

# Federal Register

THURSDAY, OCTOBER 20, 1977



## highlights

### NEW FEDERAL REGISTER PHONE NUMBERS

Several frequently called phone numbers in the Office of the Federal Register have been changed. Please use the numbers on page iii of this issue and disregard all previous listings.

### "THE FEDERAL REGISTER—WHAT IT IS AND HOW TO USE IT"

Reservations for November are being accepted for the free Wednesday workshops on how to use the FEDERAL REGISTER. The sessions are held at 1100 L St. N.W., Washington, D.C. in Room 9409, from 9 to 11:30 a.m.

Each session includes a brief history of the FEDERAL REGISTER, the difference between legislation and regulations, the relationship of the FEDERAL REGISTER to the Code of Federal Regulations, the elements of a typical FEDERAL REGISTER document, and an introduction to the finding aids.

FOR RESERVATIONS call: Martin V. Franks, 202-523-3517.

### OUT OF TOWN WORKSHOPS PREVIOUSLY ANNOUNCED

Baton Rouge, Louisiana, 10-26-77

(Details: 42 FR 49851, 9-28-77)

For reservations call: Mrs. Jeri Shread at (504) 344-7679

Houston, Texas, 10-27-77

(Details: 42 FR 49851, 9-28-77)

For reservations call: Tony Williams at (713) 226-5787

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## AGENCY PUBLICATION ON ASSIGNED DAYS OF THE WEEK

The six-month trial period ended August 6. The program is being continued on a voluntary basis (see OFR notice, 41 FR 32914, August 6, 1976). The following agencies have agreed to remain in the program:

Monday	Tuesday	Wednesday	Thursday	Friday
NRC	USDA/ASCS		NRC	USDA/ASCS
DOT/COAST GUARD	USDA/APHIS		DOT/COAST GUARD	USDA/APHIS
DOT/NHTSA	USDA/FNS		DOT/NHTSA	USDA/FNS
DOT/FAA	USDA/REA		DOT/FAA	USDA/REA
DOT/OHMO	CSC		DOT/OHMO	CSC
DOT/OPSO	LABOR		DOT/OPSO	LABOR
	HEW/ADAMHA			HEW/ADAMHA
	HEW/CDC			HEW/CDC
	HEW/FDA			HEW/FDA
	HEW/HRA			HEW/HRA
	HEW/HSA			HEW/HSA
	HEW/NIH			HEW/NIH
	HEW/PHS			HEW/PHS

Documents normally scheduled on a day that will be a Federal holiday will be published the next work day following the holiday.

Comments on this program are still invited. Comments should be submitted to the Day-of-the-Week Program Coordinator, Office of the Federal Register, National Archives and Records Service, General Services Administration, Washington, D.C. 20408.

**ATTENTION:** For questions, corrections, or requests for information please see the list of telephone numbers appearing on opposite page.

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## INFORMATION AND ASSISTANCE

Questions and requests for specific information may be directed to the following numbers. General inquiries may be made by dialing **202-523-5240**.

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### Rules Going Into Effect Today

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 Labor/OSHA—Commercial diving operations; mandatory employee safety and health requirements..... 37650; 7-22-77

### List of Public Laws

This is a continuing numerical listing of public bills which have become law, together with the law number, the title, the date of approval, and the U.S. Statutes citation. The list is kept current in the FEDERAL REGISTER and copies of the laws may be obtained from the U.S. Government Printing Office.

H.R. 5742..... Pub. L. 95-137  
 To amend the Controlled Substances Act to extend for three fiscal years the authorization of appropriations under that Act for the expenses of the Department of Justice in carrying out that Act. (Oct. 18, 1977; 91 Stat. 1169.) Price: \$.50.  
 H.R. 9354..... Pub. L. 95-138  
 To amend the Act of August 25, 1958, with respect to staff allowances for former Presidents. (Oct. 18, 1977; 91 Stat. 1170.) Price: \$.50.  
 S. 1522..... Pub. L. 95-136  
 To authorize appropriations for fiscal year 1978 to carry out the Marine Mammal Protection Act of 1972. (Oct. 18, 1977; 91 Stat. 1167.) Price: \$.50.

# rules and regulations

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

## [ 3410-02 ]

### Title 7—Agriculture

#### CHAPTER XI—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; MISCELLANEOUS COMMODITIES), DEPARTMENT OF AGRICULTURE

[Amdt. 6]

#### PART 1207—POTATO RESEARCH AND PROMOTION PLAN

##### Subpart—Rules and Regulations Assessments

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

**SUMMARY:** This amendment clarifies the responsibilities of potato handlers regarding assessments. It elaborates on the rules and regulations concerning (1) who is responsible for paying assessments, particularly for seed potatoes, (2) the time of payment, and (3) the procedure for obtaining a refund.

**EFFECTIVE DATE:** October 25, 1977.

**FOR FURTHER INFORMATION CONTACT:**

Charles R. Brader, Deputy Director, Fruit and Vegetable Division, AMS, U.S. Department of Agriculture, Washington, D.C. 20250, phone 202-447-3545.

**SUPPLEMENTARY INFORMATION:** The Potato Board is the administrative agency established by the Potato Research and Promotion Plan (7 CFR Part 1207). The Plan is effective under the Potato Research and Promotion Act (7 U.S.C. 2611-2627).

Notice was published in the September 21 FEDERAL REGISTER (42 FR 47562) inviting written comment by October 7, 1977. None was received.

**Findings.** On the basis of all considerations it is believed that this amendment will tend to effectuate the declared policy of the act.

It is hereby further found that good cause exists for not postponing the effective date of this section until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) notice was given of the amendment set forth in this section by publication in the September 21 FEDERAL REGISTER, (2) prompt issuance of this amendment will be beneficial to the Potato Board in administering the Potato Research and Promotion Plan and Act and (3) no useful purpose will be served by postponing such issuance.

The amendment is as follows:

#### § 1207.507 [Amended]

1. Change the reference in § 1207.507 (b) (1) from "§ 1207.513(c)" to "§ 1207.513(d)."

2. In § 1207.512 revise paragraph (a) (8) to read as follows:

#### § 1207.512 Designated handlers.

(8) Producer utilizes potatoes of his own production for seed in planting his subsequent crop. Such seed potatoes do not enter the current of commerce. There is no designated handler in this instance since such potatoes have not been handled as heretofore defined and no assessment is due. However, seed potatoes sold or shipped to other producers for planting, or to other persons for subsequent disposition, enter the current of commerce and are subject to assessment. The producer of the seed potatoes is the designated handler and the assessment is due when the potatoes are first sold or otherwise handled by him.

#### § 1207.513 [Amended]

3. Section 1207.513 is amended as follows:

A. Delete paragraph (a) (1).  
B. Amend paragraph (b) (3) by adding the words "or pay the assessment themselves" after the words "from their accounts."

C. Revise the paragraph reference in (b) (1) from (c) to (d).

D. Reletter paragraphs (a), (b) and (c) as (b), (c) and (d) respectively.

E. Add a new paragraph (e) as follows:

(a) *Time of payment.* The assessment shall become due at the time a determination of assessable potatoes is made in the normal handling process, pursuant to § 1207.511. If no determination is made of the utilization of a lot, assessments shall be due on the entire lot when it enters the current of commerce.

4. Revise paragraph (a) of § 1207.514 to read as follows:

#### § 1207.514 Refunds.

(a) *Application form.* A producer shall obtain a refund form from the Board by written request which shall bear the producer's signature. For partnerships, corporations, associations, or other business entities, a partner or an officer of the entity must sign the request and indicate his title.

(Title III of Pub. L. 91-670; 84 Stat. 2401; 7 U.S.C. 2611-2627.)

Dated October 17, 1977, to become effective October 25, 1977.

CHARLES R. BRADER,  
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc.77-30638 Filed 10-19-77; 8:45 am]

## [ 4410-01 ]

### Title 8—Aliens and Nationality

#### CHAPTER I—IMMIGRATION AND NATURALIZATION SERVICE, DEPARTMENT OF JUSTICE

#### PART 103—POWERS AND DUTIES OF SERVICE OFFICERS; AVAILABILITY OF SERVICE RECORDS

##### Designation of Paralegal Specialists as Immigration Officers

AGENCY: Immigration and Naturalization Service, Justice.

ACTION: Final rule.

**SUMMARY:** This order amends the regulations of the Immigration and Naturalization Service to designate paralegal specialists as immigration officers. This amendment is necessary in order to authorize paralegal specialists to administer oaths in connection with naturalization proceedings and is intended to improve the efficiency of the naturalization process.

**DATES:** Effective date: October 20, 1977.

**FOR FURTHER INFORMATION CONTACT:**

Lowell R. Palmes, Deputy Assistant Commissioner for Naturalization, Immigration and Naturalization Service, 425 Eye Street NW., Washington, D.C. 20536, telephone 202-376-8459.

**SUPPLEMENTARY INFORMATION:** This order amends 8 CFR 103.1(q) to designate paralegal specialists as immigration officers. This amendment is necessary to enable paralegal specialists to administer oaths and perform the full range of duties required of them to assist naturalization examiners in processing naturalization petition cases. 8 CFR 332d.1 provides that "All immigration officers \* \* \* are designated to administer oaths or affirmations and take depositions in matters relating to the administration of the naturalization and citizenship laws". The amendment of 8 CFR 103.1(q) to include paralegal specialists, will empower them to administer oaths and take testimony in naturalization proceedings as provided in this regulation and enable the naturalization examiner to devote his time to determining the legal issues involved in naturalization petition cases.

## RULES AND REGULATIONS

The amendment contained in this order is issued pursuant to section 552 of Title 5 of the United States Code (80 Stat. 383), as amended by Pub. L. 93-502 (88 Stat. 1561), and the authority contained in section 103 of the Immigration and Nationality Act (8 U.S.C. 1103), 28 CFR 0.105(b) and 8 CFR 2.1. Compliance with the provisions of section 553 of Title 5 of the United States Code as to notice of proposed rule making and delayed effective date is unnecessary in this instance because the amendment pertains to agency management and procedure.

In the light of the foregoing, Chapter I of Title 8 of the Code of Federal Regulations is hereby amended as set forth below:

In Part 103, § 103.1(q) is amended by adding paralegal specialists to the listing of officers enumerated in that paragraph. As amended, 8 CFR 103.1(q) reads as follows:

§ 103.1 Delegations of authority.

(q) *Immigration Officer.* Any immigration inspector, immigration examiner, border patrol agent, airplane pilot, deportation officer, detention officer, detention guard, investigator, general attorney (nationality), paralegal specialist, trial attorney (immigration), general attorney (immigration) or supervisory officer of such employees is hereby designated as an immigration officer authorized to exercise the powers and duties of such officer as specified by the Act, or this chapter.

(Sec. 103; 66 Stat. 173; (8 U.S.C. 1103).)

Effective date: This amendment becomes effective on October 20, 1977.

Dated: October 17, 1977.

LEONEL J. CASTILLO,  
Commissioner of Immigration  
and Naturalization.

[FR Doc. 77-30636 Filed 10-19-77; 8:45 am]

[ 6210-01 ]

Title 12—Banks and Banking

CHAPTER II—FEDERAL RESERVE SYSTEM  
SUBCHAPTER A—BOARD OF GOVERNORS OF  
THE FEDERAL RESERVE SYSTEM

[Reg. Z; FC-0115 through FC-0119]

PART 226—TRUTH IN LENDING

Official Staff Interpretations

AGENCY: Board of Governors of the Federal Reserve System.

ACTION: Official Staff Interpretation(s).

