

(ii) *All other orchard owners.* Owners of commercial stone fruit orchards who meet the eligibility requirements of paragraph (a)(1)(ii) of this section will be compensated according to the following table on a per-acre basis at a rate based on the age of the trees

destroyed. If the trees were not destroyed by the date specified on the emergency action notification, the compensation payment will be reduced by 10 percent and by any tree removal costs incurred by the State or the U.S. Department of Agriculture (USDA). The

maximum USDA compensation rate is 85 percent of the loss in value, adjusted for any State-provided compensation to ensure total compensation from all sources does not exceed 100 percent of the loss in value.

| Age of trees (years) | Maximum compensation rate (\$/acre, equal to 85% of loss in value) based on 3-year fallow period | Maximum additional compensation (\$/acre, equal to 85% of loss in value) for 4th fallow year | Maximum additional compensation (\$/acre, equal to 85% of loss in value) for 5th fallow year |
|----------------------|--|--|--|
| Less than 1 | \$2,403 | \$828 | \$736 |
| 1 | 4,805 | 828 | 736 |
| 2 | 7,394 | 828 | 736 |
| 3 | 9,429 | 828 | 736 |
| 4 | 12,268 | 828 | 736 |
| 5 | 14,505 | 828 | 736 |
| 6 | 14,918 | 828 | 736 |
| 7 | 15,000 | 828 | 736 |
| 8 | 14,709 | 828 | 736 |
| 9 | 14,383 | 828 | 736 |
| 10 | 14,015 | 828 | 736 |
| 11 | 13,601 | 828 | 736 |
| 12 | 13,136 | 828 | 736 |
| 13 | 12,613 | 828 | 736 |
| 14 | 12,024 | 828 | 736 |
| 15 | 11,361 | 828 | 736 |
| 16 | 10,616 | 828 | 736 |
| 17 | 9,854 | 828 | 736 |
| 18 | 9,073 | 828 | 736 |
| 19 | 8,272 | 828 | 736 |
| 20 | 7,446 | 828 | 736 |
| 21 | 6,594 | 828 | 736 |
| 22 | 5,789 | 828 | 736 |
| 23 | 5,035 | 828 | 736 |
| 24 | 4,341 | 828 | 736 |
| 25 | 3,713 | 828 | 736 |

* * * * *

(c) * * *
 (1) *Claims by owners of stone fruit orchards who are direct marketers.* The completed application must be accompanied by:

(i) A copy of the emergency action notification ordering the destruction of the trees and its accompanying inventory that describes the acreage and ages of trees removed;

(ii) Documentation verifying that the destruction of trees has been completed and the date of that destruction; and

(iii) Records documenting that the grower meets the eligibility requirements of paragraph (a)(1)(i) of this section.

(2) *Claims by owners of commercial stone fruit orchards who are not direct marketers.* The completed application must be accompanied by a copy of the emergency action notification ordering the destruction of the trees, its

accompanying inventory that describes the acreage and ages of trees removed, and documentation verifying that the destruction of trees has been completed and the date of that destruction.

(3) *Claims by owners of fruit tree nurseries.* The completed application must be accompanied by a copy of the order prohibiting the sale or movement of the nursery stock, its accompanying inventory that describes the total number of trees and the age and variety, and documentation describing the final disposition of the nursery stock.

(d) *Replanting.* Trees of susceptible *Prunus* species (*i.e.*, *Prunus* species identified as regulated articles) may not be replanted on premises within a contiguous quarantined area until 3 years from the date the last trees within that area were destroyed because of plum pox pursuant to an emergency action notification issued by APHIS.

* * * * *

Done in Washington, DC, this 10th day of October 2003.

Bill Hawks,
Under Secretary for Marketing and Regulatory Programs.

[FR Doc. 03-26174 Filed 10-15-03; 8:45 am]

BILLING CODE 3410-34-P

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

7 CFR Parts 1000, 1001, 1005, 1006, 1007, 1030, 1032, 1033, 1124, 1126, 1131, and 1135

[Docket No. AO-14-A72, *et al.*; DA-03-08]

Milk in the Northeast and Other Marketing Areas; Notice of Hearing on Proposed Amendments to Tentative Marketing Agreements and Orders; Correction

| 7 CFR Part | Marketing Area | AO Nos. |
|------------|----------------|-----------|
| 1001 | Northeast | AO-14-A72 |

| 7 CFR Part | Marketing Area | AO Nos. |
|------------|-------------------------|------------|
| 1005 | Appalachian | AO-388-A13 |
| 1006 | Florida | AO-356-A36 |
| 1007 | Southeast | AO-366-A42 |
| 1030 | Upper Midwest | AO-361-A37 |
| 1032 | Central | AO-313-A46 |
| 1033 | Midwest | AO-166-A70 |
| 1124 | Pacific Northwest | AO-368-A33 |
| 1126 | Southwest | AO-231-A66 |
| 1131 | Arizona-Las Vegas | AO-271-A38 |
| 1135 | Western | AO-380-A20 |

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Proposed rule; correction.

