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### Instructions for Preparing Form HUD-52728, HA Calculation of Occupancy Percentage for a Requested Budget Year (RBY)

The purpose of this form is to provide a structured format for Public Housing Authorities (PHAs), Indian Housing Authorities (IHAs), and, if applicable, Resident Management Corporations (RMCs) to use in developing an appropriate and justifiable projection of occupancy for the RBY. The projected occupancy percentage that is developed will be used as one element in the calculation of operating subsidy under the Performance Funding System (PFS), 24 CFR Parts 950 and 990, as applicable. The term Housing Authority (HA) will be used to collectively describe both PHAs and IHAs. The form is *not* for use by HAs requesting operating subsidy solely to cover the cost of an Independent Audit (IA).

The instructions should be read carefully since it may not be necessary for a HA to complete all sections of the form in order to determine an acceptable projected occupancy percentage for the RBY. The form has been designed to go from the most simple situation to the relatively more complex cases. If, at any point, an HA is able to classify itself as a High Occupancy HA, it does not need to proceed further with the form.

#### Headings:

**RBY Beginning.** Enter the beginning month, day and year of the requested budget year for which this form is submitted.

**Type of Submission.** Indicate whether this form is (1) the original submission for the RBY or (2) a revision of the latest approval for the subject fiscal year. If a revision, enter the revision number.

**ACC Number.** Enter the number of the Annual Contributions Contract (ACC) covering the projects for which this form is submitted.

**PAS/LOCCS Project No.** Enter the PAS/LOCCS Project Number applicable to the corresponding Calculation of Performance Funding System Operating Subsidy, form HUD-52723.

**Report Date.** Enter the date of the occupancy data collected to determine the actual occupancy percentage. *Unless otherwise approved by HUD*, that date will be the last day of the month ending six months before the start of the HA's RBY or the monthly average for the month ending six months before the start of its budget year. Check whether actual day data was used or an average was constructed using actual data for the month.

**Data Source.** Indicate the data source used to calculate the actual occupancy percentage.

#### Part A. Actual Occupancy Data as of Report Date

Using actual occupancy data as of the Report Date, an HA will determine its actual occupancy percentage and number of vacant units. For many HAs, this will be the only section that will need to be completed.

#### Part B. Distribution of Actual Vacancies By Major Cause

This part allows the HA to present data and supporting narrative on the number of units that are vacant for reasons that are beyond the control of the HA to correct. For a further description of allowable reasons, please refer to § 990.102 and the definition of units vacant due to circumstances and actions beyond the HA's control.

#### Part C. Status of Units Undergoing Modernization

Data in this part will be used in determining the occupancy percentage for the RBY. If the RBY occupancy percentage is less than 97% and HA will have more than five vacant units, data from this part will be used in Part G to determine if the RBY occupancy percentage is justified. Report occupied units, as appropriate, on lines 26a., 26b., and 27, if they will be subsequently vacated in order for construction

work to be performed and then reoccupied upon completion. If changes occur after the Report Date but prior to the submission of this form, the most current status will be shown.

**Line 26.** Enter data on the number of protected units, both vacant and occupied, as of the Report Date, which may fall into two categories: (a) the number of units that are under construction (contract awarded or force account work started); or (b) the number of units not under construction contract but included in a HUD-approved modernization budget where the time period for placing the units under construction (two Federal Fiscal Years (FFYs) after the FFY of approval) has not yet expired.

**Line 27.** Enter data on the number of unprotected units, both vacant and occupied, as of the Report Date, which are the number of units included in a HUD-approved modernization budget where the time period for placing the units under construction (two FFYS after FFY of approval) has expired and the units are not yet under construction. Note: When such units subsequently reach construction, they will become protected units. If a change in status occurs after the initial subsidy calculation has been approved, an HA may recalculate its subsidy eligibility as part of its year-end adjustments.

#### Part D. Units Estimated to be Available for Occupancy During RBY

Data which is entered on *line 29* or *line 30* must only reflect actions that have been approved by HUD, including approvals made after the Report Date but prior to the submission of this form. If there are pending applications for HUD approval of actions that would increase or decrease the number of units available for occupancy at the time of submission, that data will be excluded.