SUMMARY: The Board is publishing the following official staff interpretations of Regulation Z, issued by a duly authorized official of the Division of Consumer Affairs.

EFFECTIVE DATE: October 21, 1977.

FOR FURTHER INFORMATION CONTACT:

Glenn E. Loney, Acting Chief, Fair Credit Practices Section, Division of Consumer Affairs, Board of Governors

of the Federal Reserve System, Washington, D.C. 20551, 202-452-2412.

SUPPLEMENTARY INFORMATION:

(1) Identifying details have been deleted to the extent required to prevent a clearly unwarranted invasion of personal privacy. The Board maintains and makes available for public inspection and copying a current index providing identifying information for the public subject to certain limitations stated in 12 CFR Part 261.6.

(2) Official staff interpretations may be reconsidered upon request of interested parties and in accordance with 12 CFR Part 226.1(d)(2). Every request for reconsideration should clearly identify the number of the official staff interpretation in question, and should be addressed to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551.

(3) 15 U.S.C. 1640(f).

[FC-0115]

§ 226.7(k)—When a credit union provides a self-replenishing line of credit for use in connection with its members' overdrafts under a share draft plan, and such arrangement is functionally equivalent to an open end credit account used in connection with an overdraft checking plan, then for descriptive billing purposes the date of debiting the member's line of credit account is considered to be the transaction date.

SEPTEMBER 26, 1977.

This is in response to your letter of . . . requesting staff's opinion about the applicability of § 226.7(k)(3)(ii) to certain credit plans operated by several credit unions that you represent. Your clients offer a share draft program which permits members to effect withdrawals from their accounts by means of a third-party payment instrument. As in the case of a check, the share draft is negotiable, may be made payable to any person, and results in the debiting of the member's account. The drafts are payable through a bank, and the member does not receive the cancelled instrument once it has been paid.

Your clients now propose to offer self-replenishing lines of credit to members in connection with their share draft program. Thus, if a draft which exceeds the member's account balance is presented for payment, the credit union will extend credit up to a preestablished limit to pay the draft. You contend that since the line of credit program which your clients propose to offer in connection with their share draft program is substantially the same as an overdraft checking plan, the provisions of footnote 9 (e) to § 226.7(k)(3)(ii) should govern the descriptive billing which your clients use on the periodic statements sent to members.

In Public Information Letter 990 staff concluded that a share draft plan similar to the one proposed by your clients was equivalent to an ordinary checking account with overdraft privileges for purposes of compliance with § 226.7(j). Staff believes that the same operational similarity supports your contention regarding § 226.7(k)(3)(ii). Consequently, your clients may disclose the date on which the amount of an overdraft is debited to a shareholder's open end account under their line or credit plan, and that date will be considered the transaction date for purposes of meeting the requirements of § 226.7(k)(3)(ii).

This is an official staff interpretation of Regulation Z issued in accordance with § 226.1(d)(3) and limited in its application

to the facts and issues discussed herein. I trust it is responsive to your inquiry.

Sincerely,

JERAULD C. KLUCKMAN,  
Associate Director.

[FC-0116]

§ 226.7(b)—Regulation does not require a statement that the finance charge resulting from the application of a periodic rate is the only finance charge imposed.

SEPTEMBER 26, 1977.

This will respond to your letter of . . . in which you request a formal Board or official staff interpretation regarding § 226.7(b)(1)(iv) of Regulation Z. Your client's open end credit plan entails the imposition of a finance charge only by the application of a periodic rate to the average daily balance. The amount of the finance charge for a billing cycle, identified as "Finance Charge," is shown on the front of the periodic statement. You ask whether or not § 226.7(b)(1)(iv) requires your client to disclose that the application of a periodic rate to an average daily balance is the only component of the finance charge imposed on these open end accounts.

Section 226.7(b)(1)(iv) requires disclosure of any finance charge:

Itemized and identified to show the amounts, if any, due to the application of periodic rates and the amount of any other charge included in the finance charge . . . using appropriate descriptive terminology.

Staff believes the regulation does not require a statement to the effect that no other type of finance charge is imposed on the account or, alternatively, that the finance charge resulting from the application of the periodic rate to the average daily balance is the only finance charge imposed. Consequently, in staff's view it is not a violation of the regulation for your client to furnish a periodic statement that has no such disclosure.

This is an official staff interpretation of Regulation Z, issued in accordance with § 226.1(d)(3) of the regulation and limited in its application to the facts and issues set forth herein. It should not be construed as an approval or disapproval of the contents of your client's disclosure form. I hope this response will be helpful. If we can be of further assistance, please contact us.

Sincerely,

JERAULD C. KLUCKMAN,  
Associate Director.

[FC-0117]

§ 226.6(g)—Amounts expended by creditors to perform customer's obligations are "subsequent occurrences" and need not be disclosed as charges payable in the event of late payment.

§ 226.8(b)—Amounts expended by creditors to perform customer's obligations are "subsequent occurrences" and need not be disclosed as charges payable in the event of late payment.

§ 226.8(b)—Creditor's right to sue debtor and obtain judgment is not a security interest and need not be disclosed. Creditor need not disclose statutory limitation on deficiency judgments. Court costs, other sums awarded by a court and costs of repossession and sale on customer's default need not be disclosed as charges payable in the event of late payment.

SEPTEMBER 26, 1977.

This is in response to your letter of . . . in which you request an official staff interpretation of Regulation Z.

You first ask whether the following items constitute "default, delinquency, or similar charges payable in the event of late pay-

ments" for purposes of § 226.8(b)(4): court costs and disbursements awarded by a court; costs of repossession, storage, preparation and sale of collateral in the event of default; and amount spent by a creditor to perform a customer's obligations.

The requirement in § 226.8(b)(4) refers to sums that will be automatically assessed because of a borrower's default or delinquency. It is staff's opinion that the regulation does not require disclosure of costs that may be imposed by a court incident to litigation, or of costs related to the repossession and sale of collateral (which will be deducted from the sale proceeds and, consequently, passed on to the customer if the customer is liable for any deficiency).

With regard to amounts that a creditor may spend if the customer fails to perform certain obligations under the contract, § 226.6(g) provides that such disbursements constitute "subsequent occurrences" and need not be disclosed. (See footnote 6 to § 226.6(g).)

Your second question relates to § 226.8(b)(5), which requires a creditor to disclose any security interest held or to be retained or acquired by the creditor in connection with an extension of credit. You ask whether a creditor is required to disclose that if the customer defaults on the contract, the creditor will have the right to sue and to obtain an attachment, garnishment, or judgment lien.

Section 226.2(gg) of the regulation defines "security interest" as "any interest in property which secures payment or performance of an obligation." In staff's opinion, the term is applicable only to an interest that gives the creditor a lien or priority right in property. A creditor's right to file a lawsuit and to obtain a judgment against the debtor does not meet that definition and, consequently, disclosure of such right is not required.

Your final question relates to a statutory limitation on deficiency judgments. You indicate that in your State, if a debtor defaults on a loan made to purchase goods and the creditor repossesses the goods, the debtor will not be liable for any deficiency if the unpaid loan balance at the time of default is less than \$1,250. You ask whether disclosure of this statutory limitation is required. In staff's opinion, such a limitation does not fall within the scope of any item required by Regulation Z to be disclosed.

This is an official staff interpretation of Regulation Z, issued in accordance with § 226.1(d)(3) of the regulation and limited in its application to the facts and issues stated herein. I trust it is responsive to your inquiry.

Sincerely,

JERAULD C. KLUCKMAN,  
Associate Director.

[FC-0118]

§ 226.4(a)(5)—When the total cost of credit life insurance is indeterminable because premiums are assessed from time to time on the outstanding balance in an open end credit account, it is sufficient to disclose the manner in which premiums will be computed (e.g., 6 cents per \$100 of outstanding balance).

§ 226.7(k)—In the sale of credit life insurance to open end credit account holders, the descriptive billing requirements of § 226.7(k)(2)(1) are satisfied by describing the debit as "credit life insurance premium," disclosing the amount of that premium, and disclosing the date on which the premium was debited to the customer's account.

SEPTEMBER 28, 1977.

This is in response to your letter of \* \* \*, wherein you pose several questions about the application of various parts of Regula-

tion Z to your client's open end credit card program. Two of your questions will be answered here; the answer to the third, in staff's opinion, is not appropriate for treatment as an official staff interpretation because it does not appear to be one on which a creditor may wish to rely. Consequently, an answer will be separately transmitted in an unofficial staff interpretation.

Your client intends to give each of its cardholders the option of having the balances periodically outstanding in the cardholder's account insured against the cardholder's death. If this option is exercised, a credit life insurance premium will be automatically debited to the cardholder's account at the end of each billing cycle and will be added to the account's outstanding balance. The amount of the premium will equal 0.06 percent of that outstanding balance and will insure repayment of both the new balance disclosed pursuant to § 226.7(b)(1x) plus any additional amount debited to the account during the next subsequent billing cycle.

Your first question is whether the premiums for such credit life insurance may be excluded from the financing charge. You ask us to assume that your client's forms and procedures sufficiently insure that the optional nature of the insurance is bona fide, and is communicated in a clear and conspicuous written fashion to the cardholder. We are further to assume that prior to receiving the insurance a cardholder will have given, pursuant to § 226.4(a)(5)(ii), a "specifically dated and separately signed affirmative written indication" that the insurance is desired. The only requirement of that section that you feel may be difficult for your client to meet is the disclosure of the cost of such insurance. Since insurance will be purchased from time to time, and in varying amounts, you state that it is impossible to give a total cost figure for the protection. You ask whether a description of the method by which insurance premiums will be calculated may be substituted for disclosing the dollar cost of such premiums, and propose the following language:

"If you desire credit life insurance it can be obtained from us at a charge of 6 cents for each \$100, or portion thereof, of the outstanding balance in your account at the end of each billing cycle. For example; [sic] if the outstanding balance in your account at the end of a given billing cycle were \$346.75 the amount of the premium for credit life insurance for that billing cycle would be 21 cents."

In Public Information Letter 1037 staff concluded that a disclosure such as you propose would suffice for purposes of § 226.4(a)(5). Thus compliance with the regulation can be achieved by disclosing the amount of the insurance premium applicable to a given amount of credit extended (in your case six cents per hundred dollars). This opinion should not, however, be construed as an approval or disapproval of the specific language of your proposal with respect to its compliance with the regulation.

The second of your questions addressed herein involves how to describe the charge for credit life insurance on the periodic billing statements sent to customers. Staff believes you are correct that § 226.7(k)(2)(1) governs identifications of that transaction since the transaction can be viewed as a credit sale in which your client is both the creditor and the seller. You intend to show the amount of the insurance premium, identifying it as "credit life insurance premium," and disclosing the date that the premium is debited to the account as the transaction date. Staff agrees that your proposal complies with the requirements of § 226.7(k)(2)(1). While your letter is not specific as to the precise nature of the contractual pro-

visions governing the issuance of credit life insurance to cardholders, it does appear that the date on which premiums are debited to the cardholder's account will, from the cardholder's perspective, represent the date on which the purchase transaction took place.

This is an official staff interpretation of Regulation Z, issued in accordance with § 226.1(d)(3) and limited in its application to the facts and issues discussed herein. We note from your letter that you have informed the Bank Commissioner of the State of Connecticut of this inquiry, since that State has been granted an exemption under the relevant portion of the Federal Act. I trust this is responsive to your inquiry.

Sincerely,

JERAULD C. KLUCKMAN,  
Associate Director.

