

**8A992 Vessels, Marine Systems or Equipment, Not Controlled by 8A001, 8A002 or 8A018, and Specially Designed Parts Therefor**

\* \* \* \* \*

**List of Items Controlled**

Unit: \* \* \*  
 Related Controls: \* \* \*  
 Related Definitions: \* \* \*  
 Items: \* \* \*

\* \* \* \* \*

(f) Vessels, n.e.s., including inflatable boats, and specially designed components therefor, n.e.s.

\* \* \* \* \*

Dated: March 16, 2005.

**Matthew S. Borman,**

*Deputy Assistant Secretary for Export Administration.*

[FR Doc. 05-5537 Filed 3-21-05; 8:45 am]

BILLING CODE 3510-33-P

**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

**18 CFR Part 381**

[Docket No. RM05-8-000]

**Annual Update of Filing Fees**

March 16, 2005.

**AGENCY:** Federal Energy Regulatory Commission, DOE.

**ACTION:** Final rule; annual update of Commission filing fees.

**SUMMARY:** In accordance with 18 CFR 381.104, the Commission issues this update of its filing fees. This notice provides the yearly update using data in the Commission's Management, Administrative, and Payroll System to calculate the new fees. The purpose of updating is to adjust the fees on the basis of the Commission's costs for Fiscal Year 2004.

**DATES:** *Effective Date:* April 21, 2005.

**FOR FURTHER INFORMATION CONTACT:**

Elizabeth Misiewicz, Office of the Executive Director, Federal Energy Regulatory Commission, 888 First Street, NE., Room 4R-04, Washington, DC 20426, 202-502-6240.

**SUPPLEMENTARY INFORMATION:**

*Document Availability:* In addition to publishing the full text of this document in the **Federal Register**, the Commission provides all interested persons an opportunity to view and/or print the contents of this document via the Internet through FERC's Home Page (<http://www.ferc.gov>) and in FERC's Public Reference Room during normal business hours (8:30 a.m. to 5 p.m. Eastern time) at 888 First Street, NE., Room 2A, Washington DC 20426.

From FERC's Web site on the Internet, this information is available in the eLibrary (formerly FERRIS). The full text of this document is available on eLibrary in PDF and Microsoft Word format for viewing, printing, and/or downloading. To access this document in eLibrary, type the docket number excluding the last three digits of this

document in the docket number field and follow other directions on the search page.

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*Overview:* The Federal Energy Regulatory Commission (Commission) is issuing this notice to update filing fees that the Commission assesses for specific services and benefits provided to identifiable beneficiaries. Pursuant to 18 CFR 381.104, the Commission is establishing updated fees on the basis of the Commission's Fiscal Year 2004 costs. The adjusted fees announced in this notice are effective April 21, 2005. The Commission has determined, with the concurrence of the Administrator of the Office of Information and Regulatory Affairs of the Office of Management and Budget, that this final rule is not a major rule within the meaning of section 251 of Subtitle E of Small Business Regulatory Enforcement Fairness Act, 5 U.S.C. 804(2). The Commission is submitting this final rule to both houses of the United States Congress and to the Comptroller General of the United States.

The new fee schedule is as follows:

**Fees Applicable to the Natural Gas Policy Act**

1. Petitions for rate approval pursuant to 18 CFR 284.123(b)(2). (18 CFR 381.403) .....	\$9,660
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**Fees Applicable to General Activities**

1. Petition for issuance of a declaratory order (except under part I of the Federal Power Act). (18 CFR 381.302(a)) .....	19,410
2. Review of a Department of Energy remedial order:	
Amount in Controversy	
\$0-9,999. (18 CFR 381.303(b)) .....	100
\$10,000-29,999. (18 CFR 381.303(b)) .....	600
\$30,000 or more. (18 CFR 381.303(a)) .....	28,330
3. Review of a Department of Energy denial of adjustment:	
Amount in Controversy	
\$0-9,999. (18 CFR 381.304(b)) .....	100
\$10,000-29,999. (18 CFR 381.304(b)) .....	600
\$30,000 or more. (18 CFR 381.304(a)) .....	14,850
4. Written legal interpretations by the Office of General Counsel. (18 CFR 381.305(a)) .....	5,560

**Fees Applicable to Natural Gas Pipelines**

1. Pipeline certificate applications pursuant to 18 CFR 284.224. (18 CFR 381.207(b)) .....	*1,000
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**Fees Applicable to Cogenerators and Small Power Producers**

1. Certification of qualifying status as a small power production facility. (18 CFR 381.505(a)) .....	16,690
2. Certification of qualifying status as a cogeneration facility. (18 CFR 381.505(a)) .....	18,890
3. Applications for exempt wholesale generator status. (18 CFR 381.801) .....	890

\* This fee has not been changed.

**List of Subjects in 18 CFR Part 381**

Electric power plants, Electric utilities, Natural gas, Reporting and recordkeeping requirements.

**Thomas R. Herlihy,**

*Executive Director.*

■ In consideration of the foregoing, the Commission amends part 381, Chapter I, Title 18, Code of Federal Regulations, as set forth below.

**PART 381—FEES**

■ 1. The authority citation for part 381 continues to read as follows:

**Authority:** 15 U.S.C. 717–717w; 16 U.S.C. 791–828c, 2601–2645; 31 U.S.C. 9701; 42 U.S.C. 7101–7352; 49 U.S.C. 60502; 49 App. U.S.C. 1–85.

