

submit the required annual report regarding reclamation activities. The section 114 request letter sent to American Reclamation Services, Franklinville, NJ was returned to EPA unopened. Subsequent attempts by EPA to contact American Reclamation at all locations by other means were unsuccessful. To date, this reclaimer has not submitted an annual report regarding reclamation activity for calendar year 1997. Therefore, American Reclamation is out of compliance with 40 CFR 82.166(h).

In accordance with 40 CFR 82.154(h), class I or class II substances that consist in whole or in part of used refrigerant and that are reclaimed after August 19, 1998, by these six reclaimers are prohibited from being sold or offered for sale for use as a refrigerant. However, refrigerant reclaimed as defined at 40 CFR 82.152 by these reclaimers during the period the reclaimers were certified may be sold and offered for sale.

**DATES:** American Reclamation had its certification as refrigerant reclaimer revoked, effective August 19, 1998.

**FOR FURTHER INFORMATION CONTACT:** Jake Johns, Program Implementation Branch, Stratospheric Protection Division, Office of Atmospheric Programs, Office of Air and Radiation (6205-J), 401 M Street, SW., Washington, DC 20460, 202-564-9870. The Stratospheric Ozone Information Hotline at 800-296-1996 can also be contacted for further information.

Dated: September 1, 1998.

**Paul M. Stolpman,**

*Director, Office Of Atmospheric Programs.*

[FR Doc. 98-24953 Filed 9-17-98; 8:45 am]

BILLING CODE 6560-50-P

## ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-5495-5]

### Environmental Impact Statements; Notice of Availability

*Responsible Agency:* Office of Federal Activities, General Information (202) 564-7167 OR (202) 564-7153.

Weekly receipt of Environmental Impact Statements

Filed September 07, 1998 Through September 11, 1998

Pursuant to 40 CFR 1506.9.

EIS No. 980356, Draft EIS, FHW, NY, Peace Bridge Plaza and Connecting Roadway System, Rehabilitation and Reconstruction, Funding and Approval of Permits, City of Buffalo, Erie County, NY, Due: November 27, 1998, Contact: H.J. Brown (518) 431-4135.

EIS No. 980357, Final EIS, FHW, MO, US 65 Corridor Construction, Carrollton to Marshall, Funding, COE Section 404 Permit and US Coast Guard Permit, Carroll, Lafayette and Saline Counties, MO, Due: October 19, 1998, Contact: Don Neumann (573) 636-7104.

EIS No. 980358, Draft EIS, USA, HI, Schofield Barracks Wastewater Treatment Plant (WWTP), Effluent Treatment and Disposal, NPDES Permit and COE Section 404 Permit, City of County of Honolulu, Oahu, HI, Contact: William Eng (703) 428-7078.

EIS No. 980359, Final EIS, BLM, UT, Dixie Land and Resource Management Plan, Implementation, Cedar City Ranger District, Washington County, UT, Due: October 19, 1998, Contact: Lauren Mermejo (435) 688-3216.

EIS No. 980360, Draft EIS, AFS, WA, Olympic Cross Cascade Pipeline Project, Construct and Operate a Common Carrier Petroleum Pipeline, Mt. Baker-Snoqualmie and Wenatchee National Forests, City of Pasco, Snohomish, King, Kittitas, Adams, Grant and Franklin Counties, WA, Due: December 17, 1998, Contact: Floyd Rogalski (509) 674-4411.

EIS No. 980361, Final EIS, COE, DE, Delaware Coast from Cape Henlopen to Fenwick Island Feasibility Study and Bethany Beach and South Bethany Interim Feasibility Study, Storm Damage Reduction and Construct a Protective Berm and Dune, Sussex County, DE, Due: October 19, 1998, Contact: Steve Allen (215) 656-6555.

EIS No. 980362, Draft EIS, AFS, CO, Uncompahgre National Forest Travel Plans Revision, Implementation, Grand Mesa, Uncompahgre and Gunnison National Forests, Garrison, Hinsdale Mesa, Montrose, Ouray and San Juan Counties, CO, Due: December 02, 1998, Contact: Jeff Burch (970) 874-6600.