[FC-0119]

§ 226.4(a)(5)—Where customer signs insurance authorization after being informed in writing that he or she must sign to obtain insurance coverage, there is sufficient "affirmative written indication" of customer's desire for insurance to comply with § 226.4(a)(5)(ii).

SEPTEMBER 29, 1977.

This is in response to your letter of \* \* \*, in which you request an official staff interpretation of Regulation Z with regard to the requirements which must be met under § 226.4(a)(5) of the regulation in order for a creditor to exclude charges for credit life, accident and health insurance from the finance charge imposed in connection with a consumer credit transaction.

Section 226.4(a)(5) provides that charges for credit life, accident, health, or loss of income insurance written in connection with a credit transaction are to be included in the finance charge imposed in connection with that transaction unless:

(i) the insurance coverage is not required by the creditor and this fact is clearly and conspicuously disclosed in writing to the customer; and

(ii) any customer desiring such insurance coverage gives specifically dated and separately signed affirmative written indication of such desire after receiving written disclosure to him of the cost of such insurance.

You enclosed with your letter a copy of an Installment Sale Contract and Security Agreement which includes Truth in Lending disclosures and which is used by one of your corporation's subsidiary banks. You ask whether the form contains a sufficient affirmative indication of the customer's desire for credit life, accident and health insurance as required by § 226.4(a)(5)(ii) in order to exclude the charges for the insurance from the finance charge. While staff's authority to issue official interpretations of Regulation Z does not include any authority to approve a particular creditor's Truth in Lending disclosure form (see § 226.1(d)(3) of the regulation), staff believes that your letter raises a technical question regarding proper interpretation of the regulation and that the following comments in regard to the requirements of § 226.4(a)(5)(ii) are appropriate.

The bank's disclosure in regard to credit life, accident and health insurance states that no such insurance is required for the extension of credit and that to obtain such insurance the customer must sign for each type of coverage. Thereafter, each type of insurance and its respective cost is indicated followed by a space for the customer's signature and the date. There is no statement such as "I desire credit life insurance" or "By signing below, I indicate my desire for credit life insurance." You ask whether such a statement is required by the regulation. Staff is of the opinion that the customer's signing of an insurance authorization after being informed in writing that he or she must

sign to obtain insurance coverage is a sufficient "affirmative written indication" of the customer's desire for the insurance to comply with § 226.4(a) (5) (11).

This is an official staff interpretation of Regulation Z, issued in accordance with § 226.1(d)(3) of the regulation and limited to the facts and issues discussed above. This interpretation is in no way intended to be, nor should it be construed as, a general approval of the disclosures made by your corporation's subsidiary bank. Since, I note from your letter, this matter was first discussed with you by a staff member of [a Federal Reserve bank], I am sending a copy of this letter to the bank for its information. I trust that this is responsive to your inquiry.

Sincerely,

**JERAULD C. KLUCKMAN,**  
Associate Director.

Board of Governors of the Federal Reserve System, October 14, 1977.

**THEODORE E. ALLISON,**  
Secretary of the Board.

[FR Doc. 77-30657 Filed 10-19-77; 8:45 am]

## [ 4910-13 ]

### Title 14—Aeronautics and Space

#### CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Docket No. 74-WE-7-AD; Amdt. 39-3060]

#### PART 39—AIRWORTHINESS DIRECTIVES

##### Hughes Model 269 Series Helicopters

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

**SUMMARY:** This amendment supercedes a currently effective airworthiness directive (AD) which requires inspection and modification of the main rotor ring gear drive shaft coupling assembly on Hughes 269 helicopters. This amendment authorizes an increase in the necessary inspection intervals after completion of certain modifications, deletes the option for a less rigorous inspection technique and reduces certain tolerance limits.

**DATES:** Effective date, November 25, 1977.

**Compliance schedule:** As prescribed in the body of the AD.

**ADDRESSES:** Copies of Hughes Service Information Notice No. N-114.3 may be obtained by writing to: Hughes Helicopters, Division of Summa Corporation, Customer Service Department, Culver City, Calif. 90230.

A copy of the service information notice for this amendment is contained in the Rules Docket, Room 916, 800 Independence Avenue SW., Washington, D.C. 20591.

#### FOR FURTHER INFORMATION CONTACT:

Kyle L. Olsen, Executive Secretary, Airworthiness Directive Review Board, Federal Aviation Administration, Western Region, P.O. Box 92007, Worldway Postal Center, Los Angeles, Calif. 90009. Telephone 213-536-6351.

#### SUPPLEMENTARY INFORMATION:

Amendment 39-2797 (42 FR 1217, AD 77-01-02) requires an initial inspection and modification or replacement, as required, of the main rotor ring gear drive shaft assembly, P/N 269A5179, lower bearing cup bore and drive shaft coupling on parts which have accumulated less than 400 hours time in service or within an additional 25 hours time in service, whichever occurs later, on parts with an excess of 400 hours time in service and a recurring inspection at 300-hour intervals thereafter.

In addition, the AD requires that, before accumulating 3,000 hours time in service, the drive shaft coupling be removed from the gear drive shaft and mating surfaces thoroughly inspected for condition and proper clearance. Upon completion of this inspection, acceptable procedures for the proper reassembly of the ring gear drive shaft assembly are provided as well as for correcting the clearance on otherwise serviceable parts.

The AD further requires that these modified ring gear drive shaft assemblies be removed from service and discarded before accumulating 6,000 hours total time in service.

Subsequent to the issuance of AD 77-01-02, as a result of requests from operators for relief from the 300-hour recurring inspection requirement, the FAA surveyed operator service experience by means of an advance notice of proposed rulemaking published in the FEDERAL REGISTER, 42 FR 17137. The comments received were all from persons intimately involved in the inspections and modifications and showed a familiarity with the problems and the service history of a substantial sample of the helicopter fleet.

Comments on the existing AD included statements that frequent opening and closing of the transmission produced more harm than good. The FAA concurs that this position may be valid, given marginal maintenance practices; however, this in itself does not constitute justification for increasing the inspection interval.

Several commentators expressed the conviction that the Hughes Model 269 A's and B's should be exempt from the requirements of the AD because their service history showed no tendency to develop cracks in the gear driveshaft. However, the FAA has records of cracks or failures in four Model 269A helicopters and six 269B helicopters, and on the basis of this service history, it is not considered to be in the interest of safety to exempt these two models from the inspection requirements of the AD.

The majority of the comments received were in favor of increasing the interval between inspections to 1,000 hours with examples or documentation to support this change. However, there were at least three instances of crack origination in the vacated holes after modification which did not show up until the second 300-hour inspection after modification. This raises the question as to whether the inspection procedures

are foolproof and whether the interference fit defined in HSIN 114.2 is adequate.

For these, and other reasons, the service information notice has been revised to decrease the allowable interference fit and to eliminate the use of the dye penetrant inspection to locate existing cracks. An analysis of the data received would indicate that those ring gear drive shaft assemblies which have been modified to the criteria in HSIN 114.2 could be permitted an increase in the interval between inspections to 500 hours while those assemblies modified under HSIN 114.3 could be allowed 1,000 hours between inspections. The inspection interval on the lower bearing cup and ring gear drive shaft lower seat has also been increased to 1,000 hours.

After due consideration of the numerous comments received in response to the advance notice of proposed rulemaking the FAA has determined that the compliance times for the repetitive inspections can be increased while insuring a level of airworthiness commensurate with the intent of the Federal Aviation Regulations.

Since a situation exists that requires immediate adoption of this regulation it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

#### DRAFTING INFORMATION

The principal authors of this document are John A. Kenworthy, Aircraft Engineering Division, and Richard G. Wittry, Office of the Regional Counsel.

#### ADOPTION OF THE AMENDMENT

Accordingly and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), Section 39.13 of Part 39 of the Federal Aviation Regulations (14 CFR 39.13) is amended by adding the following new airworthiness Directive:

**HUGHES HELICOPTERS.** Applies to Hughes Model 269 series helicopters certificated in all categories, incorporating main rotor ring gear drive shaft assembly, P/N 269A5179.

Compliance required as indicated, unless already accomplished.

To detect conditions which can result in failure of the main rotor ring gear drive shaft assembly, accomplish the following:

(a) For Main rotor ring gear drive shaft assemblies P/N 269A5179, before exceeding 400 hours total time in service since new or an additional 25 hours time in service after the effective date of this AD, whichever occurs later, unless already accomplished, and at intervals not to exceed 1,000 hours time in service since the last inspection, inspect the lower bearing cup and ring gear drive shaft lower seat per PART II-A of Hughes Service Information Notice N-114.3 dated September 19, 1977, or later FAA approved revision. Reassemble per Part III, paragraph (q), of the above noted service notice.

(b) For main rotor ring gear drive shaft assemblies, P/N 269A5179, before exceeding 400 hours total time in service since new or an additional 25 hours time in service after the effective date of this AD, whichever occurs later, unless already accomplished, and

at intervals not to exceed 300 hours time in service since the last inspection, inspect the visible areas of ring gear drive shaft adjacent to the six locking collars per Part II-B, of Hughes Service Information Notice N-114.3 dated September 19, 1977, or later FAA approved revisions. Reassemble per Part III, paragraph (q), of the above noted service notice.

(c) Before accumulating 6,000 hours total time in service on the gear drive shaft, P/N 269A5180, remove it from service, and render the part unserviceable.

(d) For main rotor ring gear drive shaft assemblies, P/N 269A5179, for which the prior service history cannot be documented, within the next 25 hours time in service after the effective date of this AD, remove the shaft assembly from service and render the part unserviceable.

(e) The recurring 300-hour inspection interval defined in (b) above may be extended to 500 hours if the inspections and modifications to the ring gear drive shaft coupling, P/N 269A5112, and gear drive shaft, P/N 269A5180, described in Part III of Hughes Service Information Notice N-114.2 dated June 23, 1975, have already been accomplished. Parts modified in accordance with Part III of the above noted service notice must be removed from service before accumulating a total of 6,000 hours time in service.

(f) The recurring 300-hour inspection interval defined in (b) above may be extended to 1,000 hours upon completion of the inspections and modifications to the ring gear drive shaft coupling, P/N 269A5112, and gear drive shaft, P/N 269A5180, described in Part III of Hughes Service Information Notice 114.3 dated September 19, 1977, or later FAA approved revisions. Parts modified in accordance with Part III of the above noted service notice must be removed from service before accumulating a total of 6,000 hours time in service.

(g) The recurring inspections required by (a) and (b) or (e) and (f) above may be discontinued when a P/N 269A5194 main rotor drive ring gear assembly is installed per Hughes Service Information Notice N-142 dated December 24, 1976, or later FAA approved revisions. The initial service life of the P/N 269A5193 ring gear drive shaft used in this assembly is 6,000 hours.

(h) Operators whose helicopters, as of the effective date of this AD, experience sudden stoppage of the drive system or main rotor blade strikes resulting in damage to the rotor blade at the root fitting or damper attachment area, shall refer to maintenance inspections pertaining to this subject in Appendix B, Revision No. 2, and Appendix C, Revision No. 3, or latest revisions to the Hughes 269 Series Handbook of Maintenance Instructions.

(i) Equivalent inspection and modification procedures of the main rotor ring gear drive shaft assembly may be used when approved by the Chief, Aircraft Engineering Division, FAA Western Region.

(j) Special flight permits may be issued in accordance with FAR's 21.197 and 21.199 to operate helicopters to a base for the accomplishment of this AD.

This supersedes Amendment 39-2797 (42 FR 1217), AD 77-01-02.

This amendment becomes effective November 25, 1977.

