

the times the proposed control zone would be in effect.

The FAA has received documentation stating that the part-time nonfederal ATCT at the Sierra Blanca Airport will be deactivated effective September 30, 1990.

Conclusion

In consideration of the aforementioned documentation, the Sierra Blanca Airport does not meet the criteria for establishment of a control zone. Therefore, action to establish the Ruidoso, NM, control zone is unnecessary.

List of Subjects in 14 CFR Part 71

Aviation safety, Control zones.

Withdrawal of Proposed Rule

Accordingly, pursuant to the authority delegated to me, Airspace Docket No. 90-ASW-22, as published in the Federal Register on May 9, 1990 (55 FR 19274), is hereby withdrawn.

Authority: 49 U.S.C. 1348(a), 1354(a), 1510; Executive Order 10854; 49 U.S.C. 106(g) (Revised Pub. L. 97-449, January 12, 1983); 14 CFR 11.69.

Issued in Fort Worth, TX on August 13, 1990.

Larry L. Graig,

Manager, Air Traffic Division, Southwest Region.

[FR Doc. 90-20197 Filed 8-27-90; 8:45 am]

BILLING CODE 4810-13-M

14 CFR Part 77

[Docket No. 26305; Notice No. 90-19]

RIN 2120-AA09

Objects Affecting Navigable Airspace; Correction

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Correction to NPRM.

SUMMARY: This action makes a correction to a notice number on a Notice of Proposed Rulemaking published on August 3, 1990 (55 FR, 31722). We inadvertently inserted the wrong Notice Number. This action corrects that mistake.

FOR FURTHER INFORMATION CONTACT: William C. Davis, Air Traffic Rules Branch, Airspace-Rules and Aeronautical Information Division, Office of Associate Administrator for Air Traffic, Federal Aviation Administration, 800 Independence Ave., SW., Washington, DC 20691; telephone (202) 267-8783.

SUPPLEMENTARY INFORMATION:

History

This document corrects the Notice number in the heading of a previously published document in the Federal Register August 3, 1990, (55 FR, 31722). The FAA would like to change the Notice number "90-18" to read "90-19".

Clara Thieling,

Acting Manager, Program Management Staff, Office of Chief Counsel.

[FR Doc. 90-20196 Filed 8-27-90; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF THE TREASURY Internal Revenue Service

26 CFR Part 1

[1L-070-90]

RIN 1545-AP01

Tax Issues Relating to Global Trading of Financial Instruments

AGENCY: Internal Revenue Service, Treasury.

ACTION: Advance notice of proposed rulemaking.

SUMMARY: This notice solicits written comments from the public about issues to be addressed by proposed regulations under sections 482, 864, and other sections of the Internal Revenue Code of 1986.

The Internal Revenue Service intends to clarify and update the regulations under sections 482, 864, and other sections in order to address the taxation issues raised by global trading of financial instruments. Commentators are requested to suggest unilateral and multilateral measures that might be adopted to improve the existing rules.

All material submitted will be available for public inspection and copying.

DATES: Written comments concerning the tax issues relating to global trading of financial instruments should be submitted by December 31, 1990.

ADDRESSES: Send comments (preferably nine copies) to Internal Revenue Service, P.O. Box 7604, Ben Franklin Station Att'n: CC:CORP:T:R, room 4429, (INTL-070-90), Washington, DC 20044.

FOR FURTHER INFORMATION CONTACT: Charles T. Plambeck, 202-566-6284 (not a toll-free number).

Steven R. Lainoff,

Associate Chief Counsel (International).

[FR Doc. 90-20147 Filed 8-27-90; 8:45 am]

BILLING CODE 4830-01-M

Bureau of Alcohol, Tobacco and Firearms

27 CFR Part 9

[Notice No. 706]

RIN 1512-AA07

Virginia's Eastern Shore Viticultural Area

AGENCY: Bureau of Alcohol, Tobacco and Firearms (ATF), Department of the Treasury.

ACTION: Notice of proposed rulemaking.

SUMMARY: The Bureau of Alcohol, Tobacco and Firearms proposes to establish a viticultural area located on the Virginia portion of the Delmarva Peninsula to be known by the appellation "Virginia's Eastern Shore." The proposal is the result of a petition filed by Accomack Vineyards of Painter, Virginia. ATF believes that the establishment of viticultural areas and the subsequent use of viticultural area names as appellations of origin in wine labeling and advertising will help consumers better identify the wines they purchase. The establishment of viticultural areas also allows wineries to further specify the origin of wines they offer for sale to the public.

