

public after approval of the full Commission. A transcript will be available after November 30, 1997. For a copy of the minutes, contact the Superintendent, Manzanar National Historic Site, P.O. Box 426, Independence, California 93526.

Dated: September 25, 1997.

Ross R. Hopkins,

Superintendent, Manzanar National Historic Site.

[FR Doc. 97-27409 Filed 10-15-97; 8:45 am]

BILLING CODE 4310-70-P

DEPARTMENT OF THE INTERIOR

National Park Service

Mississippi River Coordinating Commission Meeting

AGENCY: National Park Service, Interior.

ACTION: Notice of Meeting.

SUMMARY: This notice announces an upcoming meeting of the Mississippi River Coordinating Commission. Notice of this meeting is required under the Federal Advisory Committee Act (Pub. L. 92-463).

MEETING DATE, TIME, AND ADDRESS:

Wednesday, November 5, 1997; 6:30 p.m. to 9:00 p.m.; Council Chambers, Metropolitan Council, 230 East Fifth Street, St. Paul, Minnesota.

An agenda for the meeting will be available by October 17, 1997. Contact the Superintendent of the Mississippi National River and Recreation Area (MNRRA) at the address listed below. Public statements about matters related to the MNRRA will be accepted at this time.

FOR FURTHER INFORMATION CONTACT:

Superintendent JoAnn Kyril, Mississippi National River and Recreation Area, 175 East Fifth Street, Suite 418, St. Paul, Minnesota 55101 (612-290-4160).

SUPPLEMENTARY INFORMATION: The Mississippi River Coordinating Commission was established by Public Law 100-696, dated November 18, 1988.

Dated: October 2, 1997.

Alan M. Hutchings,

Acting Regional Director, Midwest Region.

[FR Doc. 97-27410 Filed 10-15-97; 8:45 am]

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DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

Request for Determination of Valid Existing Rights Within the Monongahela National Forest

AGENCY: Office of Surface Mining Reclamation and Enforcement, Interior.

ACTION: Notice of request for determination of valid existing rights and invitation for interested persons to participate.

SUMMARY: The Office of Surface Mining Reclamation and Enforcement (OSM) has been ordered by the United States District Court for the Northern District of West Virginia to determine whether Walter D. Helmick has valid existing rights (VER) to surface mine coal on Federal lands within the Monongahela National Forest in Pocahontas County, West Virginia. Mr. Helmick is successor in interest to Ernest J. Van Gilder, who previously submitted a VER request in connection with the same property. By this notice, OSM is inviting interested persons to participate in the proceeding and to submit relevant factual material on the matter. OSM intends to develop a complete administrative record and will render a final agency decision on whether Mr. Helmick has VER.

DATES: OSM will accept written materials on this request for a VER determination until 5 p.m. local time on October 31, 1997.

ADDRESSES: Hand deliver or mail written materials to: Peter R. Michael, Office of Surface Mining Reclamation and Enforcement, Appalachian Regional Coordinating Center, room 218, Three Parkway Center, Pittsburgh, PA 15200.

Documents contained in the Administrative Record are available for public review at the locations listed below during normal business hours, Monday through Friday, excluding holidays.

Office of Surface Mining Reclamation and Enforcement Appalachian Regional Coordinating Center, Room 218, Three Parkway Center, Pittsburgh, PA 15200, Telephone: (412) 937-2867.

Office of Surface Mining Reclamation and Enforcement Charleston Field Office, 1027 Virginia Street E, Charleston, WV 25301, Telephone: (304) 347-7158.

FOR FURTHER INFORMATION CONTACT:

Peter R. Michael, Office of Surface Mining Reclamation and Enforcement, Appalachian Regional Coordinating Center, Room 218, Three Parkway

Center, Pittsburgh, PA 15200, Telephone: (412) 937-2867.