(Secs. 313(a), 601, and 603, Federal Aviation Act of 1958, as amended (49 U.S.C. 1354(a), 1421, and 1423); Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); and 14 CFR 11.89.)

NOTE.—The Federal Aviation Administration has determined that this document does not contain a major proposal requiring prep-

aration of an Economic Impact Statement under Executive Order 11821, as amended by Executive Order 11949, and OMB Circular A-107.

Issued in Los Angeles, Calif., on October 5, 1977.

WILLIAM R. KRIEGER,  
Acting Director,  
FAA Western Region.

[FR Doc.77-30464 Filed 10-19-77;8:45 am]

[ 4910-13 ]

[Docket No. 77-WE-36-AD; Amdt. 39-3059]

PART 39—AIRWORTHINESS DIRECTIVES

Lockheed Models 188A and 188C Airplanes

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment adopts a new airworthiness directive (AD) which requires removal of the aileron/rudder spring cartridge interconnect on Lockheed models 188A and 188C airplanes. The AD is needed to prevent possible jamming of these primary flight controls in flight.

DATES: Effective date, November 25, 1977. Compliance required within the next 100 hours time in service after the effective date of this AD, unless already accomplished.

ADDRESSES: The applicable service bulletin may be obtained from Lockheed-California Co., Burbank, Calif. 91520. A copy of the service bulletin is contained in the Rules Docket, Regional Counsel, FAA Western Region, P.O. Box 92007, Worldway Postal Center, Los Angeles, Calif. 90009.

FOR FURTHER INFORMATION CONTACT:

Jerry J. Presba, Executive Secretary Airworthiness Directives Review Board, Federal Aviation Administration, Western Region, P.O. Box 92007, Worldway Postal Center, Los Angeles, Calif. 90009. Telephone 213-536-6381.

SUPPLEMENTARY INFORMATION: There have been scattered reports of jamming or binding of the aileron/rudder controls on Lockheed 188A or 188C airplanes since certification in 1958, caused by wear of the spring cartridge interconnect. Since this condition could affect safety of flight under certain circumstances, an FAA certification flight test program was accomplished which affirmed satisfactory lateral stability of the airplane with the aileron/rudder interconnect removed. Also, since this condition is likely to exist or develop on other airplanes of the same type design, an airworthiness directive is being issued to require removal of the aileron/rudder spring cartridge interconnect on Lockheed Models 188A and 188C airplanes.

Since a situation exists that requires the immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

DRAFTING INFORMATION

The principal authors of this document are William A. von Brockdorff, Aircraft Engineering Division, and Richard G. Wittry, Office of the Regional Counsel.

ADOPTION OF THE AMENDMENT

Accordingly, pursuant to the authority delegated to me by the Administrator, section 39.13 of Part 39 of the Federal Aviation Regulations (14 CFR 39.13) is amended, by adding the following new airworthiness directive:

LOCKHEED-CALIFORNIA Co. Applies to Model 188A and 188C airplanes, certificated in all categories.

Compliance is required within 100 hours additional time in service after the effective date of this AD, unless already accomplished.

To prevent possible jamming of the aileron/rudder remove the aileron rudder balance interconnect mechanism, in accordance with instructions given in Lockheed Electra Service Bulletin Alert 88/SB-698, dated September 12, 1977, or later FAA approved revision.

(Secs. 313(a), 601, and 603, Federal Aviation Act of 1958, as amended (49 U.S.C. 1354(a), 1421, and 1423); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); and 14 CFR 11.89.)

NOTE.—The Federal Aviation Administration has determined that this document does not contain a major proposal requiring preparation of an Economic Impact Statement under Executive Order 11821, as amended by Executive Order 11949, and OMB Circular A-107.

Issued in Los Angeles, Calif., on October 5, 1977.

WILLIAM R. KRIEGER,  
Acting Director,  
FAA Western Region.

[FR Doc.77-30463 Filed 10-19-77;8:45 am]

[ 4910-13 ]

[Airspace Docket No. 77-EA-20]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

Alteration of Control Area

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment alters the Barnegat, N.J., Control Area by expanding the boundaries approximately 25 miles northeast and lowering the 2,000 foot MSL floor in the present area to 1,200 feet and establishing a 700 foot floor in the expanded area. This amendment provides controlled airspace for charted IFR routes between the shoreline and numerous offshore oil exploration sites and improves and expedites movement of IFR traffic.

EFFECTIVE DATE: December 1, 1977.

FOR FURTHER INFORMATION CONTACT:

Mr. Richard Huff, Airspace Regulations Branch (AAT-230), Airspace and Air Traffic Rules Division, Air Traffic Service, Federal Aviation Ad-

## RULES AND REGULATIONS

ministration, 800 Independence Avenue SW., Washington, D.C. 20591, Telephone 202-426-3715.

## HISTORY

On August 15, 1977, the FAA proposed to amend Part 71 of the Federal Aviation Regulations (14 CFR Part 71) to alter the Barnegat, N.J., Control Area by expanding the boundaries approximately 25 miles northeast and lowering the 2,000 foot MSL floor in the present area to 1,200 feet and to 700 feet in the proposed expanded area (42 FR 41137). Interested persons were invited to participate in this rulemaking proceeding by submitting written comments on the proposal to the FAA. We received four responses to the NPRM in which the commenters posed no objections to the proposal. Section 71.163 was republished in the FEDERAL REGISTER on January 3, 1977 (42 FR 348).

## THE RULE

This amendment to Subpart E of Part 71 of the Federal Aviation Regulations (FARs) alters the Barnegat, N.J., Control Area by expanding the boundaries approximately 25 miles northeast into the confines of portions of Warning Area W-107 and Control Area 1147 and by lowering the 2,000 foot MSL floor to 1,200 feet and establishing the floor of the expanded area at 700 feet.

## DRAFTING INFORMATION

The principal authors of this document are Mr. Richard Huff, Air Traffic Service, and Mr. Jack P. Zimmerman, Office of the Chief Counsel.

## ADOPTION OF THE AMENDMENT

Accordingly, pursuant to the authority delegated to me by the Administrator, Subpart E of Part 71 of the Federal Aviation Regulations (14 CFR Part 71) as republished (42 FR 348) is amended, effective 0901 GMT, December 1, 1977, as follows:

## § 71.163 [Amended]

## BARNEGAT, N.J.

"2,000 feet MSL" is deleted and "700 feet MSL beginning at Lat. 39°40'00" N., Long. 73°29'00" W.; to Lat. 39°40'00" N., Long. 72°50'00" W.; to Lat. 39°34'00" N., Long. 72°50'00" W.; thence along Lat. 39°34'00" N., to the northeast edge of Control 1147; southeast along the northeast edge of Control 1147 to Lat. 39°19'00" N.; thence to Lat. 38°33'00" N., Long. 73°08'00" W.; west along Lat. 38°33'00" N., to the northeast edge of Control 1148; thence northwest along the northeast edge of Control 1148 to Long. 73°50'00" W.; to Lat. 38°58'00" N., Long. 73°50'00" W.; to Lat. 38°58'00" N., Long. 73°13'00" W.; to Lat. 39°09'00" N., Long. 73°13'00" W.; to Lat. 39°09'00" N., Long. 73°29'00" W.; to point of beginning; and that airspace extending upward from 1,200 feet MSL" is substituted therefor.

(Secs. 307(a), 313(a) and 1110, Federal Aviation Act of 1958 (49 U.S.C. 1348(a), 1354(a) and 1510); Executive Order 10854 (24 FR 9565); Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); and 14 CFR 11.69.)

NOTE.—The FAA has determined that this document does not contain a major proposal requiring preparation of an Economic Impact Statement under Executive Order 11821, as amended by Executive Order 11949, and OMB Circular A-107.

Issued in Washington, D.C., on October 11, 1977.

WILLIAM E. BROADWATER,  
Chief, Airspace and Air  
Traffic Rules Division.

[FR Doc. 77-30465 Filed 10-19-77; 8:45 am]

## [4910-13]

[Airspace Docket No. 77-AL-5]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

## Designation of Additional Control Area

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment designates an additional control area identified as Gulf of Alaska, west of the Yakutat, Alaska, transition area. This amendment provides controlled airspace for chartered IFR routes between the shoreline and numerous offshore oil exploration sites and improves and expedites movement of IFR traffic.

EFFECTIVE DATE: December 1, 1977.

## FOR FURTHER INFORMATION CONTACT:

Mr. Richard Huff, Airspace Regulations Branch (AAT-2330), Airspace and Air Traffic Rules Division, Air Traffic Service, Federal Aviation Administration, 800 Independence Ave., SW., Washington, D.C. 20591, telephone 202-426-3715.

## SUPPLEMENTARY INFORMATION:

## HISTORY

On August 4, 1977, the FAA proposed to amend Part 71 of the Federal Aviation Regulations (14 CFR Part 71) to designate an additional control area identified as Gulf of Alaska, west of the Yakutat, Alaska, transition area (42 FR 39401). Interested persons were invited to participate in this rule making proceeding by submitting written comments on the proposal to the FAA. We received two responses to the NPRM in which the commenters posed no objections to the proposal. Section 71.163 was republished in the FEDERAL REGISTER on January 3, 1977 (42 FR 348).

## THE RULE

This amendment to Subpart E of Part 71 of the Federal Aviation Regulations (FARs) designates the Gulf of Alaska Control Area.

## DRAFTING INFORMATION

The principal authors of this document are Mr. Richard Huff, Air Traffic Service, and Mr. Jack P. Zimmerman, Office of the Chief Counsel.

## ADOPTION OF THE AMENDMENT

Accordingly, pursuant to the authority delegated to me by the Administrator, Subpart E of Part 71 of the Federal Aviation Regulations (14 CFR Part 71) as republished (42 FR 348) is amended, effective 0901 Gmt, December 1, 1977, as follows:

## § 71.163 [Amended]

From Lat. 60°09'00" N., Long. 144°30'00" W., thence eastward 3 NM offshore and parallel to the shoreline to Lat. 59°43'30" N., Long. 140°00'00" W., thence eastward along the south boundary of V-440 to Long. 144°30'00" W., to point of beginning, excluding that portion that lies within transition areas at Yakutat and Yakutat, Alaska, is added

(Secs. 307(a), 313(a) and 1110, Federal Aviation Act of 1958 (49 U.S.C. 1348(a), 1354(a) and 1510); Executive Order 10854 (24 FR 9565); Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); and 14 CFR 11.69.)

NOTE.—The FAA has determined that this document does not contain a major proposal requiring preparation of an Economic Impact Statement under Executive Order 11821, as amended by Executive Order 11949, and OMB Circular A-107.

Issued in Washington, D.C., on October 11, 1977.

WILLIAM E. BROADWATER,  
Chief, Airspace and Air  
Traffic Rules Division.

[FR Doc. 77-30299 Filed 10-19-77; 8:45 am]

## [4910-13]

[Airspace Docket No. 77-EA-63]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

## Postponement of Effective Date

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action postpones the effective date of three minor airway alterations west of Hartford, Conn. Such action is necessary since the inauguration of proposed local flow traffic management procedures at New York City has been delayed.

EFFECTIVE DATE: January 26, 1978.

## FOR FURTHER INFORMATION CONTACT:

Mr. Wray McClung, Airspace Regulations Branch (AAT-230), Airspace and Air Traffic Rules Division, Air Traffic Service, Federal Aviation Administration, 800 Independence Avenue SW., Washington, D.C. 20591, Telephone 202-426-8530.

