(e) FSA may waive the accrual of interest if it determines that the cause of the erroneous payment was not due to any action of the person or entity, or was beyond the control of the person or entity committing the violation. Any waiver is at the discretion of FSA alone.

§ 760.1314 Miscellaneous provisions.

(a) *Offset.* FSA may offset or withhold any amount due to FSA from any benefit provided under this subpart in accordance with the provisions of 7 CFR part 1403.

(b) *Claims.* Claims or debts will be settled in accordance with the provisions of 7 CFR part 1403.

(c) *Other interests.* Payments or any portion thereof due under this subpart will be made without regard to questions of title under State law and without regard to any claim or lien against the milk production, or proceeds thereof, in favor of the owner or any other creditor except agencies and instrumentalities of the U.S. Government.

(d) *Assignments.* Any dairy producer entitled to any payment under this part may assign any payments in accordance with the provisions of 7 CFR part 1404.

(e) *Violations of highly erodible land and wetland conservation provisions.* The provisions of part 12 of this title apply to this subpart. That part sets out certain conservation requirements as a general condition for farm benefits.

(f) *Violations regarding controlled substances.* The provisions of § 718.6 of this title, which generally limit program payment eligibility for persons who have engaged in certain offenses with respect to controlled substances, will apply to this subpart.

Signed in Washington, DC, on December 16, 2009.

Jonathan W. Coppess,

Administrator, Farm Service Agency.

[FR Doc. E9–30264 Filed 12–17–09; 11:15 am]

BILLING CODE 3410–05–P

DEPARTMENT OF THE TREASURY

Office of Thrift Supervision

12 CFR Part 567

Regulatory Capital Requirements

CFR Correction

In Title 12 of the Code of Federal Regulations, Parts 500 to 599, revised as of January 1, 2009, on page 330, in § 567.3, remove the second paragraph (d)(1).

[FR Doc. E9–30377 Filed 12–18–09; 8:45 am]

BILLING CODE 1505–01–D

FEDERAL HOUSING FINANCE BOARD

12 CFR Part 925

Members of the Banks

CFR Correction

In Title 12 of the Code of Federal Regulations, Part 900 to End, revised as of January 1, 2009, on page 88, in § 925.4, in paragraph (c)(2), revise the reference ''§ 925.25(b)(4)(i)'' to read ''§ 925.24(b)(4)(i)''.

[FR Doc. E9–30374 Filed 12–18–09; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA–2009–0457; Airspace Docket No. 09–AAL–10]

Establishment of Class E Airspace; Point (Pt.) Thomson, AK

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final Rule.

SUMMARY: This action establishes Class E airspace at Pt. Thomson, AK, to accommodate new Area Navigation (RNAV) special Instrument Approach Procedures (IAPs) at Pt. Thomson #3 Heliport. The FAA is taking this action to enhance safety and management of Instrument Flight Rules (IFR) operations at Pt. Thomson #3 Heliport.

DATES: Effective 0901 UTC, February 11, 2009. The Director of the **Federal Register** approves this incorporation by reference action under title 1, Code of Federal Regulations, part 51, subject to the annual revision of FAA Order 7400.9 and publication of conforming amendments.

FOR FURTHER INFORMATION CONTACT: Gary Rolf, AAL–538G, Federal Aviation Administration, 222 West 7th Avenue, Box 14, Anchorage, AK 99513–7587; telephone number (907) 271–5898; fax: (907) 271–2850; e-mail: *gary.ctr.rolf@faa.gov.* Internet address: *http://www.faa.gov/about/office_org/headquarters_offices/ato/service_units/systemops/fs/alaskan/rulemaking/.*

SUPPLEMENTARY INFORMATION:

History

On Wednesday, October 7, 2009, the FAA published a notice of proposed rulemaking (NPRM) in the **Federal Register** to establish Class E airspace at Pt. Thompson, AK (74 FR 51523). Subsequent to publication, the FAA noted that the title erroneously referred to the airport name incorrectly. The correct airport name is Pt. Thomson #3 (without a P). Additionally, the airport coordinates were incorrectly listed and have been corrected in the legal description. With the exception of editorial changes, and the changes described above, this rule is the same as that proposed in the NPRM. Interested parties were invited to participate in this rulemaking proceeding by submitting written comments on the proposal to the FAA. No comments were received. The rule with changes noted above is adopted as proposed.

The Class E airspace areas designated as 700/1,200 ft. transition areas are published in paragraph 6005 of FAA Order 7400.9T, *Airspace Designations and Reporting Points,* signed August 27, 2009, and effective September 15, 2009, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designations listed in this document will be published subsequently in the Order.

The Rule

This action amends Title 14 Code of Federal Regulations (14 CFR) part 71 by establishing Class E airspace at Pt. Thomson #3 Heliport, to accommodate new RNAV special IAPs at Pt. Thomson #2 Heliport. This Class E airspace will provide adequate controlled airspace upward from 700 feet above the surface, for the safety and management of IFR operations at Pt. Thomson #3 Heliport.

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(1) Is not a ''significant regulatory action'' under Executive Order 12866; (2) is not a ''significant rule'' under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Because this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.