#### Part E. Units Estimated to be Occupied During RBY

**Line 33.** Use this line to show the number of units on line 29. (if any) that will be occupied during the RBY.

**Line 34.** Use this line to show the number of units on line 21. (if any) that will be occupied during the RBY.

**Line 35.** Use this line to show the number of vacant units on lines 26a and 26b. (if any) that will be reoccupied during the RBY.

**Line 36.** Use this line to show the number of occupied units on lines 26a, 26b, and 27. (if any) that will be vacated during the RBY.

**Line 37.** Use this line to show the number of units on line 30. (if any) that will be vacated during the RBY.

#### Part G. Vacancy Percentage for RBY Adjusted for Modernization

Note that this section deals with units that meet the definition of being vacant units undergoing modernization. The units must be under construction and on-schedule or funded for construction with the time period (two-year maximum after award) for fund obligation not expiring.

#### Part I. Adjustment for Long Term Vacancies

Note that if this section is used, the HA will be recalculating its Unit Months Available (UMAs) to exclude long-term vacancies and must use the recalculated result in its determination of PFS eligibility. If the UMAs for occupancy have been adjusted for long term vacancies, the unit months associated with those vacancies, line 61, shall be multiplied by 20% of the AEL (line 7 of the HUD-52723 prepared for RBY) and the result displayed on line 28e of the HUD-52723.

**DEPARTMENT OF THE INTERIOR**

**Bureau of Land Management**

[ES-930-08-1430-00 Michigan]

**Disclaimer of Interest; Michigan Correction**

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Correction to the July 30, 1998, Notice of Disclaimer of Interest as published in the **Federal Register** (63 FR 40729).

**SUMMARY:** The purpose of this notice is to correct the list of lands described in the July 30, 1998, Notice of Disclaimer of Interest as published in the **Federal Register** (63 FR 40729) for certain

islands under the Michigan Public Lands Improvement Act of October 28, 1998.

The following parcels were inadvertently included in the **Federal Register** Notice of July 30, 1998, and are hereby deleted.

**UNSURVEYED ISLANDS SUBJECT TO WHEELER**

[All are Michigan Meridian]

County	CCN	TNP	RNG	SEC	Acres	Location
Alpena	001	31N	6E	3	0.80	Island in Thunder Bay River.
	002	31N	6E	3	1.50	Island in Thunder Bay River.
	003	31N	6E	11	0.30	Island in Thunder Bay River.
	004	31N	6E	3	0.20	Island in Thunder Bay River.
	005	31N	6E	36	0.20	Island in Thunder Bay River.
	006	31N	8E	7	1.50	Island in Thunder Bay River.
	007	31N	8E	7	0.20	Island in Thunder Bay River.
	008	31N	8E	7	0.30	Island in Thunder Bay River.
	009	31N	8E	7	0.40	Island in Thunder Bay River.
	010	31N	8E	18	0.30	Island in Thunder Bay River.
Berrien	005	6S	18W	1	0.80	Island in St. Joseph River.
Branch	002	7S	5W	5	1.50	Island in Marble Lake.
Iron	022	41N	32W	5	0.10	Island in Stager Lake.
	055	42N	33W	15	0.60	Island in Buck Lake.
Marquette	022	46N	28W	15	0.20	Island in Island Lake.
Roscommon	001	22N	1W	31	1.00	Island in West Twin Lake.
	003	21N	2W	12	0.20	Island in Clear Lake.

The following parcel is added to the list of all parcels described in the **Federal Register** Notice of July 30, 1998.

Washtenaw	016	2S	6E	21	0.20	Island in Huron River.
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Following is a complete and correct list as intended in the **Federal Register** Notice of July 30, 1998.