SUPPLEMENTARY INFORMATION: Section 522(e) of the Surface Mining Control and Reclamation Act of 1977 prohibits surface coal mining operations on certain lands unless a person has VER to conduct such operations or unless the operation was in existence on August 3, 1977. Section 522(e)(2) applies the prohibition to Federal lands within the boundaries of any national forest unless the Secretary of the Interior finds that there are no significant recreational, timber, economic, or other values that may be incompatible with surface coal mining operations and the surface operations and impacts are incident to an underground coal mine.

Under section 523 of the Act and 30 CFR 740.11, the approved State program (including the State definition of VER) applies to all Federal lands within States with approved regulatory programs. However, under 30 CFR 745.13, the Secretary has exclusive authority to determine VER for surface coal mining and reclamation operations on Federal lands within the boundaries of the areas specified in paragraphs (e)(1) and (e)(2) of section 522 of the Act. OSM reaffirmed these basic principles in the preamble to the suspension notice concerning VER published on November 20, 1986 (51 FR 41954).

The term VER is defined in Subsection 2.130 of the West Virginia Surface Mining Reclamation Regulations. Subsection 2.130 provides that VER exists, except for haul roads, in each case in which a person demonstrates that the limitation provided for in Section 22-3-22(d) of the West Virginia Surface Coal Mining and Reclamation Act would result in the unconstitutional taking of that person's rights.

In 1994, Walter D. Helmick re-acquired from Ernest J. Van Gilder certain mineral rights beneath Federal lands within the Monongahela National Forest in the Little Levels District of Pocahontas County, West Virginia. Mr. Van Gilder had purchased the mineral rights from Mr. Helmick in 1990 and later requested a VER determination from OSM for his planned surface mining operation on the property in question. Mr. Helmick's current VER request incorporates as part of the administrative record all supporting documents and public comments received by OSM in response to the request of Mr. Van Gilder and previous interested parties.

Mr. Helmick alleges that he owns mineral rights on two adjacent tracts of

land, the surface of which is owned by the United States of America and managed by the United States Forest Service. Tract 574 contains 1,045.3 acres and is situated seven miles west of Hillsboro, West Virginia on the waters of Hills Creek and the waters of Robins Run, a tributary of Spring Creek. The second tract, known as the Killingsworth Tract, contains 179 acres and is situated on the headwaters of Spruce Run, a tributary of the Greenbrier River. Both properties are located on Briery Knob. They each were mined during the 1940's by surface mining methods. A face-up area for an underground coal mine under permit by the West Virginia Department of Energy is located on Tract 574.

In order to establish that the requester has VER for surface coal mining on the properties in question, OSM must first determine that the requester has demonstrated all necessary rights to surface mine the coal. On November 17, 1989, the U.S. Department of Agriculture (USDA) Forest Service advised OSM of the USDA Office of General Counsel's opinion that "* * * the owners did not reserve the right to remove the coal by surface mining when these lands were acquired by the United States." This opinion was reaffirmed on February 6, 1991, subsequent to Mr. Van Gilder's acquisition of the coal and his VER determination request. On April 23, 1991, OSM informed Mr. Van Gilder that the agency could not consider his request to be administratively complete in light of "* * * the unresolved difference of opinion concerning the nature of the property rights you possess."

In December, 1995, Mr. Helmick filed an action in the United States District Court for the Northern District of West Virginia, claiming that his mineral interests had been taken without just compensation when the Forest Service determined that Mr. Van Gilder's interest in the tract did not include the right to conduct surface mining. *Helmick v. United States*, No. 95-0115 (N.D. W.Va.) After the Government filed a motion to dismiss for failure to state a claim on February 15, 1996, Mr. Helmick amended his complaint by adding the Department of the Interior as a party, by eliminating his claim of a taking under the Tucker Act, and by substituting three new counts seeking to review "agency action" under the APA. On September 8, 1997, the court in *Helmick* ordered the Secretary of the Interior to render a final VER determination by December 6, 1997.