## SUPPLEMENTARY INFORMATION:

## HISTORY

Section 71.123 of Part 71 describes VOR Federal Airways and was republished in the FEDERAL REGISTER on January 3, 1977 (42 FR 307). VOR Federal Airways V-58, V-167, and V-433 ap-



peared respectively on pages 316, 325, and 338. Several airway alterations have been made to provide for local flow traffic management procedures which were to have been inaugurated at New York City on December 1, 1977. Among these were minor alterations to V-58, V-167, and V-433 which were processed in Airspace Docket No. 77-EA-63. Accordingly, an amendment to Part 71 of the Federal Aviation Regulations (14 CFR Part 71) was published in the FEDERAL REGISTER on September 1, 1977 (42 FR 43970), with a corresponding effective date of December 1, 1977. The effective date for inauguration of local flow traffic management procedures at New York City has been delayed until January 26, 1978. Therefore, action is taken herein to postpone the effective date of Airspace Docket No. 77-EA-63 from December 1, 1977, to January 26, 1978.

**DRAFTING INFORMATION**

The principal authors of this document are Mr. Wray McClung, Air Traffic Service, and Mr. Jack P. Zimmerman, Office of the Chief Counsel.

**ADOPTION OF THE REVISED EFFECTIVE DATE**

Accordingly, pursuant to the authority delegated to me by the Administrator, in FEDERAL REGISTER Document No. FR Doc. 77-25441, on page 42 FR 43970, third column, second paragraph, the effective date is changed from "0901 GMT, December 1, 1977" to "0901 GMT, January 26, 1978."

(Secs. 307(a) and 313(a), Federal Aviation Act of 1958 (49 U.S.C. 1348(a) and 1354(a)); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); and 14 CFR 11.69.)

Note.—The FAA has determined that this document does not contain a major proposal requiring preparation of an Economic Impact Statement under Executive Order 11821, as amended by Executive Order 11949, and OMB Circular A-107.

Issued in Washington, D.C., on October 12, 1977.

WILLIAM E. BROADWATER,  
Chief, Airspace and Air  
Traffic Rules Division.

[FR Doc. 77-30466 Filed 10-19-77; 8:45 am]

**[ 4910-13 ]**

[Docket No. 17310; Amdt. No. 1095]

**SUBCHAPTER F—AIR TRAFFIC AND GENERAL OPERATING RULES**

**PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES**

**Miscellaneous Amendments**

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment establishes, amends, suspends, or revokes Standard Instrument Approach Procedures (SIAPs) for operations at certain airports. These regulatory actions are needed because of the adoption of new or revised criteria, or because of changes

occurring in the National Airspace System, such as the commissioning of new navigational facilities, addition of new obstacles, or changes in air traffic requirements. These changes are designed to provide safe and efficient use of the navigable airspace and to promote safe flight operations under instrument flight rules at the affected airports.

DATES: An effective date for each SIAP is specified in the amendatory provisions.

ADDRESSES: Availability of matters incorporated by reference in the amendment is as follows:

**FOR EXAMINATION**

1. FAA Rules Docket, FAA Headquarters Building, 800 Independence Avenue SW., Washington, D.C. 20591;
2. The FAA Regional Office of the region in which the affected airport is located; or
3. The Flight Inspection Field Office which originated the SIAP.

**FOR PURCHASE**

Individual SIAP copies may be obtained from:

1. FAA Public Information Center (APA-430), FAA Headquarters Building, 800 Independence Avenue SW., Washington, D.C. 20591; or
2. The FAA Regional Office of the region in which the affected airport is located.

**BY SUBSCRIPTION**

Copies of all SIAPs, mailed weekly, may be ordered from Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. The current annual subscription price is \$150; and \$30 for each additional copy mailed to the same address.

**FOR FURTHER INFORMATION CONTACT:**

William L. Bersch, Flight Procedures and Airspace Branch (AFS-730), Aircraft Programs Division, Flight Standards Service, Federal Aviation Administration, 800 Independence Avenue SW., Washington, D.C. 20591; telephone 202-426-8277.

**SUPPLEMENTARY INFORMATION:** This amendment to Part 97 of the Federal Aviation Regulations (14 CFR Part 9) prescribes new, amended, suspended, or revoked Standard Instrument Approach Procedures (SIAPs). The complete regulatory description of each SIAP is contained in official FAA form documents which are incorporated by reference in this amendment under 5 U.S.C. 552(a), 1 CFR Part 51, and § 97.20 of the Federal Aviation Regulations (FARs). The applicable FAA forms are identified as FAA Forms 8260-3, 8260-4, and 8260-5. Materials incorporated by reference are available for examination or purchase as stated above.

The large number of SIAPs, their complex nature, and the need for a special format make their verbatim publication in the FEDERAL REGISTER expensive and impractical. Further, airmen do not use the regulatory text of the SIAPs but

refer to their graphic depiction on charts printed by publishers of aeronautical materials. Thus, the advantages of incorporation by reference are realized and publication of the complete description of each SIAP contained in FAA form document is unnecessary. The provisions of this amendment state the affected CFR (and FAR) sections, with the types and effective dates of the SIAPs. This amendment also identifies the airport, its location, the procedure identification and the amendment number.

This amendment to Part 97 is effective on the date of publication and contains separate SIAPs which have compliance dates stated as effective dates based on related changes in the National Airspace System or the application of new or revised criteria. Some SIAP amendments may have been previously issued by the FAA in a National Flight Data Center (FDC) Notice to Airmen (NOTAM) as an emergency action of immediate flight safety relating directly to published aeronautical charts. The circumstances which created the need for some SIAP amendments may require making them effective in less than 30 days. For the remaining SIAPs, an effective date at least 30 days after publication is provided.

Further, the SIAPs contained in this amendment are based on the criteria contained in the U.S. Standard for Terminal Instrument Approach Procedures (TERPs). In developing these SIAPs, the TERPs criteria were applied to the conditions existing or anticipated at the affected airports. Because of the close and immediate relationship between these SIAPs and safety in air commerce, I find that notice and public procedure before adopting these SIAPs is unnecessary, impracticable, or contrary to the public interest and, where applicable, that good cause exists for making some SIAPs effective in less than 30 days.

The principal authors of this document are Rudolph L. Fioretti, Flight Standards Service, and Richard W. Danforth, Office of the Chief Counsel.

**ADOPTION OF THE AMENDMENT**

Accordingly, pursuant to the authority delegated to me, Part 97 of the Federal Aviation Regulations (14 CFR Part 97) is amended by establishing, amending, suspending, or revoking Standard Instrument Approach Procedures, effective on the dates specified, as follows:

1. By amending § 97.23 VOR-VOR/DME SIAPs identified as follows:

\* \* \* Effective December 15, 1977:

Hallock, Minn.—Hallock Municipal, VOR/DME Rwy 31, Amdt. 2.

\* \* \* Effective December 1, 1977:

Boston, Mass.—General Edward Lawrence Logan Int'l, VOR/DME, Rwy 22L, Amdt. 1, cancelled.

Belzoni, Miss.—Belzoni Muni., VOR/DME Rwy 21, Amdt. 1.

Drew, Miss.—Ruleville Drew, VOR-A, Amdt. 1.

Holly Springs, Miss.—Holly Springs Marshall Co., VOR Rwy 18, Amdt. 2.

Indianola, Miss.—Indianola Legion Field, VOR/DME-A, Amdt. 4.

Cape Girardeau, Mo.—Cape Girardeau Muni., VOR Rwy 2, Amdt. 6.

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Dexter, Mo.—Dexter Muni., VOR/DME Rwy 36, Amdt. 1.  
 Kennett, Mo.—Kennett Memorial, VOR Rwy 35, Amdt. 1.  
 Malden, Mo.—Malden Muni., VOR Rwy 31R, Amdt. 5.  
 New Madrid, Mo.—County Memorial, VOR/DME-A, Amdt. 1.  
 Hobbs, N. Mex.—Lea County (Hobbs), VOR Rwy 3 (TAC), Amdt. 16.  
 Hobbs, N. Mex.—Lea County (Hobbs), VOR/DME Rwy 21 (TAC), Amdt. 3.  
 Camden, Tenn.—Benton County, VOR/DME Rwy 3, Amdt. 1.  
 Humboldt, Tenn.—Humboldt Municipal, VOR/DME-A, Amdt. 2.  
 Lexington, Tenn.—Franklin-Wilkins, VOR Rwy 33, Amdt. 8.  
 Savannah, Tenn.—Savannah-Hardin County, VOR/DMT Rwy 18, Amdt. 1.  
 Trenton, Tenn.—Gibson County, VOR/DME-A, Amdt. 3.  
 Union City, Tenn.—Everett-Stewart, VOR/DME-A, Amdt. 4.  
 Rock Springs, Wyo.—Rock Springs-Sweetwater County, VOR/DME Rwy 25, Amdt. 3.

2. By amending § 97.25 SDF-LOC-LDA SIAPs identified as follows:

\*\*\* Effective December 1, 1977:

Tucson, Ariz.—Tucson International, LOC Rwy 11L, Amdt. 7, cancelled.  
 Tucson, Ariz.—Tucson International, LOC (BC) Rwy 29R, Amdt. 6, cancelled.  
 Tucson, Ariz.—Tucson International, LOC/DME Rwy 11L, Original.  
 Tucson, Ariz.—Tucson Int'l, LOC/DME (BC) Rwy 29R, Original.  
 Hobbs, N. Mex.—Lea County (Hobbs), LOC/DME (BC) Rwy 21, Amdt. 1.  
 Appleton, Wis.—Outagamie County, LOC BC Rwy 21, Original.

3. By amending § 97.27 NDB/ADF SIAPs identified as follows:

\*\*\* Effective December 15, 1977:

Benson, Minn.—Benson Municipal, NDB Rwy 14, Amdt. 1.

\*\*\* Effective December 1, 1977:

Montgomery, Ala.—Dannelly Field, NDB Rwy 9, Amdt. 14.  
 Clarion, Iowa.—Clarion Muni., NDB Rwy 14, Original.  
 Boston, Mass.—General Edward Lawrence Logan Int'l, NDB Rwy 4R, Amdt. 20.  
 Boston, Mass.—General Edward Lawrence Logan Int'l, NDB Rwy 22L, Amdt. 7.  
 Charleston, Mo.—Mississippi County Airport, NDB Rwy 36, Amdt. 1.  
 Dexter, Mo.—Dexter Muni., NDB Rwy 36, Amdt. 2.  
 Poplar Bluff, Mo.—Earl Fields Memorial, NDB Rwy 36, Amdt. 3.  
 Gothenburg, Nebr.—Gothenburg Muni., NDB Rwy 32, Original.  
 Paris, Tenn.—Henry County, NDB Rwy 1, Amdt. 6.  
 Paris, Tenn.—Henry County, NDB Rwy 19, Amdt. 5.  
 Union City, Tenn.—Everett-Stewart, NDB Rwy 18, Amdt. 5.  
 Union City, Tenn.—Everett-Stewart, NDB Rwy 36, Amdt. 3.

4. By amending § 97.29 ILS-MLS SIAPs identified as follows:

\*\*\* Effective December 1, 1977:

Montgomery, Ala.—Dannelly Field, ILS Rwy 9, Amdt. 19.  
 Tucson, Ariz.—Tucson International, ILS Rwy 11L, Amdt. 6.  
 Fort Wayne, Ind.—Fort Wayne Municipal (Baer Field), ILS Rwy 4, Amdt. 3.

