

shown. If shown, the U.S. equivalent volume will be shown as follows:

(1) For the metric standards of fill: 3 liters (101 fl. oz.); 1.5 liters (50.7 fl. oz.); 1 liter (33.8 fl. oz.); 750 ml (25.4 fl. oz.); 375 ml (12.7 fl. oz.); 187 ml (6.3 fl. oz.); 100 ml (3.4 fl. oz.); and 50 ml (1.7 fl. oz.).

Par. 2. Amend § 4.73 by adding 50 milliliters to the standards of fill in paragraph (a), and by deleting paragraphs (d) and (e). As amended, § 4.73(a) reads as follows:

§ 4.73 Metric standards of fill.

(a) *Authorized standards of fill.* The standards of fill for wine are the following:

3 liters  
1.5 liters  
1 liter  
750 milliliters  
375 milliliters  
187 milliliters  
100 milliliters  
50 milliliters

(d) [Deleted].

(e) [Deleted].

Signed: December 18, 1979.

G. R. Dickerson,  
Director.

Approved: January 9, 1980.

Richard J. Davis,  
Assistant Secretary (Enforcement of Operations).

[FR Doc. 80-3778 Filed 3-14-80; 8:45 am]

BILLING CODE 4810-31-M

27 CFR Part 9

[Notice No. 337]

Napa Valley Viticultural Area

**AGENCY:** Bureau of Alcohol, Tobacco and Firearms (ATF).

**ACTION:** Notice of proposed rulemaking and notice of hearing.

**SUMMARY:** The Bureau of Alcohol, Tobacco and Firearms (ATF) is considering the establishment of a viticultural area in California named "Napa Valley." ATF feels that the establishment of a Napa Valley viticultural area and the subsequent use of the name "Napa Valley" as an appellation of origin in wine labeling and advertising would help consumers of wine to better identify Napa Valley wines.

This notice also announces the time and place ATF will hold a public hearing to discuss issues relating to this proposal.

**DATES:** Written comments must be received by May 16, 1980. Requests to

present oral comments must be received by April 25, 1980.

**Hearing Date:** Day sessions, April 28-30, 1980, at 10:00 a.m.—Evening session (if necessary), April 28, 1980, at 7:00 p.m.

**ADDRESSES:** Send written comments and requests to present oral comments to: Director, Bureau of Alcohol, Tobacco and Firearms, P.O. Box 385, Washington, D.C. 20044 (Attn: Chief, Regulations and Procedures Division)

Copies of the petition, the proposed regulations, the hearing transcript, and any written comments will be available for public inspection during normal business hours at the:

Public Reading Room, Room 4408, Federal Building, 12th and Pennsylvania Avenue, NW., Washington, DC

**Hearing location:**

Holiday Inn, 3425 Solano Avenue, Napa, California

**FOR FURTHER INFORMATION CONTACT:** Thomas Minton, Research and Regulations Branch, Bureau of Alcohol, Tobacco and Firearms, Washington, DC 20226 (202-566-7626).

**SUPPLEMENTARY INFORMATION:**

**Background**

On August 23, 1978, ATF published Treasury Decision ATF-53 (43 FR 37671, 54624) revising regulations in 27 CFR Part 4. These regulations allow the establishment of definite viticultural areas. The regulations also allow the name of an approved viticultural area to be used as an appellation of origin on wine labels and in wine advertisements.

Section 4.25a(e)(1), Title 27, CFR, defines an American viticultural area as a delimited grape-growing region distinguishable by geographical characteristics. Section 4.25a(e)(2) outlines the procedures for proposing an American viticultural area. Any interested person may petition ATF to establish a grape-growing region as a viticultural area. The petition should include—

(a) Evidence that the name of the viticultural area is locally and/or nationally known as referring to the area specified in the petition;

(b) Historical or current evidence that the boundaries of the viticultural area are as specified in the petition;

(c) Evidence relating to the geographical characteristics (climate, soil, elevation, physical features, etc.) which distinguish the viticultural features of the proposed area from surrounding areas;

(d) The specific boundaries of the viticultural area, based on features which can be found on U.S. Geological

Survey (U.S.G.S.) maps of the largest applicable scale; and

(e) A copy of the appropriate U.S.G.S. map with the boundaries prominently marked.