DATES: Written comments must be received by October 12, 1990.

ADDRESSES: Send written comments to: Chief, Wine, and Beer Branch, Bureau of Alcohol, Tobacco and Firearms, P.O. Box 385, Washington, DC 20044-0385 REF: Notice No. 706.

Copies of the petition, the proposed regulations, the appropriate maps, and written comments will be available for public inspection during normal business hours at: ATF Reading Room, Disclosure Branch, room 4412, Ariel Rios Federal Building, 1200 Pennsylvania Avenue NW., Washington, DC 20226.

FOR FURTHER INFORMATION CONTACT: Marjorie Dundas, Wine and Beer Branch, Bureau of Alcohol, Tobacco and Firearms, Ariel Rios Federal Building, room 6237, 1200 Pennsylvania Avenue NW., Washington, DC 20226, (202) 566-7626.

SUPPLEMENTARY INFORMATION:

Background

On August 23, 1978, ATF published Treasury Decision ATF-53 (43 FR 37672, 54624) revising regulations in 27 CFR, part 4. These regulations allow the establishment of definite American viticultural areas. The regulations also allow the name of an approved viticultural area to be used as an appellation of origin in the labeling and

advertising of wine. On October 2, 1979, ATF published Treasury Decision ATF-60 (44 FR 56692) which added a new part 9 to 27 CFR, providing for the listing of approved American viticultural areas. Section 4.25a(e)(1), title 27 CFR defines an American viticultural area as a delimited grape-growing region distinguishable by geographical features. Section 4.25a(e)(2), title 27 CFR outlines the procedure for proposing an American viticultural area. Any interested person may petition ATF to establish a grape-growing region as a viticultural area. The petition should include:

(a) Evidence that the name of the proposed viticultural area is locally and/or nationally known as referring to the area specified in the petition;

(b) Historical or current evidence that the boundaries of the viticultural area are as specified in the petition;

(c) Evidence relating to the geographical characteristics (climate, soil, elevation, physical features, etc.) which distinguish the viticultural features of the proposed area from surrounding areas;

(d) A description of the specific boundaries of the viticultural area, based on features which can be found on United States Geological Survey (U.S.G.S.) maps of the largest applicable scale; and

(e) A copy or copies of the appropriate U.S.G.S. map(s) with the proposed boundaries prominently marked.

Petition

ATF received a petition proposing a viticultural area on the Virginia portion of the Delmarva Peninsula to be known as Virginia's Eastern Shore. The proposal was submitted by Mr. James D. Keyes, owner of the only bonded winery in the proposed viticultural area, Accomack Vineyards, which was established in 1987. The proposed viticultural area is located in two Virginia counties, Accomack and Northampton, with a land area of approximately 682 square miles or 436,480 acres. There are three vineyards in the proposed viticultural area with approximately 33 acres of wine grapes.

Evidence of Name

The petitioner asserts that the name Eastern Shore is used in referring to the Delmarva Peninsula, the large peninsula located along the coasts of Delaware, Maryland and Virginia. The narrow, 75 mile long end of the peninsula which is in Virginia is bordered on the west by the Chesapeake Bay and on the east by the Atlantic Ocean. The two United States Department of Agriculture reports, dated 1920 and 1987, which the

petitioner submitted both refer to the area as the Eastern Shore, and some of the weather data for the area was gathered at the Eastern Shore Agricultural Experiment Station, in Painter, Virginia. The proposed area is referred to as "Virginia's Eastern Shore" in travel books, such as *Adventuring in the Chesapeake Bay Area*, by John Bowen, and *Bay & River Public Access Guide*, produced by the Public Access Task Force Committee. The Virginia Wineries 1990-1991 Festival & Tour Guide refers to Accomack Vineyards as "Virginia's only Eastern Shore Winery."

Proposed Boundary

The proposed boundary follows the coastline of the southern portion of the Delmarva Peninsula, but excludes the marshy coastal areas and the coastal islands. The petitioner quoted a U.S.D.A. report which says "the mainland" (as opposed to the coastal islands and the salt marshes) "contains practically all of the cultivable, productive soils of the region."