Boston, Mass.—General Edward Lawrence Logan Int'l, ILS Rwy 16R, Amdt. 2.  
 Cape Girardeau, Mo.—Cape Girardeau Muni., ILS Rwy 10, Amdt. 4.  
 Hobbs, N. Mex.—Lea County (Hobbs), ILS Rwy 3, Amdt. 1.

5. By amending § 97.31 RADAR SIAPs identified as follows:

\*\*\* Effective December 1, 1977:

Boston, Mass.—General Edward Lawrence Logan Int'l, RADAR-1, Amdt. 5, cancelled.

6. By amending § 97.33 RNAV SIAPs identified as follows:

\*\*\* Effective December 1, 1977:

Montgomery, Ala.—Dannelly Field, RNAV Rwy 3, Amdt. 3.  
 Hobbs, N. Mex.—Lea County (Hobbs), RNAV Rwy 12, Amdt. 1.

(Secs. 307, 313(a), 601, and 1110, Federal Aviation Act of 1958 (49 U.S.C. §§ 1348, 1354(a), 1421, and 1510); Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); Delegation: 25 FR 6489 and Paragraph 802 of Order FSP 1100.1, as amended March 9, 1973.)

NOTE.—The Federal Aviation Administration has determined that this document does not contain a major proposal requiring preparation of an Economic Impact Statement under Executive Order 11821, as amended by Executive Order 11949, and OMB Circular A-107.

Issued in Washington, D.C., on October 14, 1977.

JAMES M. VINES,  
 Chief, Aircraft Programs Division.

NOTE.—The incorporation by reference in the preceding document was approved by the Director of the Federal Register on May 12, 1969.

[FR Doc. 77-30654 Filed 10-19-77; 8:45 am]

## [ 3510-25 ]

Title 15—Commerce and Foreign Trade  
 CHAPTER III—DOMESTIC AND INTERNATIONAL BUSINESS ADMINISTRATION,  
 DEPARTMENT OF COMMERCE

## PART 371—GENERAL LICENSES

## Revision of General Licenses, Ship Stores and Plane Stores

AGENCY: Office of Export Administration, U.S. Department of Commerce.

ACTION: Final rule.

SUMMARY: The general license provision for ship stores and plane stores have been revised to permit the export of equipment and spare parts on board a vessel or aircraft registered in, owned or controlled by, or under charter or lease to a country included in Country Groups Q, W, and Y if export of the equipment and spare parts could be authorized under General License G-DEST.

EFFECTIVE DATE: October 26, 1977.

FOR FURTHER INFORMATION, CONTACT:

Mr. Charles C. Swanson, Director, Operations Division, Office of Export Administration, U.S. Department of Com-

merce, Washington, D.C. 20230, telephone 202-377-4196.

SUPPLEMENTARY INFORMATION: The Export Administration Regulations currently provide that equipment and spare parts necessary for the proper operation of a vessel or aircraft may be exported on board such vessel or aircraft provided such vessel or aircraft is not registered in, owned or controlled by, or under charter or lease to a country included in Country Group Q, W, Y, or Z (excluding Cuba in the case of aircraft), or a national thereof. The Regulations have been revised to permit exports in those cases where the equipment and spare parts are authorized for export to Q, W, or Y destinations under General License G-DEST.

Accordingly, Part 371 of the Export Administration Regulations (15 CFR Part 371) is amended by revising §§ 371.19 (a) (2) and 371.10(a) (2) as follows:

## § 371.9 General license ship stores.

(a) Scope. \*\*\*

(2) Equipment and spare parts for permanent use on a vessel, when necessary for the proper operation of such vessel, may be exported on board a vessel of any registry, except a vessel registered in, owned or controlled by, or under charter or lease to a country in Country Group Q, W, Y, or Z or a national of such country. Notwithstanding the above, equipment and spare parts for permanent use on a vessel, when necessary for the proper operation of such vessel, may be exported on board a vessel registered in, owned or controlled by, or under charter or lease to a country in Country Group Q, W, or Y or a national of such country if the equipment or spare parts are authorized to be exported to a destination in Country Group Q, W, or Y under General License G-DEST.

## § 371.10 General license plane stores.

(a) Scope. \*\*\*

(2) Equipment and spare parts for permanent use on an aircraft, when necessary for the proper operation of such aircraft, may be exported on board an aircraft registered in, owned or controlled by, or under charter or lease to a country in Country Group Q, W, Y, or Z (excluding Cuba) or a national of such country. Notwithstanding the above, equipment and spare parts for permanent use on an aircraft, when necessary for the proper operation of such aircraft, may be exported on board an aircraft registered in, owned or controlled by, or under charter or lease to a country in Country Group Q, W, or Y or a national of such country if the equipment or spare parts are authorized to be exported to a destination in Country Group Q, W, or Y under General License G-DEST.

(Sec. 4, Pub. L. 91-184, 83 Stat. 842 (50 U.S.C. App. 2403), as amended; E.O. 12002, 42 FR 35623 (1977); Department Organization order 10-3, dated Nov. 17, 1975, 40 FR 58876 (1975), as amended; and Domestic and International Business Administration Organiza-

tion and Function Orders 46-1, dated November 17, 1975, 40 FR 59764 (1975), as amended and 48-2, dated November 17, 1975, 40 FR 59761 (1975), as amended.)

RAUER H. MEYER,  
Director, Office of  
Export Administration.

OCTOBER 14, 1977.

[FR Doc.77-30523 Filed 10-19-77;8:45 am]

[ 3510-25 ]

EXPORT OF HORSES BY SEA

Validated Licensing Requirements

AGENCY: Office of Export Administration, U.S. Department of Commerce.

ACTION: Final rule.

SUMMARY: This rule makes the export of horses by sea subject to validated licensing requirements and authorizes the issuance of such licenses where no horse in a consignment is being exported for purposes of slaughter. This rule is issued to implement a new provision of the Export Administration Act of 1969, as amended.

EFFECTIVE DATE: November 11, 1977.

FOR FURTHER INFORMATION CONTACT:

Mr. Charles C. Swanson, Director, Operations Division, Office of Export Administration, U.S. Department of Commerce, Washington, D.C. 20230. Telephone 202-377-4196.

SUPPLEMENTARY INFORMATION: Section 109 of the Export Administration Amendments of 1977 (Pub. L. 95-52) added a new section 4(k) to the Export Administration Act of 1969, as amended (the "Act"), providing as follows:

(k) (1) Notwithstanding any other provisions of this Act, no horse may be exported by sea from the United States, its territories, and possessions, unless such horse is part of a consignment of horses with respect to which a waiver has been granted under paragraph (2) of this subsection.

(2) The Secretary of Commerce, in consultation with the Secretary of Agriculture, may issue rules and regulations providing for the granting of waivers permitting the export by sea of a specified consignment of horses, if the Secretary of Commerce, in consultation with the Secretary of Agriculture, determines that no horse in that consignment is being exported for purposes of slaughter.

This revision implements Section 109. As of the effective date of these regulations, a validated license will be required for the export of horses by sea. Except as permitted under the saving clause below, as of the effective date such exports may not be made under General License. Applications for validated licenses may not cover more than one consignment of horses, and validate licenses will be issued only if the Department of Commerce, in consultation with the Department of Agriculture determines that no horse in such consignment is being exported by sea for purposes of slaughter.

SAVING CLAUSE

Shipments of horses for export from the United States by sea for purposes other than slaughter which are on dock for lading, on lighter, laden aboard an exporting carrier, or in transit to a port of export prior to 12:01 a.m., November 11, 1977, pursuant to actual orders for export, may be exported under the previous general license provisions up to and including November 25, 1977. Any such shipment not laden aboard the exporting carrier on or before November 18, 1977, will require a validated license for export from the United States. This savings clause does not apply to shipments of horses for purposes of slaughter.

Accordingly, the Export Administration Regulations (15 CFR Part 368 et seq) are amended as follows:

PART 371—GENERAL LICENSES

1. Section 371.4 is revised to read as follows:

§ 371.4 General license GIT, intransit shipments.

(b) *Shipments Excepted from the Provisions of General License GIT.* In addition to the prohibited shipments listed under § 371.2(c), the following may not be exported or reexported from the United States under General License GIT:

(1) Commodities shipped to the United States under the provisions of an International Import Certificate, Form DIB-645F or FC-826;

(2) Commodities disposed of by U.S. Government agencies under foreign excess property disposal programs; (3) Commodities destined for the Republic of South Africa or Namibia (South West Africa); and (4) Horses for export by sea.

PART 376—SPECIAL COMMODITY POLICIES AND PROVISIONS

2. The following § 376.3 is added to Part 376:

§ 376.3 Horses for export by sea.

An application for a license to export horses by sea may not cover more than one consignment. In addition to the documentation required by Part 375 of this chapter, the application shall be accompanied by a statement from the applicant detailing the purpose or purposes for which the horses are being exported. The license will be granted only if the Department, in consultation with the Department of Agriculture, determines that no horse in that consignment is being exported for the purpose of slaughter.

PART 399—COMMODITY CONTROL LIST AND RELATED MATTERS

§ 399.1 [Amended]

3. Section O of the Commodity Control List, incorporated by reference at 15 CFR § 399.1(a).

(Sec. 4, Pub. L. 91-184, 83 Stat. 842 (50 U.S.C. app. 2403), as amended; E.O. 12002, 42 FR 35623 (1977); Department Organization Order 10-3, dated Nov. 17, 1975, 40 FR 58876 (1975), as amended; and Domestic and International Business Administration Organization and Function Orders 46-1, dated November 17, 1975, 40 FR 59764 (1975), as amended and 48-2, dated November 17, 1975, 40 FR 59761 (1975), as amended.)

RAUER H. MEYER,  
Director, Office of  
Export Administration.

OCTOBER 14, 1977.

[FR Doc.77-30566 Filed 10-19-77;8:45 am]

[ 6355-01 ]

Title 16—Commercial Practices

CHAPTER II—CONSUMER PRODUCT SAFETY COMMISSION

SUBCHAPTER B—FLAMMABLE FABRICS ACT REGULATIONS

PART 1615—STANDARD FOR THE FLAMMABILITY OF CHILDREN'S SLEEPWEAR: SIZES 0 THROUGH 6X (FF 3-71)

PART 1616—STANDARD FOR THE FLAMMABILITY OF CHILDREN'S SLEEPWEAR: SIZES 7 THROUGH 14 (FF 5-74)

Method for Establishment and Use of Alternate Laundering Procedures

AGENCY: Consumer Product Safety Commission.

ACTION: Final rules.

SUMMARY: In this document the Commission sets out procedures manufacturers must follow to apply for Commission approval of alternate laundering procedures for flammability testing, as provided in the Standards for the Flammability of Children's Sleepwear in Sizes 0-6X and 7-14. The document also describes the criteria the Commission will follow in evaluating applications. The Commission has had similar procedures in effect on an interim basis since August 19, 1974.

EFFECTIVE DATE: These rules are effective immediately on October 20, 1977.

FOR FURTHER INFORMATION CONTACT:

Margaret Neily, Engineering and Science, Consumer Product Safety Commission, Washington, D.C. 20207, 301-492-6604.

SUPPLEMENTARY INFORMATION: Section 1615.4(g) (4) (ii) of the standard for children's sleepwear in sizes 0 through 6X (FF 3-71, 16 CFR Part 1615) and § 1616.5(c) (4) (ii) of the standard for children's sleepwear in sizes 7 through 14 (FF 5-74, 16 CFR Part 1616) require that all fabrics and certain garments subject to the standards be tested for flammability as produced (or after one washing and drying), and after the items have been washed and dried 50 times in prescribed household washing and drying machines, using the procedure spec-

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ified in AATCC Test Method 124-1969.<sup>1</sup> This procedure is designed to simulate actual use of finished garments and to help evaluate the permanence of the flame retardant treatments that were applied during manufacture of fabrics and garments. The paragraphs in the standards also provide that, alternatively, items may be laundered a different number of times under another washing and drying procedure if the Commission finds that such an alternate laundering procedure is equivalent to the laundering procedure specified in the standards.

