 per acre rental, or \$20, whichever is greater, on or before the anniversary date of the permit.

§ 3516.30 What happens if I fail to pay the annual rental on my use permit?

Your use permit will terminate automatically if you fail to pay the required rental within 30 days after BLM serves you a written notice of the rental requirement.

Subpart 3517—Special Provisions Applying to Hardrock Minerals**§ 3517.10 What are development contracts and processing and milling arrangements?**

Development contracts and processing and milling arrangements involving hardrock minerals are agreements between one or more hardrock mineral lessees and one or more other entities to justify large scale operations for the discovery, development, production, or transportation of ores.

§ 3517.11 Are leases and permits covered by approved agreements exempt from the acreage limitations?

Yes. Hardrock mineral leases and permits committed to development contracts or processing or milling arrangements approved by BLM are exempt from acreage limitations.

§ 3517.15 How do I apply for one of these agreements?

No specific form is required. Submit three copies of your application to the BLM office with jurisdiction over some or all of the lands in which you are interested. Include the following information:

- (a) Copies of the contract or other agreement affecting the Federal hardrock mineral leases or permits, or both;
- (b) A statement showing the nature and reason for your request;
- (c) A statement showing all the interests held in the area of the agreement by the designated contractor; and
- (d) The proposed or agreed upon plan of operation for development of the leased lands.

§ 3517.16 How does BLM process my application?

- (a) BLM considers whether the agreement will conserve natural resources and is in the public interest.
- (b) Once the agreement is signed by all the parties, BLM will approve it.

§ 3517.50 Can I collect mineral specimens for non-commercial purposes?

You may collect mineral specimens for hobby, recreation, scientific, research or similar purposes. You do not need a prospecting permit from BLM for these activities. However, the surface management agency, including BLM, may require a use permit. That agency will issue the permit, subject to any fees, terms and conditions that the agency may impose.

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FEDERAL COMMUNICATIONS COMMISSION**47 CFR Part 73**

[MM Docket No. 96-205; RM-8862]

Radio Broadcasting Services; Jupiter and Hobe Sound, FL

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: This document requests comments on a petition filed by Jupiter Radio Partners requesting the substitution of Channel 288C2 for Channel 288C3 at Jupiter, Florida, reallocation of Channel 288C2 to Hobe Sound, Florida, and modification of the construction permit for Station WTPX to specify operation on Channel 288C2 at Hobe Sound, Florida. The coordinates for Channel 288C2 are 27-16-03 and 80-12-10. We shall propose to modify the license for Station WTPX in accordance with Section 1.420(i) of the Commission's Rules and will not accept competing expressions of interest for the use of the channel or require petitioner to demonstrate the availability of an

additional equivalent class channel for use by such parties.

DATES: Comments must be filed on or before November 25, 1996, and reply comments on or before December 10, 1996.

ADDRESSES: Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows:

FOR FURTHER INFORMATION CONTACT: Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's *Notice of Proposed Rule Making*, MM Docket No. 96-205, adopted September 27, 1996, and released October 4, 1996. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 2100 M Street, NW., Suite 140, Washington, DC 20037, (202) 857-3800.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contact.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 96-26829 Filed 10-17-96; 8:45 am]

BILLING CODE 6712-01-F

47 CFR Part 73

[MM Docket No. 96-203; RM-8871]

Radio Broadcasting Services; Augusta, Gibson and Thomson, GA

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: The Commission requests comments on a petition filed by Wilks Broadcast Acquisitions, Inc., seeking the substitution of Channel 269C3 for Channel 272A at Augusta, Georgia, and the modification of Station WEKL's license to specify the higher class channel. To accommodate the allotment at Augusta, the Commission also proposes to substitute Channel 232A for Channel 269A at Thomson, Georgia, modify the license of Station WTHO to specify the alternate Class A channel, and delete vacant and unapplied-for Channel 232A at Gibson, Georgia. Channel 269C3 can be allotted to Augusta in compliance with the Commission's minimum distance separation requirements with a site restriction of 11.3 kilometers (7 miles) west of the community, at coordinates 33-28-20 NL; 82-05-18 WL. Channel 232A can be allotted to Thomson with a site restriction of 3.9 kilometers (2.4 miles) west of the community, at coordinates 33-27-26; 82-32-31. In accordance with Section 1.420(g) of the Commission's Rules, we will not accept competing expressions of interest in use of Channel 269C3 at Augusta or require the petitioner to demonstrate the availability of an additional equivalent class channel for use by such parties. Parties expressing an intention to apply for Channel 232A at Gibson must do so in initial comments herein.

DATES: Comments must be filed on or before November 25, 1996, and reply comments on or before December 10, 1996.

ADDRESSES: Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: John Crigler, Esq., Haley Bader & Potts, P.L.C., 4350 North Fairfax Drive, Suite 900, Arlington, Virginia 22203-1633 (Counsel to petitioner).

FOR FURTHER INFORMATION CONTACT: Leslie K. Shapiro, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Notice of Proposed Rule Making*, MM Docket No. 96-203, adopted September 27, 1996, and released October 4, 1996. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Services, Inc., (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 96-26828 Filed 10-17-96; 8:45 am]

BILLING CODE 6712-01-F

47 CFR Part 73

[MM Docket No. 91-09; RM-7423]

Radio Broadcasting Services; Greenfield and Del Rey Oaks, CA

AGENCY: Federal Communications Commission.

ACTION: Proposed rule; denial.

SUMMARY: This document denies the petition for rule making filed by Troposphere Broadcasting Limited Partnership, permittee of Station KSEA(FM), Greenfield, California, requesting the substitution of Channel 300A for 300B at Greenfield, the reallocation of Channel 300A to Del Rey Oaks, California, and the modification of Station KSEA(FM)'s construction permit to specify Del Rey Oaks as the community of license. See 56 FR 05191.

FOR FURTHER INFORMATION CONTACT: Victoria M. McCauley, Mass Media Bureau, (202) 418-2130.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Report and Order*, adopted September 13, 1996 and released October 4, 1996. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street, NW., Washington DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, Inc., (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.