Approved American viticultural areas will be listed in 27 CFR Part 9.

**Petition**

ATF has received a petition proposing an area within the watershed of the Napa River in Napa County, California, as a viticultural area known as "Napa Valley." The petition, with maps, is on file with ATF.

The petitioner submitted supporting evidence claiming that this proposed viticultural area is distinguishable by climate, soil conditions, and physiographic characteristics.

The petitioner described the proposed area as falling within the watershed of the Napa River and lying in a valley of the Coast Ranges. The proposed area is situated about 45 miles from the Pacific Ocean. Its southerly or downstream end adjoins San Pablo-San Francisco Bay about 35 miles north and slightly east of the city of San Francisco.

The proposed Napa Valley viticultural area is about 4 miles wide just south of Napa City, California, and about 1 mile wide in the vicinity of Calistoga, California, 25 miles northwest of Napa City. North of Calistoga, California, the valley is pinched bluntly by the surrounding mountains, which are dominated by Mt. St. Helena. Mean elevations at incorporated cities in the valley are 17 feet in Napa City, 255 feet at St. Helena, and 365 feet at Calistoga.

The proposed area is bordered on the west by a mountain ridge which rises abruptly from the valley plain from Calistoga and extends as far south as Napa City, where it gives way to the rolling hills of the Carneros District. These hills extend southward to marshy delta land on the Napa River bordering San Pablo Bay. The highest peaks in the westerly ridge are Mt. St. John, elevation 2,375 feet, and Mt. Veeder, elevation 2,673 feet. The average elevation of this mountain ridge exceeds 1,000 feet.

The mountain ridge that borders the valley on the east extends southward all the way from Calistoga to the north shore of Carquinez Strait. This ridge broadens to form a comparatively low plateau in the Angwin area east of St. Helena. Immediately to the south of Angwin, the hills rise in serried ranks, forming three tributary valleys parallel to each other and to the main drainage of the Napa River. These tributary valleys are known as Spring, Conn, and Chiles Valleys. The eastern hills are not marked by such prominent peaks as the

western hills, and their average elevation is slightly lower.

Although the drainage of the Napa River extends to the Carquinez Strait, the petitioner uses the line of Suscol Ridge near Napa City as the southern boundary of the viticultural area. The petitioner claims that grapes have not been grown south of this ridge historically, and are not being grown there at present.

#### Public Participation—Written Comments

ATF requests comments from all interested persons concerning this proposed Napa Valley viticultural area. Furthermore, while this document proposes possible boundaries for a Napa Valley viticultural area, ATF requests comments concerning other possible boundaries for the viticultural area.

ATF specifically requests comments concerning the possible inclusion of the smaller valleys east of the Napa River watershed in a Napa Valley viticultural area.

All comments received before the closing date will be carefully considered. Comments received after the closing date and too late for consideration will be treated as possible suggestions for future ATF action.

ATF will not recognize any material in comments as confidential. Comments may be disclosed to the public. Any material which the commenter considers to be confidential or inappropriate for disclosure to the public should not be included in the comments. The name of any person submitting comments is not exempt from disclosure.

#### Public Participation—Public Hearing

ATF believes that a public hearing is essential in order to obtain and evaluate all possible information concerning the proposed viticultural area. Persons desiring to present oral comment should submit a written request containing the name and address of the individual who will present the comment. They should indicate in their request a preference for the time and day they would like to comment. To the extent possible, ATF will honor these preferences. Persons requesting to comment should include in their request an outline of the topics on which they desire to speak. Oral comment will be limited to 10 minutes per speaker, but additional time may be granted for answering questions. Persons presenting comments should be prepared to respond to questions concerning their comments, their topic outline, or any matter relating to written comments they have submitted.