Barry	004	1N	10W	7	1.30	Island in Pine Lake.
	005	1N	10W	15	2.80	Island in Crooked Lake.
Calhoun	011	3S	6W	15	1.50	Island in Cedar Lake.
Cass	005	7S	13W	19	0.80	Island in Shavehead Lake.
	012	7S	15W	30	1.50	Island in Pine Lake.
Clare	002	20N	4W	26	0.50	Island in Long Lake.
Genesee	006	9N	5E	21	8.00	Island in Flint River.
Kent	015	8N	11W	7	3.20	Island in Little Pine Island Lake.
Keweenaw	023	58N	31W	1	0.50	Island in Lake Superior.
Marquette	018	50N	26W	21	0.60	Island in Lake Superior.
	019	50N	26W	21	0.30	Island in Lake Superior
	020	50N	26W	27	4.00	Garlic Island in Lake Superior.
	021	47N	27W	13	0.80	Island in Lake Miller.
	003	10N	5W	17	0.30	Island in Crystal Lake.
Montcalm	001	2N	9E	4	0.30	Island in Cass Lake.
Ogemaw	004	23N	1E	2	0.20	Island in Clear Lake.
	005	23N	1E	2	0.90	Island in Clear Lake.
	006	23N	1E	11	1.20	Island in Clear Lake.
	010	23N	4E	8	1.80	Island in George Lake.
Presque Isle	002	34N	4E	31	0.10	Island in Lake Nettie.
Washtenaw	004	33N	7E	25	0.10	Island in Long Lake.
	005	33N	7E	25	0.20	Island in Long Lake.
	014	2S	6E	21	1.30	Island in Huron River.
	015	2S	6E	21	0.10	Island in Huron River.
	016	2S	6E	21	0.20	Island in Huron River.

**SURVEYED ISLANDS SUBJECT TO WHEELER**

[All are Michigan Meridian]

County	Serial No.	TWP	RNG	SEC	Subdiv	AC	Location/name
Chippewa	041337	47N	1E	11	Tr. 41	1.05	Black Point Sugar Island.
Chippewa	041338	46N	2E	14	Tr. 38	0.60	Rock Island.
					Tr. 37	1.68	Advance Island.
Chippewa	041339	42N	4E	16	Lot 2	1.24	Sweets Island.
Chippewa	041340	41N	5E	14	Tr. 39	0.28	Huron Bay.
					Tr. 38	1.27	Huron Bay.

SURVEYED ISLANDS SUBJECT TO WHEELER—Continued

[All are Michigan Meridian]

County	Serial No.	TWP	RNG	SEC	Subdiv	AC	Location/name
Chippewa .....	035667	43N	6E	30	Tr. 39 .....	0.06	Potaganissing Bay.
	.....			31	Tr. 37 & 38.	0.47	Potaganissing Bay.
	.....			31	Tr. 40 & 41.	0.36	Potaganissing Bay.
Grand Traverse .....	041343	26N	10W	1	Tr. 37 .....	0.10	Rennie Lake.
	.....	26N	10W	9	Tr. 39 .....	0.70	Island in Arbutus Lake.
Mackinac .....	041349	41N	1E	3	Tr. 37 .....	1.10	Little Island.
Mackinac .....	041350	42N	1W	28	Tr. 39 .....	0.19	Lake Huron.
	.....			.....	Tr. 40 .....	0.02	Lake Huron.
Mackinac .....	035172	42N	1W	28	Tr. 37 .....	0.45	Lake Huron.
Mackinac .....	036455	42N	1W	29	Tr. 41 .....	0.45	Burnam Island.
Otsego .....	041360	30N	4W	32	Tr. 37 .....	1.02	Buhl Lake.
Otsego .....	041361	30N	4W	32	Tr. 38 .....	0.91	Buhl Lake.

**FOR FURTHER INFORMATION CONTACT:** Deputy State Director, Walter Rewinski, at (703) 440-1727, Eastern States, Division of Resources Planning, Use and Protection, 7450 Boston Boulevard, Springfield, VA 22153.

Dated: August 28, 1998.