EIS No. 980363, Final EIS, COE, GA, SC, Savannah Harbor Section 203 Expansion Project, Channel Deepening, Harbor Improvements, Georgia Ports Authority, Federal Navigation Project, Chatham County, GA and Jasper County, SC, Due: October 19, 1998, Contact: William Bailey (912) 652-5781.

EIS No. 980364, Final Supplement, COE, IL, Chicago Area Confined Disposal Facility, Updated Information on Construction and Operation, Maintenance Dredging from Chicago River/Harbor, Calumet River and Harbor, Cook County, IL, Due: October 19, 1998, Contact: Keith Ryder (312) 353-6400.

## Amended Notices

EIS No. 980341, Final EIS, FHW, FL, East-West Multimodal Corridor Transportation Improvements, Beginning at the Tamiami Campus of Florida International University (FIU) extending the length of FL 836, Port of Miami, Dade County, FL, Due: September 28, 1998, Contact: Robert M. Callan (904) 681-7223.

Published FR-09-11-98—Due Date Correction.

Dated: September 15, 1998.

**William D. Dickerson,**

*Director, NEPA Compliance Division, Office of Federal Activities.*

[FR Doc. 98-25090 Filed 9-17-98; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[OPP-30433B; FRL-6027-5]

### E. I. DuPont de Nemours and Co.; Approval of Pesticide Product Registrations

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** This notice announces Agency approval of applications submitted by E.I. DuPont de Nemours and Company to conditionally register the pesticide products Cymoxanil Technical Herbicide and Curzate 60DF containing a new active ingredient not included in any previously registered products pursuant to the provisions of section 3(c)(7)(C) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended.

**FOR FURTHER INFORMATION CONTACT:** By mail: Mary Waller, Product Manager (PM) 21, Registration Division (7505C), Office of Pesticide Programs, 401 M St., SW., Washington, DC 20460. Office location and telephone number: Rm. 247, CM #2, Environmental Protection Agency, 1921 Jefferson Davis Hwy, Arlington, VA 22202, 703-305-9354; e-mail: waller.mary@epamail.epa.gov.

#### SUPPLEMENTARY INFORMATION:

**Electronic Availability:** Electronic copies of this document and the Fact Sheet are available from the EPA home page at the **Federal Register** Environmental Sub-Set entry for this document under "Laws and Regulations" (<http://www.epa.gov/fedrgstr/>).

EPA issued a notice, published the **Federal Register** of March 26, 1997 (62 FR 14413)(FRL-5596-2), which announced that E.I. DuPont de Nemours and Co., Agricultural Products, Walker's

Mill, Barley Plaza, P.O. Box 80038, Wilmington, DE 19880-0038, had submitted an application to conditionally register the fungicide product Cymoxanil Technical (EPA File Symbol 352-LOR) containing the active ingredient Cymoxanil, 2-cyano-N-[(ethylamino)carbonyl]-2-(methoxyimino)acetamide at 96.8%, an active ingredient not included in any previously registered pesticide product.

EPA subsequently received an application from E.I. DuPont to register the pesticide product Curzate 60DF (EPA File Symbol 352-LOE), containing the active ingredient cymoxanil at 60 percent. However, since the notice of receipt of this application to register the product as required by section 3(c)(4) of FIFRA, as amended did not publish in the **Federal Register**, interested parties may submit comments within 30 days from the date of publication of this notice for this product only. Comments and data may also be submitted electronically to: opp-docket@epamail.epa.gov.

The applications were approved on May 6, 1998, for the products listed below:

1. Cymoxanil Technical for formulation into end-use products for potatoes (EPA Registration Number 352-591).

2. Curzate 60DF, as seed treatment to suppress infection of emerging plant tissue by seed borne *Phytophthora infestans* (EPA File Registration Number 352-592).