Persons not scheduled to comment may be allowed to comment at the conclusion of the hearing if time permits.

ATF will notify all persons requesting to comment and will confirm the date and time. An agenda listing the speakers will be available at the hearing.

Written comments relating to this notice of proposed rulemaking will be available at the hearing for public inspection.

The hearing will be conducted under the procedural rules in 27 CFR 71.41(a)(3).

#### Drafting Information

The principal author of this document is Thomas Minton, Research and Regulations Branch, Bureau of Alcohol, Tobacco and Firearms.

#### Authority

Accordingly, under the authority contained in 27 U.S.C. 205, the Director proposes to amend 27 CFR Part 9 as follows:

### PART 9—AMERICAN VITICULTURAL AREAS

1. The table of sections in 27 CFR Part 9, Subpart C, is amended to include the title of § 9.23. As amended, the table of sections reads as follows:

#### Subpart C—Approved American Viticultural Areas

Sec.	*	*	*	*	*
9.23					

Napa Valley.

2. Subpart C, 27 CFR Part 9, is amended by adding § 9.23. As amended, Subpart C reads as follows:

#### Subpart C—Approved American Viticultural Areas

*	*	*	*	*
§ 9.23				

Napa Valley.

(a) *Name.* The name of the viticultural area described in this section is "Napa Valley."

(b) *Approved maps.* (The appropriate maps will be determined before final regulations are issued.)

(c) *Boundaries.* The Napa Valley viticultural area is located within Napa County, California, and is within the Napa River watershed. The boundaries are as follows:

(1) The beginning point of the boundary is the conjunction of the Napa County—Sonoma County line and the Napa County—Lake County line.

(2) The northern and eastern boundary is the crest of a mountain ridge that borders Napa Valley on the east. The crest of this ridge runs from the beginning point along the crest of the

Palisades, over Brown's Hill, Grassy Hill, and Potato Hill, across Three Peaks, west and south of Pope Valley, across Baldy Mt., north and east of Chiles Valley, along the ridge separating Elder and Soda Valleys, across Atlas Peak and Mt. George, and along the Napa County—Solano County line to the Suscol Ridge.

(3) The southern boundary runs along the crest of the Suscol Ridge, along the Napa River down to and including Coon Island, and along the Napa Slough to the Napa County—Sonoma County line.

(4) The western boundary runs along the Napa County—Sonoma County line from the Napa Slough to the beginning point.

Signed: February 8, 1980.

G. R. Dickerson,  
Director.

Approved: March 10, 1980.

Richard J. Davis,  
Assistant Secretary (Enforcement and Operations)

[FR Doc. 80-8093 Filed 3-14-80; 8:45 am]  
BILLING CODE 4810-31-M

### 27 CFR Part 9

[Notice No. 338]

#### Pinnacles Viticultural Area

**AGENCY:** Bureau of Alcohol, Tobacco and Firearms (ATF).

**ACTION:** Notice of proposed rulemaking and notice of hearing.

**SUMMARY:** The Bureau of Alcohol, Tobacco and Firearms (ATF) is considering the establishment of a viticultural area in Monterey County and San Benito County, California, named "The Pinnacles." This proposal is the result of a petition from an industry member. This notice also announces the time and place ATF will hold a public hearing concerning issues relating to this proposal.

**DATES:** Written comments must be received by May 16, 1980. Requests to present oral comments must be received by April 25, 1980.

**Hearing Dates:** Day sessions, May 2-3, 1980, at 9:30 a.m.—Evening session (if necessary), May 2, 1980, at 7:00 p.m.

**ADDRESSES:** Send written comments and requests to present oral comments to: Director, Bureau of Alcohol, Tobacco and Firearms, P.O. Box 385, Washington, DC 20044 (Attn: Chief, Regulations and Procedures Division)

Copies of the petition, the proposed regulations, the appropriate maps, written comments, and the hearing transcript will be available for public