**§ 381.302 [Amended]**

■ 2. In 381.302, paragraph (a) is amended by removing “\$19,090” and inserting “\$19,410” in its place.

**§ 381.303 [Amended]**

■ 3. In 381.303, paragraph (a) is amended by removing “\$27,860” and inserting “\$28,330” in its place.

**§ 381.304 [Amended]**

■ 4. In 381.304, paragraph (a) is amended by removing “\$14,610” and inserting “\$14,850” in its place.

**§ 381.305 [Amended]**

■ 5. In 381.305, paragraph (a) is amended by removing “\$5,470” and inserting “\$5,560” in its place.

**§ 381.403 [Amended]**

■ 6. Section 381.403 is amended by removing “\$9,500” and inserting “\$9,660” in its place.

**§ 381.505 [Amended]**

■ 7. In 381.505, paragraph (a) is amended by removing “\$16,410” and inserting “\$16,690” in its place and by removing “\$18,580” and inserting “\$18,890” in its place.

**§ 381.801 [Amended]**

■ 8. Section 381.801 is amended by removing “\$840” and inserting “\$890” in its place.

[FR Doc. 05–5576 Filed 3–21–05; 8:45 am]

**BILLING CODE 6717–01–P**

**DEPARTMENT OF THE TREASURY****Internal Revenue Service****26 CFR Part 1**

[TD 9193]

**RIN 1545–BB65**

**Section 704(c), Installment Obligations and Contributed Contracts**

**AGENCY:** Internal Revenue Service (IRS), Treasury.

**ACTION:** Final regulations.

**SUMMARY:** This document contains final regulations under sections 704(c) and 737 relating to the tax treatment of installment obligations and property acquired pursuant to a contract. The regulations affect partners and partnerships and provide guidance necessary to comply with the law.

**DATES:** *Effective Date:* These regulations are effective November 23, 2003.

*Applicability Date:* For dates of applicability, see §§ 1.704–3(f), 1.704–4(g) and 1.737–5.

**FOR FURTHER INFORMATION CONTACT:** Christopher L. Trump, (202) 622–3070 (not a toll-free number).

**SUPPLEMENTARY INFORMATION:****Background**

This document contains amendments to 26 CFR part 1 under sections 704 and 737. On November 24, 2003, a notice of proposed rulemaking (REG–160330–02) relating to the tax treatment of installment obligations and property acquired pursuant to a contract under sections 704(c) and 737 was published in the **Federal Register** (68 FR 65864). A notice of correction was published in the **Federal Register** (69 FR 5797) on February 6, 2004. No comments were received from the public in response to the notice of proposed rulemaking. No public hearing was requested, and accordingly, no hearing was held. This Treasury decision adopts the language of the proposed regulations without change.

**Special Analyses**

It has been determined that this Treasury decision is not a significant regulatory action as defined in Executive Order 12866. Therefore, a regulatory assessment is not required. It also has been determined that section 553(b) of the Administrative Procedure Act (5 U.S.C. chapter 5) does not apply to these regulations and, because the regulations do not impose a collection of information on small entities, the Regulatory Flexibility Act (5 U.S.C. chapter 6) does not apply. Pursuant to

section 7805(f) of the Internal Revenue Code, the proposed regulations preceding these regulations were submitted to the Chief Counsel for Advocacy of the Small Business Administration for comment on its impact on small business.

**Drafting Information**

The principal author of these regulations is Christopher L. Trump of the Office of the Associate Chief Counsel (Passthroughs & Special Industries). However, other personnel from the IRS and Treasury Department participated in their development.

**List of Subjects in 26 CFR Part 1**

Income taxes, Reporting and recordkeeping requirements.

**Adoption of Amendments to Regulations**

■ Accordingly, 26 CFR part 1 is amended as follows:

**PART 1—INCOME TAXES**

■ **Paragraph 1.** The authority citation for part 1 continues to read, in part, as follows:

**Authority:** 26 U.S.C. 7805 \* \* \*

■ **Par. 2.** Section 1.704–3 is amended as follows:

■ 1. The paragraph heading for (a)(8) is revised.

■ 2. The text of paragraph (a)(8) is redesignated as paragraph (a)(8)(i).

■ 3. A paragraph heading for newly designated paragraph (a)(8)(i) is added.

■ 4. The first sentence of newly designated paragraph (a)(8)(i) is amended by removing the language “in which no gain or loss is recognized”.

■ 5. Paragraphs (a)(8)(ii) and (a)(8)(iii) are added.

■ 6. Paragraph (f) is amended by:

■ a. Revising the paragraph heading.

■ b. Amending the first sentence of paragraph (f) by removing the language “of paragraph (a)(11)” and adding “of paragraphs (a)(8)(ii), (a)(8)(iii) and (a)(11)” in its place.

■ c. Adding two sentences at the end of paragraph (f).

■ The revisions and additions read as follows:

**§ 1.704–3 Contributed property.**

(a) \* \* \*

(8) *Special rules*—(i) *Disposition in a nonrecognition transaction.* \* \* \*

(ii) *Disposition in an installment sale.* If a partnership disposes of section 704(c) property in an installment sale as defined in section 453(b), the installment obligation received by the partnership is treated as the section 704(c) property with the same amount