SUMMARY: The Agricultural Marketing Service is correcting the proposed rule that appeared in the **Federal Register** on September 8, 2003 (68 FR 52860), which gave notice of a public hearing to be held to consider proposals to amend the Northeast and other Federal milk marketing orders. The document was published with errors in the regulatory text of proposed amendments to § 1000.40 that would reclassify milk used to produce evaporated or sweetened condensed milk in a consumer-type package from Class III to Class IV. This docket corrects these errors.

FOR FURTHER INFORMATION CONTACT: Antoinette M. Carter, Marketing Specialist, Order Formulation and Enforcement, USDA/AMS/Dairy Programs, Room 2971—Stop 0231, 1400 Independence Avenue, SW., Washington, DC 20250-0231, (202) 690-3465, e-mail address: Antoinette.Carter@usda.gov.

SUPPLEMENTARY INFORMATION: A notice of hearing was published in the **Federal Register** on September 8, 2003 (68 FR 52860), containing four proposals to be considered at a public hearing scheduled to begin on October 21, 2003. As published, the regulatory text included in proposals one and two of the notice of hearing does not reflect amendments that became effective April 1, 2003, in all 11 Federal milk marketing orders revising the Class III and Class IV pricing formulas. Accordingly, the errors contained in proposals one and two of the notice of hearing are misleading and need clarification.

1. On page 52862 under “Proposal No. 1”, first column, § 1000.40, paragraph (d)(1)(i) is corrected to read as follows:

§ 1000.40 Classes of utilization.

- * * * * *
- (d) * * *
- (1) * * *
- (i) Butter;
- * * * * *

2. On page 52862 under “Proposal No. 2”, first column, § 1000.40, paragraph (d)(1)(i) is corrected to read as follows:

§ 1000.40 Classes of utilization.

- * * * * *
- (d) * * *
- (1) * * *
- (i) Butter;
- * * * * *

Authority: 7 U.S.C. 601-674.

Dated: October 9, 2003.

A.J. Yates,

Administrator, Agricultural Marketing Service.

[FR Doc. 03-26178 Filed 10-15-03; 8:45 am]

BILLING CODE 3410-02-P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 2003-NE-44-AD]

RIN 2120-AA64

Airworthiness Directives; Hartzell Propeller Inc. Models HC-B5MP-3C/M10876K Propellers

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking (NPRM).

SUMMARY: The FAA proposes to supersede an existing airworthiness directive (AD) for Hartzell Propeller Inc. Model HC-B5MP-3C/M10876K propellers, installed on Short Brothers Model SD3-60 airplanes. That AD currently requires initial and repetitive removal, disassembly, inspection, and rework if necessary of Hartzell Propeller Inc. Model HC-B5MP-3C/M10876K propellers until blades are replaced with new design blades, no later than March 31, 1988. This proposed AD would require installation of new design blades before further flight, on Hartzell Propeller Inc. Models HC-B5MP-3C/M10876K propellers. This proposed AD is prompted by a review of all currently

effective ADs. That review determined that AD 87-16-02 was not published in the **Federal Register** to make it effective to all operators, as opposed to just the operators who received actual notice of the original AD. We are proposing this AD to prevent propeller blade separation near the hub, which could result in engine separation from the airplane.

DATES: We must receive any comments on this proposed AD by December 15, 2003.

ADDRESSES: Use one of the following addresses to submit comments on this proposed AD:

- By mail: Federal Aviation Administration (FAA), New England Region, Office of the Regional Counsel, Attention: Rules Docket No. 2003-NE-44-AD, 12 New England Executive Park, Burlington, MA 01803-5299.
- By fax: (781) 238-7055.
- By e-mail: 9-ane-adcomment@faa.gov.

You may examine the AD docket, by appointment, at the FAA, New England Region, Office of the Regional Counsel, 12 New England Executive Park, Burlington, MA.

FOR FURTHER INFORMATION CONTACT: Melissa Bradley, Aerospace Engineer, Chicago Aircraft Certification Office, FAA, Small Airplane Directorate, 2300 East Devon Avenue, Des Plaines, IL 60018; telephone: (847) 294-8110; fax: (847) 294-7834.

SUPPLEMENTARY INFORMATION:

Comments Invited

We invite you to submit any written relevant data, views, or arguments regarding this proposal. Send your comments to an address listed under **ADDRESSES**. Include “AD Docket No. 2003-NE-44-AD” in the subject line of your comments. If you want us to acknowledge receipt of your mailed comments, send us a self-addressed, stamped postcard with the docket number written on it; we will date-stamp your postcard and mail it back to you. We specifically invite comments on the overall regulatory, economic,