Three separate but related petitions with respect to the laundering provisions in the children's sleepwear standards were submitted to the Commission.

On October 25, 1973, "Ramcon, Inc.," research and management consultants, filed an application (FP 74-4) on behalf of itself, Cotton Incorporated (stated to be the research and marketing organization of American cotton growers), National Cotton Council, and "other organizations, manufacturers, and individuals," for approval of an alternate washing procedure, employing a newly invented machine called the Laundri-Lab Tester." Ramcon stated that the machine and its proposed washing procedure can simulate the effect of the laundering procedure of the standards, insofar as removal of fire retardant treatments is concerned, and accomplish this in a much shorter time period (approximately one hour) with much less water and energy expenditure than is possible under the 50 cycle AATCC procedure.

"M. Lowenstein & Sons, Inc.," filed an application (FP 74-10) on October 25, 1973, requesting that the number of launderings required for its Firegard (R) 100 percent polyester fabric be reduced to zero. It based this request on submitted test data indicating that the flammability of such fabric is unaffected by, or perhaps slightly reduced by, the 50 launderings prescribed in the standards.

"Man-Made Fiber Producers Association, Inc.," filed an application (FP 74-12) on December 20, 1973, requesting exemption of flame resistant acetate fabric from the prescribed production unit laundering procedure, also on the basis of submitted data indicating that the flammability of such fabric is unaffected by, or perhaps slightly reduced by, the 50 prescribed launderings.

In response to these petitions, the Commission published a proposed method to be used for approval of alternate laundering procedures (39 FR 29951, August 19, 1974). The Commission solicited public comment and stated that the proposed method could be used on an interim basis pending final adop-

tion. These interim approvals as well as subsequent revalidations shall continue in effect.

The regulations issued herein provide criteria for determining approval of alternate laundering procedures and constitute final disposition of the three petitions described above.

## RESPONSE TO PROPOSAL OF AUGUST 19, 1974

In response to the proposal, comments were received from a manufacturer of soaps and detergents, a retailer, a consulting firm, an association of cotton producers, an association of fiber producers, an association of textile manufacturers, and an association of apparel manufacturers.

Five commenters express general approval of the proposal; however, all commenters request modification of one or more of the provisions of the proposed method for approval of alternate laundering procedures. The principal issues raised by the comments and the Commission's response to those issues are as follows:

**A. Criteria for approval.** Section 3 of the proposed method (which is found at section (f) of the final procedures published below) requires that applications to the Commission for use of an alternate laundering procedure be accompanied by test data that compare results obtained by testing 20 specimens after laundering using the 50-cycle procedure specified in the standards with results obtained by testing 20 specimens after laundering using the alternate procedure set out in the application. This paragraph further requires that before the Commission will approve the laundering procedure, testing of the 20 specimens laundered with the alternate laundering procedure must yield as many or more char lengths in excess of five inches as testing of the 20 specimens laundered by the 50-cycle procedure specified in the standards.

For the purposes of this method, an alternate laundering procedure may consist of but would not be limited to accelerated laundering procedures, of less than the 50-cycle laundering procedures specified in the standards, or zero laundering. However, for zero launderings as for all other proposed alternate laundering procedures the equivalence of test results must be periodically reverified as required herein. (While acceptance by the Commission of zero launderings as an alternate laundering procedure is equivalent to an exemption from the laundering procedure during production testing, this factor in no way eases the other requirements for production testing set forth in the standards.)

**1. Showing of equivalence.** The manufacturer of soaps and detergents suggests that this paragraph should be changed to require that testing after use of the proposed alternate laundering must produce char lengths in excess of seven inches to assure the Commission that the alternate laundering procedure is capable of accurately pre-

dicting quality control failures. (The test criteria of both standards include a requirement that the average char length of specimens shall not exceed seven inches).

The Commission declines to make the change requested because both standards provide that the Commission may approve the use of an alternate laundering procedure if that procedure is the "equivalent" of the 50-cycle procedure specified in the standards. The change requested in this comment would add an additional requirement for the alternate laundering procedure, which would make the alternate procedure more stringent than the 50-cycle method specified in the standards.

Fabric and garment production units tested after exposure to an approved alternate procedure must still provide an average char length of five specimens which does not exceed seven inches; therefore, the Commission does not believe the requested change is necessary.

**2. Other test criteria of the standards.** The association of textile manufacturers suggests that a statement should be added to section 3 (now section (f) below) to provide that the alternate laundering procedure must produce results which meet the test criteria for the applicable standard, in addition to producing as many char lengths in excess of five inches as the 50-cycle laundering procedure. The Commission believes it is unnecessary to add the suggested statement because it is clear that substituting an alternate laundering procedure does not relieve manufacturers from meeting all the other requirements in the standards. Therefore, the Commission has not made the suggested change.

**3. Char lengths.** The retailer notes that section 3 of the proposal requires that test results of an alternate laundering procedure must yield as many or more char lengths in excess of 5 inches as do test results of the 50-cycle laundering procedure and suggests that, instead, the average char lengths obtained from testing specimens laundered by the alternate laundering procedure should be compared with the average of char lengths obtained from testing specimens after laundering by the 50-cycle procedure specified in the standards to assure a sufficiently stringent basis for approval.

In developing the proposal, the Commission considered using a comparison of average char lengths for each of the 20 samples to determine acceptability or unacceptability of an alternate laundering procedure. However, the Commission decided that if it relies on a comparison of averages, it may not detect individual specimen char lengths approaching the maximum 10-inch char length permitted in the standards.

The test criteria in the standards (16 CFR 1615.3(b) and 16 CFR 1616.3(b)) establish limiting requirements for both average char lengths and the number of full specimen burns. Any criterion used to approve an alternate laundering procedure must demonstrate that the alter-

<sup>1</sup> Available in Technical Manual of the American Association of Textile Chemists and Colorists, Vol. 46, 1970, published by AATCC, Post Office Box 12215, Research Triangle Park, N.C. 27709.

nate procedure conditions the fabric in the same manner as the 50-cycle laundering procedure with respect to these two characteristics for the tested fabrics.

The Commission believes comparison of the count of the number of chars exceeding five inches in length for specimens laundered both ways is a simple and fair criterion to determine equivalency of the two laundering procedures. The criterion reveals both the average char lengths and the number of full length chars. If all specimen chars are less than five inches in length regardless of laundering method, then the alternate method is automatically accepted. For fabrics which may have a high probability of being marginally acceptable or unsafe after laundering according to the 50-cycle procedure, a mathematical analysis shows only a small risk that an alternate laundering procedure would accept these fabrics.

The Commission concludes that the criterion for approval of an alternate laundering procedure specified in the proposal of August 19, 1974, provides adequate safeguards that a CPSC-approved alternate laundering procedure would have no higher likelihood of accepting marginal or unacceptable items than does the 50-cycle laundering procedure. The criterion for approval of alternate laundering procedures in the proposal has the additional advantage of simplicity in computation and administration. Therefore no change has been made to the criteria for approval of alternate laundering procedures, which are found at section (f) of each of the procedures issued below.

**4. Guaranties.** The retailer points out that both of the children's sleepwear standards allow a sleepwear manufacturer to rely on a guaranty issued under section 8 of the Flammable Fabrics Act that the fabric used in the specific garments meets the acceptance criterion of the respective standards after laundering, and therefore all reference to the submission of comparative laundering test data on garments is unnecessary and should be removed from this proposal.

This comment appears to be based on the erroneous assumption that all sleepwear manufacturers receive guaranties from fabric manufacturers. There is no statutory requirement that fabric manufacturers provide a guaranty and, if they do not, the sleepwear manufacturer must test garments after laundering. In addition, sleepwear garment manufacturers must launder and test items that are produced from fabrics that were not intended or promoted for use in children's sleepwear.

For these reasons the Commission considers the procedures issued below to apply to both garment and fabric testing.

**5. Independent laboratory testing.** The proposal advised that the Commission would verify equivalency of any procedure by independent testing by or on behalf of the Commission. The consulting firm questioned whether independent laboratory tests of alternate laundering procedures performed on behalf of man-

ufacturers would be acceptable to the Commission. The Commission has never excluded such an arrangement between a manufacturer and an independent testing laboratory. However, the manufacturer would have the ultimate responsibility for assuring that the requirements are met.

**B. 30-day period to determine approval.** Section 4 of the proposal set a period of 30 days in which the Director of Compliance (now the Associate Executive Director for Compliance and Enforcement (AED, C&E)) would affirmatively reject, either orally or in writing, an application for a proposed alternative laundering procedure. If a rejection were not received within the prescribed time, the applicant would consider the proposal to be acceptable and begin applying it in production. Provision was also made for the AED, C&E to extend the consideration period at his or her discretion. The provisions for approval and use of alternate laundering procedures are found at sections (c) of the procedures issued below.

**1. Need for 30-day period.** The association of cotton producers and the consulting firm object to the 30-day waiting period set out in this section because they claim that the criteria for determining acceptability of the alternate laundering procedures are so well defined as to negate the need for prior Commission approval.

The Commission observes that the language of the standards requires that each alternate laundering procedure shall have "previously been found to be equivalent by the Consumer Product Safety Commission." This procedure permits persons to submit appropriate data and thereby expedites Commission review. The decision on equivalency, however, must be made on an individual basis. Every effort will be made to expedite the review process, even where further information may need to be submitted by an applicant. However, the Commission believes that the 30-day period for review is reasonable and necessary, and the AED, C&E may, of course, extend the review period as specified in section (c) (1).

**2. Written approval.** Section 4 of the proposal states that an applicant for an alternate laundering procedure may begin to use the procedure 30 days after the application is received by the AED, C&E unless oral or written notification to the contrary is received by the applicant.

The Commission notes that approvals to use alternate laundering procedures were made in writing during the interim period following publication of the proposal. Since approvals in writing assure the manufacturer an accurate record and since written approvals already made have not caused administrative inconvenience, sections (c) (1) below provide that applicants will now normally be sent written approvals to begin alternate laundering procedures within 30 days of receipt of the application by the AED, C&E but the AED, C&E may extend the time and may at his or her

discretion, allow the applicant to use the alternate procedure pending his final action.

**3. Different fabrics.** The same association of cotton producers raises the question as to what constitutes a "particular fabric" as used in the opening sentence of section 4 of the proposal.

The Commission intends the term to apply to a fabric with a specific set of specifications and specific identity. In meeting those specifications, deviations resulting from normal operating tolerance will not be considered as different fabrics under this definition. On the other hand, if a change in fabric construction, i.e., from a woven fabric to a knit, was intentionally instituted by the manufacturer, the fabric in question would no longer be considered to be a "particular fabric" within the meaning of this section. To clarify this matter, sections (a) (3) have been added below.

**C. Three-month revalidation requirement.** Section 5 of the proposal (see sections (d) in the procedures issued below) specifies that all the testing described in section 3 (now sections (b) below) shall be repeated for fabrics or garments from current production at least once for every three-month period during which any such fabrics or garments are produced. It further requires that the original test data be submitted to the Commission and that the subsequent data be maintained and be available for Commission inspection.