Distinguishing Features

The petitioner provided the following evidence relating to features which the petitioner contends distinguish the proposed viticultural area from the surrounding areas:

Climate

The main factor which influences the climate of the proposed area is the presence of large bodies of water on both sides of the 6 to 8 mile wide peninsula. The Atlantic Ocean to the east and Chesapeake Bay to the west provide a moderating influence on temperature within the proposed viticultural area which is not shared by the remainder of Virginia or by the wider portion of the peninsula in Maryland and Delaware to the north. The maximum range of temperature at Wachapreague, in the proposed area, is 95 degrees F. This may be contrasted with the maximum range of 100 degrees F. at Norfolk, VA, to the southwest of the proposed area, and 105 degrees F. at Pocomoke City, MD, to the north of the proposed area. The latest spring frost recorded within the proposed area was on April 11, at Eastville, and the earliest autumn frost was recorded on October 28, in Wachapreague. Just outside the proposed area, Norfolk, VA, has had frosts as late as April 26 in the spring and as early as October 15 in the fall, and Pocomoke City, MD, had its latest spring frost on May 25 and its earliest autumn frost on September 23.

The maritime influence is also responsible to breezes which provide air circulation "desirable to minimize

fungus problems with the fruit" in the humid summer. The mean annual rainfall in the proposed area, 39.2 inches at Eastville and 37.89 inches at Wachapreague, is similar to that at Pocomoke City to the north (39.59 inches), but substantially less than at Norfolk (49.54 inches). The petitioner stated that the months of heaviest rain are July and August.

Topography

Much of the proposed area lies between 25 and 45 feet above sea level. No point is higher than 50 feet, and the terrain is flat or gently sloping. Despite this, the area is fairly well drained by numerous creeks and streamlets, and by the porous material which underlies the soils. By contrast, the Virginia shoreline on the western side of the Chesapeake Bay rises above 50 feet rapidly, and the terrain is more irregular.

Soils

The U.S.D.A. identified two main soil associations in the proposed area, the Bojec-Munden-Molena association, found on the slopes and ridges of the peninsula, and the Nimmo-Munden-Drageston association, found in flatter areas and depressions. Both are mixtures of sandy and loamy soils. The petitioner did not present any evidence concerning the soils to the north in Maryland. ATF is interested in any comments concerning the soils in the region to the north and whether they differ from those within the proposed viticultural area.

Executive Order 12291

It has been determined that this document is not a major regulation as defined in E.O. 12291 because it will not have an annual effect on the economy of \$100 million or more; it will not result in a major increase in costs or prices for consumers, individual industries, Federal, State, or local government agencies or geographic regions; and it will not have significant adverse effects on competition, employment, investment, productivity, innovation, or on the ability of the United States-based enterprises to compete with foreign-based enterprises in domestic or export markets.

Regulatory Flexibility Act

It is hereby certified that this regulation will not have a significant economic impact on a substantial number of small entities. Accordingly, a regulatory flexibility analysis is not required because the proposal, if promulgated as a final rule, is not expected (1) to have significant

secondary or incidental effects on a substantial number of small entities, or (2) to impose, or otherwise cause, a significant increase in the reporting, recordkeeping, or other compliance burdens on a substantial number of small entities.

Paperwork Reduction Act

The provisions of the Paperwork Reduction Act of 1980, Public Law 96-511, 44 U.S.C. chapter 35, and its implementing regulations, 5 CFR part 1320, do not apply to this notice because no requirement to collect information is proposed.

Public Participation

ATF requests comments from all interested persons concerning this proposed viticultural area. Comments received on or before the closing date will be carefully considered. Comments received after that date will be given the same consideration if it is practical to do so, but assurance of consideration cannot be given except as to comments received on or before the closing date. ATF will not recognize any material in comments as confidential. Comments may be disclosed to the public. Any material which the commenter considers to be confidential or inappropriate for disclosure to the public should not be included in the comments. The name of the person submitting a comment is not exempt from disclosure. Any interested person who desires an opportunity to comment orally at a public hearing on the proposed regulations should submit his or her request, in writing, to the Director within the 45-day comment period. The Director, however, reserves the right to determine, in light of all circumstances, whether a public hearing will be held.

Drafting Information

The principal authors of this document are James A. Hunt and Marjorie Dundas, Wine and Beer Branch, Bureau of Alcohol, Tobacco and Firearms.

