

APPENDIX

Case No.	Firm	ERA order numbers	Principal amount
LEF-0047	Western Asphalt Service, Inc.	940X00182Z	\$390,059.12
LEF-0120	Gray Trucking Company	6A0X00305Z	4,738.86
LEF-0123	William Valentine & Sons, Inc.	N00X00683Z	126,402.66
VEF-0005	Dorchester Master Limited Partnership	6A0X00278W	11,193,729.72
VEF-0006	Howell Corporation	650X00367W	15,288,097.66
VEF-0008	Placid Oil Company	6D0C00048W	1,272,963.81
VEF-0009	Eton Trading Corporation	6C0X00301W	1,049,073.67
VEF-0010	Rodgers Hydrocarbon Corporation	6A0X00328W	51,190.00
Total		29,376,255.50

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-5261-5]

Ambient Air Monitoring Reference and Equivalent Methods; Reference Method Designation

Notice is hereby given that EPA, in accordance with 40 CFR part 53, has designated another reference method for the measurement of ambient concentrations of nitrogen dioxide. The new reference method is an automated method (analyzer) which utilizes the measurement principle (gas phase chemiluminescence) and calibration procedure specified in appendix F of 40 CFR part 50. The new designated method is identified as follows:

RFNA-0795-104, "Environment S. A. Model AC 31 M Chemiluminescent Nitrogen Oxide Analyzer," operated with a full scale range of 0-500 ppb, at any temperature in the range of 15°C to 35°C, with 5-micron PTFE sample particulate filter, with the following software settings: Automatic response time ON, Minimum response time set to 60 seconds (RT÷2), and with or without any of the following options:
Internal Permeation Oven
Connection for Silica Gel Dryer
RS232-422 interface
EV34 valve
Internal Printer

Note: In addition to the standard U.S. electrical power voltage and frequency (115 Vac, 60 Hz), this analyzer is approved for use, with proper factory configuration, on 50 Hertz line frequency and any of the following voltage ranges: 98-126 Vac (115 nominal) and 195-246 Vac (230 volts nominal).

This method is available from Environmental S.A., 111, Bd Robespierre, 78300 Poissy, France or from Environment U.S.A., 570 Higuera Street, Suite 25, San Luis Obispo,

California 93401. A notice of receipt of application for this method appeared in the **Federal Register**, Volume 60, January 31, 1995, page 5919.

A test analyzer representative of this method has been tested by the applicant, in accordance with the test procedures specified in 40 CFR part 53. After reviewing the results of these tests and other information submitted by the applicant, EPA has determined, in accordance with part 53, that this method should be designated as a reference method. The information submitted by the applicant will be kept on file at EPA's National Exposure Research Laboratory, Research Triangle Park, North Carolina 27711, and will be available for inspection to the extent consistent with 40 CFR part 2 (EPA's regulations implementing the Freedom of Information Act).

As a designated reference method, this method is acceptable for use by States and other air monitoring agencies under requirements of 40 CFR part 58, Ambient Air Quality Surveillance. For such purposes, the method must be used in strict accordance with the operation or instruction manual associated with the method and subject to any limitations (e.g., operating range) specified in the applicable designation (see description of the method above). Vendor modifications of a designated method used for purposes of part 58 are permitted only with prior approval of EPA, as provided in part 53. Provisions concerning modification of such methods by users are specified under section 2.8 of appendix C to 40 part 58 (Modifications of Methods by Users).

In general, this designation applies to any analyzer which is identical to the analyzer described in the designation. In many cases, similar analyzers manufactured prior to the designation may be upgraded (e.g., by minor modification or by substitution of a new operation or instruction manual) so as to be identical to the designated method and thus achieve designation status at a modest cost. The manufacturer should

be consulted to determine the feasibility of such upgrading.

Part 53 requires that sellers of designated methods comply with certain conditions. These conditions are given in 40 CFR 53.9 and are summarized below:

(1) A copy of the approved operation or instruction manual must accompany the analyzer when it is delivered to the ultimate purchaser.

(2) The analyzer must not generate any unreasonable hazard to operators or to the environment.

(3) The analyzer must function within the limits of the performance specifications given in table B-1 of part 53 for at least one year after delivery when maintained and operated in accordance with the operation manual.

(4) Any analyzer offered for sale as a reference or equivalent method must bear a label or sticker indicating that it has been designated as a reference or equivalent method in accordance with part 53.

(5) If such an analyzer has two or more selectable ranges, the label or sticker must be placed in close proximity to the range selector and indicate which range or ranges have been included in the reference or equivalent method designation.

(6) An applicant who offers analyzers for sale as reference or equivalent methods is required to maintain a list of ultimate purchasers of such analyzers and to notify them within 30 days if a reference or equivalent method designation applicable to the analyzers has been canceled or if adjustment of the analyzers is necessary under 40 CFR 53.11(b) to avoid a cancellation.

(7) An applicant who modifies an analyzer previously designated as a reference or equivalent method is not permitted to sell the analyzer (as modified) as a reference or equivalent method (although he may choose to sell it without such representation), nor to attach a label or sticker to the analyzer (as modified) under the provisions described above, until he has received