**Gwen W. Mason,**

*Associate State Director, Eastern States.*

[FR Doc. 98-24110 Filed 9-8-98; 8:45 am]

BILLING CODE 4310-CJ-M

**DEPARTMENT OF THE INTERIOR**

**Bureau of Land Management**

[OR-022-08-1010-00: GP-0307]

**Oregon: Use of Helicopters to Gather Wild Horses Meeting Notice**

**AGENCY:** Bureau of Land Management (BLM), DOI.

**ACTION:** Burns District Office: Public meeting to discuss the use of helicopters to gather wild horses in Oregon.

**SUMMARY:** In accordance with Pub. L. 92-195, this notice sets forth the public meeting date to discuss the use of helicopters in gathering wild horses and the proposed gathering schedule in Oregon for FY99.

**EFFECTIVE DATE:** October 5, 1998—2 p.m. to 3 p.m.

**ADDRESSES:** The meeting will take place at the BLM Burns District Office, HC 74-12533 Highway 20 West, Hines, Oregon.

**FOR FURTHER INFORMATION CONTACT:** James G. Kenna, Acting District Manager, Burns District, Bureau of Land Management, HC 74-12533 Hwy 20 West, Hines, Oregon 97738, Telephone (503) 573-4400.

**SUPPLEMENTARY INFORMATION:** Public comments will be accepted concerning the use of helicopters to gather wild horses in eastern Oregon in FY99. The

gathering schedule and approximate dates of gathering will be presented at the meeting. The total number of horses expected to be gathered will be approximately 550 depending on the availability of funds and the capability of the Bureau of Land Management to process and adopt out the horses gathered.

This meeting is open to the public. Persons interested in making an oral statement at this meeting are asked to notify the Acting District Manager, Burns District Office, HC 74-12533 Hwy 20 West, Hines, Oregon 97738 by September 25, 1998. Written statements must be received by October 2, 1998.

Summary minutes of the meeting will be available for public inspection and duplication within 30 days following the meeting.

Dated: September 1, 1998.

**Miles R. Brown,**

*Andrews Resource Area Manager.*

[FR Doc. 98-24174 Filed 9-8-98; 8:45 am]

BILLING CODE 4310-33-M

**DEPARTMENT OF THE INTERIOR**

**Bureau of Land Management**

[ES-930-08-1310-00-241A; MSES 48204]

**Proposed Reinstatement of Terminated Oil and Gas Lease; Mississippi**

Under the provisions of Public Law 97-451, a petition for reinstatement of oil and gas lease MSES 48204, Greene County, Mississippi, was timely filed and accompanied by all required rentals and royalties accruing from December 1, 1997, the date of termination.

Not valid lease has been issued affecting the lands. The lessee has agreed to new lease terms for rentals and royalties at rates of \$10 per acre and 16 2/3 percent. Payment of \$500 in administrative fees and a \$125 publication fee has been made.

The Bureau of Land Management is proposing to reinstate the lease effective December 1, 1997, subject to the original terms and conditions of the lease and the increased rental and royalty rates cited above. This is in accordance with section 31 (d) and (e) of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 188 (d) and (e)).

*For Further Information Contact:* Gina Goodwin at (703) 440-1534.

Dated: August 28, 1998.

**Gwen W. Mason,**

*Associate State Director.*

[FR Doc. 98-24108 Filed 9-8-98; 8:45 am]

BILLING CODE 4310-GJ-M

**DEPARTMENT OF THE INTERIOR**

**Bureau of Land Management**

[ES-930-08-1310-00-241A; MSES 48202]

**(Mississippi) Proposed Reinstatement of Terminated Oil and Gas Lease**

Under the provisions of Public Law 97-451, a petition for reinstatement of oil and gas lease MSES 48202, Greene County, Mississippi, was timely filed and accompanied by all required rentals and royalties accruing from December 1, 1997, the date of termination.

No valid lease has been issued affecting the lands. The lessee has agreed to new lease terms for rentals and royalties at rates of \$10 per acre and 16 2/3 percent. Payment of \$500 in administrative fees and a \$125 publication fee has been made.

The Bureau of Land Management is proposing to reinstate the lease effective December 1, 1997, subject to the original terms and conditions of the lease and the increased rental and royalty rates cited above. This is in accordance with section 31(d) and (e) of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 188(d) and (e)).