A conditional registration may be granted under section 3(c)(7)(C) of FIFRA for a new active ingredient where certain data are lacking, on condition that such data are received by the end of the conditional registration period and do not meet or exceed the risk criteria set forth in 40 CFR 154.7; that use of the pesticide during the conditional registration period will not cause unreasonable adverse effects; and that use of the pesticide is in the public interest. The Agency has considered the available data on the risks associated with the proposed use of cymoxanil, and information on social, economic, and environmental benefits to be derived from such use. Specifically, the Agency has considered the nature and its pattern of use, application methods and rates, and level and extent of potential exposure. Based on these reviews, the Agency was able to make basic health and safety determinations which show that use of cymoxanil during the period of conditional registration will not cause any unreasonable adverse effect on the

environment, and that use of the pesticide is, in the public interest.

Consistent with section 3(c)(7)(C), the Agency has determined that these conditional registrations are in the public interest. Use of the pesticides are of significance to the user community, and appropriate labeling, use directions, and other measures have been taken to ensure that use of the pesticides will not result in unreasonable adverse effects to man and the environment.

More detailed information on these conditional registrations is contained in an EPA Pesticide Fact Sheet on cymoxanil.

A paper copy of this fact sheet, which provides a summary description of the chemical, use patterns and formulations, science findings, and the Agency's regulatory position and rationale, may be obtained from the National Technical Information Service (NTIS), 5285 Port Royal Road, Springfield, VA 22161.

In accordance with section 3(c)(2) of FIFRA, a copy of the approved label, the list of data references, the data and other scientific information used to support registration, except for material specifically protected by section 10 of FIFRA, are available for public inspection in the Public Information and Records Integrity Branch, Information Resources and Services Division (7502C), Office of Pesticide Programs, Environmental Protection Agency, Rm. 119, CM #2, Arlington, VA 22202 (703-305-5805). Requests for data must be made in accordance with the provisions of the Freedom of Information Act and must be addressed to the Freedom of Information Office (A-101), 401 M St., SW., Washington, DC 20460. Such requests should: (1) Identify the product name and registration number and (2) specify the data or information desired.

**Authority:** 7 U.S.C. 136.

#### List of Subjects

Environmental protection, Pesticides and pests, Product registration.

Dated: September 3, 1998.

**James Jones,**

*Director, Registration Division, Office of Pesticide Programs.*

[FR Doc. 98-24951 Filed 9-17-98; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-6162-5]

### Proposed Agreement and Covenant Not To Sue Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA),—Murray Smelter Site, Murray, UT

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice and request for public comment.

**SUMMARY:** Notice is hereby given of a proposed settlement pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) concerning the Murray Smelter Site, Murray, Utah (the "Site"). Under the Agreement and Covenant Not To Sue (Agreement), Chimney Ridge L.C. and IHC Health Services, Inc. will pay \$48,000 to the United States, participate in limited remedial activities at the Site and assist in the implementation of institutional controls at the Site.

**DATES:** Comments must be submitted on or before October 19, 1998.

**ADDRESSES:** The Agreement is available for public inspection at the EPA Superfund Records Center, 999 18th Street, 5th Floor, North Tower, Denver, Colorado. Comments should be addressed to Matthew Cohn, Legal Enforcement Program, (8ENF-L), U.S. Environmental Protection Agency, 999 18th Street, Suite 500, Denver, Colorado, 80202-2405, and should reference the Murray Smelter Site Agreement and Covenant Not To Sue, EPA Docket No. CERCLA-VIII-98-17.

**FOR FURTHER INFORMATION CONTACT:** Matthew Cohn, Legal Enforcement Program, at 303/312-6853.

For a period of thirty (30) days from the date of this publication, the public may submit comments to EPA relating to the Agreement. Copies of the Agreement may be obtained from the Superfund Records Center at the address listed above.

Dated: August 31, 1998.

**Carol Rushin,**

*Assistant Regional Administrator, Office of Enforcement, Compliance and Environmental Justice, Region VIII.*

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