In order to comply with the Court's order, and because of the time that has passed since OSM's last administrative

action in this matter, OSM believes it is appropriate to reopen the administrative record to allow all interested persons to provide any additional factual information as to whether the requester has the property right to mine by the proposed method, and as to whether the requester has VER under the applicable standards. If OSM determines that Walter D. Helmick has VER, he may apply to the West Virginia Department of Energy for a permit authorizing the surface and auger mining of coal on the two tracts in question. If it is determined that Mr. Helmick does not have VER, no surface or auger mining will be permitted.

Dated: October 9, 1997.

Allen D. Klein,

Regional Director, Appalachian Regional Coordinating Center.

[FR Doc. 97-27349 Filed 10-15-97; 8:45 am]

BILLING CODE 4310-05-M

INTERNATIONAL TRADE COMMISSION

[Investigation No. 731-TA-758 (Final)]

Collated Roofing Nails From Korea

AGENCY: United States International Trade Commission, Commerce.

ACTION: Termination of investigation.

SUMMARY: On October 1, 1997, the Department of Commerce published notice in the **Federal Register** of a negative final determination of sales at less than fair value in connection with the subject investigation (62 FR 51420). Accordingly, pursuant to section 207.40(a) of the Commission's Rules of Practice and Procedure (19 CFR 207.40(a)), the antidumping investigation concerning collated roofing nails from Korea (investigation No. 731-TA-758 (Final)) is terminated.

EFFECTIVE DATE: October 1, 1997.

FOR FURTHER INFORMATION CONTACT: Fred Ruggles (202-205-3187), Office of Investigations, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436. Hearing-impaired individuals are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202-205-2000. General information concerning the Commission may also be obtained by accessing its internet server (<http://www.usitc.gov> or <ftp://ftp.usitc.gov>).

AUTHORITY: This investigation is being terminated under authority of title VII of the Tariff Act of 1930; this notice is published pursuant to section 201.10 of the Commission's rules (19 CFR § 201.10).

By order of the Commission.

Issued: October 9, 1997.

Donna R. Koehnke,
Secretary.

[FR Doc. 97-27490 Filed 10-15-97; 8:45 am]

BILLING CODE 7020-02-P

INTERNATIONAL TRADE COMMISSION

[Investigation No. 332-385]

General Agreement on Trade in Services: Examination of the Schedules of Commitments Submitted by Trading Partners of Eastern Europe, the European Free Trade Area, and Turkey

AGENCY: United States International Trade Commission.

ACTION: Institution of investigation and scheduling of public hearing.

EFFECTIVE DATE: October 6, 1997.

SUMMARY: Following receipt on September 19, 1997, of a request from the Office of the United States Trade Representative (USTR), the Commission instituted investigation No. 332-385, General Agreement on Trade in Services: Examination of the Schedules of Commitments Submitted by Trading Partners of Eastern Europe, the European Free Trade Area, and Turkey, under section 332(g) of the Tariff Act of 1930 (19 U.S.C. 1332(g)).

FOR FURTHER INFORMATION: Information on service industries may be obtained from Mr. Richard Brown, Office of Industries (202-205-3438) and Mr. Scott Ki, Office of Industries (202-205-2160); economic aspects, from Mr. William Donnelly, Office of Economics (202-205-3223); and legal aspects, from Mr. William Gearhart, Office of the General Counsel (202-205-3091). The media should contact Ms. Margaret O'Laughlin, Office of External Relations (202-205-1819). Hearing impaired individuals are advised that information on this matter can be obtained by contacting the TDD terminal on (202-205-1810).

BACKGROUND: As requested by the USTR in a letter dated September 19, 1997, the Commission, pursuant to section 332(g) of the Tariff Act of 1930, has instituted an investigation and will prepare a report that (1) examines the content of schedules of commitments under the General Agreement on Trade in Services (GATS) for the countries specified