List of Subjects in 27 CFR Part 9

Administrative practices and procedures, Consumer protection, Viticultural areas, Wine.

Issuance

Title 27, Code of Federal Regulations, part 9, American Viticultural Areas is amended as follows:

PART 9—AMERICAN VITICULTURAL AREAS

Par. 1. The authority citation for part 9 continues to read as follows:

Authority: 27 U.S.C. 205.

Par. 2. The table of sections in subpart C is amended to add the title of § 9.135 to read as follows:

Subpart C—Approved American Viticultural Areas

Sec.

* * * * *

9.135 Virginia's Eastern Shore.

Par. 3. Subpart C is amended by adding § 9.135 to read as follows:

Subpart C—Approved American Viticultural Areas

§ 9.135 Virginia's Eastern Shore.

(a) *Name.* The name of the viticultural area described in this section is "Virginia's Eastern Shore."

(b) *Approved maps.* The appropriate maps for determining the boundaries of the "Virginia's Eastern Shore" viticultural area are 3 U.S.G.S. Quadrangle (1:250,000 Series) maps. They are titled:

(1) Eastville, VA.; N.C.; MD., 1946 (revised 1969)

(2) Salisbury, MD.; DEL.; N.J.; VA., 1946 (revised 1969)

(3) Richmond VA.; MD., 1973

(c) *Boundary.* The Virginia's Eastern Shore viticultural area is located in Accomack and Northampton counties, Virginia. The boundary is as follows:

(1) The beginning point is the intersection of the Virginia/Maryland border and Chincoteague Bay, near Greenbackville on the Salisbury, MD., U.S.G.S. map;

(2) From the beginning point, the boundary follows the coastline in a southwesterly direction. Where there are marshes indicated on the U.S.G.S. maps, the boundary is the inland side of these marshes;

(3) When the boundary reaches the southernmost point of the peninsula, on the Eastville, VA., U.S.G.S. map, the boundary turns and proceeds in a northwesterly direction, again following the coastline around Cherrystone Inlet on the Richmond, VA, U.S.G.S. map;

(4) The boundary continues to follow the coastline and the inland side of any marshes indicated on the U.S.G.S. maps in a northeasterly direction, until it reaches the Virginia/Maryland border on the Eastville, VA., U.S.G.S. map;

(5) The boundary then follows the Virginia/Maryland border back to the beginning point at Chincoteague Bay on the Salisbury, MD., U.S.G.S. map.

Approved: August 20, 1990.

Stephen E. Higgins,

Director.

[FR Doc. 90-20151 Filed 8-27-90; 8:45 am]

BILLING CODE 4810-31-M

DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 117

[CGD 11-90-03]

Proposed Temporary Drawbridge Operation Regulations; Cerritos Channel, Los Angeles/Long Beach Harbor, Long Beach, CA

AGENCY: U.S. Coast Guard, DOT.

ACTION: Proposed rule.

SUMMARY: At the request of Port of Los Angeles, the Coast Guard is considering a temporary change to regulations for the Henry Ford Avenue Railroad Bridge, across Cerritos Channel of Los Angeles/Long Beach Harbor, mile 4.4, at Long Beach, California, by authorizing a six-and-a-half month closure of the bridge for its rehabilitation. The proposed closure would start February 1, 1991 and conclude on August 15, 1991. The bridge, also known as the Badger Avenue Bridge, currently remains open to navigation except for the passage of trains. This proposal is being made because the sixty-eight-year-old historic bridge needs extensive repair to keep it in service. This action should still provide for the reasonable needs of navigation.

DATES: Comments must be received on or before October 12, 1990.

ADDRESSES: The comments should be mailed to Commander, Eleventh Coast Guard District, Building 10, Coast Guard Island, Alameda, California 94501-5100. The comments and other materials referenced in this notice will be available for inspection and copying at Building 10, Coast Guard Island, Alameda, California. Normal office hours are between 7 a.m. and 3:30 p.m., Monday through Friday, except holidays. Comments may also be hand-delivered to this address.

FOR FURTHER INFORMATION CONTACT: Jerry Olmes, Bridge Administrator, at the address above, telephone (415) 437-3515.

SUPPLEMENTARY INFORMATION: Interested persons are invited to participate in this rulemaking by submitting written views, comments, data or arguments. Persons submitting comments should include their names