**1. Need for revalidation requirement.** The consulting firm and the association of cotton producers oppose as unnecessary and burdensome the idea of having to confirm every three months that the alternate laundering procedure adopted continues to show correlation.

The Commission does not agree with this comment. The variability within the various finishing processes necessitates the revalidation of the alternate laundering procedures at periodic intervals to demonstrate that the alternate method is a valid substitute for the 50-cycle laundering specified in the standards, and that the comparison of test results remains consistent. Therefore, the Commission declines to remove the three-month revalidation requirement. However, a modification has been made in the revalidation requirement. See paragraph 2 following.

**2. Number of revalidations.** The consulting firm and the association of textile manufacturers propose a limitation on the reconfirmation requirement. The former proposes that the requirement should be reduced to a reconfirmation every twelve months after three successful efforts. The latter asks that the reconfirmation test be made at no less than six-month intervals.

The Commission has reconsidered that part of section 5 of the proposal requiring reconfirmation of an alternate laundering procedure every three months for the duration of the production of the fabric or garments in question. It is the decision of the Commission that after four successive consistently acceptable correlations between the alternate laun-

dering procedure and the 50-cycle laundering procedure, of the standard performed at the prescribed three-month intervals, a sufficient showing will have been made to demonstrate that the alternate laundering procedure is an acceptable substitute for the 50-cycle laundering procedure and no further revalidation will be required. The four successive tests as described above may begin at any time after initial approval has been granted. The appropriate language is being added to sections (d) of the procedures issued below to reflect this change.

3. *Revalidation test failures.* The association of fiber producers, the association of textile manufacturers and the association of apparel manufacturers objected to sections 5 and 6 of the proposal which require that if any items do not meet the criteria in revalidation testing, the use of the alternate laundering procedure must be stopped immediately. They state the procedure does not take into account the occurrence of an occasional "anomalous" test result before automatically rejecting the correlation between the alternate procedure and the 50-cycle procedure. They suggest that an expanded revalidation procedure be permitted to confirm or refute the test failure prior to that invalidation.

The Commission recognizes the possibility that an occasional aberrational result may occur in making the required correlations and agrees that it would be unfair to automatically reject an alternate laundering procedure on this basis. Therefore, the Commission will give an applicant a "second chance" to achieve the necessary validation in such situations. In order to do this, the Commission is adding additional criteria that must be met in order to revalidate in the event of the occurrence of the above discussed situation. This additional language encompassing a double sampling plan is found at the end of sections (e) (2) of the procedures below.

D. *Reapplication requirement.* Section 7 of the proposal specifies that the use of an alternate laundering procedure for a particular fabric or garment which has been discontinued because of its failure to meet the criteria of section 3 shall not be resumed without making a written reapplication to the Commission requesting such resumption. The application should give facts or reasons to show that the alternate procedure is reliable, notwithstanding the previous failure of the procedure to meet the criteria of section 3.

1. *Need for reapplication.* The association of cotton producers and the consulting firm object to the requirement that after an alternate laundering procedure has been discontinued because of its failure to meet the requisite criteria of section 3, an applicant is required to reapply before renewing use of that method.

As discussed earlier in this notice, these same two commenters questioned the need for soliciting prior Commission approval before initially instituting an alternate laundering procedure. The

Commission stated it believes that prior approval, in addition to being required by the standards, provides better control over the use of alternate laundering procedures that may be questionable or of a borderline nature. Possible problems involving revalidation tests illustrate the importance of prior approval to assure that any proposed alternate laundering procedure is proven acceptable by experience.

For this reason the Commission retains the reapplication requirements of section 7 of its proposal in section (e) (2) below.

2. *Purpose of reapplication.* The association of fiber producers and the association of apparel producers suggest that in order to clarify section 7, the phrase " \* \* \* to give equivalent results as defined in paragraph 3," be added to the final sentence of section 7.

The Commission agrees that the last sentence of section 7 is in need of clarification in order to avoid any confusion as to the meaning of the word "failure" as used therein. Accordingly, the Commission is clarifying sections (e) (2) as issued below.

E. *Retention of 50-cycle procedure for compliance testing.* Section 8 of the proposal states that for the purpose of determining compliance with the standards, the Commission will rely on testing using the 50-cycle laundering procedure prescribed therein.

The consulting firm, while accepting the Commission's decision to rely on the 50-cycle procedure in determining compliance, reiterated an earlier position taken by them to the effect that the 50-cycle laundering procedure is awkward and purely arbitrary, having no demonstrable relationship to home laundering and drying.

In responding to this comment it will be helpful to give a brief background on how the 50-cycle laundering procedure became part of the Standards for Flammability of Children's Sleepwear.

When the standards were being developed, the 50-cycle procedure using AATCC Method 124-1969 was selected as the method for evaluating the durability of flame-retardant treatments because it (1) most nearly duplicated actual conditions by utilizing a conventional washer and dryer such as may be found in an average home, and (2) involved a standard acceptable test method for evaluating the overall durability of any flame retardant system. Further, the AATCC method was an existing voluntary standard which could readily be adopted by reference.

The Commission is unaware of data on any other procedure now in existence that shows the same acceptability for measuring the durability of flame-retardant system as does AATCC Method 124-1969 and is therefore satisfied that it should be retained.

F. *Different colors or print patterns.* Section 9 of the proposal states that alternate laundering procedures shall not be used for determining whether different colors or print patterns of the same fabric may be included in a single fabric or garment production unit.

The association of cotton producers objects to this limitation and suggests that retesting of a fabric should not be required when the only change from a previously tested fabric is the print pattern of the same color composition.

It is the Commission's opinion that altering the color and/or print pattern of a fabric or garment may have an effect on its flammability by increasing or decreasing one of the factors which may be responsible for flame spread. No evidence has been offered by this or any other commenter to refute this opinion. Therefore, it is the Commission's decision that section 9 be retained as proposed with the exception of an editorial deletion. The words "prototype testing or" were mistakenly included in section 9. The standards do not require laundering of prototypes, and inclusion of such a requirement in any alternate laundering procedure is inappropriate. Therefore, these words are being excluded from sections (a) (3) as issued below.

G. *Recordkeeping provision.* Section 10 of the proposal requires that records of all applications for alternate laundering procedures filed with the Commission and of all correlation tests be maintained by the applicant for the duration of the usage of those procedures and for three years thereafter.

In response to this proposal comments were received from the association of textile manufacturers, the association of fiber producers and the association of apparel manufacturers claiming that the requirement would become quite cumbersome for units produced over a span of years. They therefore proposed that only the records supporting the original application and the original correlation data be maintained for the period specified in section 10 and that the records of the interim verification data be maintained only for three years.

As discussed earlier in this notice and reflected below in sections (d), the Commission is limiting the correlation requirement to four consistently acceptable correlations done at three month intervals following initial approval of the alternate laundering procedure. It is the Commission's belief that this change will substantially lessen the recordkeeping requirements described below in sections (h).

H. *Effective date.* Because these rules are procedural, the delayed effective date provisions of the Administrative Procedure Act, 5 U.S.C. 553(d) do not apply, and these rules become effective on October 20, 1977. However, even if these provisions of the Administrative Procedure Act were considered to apply, the Commission finds for good cause that these rules should be effective upon publication. The Commission makes this finding because, in essence, the rules have been in effect since the proposal was published on an interim basis on August 19, 1974 (39 FR 29951). Also, it would be of assistance to persons subject to the rules, to have the regulations effective as soon as possible, so that they can proceed to comply with the requirements.

Any approval of an alternative laundering procedure that was granted under the interim procedures published at 39 FR 29951, as well as subsequent revalidations, will continue in effect under these rules.

**CONCLUSION AND ADOPTION OF METHOD FOR ESTABLISHMENT AND USE OF ALTERNATE LAUNDERING PROCEDURES**

Therefore, pursuant to provisions of the Flammable Fabrics Act (sec. 5, 67 Stat. 112-13, amended 81 Stat. 571; 15 U.S.C. 1194), and under authority vested in the Commission by the Consumer Product Safety Act (Pub. L. 92-573, sec. 30(b), 86 Stat. 1231; 15 U.S.C. 2079(b)), the Commission adopts the following method for establishing alternate laundering procedures under the Standards for the Flammability of Children's Sleepwear, FF 3-71 and FF 5-74. Accordingly, Title 16, Code of Federal Regulations, Chapter II, Subchapter B is amended as follows:

1. By adding a new § 1615.32 to read as follows:

**§ 1615.32 Method for establishment and use of alternate laundering procedures under section 4(g)(4)(ii) of the standard.**

(a) *Scope.* (1) Section 4(g)(4)(ii) of the Standard for the Flammability of Children's Sleepwear in sizes 0-6X (16 CFR 1615.4(g)(4)(ii)) requires that all fabrics and certain garments subject to the standard be tested for flammability as produced (or after one washing and drying) and after the items have been washed and dried 50 times in prescribed household washing and drying machines, using the procedure specified in AATCC Test Method 124-1969.<sup>2</sup> This section also provides that items may be laundered a different number of times under another washing and drying procedure if the Commission finds that such an alternate laundering procedure is equivalent to the procedure specified in the standard.

(2) This rule provides the procedures to be followed by persons seeking Commission approval for alternate laundering procedures. It also provides the criteria the Commission will use in evaluating the applications.

(3) The alternate laundering procedures provided for in this section apply only to procedures under section 4(g)(4)(ii) of the standard and shall not be used for determining whether different colors or different print patterns of the same fabric may be included in a single fabric or garment production unit.

(4) As used in this section, fabric means fabric or related material promoted or intended for use in children's sleepwear made to identical specifications and containing the same identity while in production.

(b) *Application procedure.* (1) Applicants seeking approval for use of an alternate laundering procedure under

section 4(g)(4)(ii) of the standard must submit the following information in writing to the Associate Executive Director for Compliance and Enforcement, Consumer Product Safety Commission, Washington, D.C. 20207:

(i) A detailed description of the proposed alternate laundering procedure, and a 6 in. by 6 in. swatch of the fabric or garment for which the procedure is proposed.

(ii) Upon request of the Commission staff, any other information concerning the procedure and/or any machine used in connection with it.

(iii) With regard to each fabric or garment for which an alternate laundering procedure is sought, test data comparing twenty test specimens washed and dried by the proposed alternate laundering procedure and twenty specimens tested in accordance with the 50-wash and dry cycle procedure required in section 4(g)(4)(ii) of the standard. (For purposes of applications, similar fabrics or garments of different finishes shall be considered as different fabrics or garments and therefore separate test results must be submitted). Each group of twenty specimens upon which these data are based must be cut for testing, half in the machine direction and half in the cross machine direction. Where the applicant manufactures the fabric or garments in more than one plant, the data described in this paragraph must be submitted separately for the fabric or garments of each plant for which the proposed alternate laundering procedure is intended to be used. Subsequent applications for use of the same procedure for additional fabrics and garments may incorporate portions of the original application by reference, as appropriate.

(2) Applications shall be certified by the chief executive officer of the applicant or the official to whom the duty to certify has been delegated in writing. The Commission's Associate Executive Director for Compliance and Enforcement (AED, C&E) must be notified and in writing of any such delegation.

(c) *Use of alternate laundering procedure.* (1) The applicant may begin to use the alternate laundering procedure 30 days after the application is received by the AED, C&E unless notified to the contrary. The AED, C&E will normally furnish an applicant with written notice of approval within 30 days. The applicant may be notified that a longer time is needed for evaluation of the application and, in the discretion of the AED, C&E may be authorized to use the alternate laundering procedure pending the final decision. The notice of approval shall be kept by the applicant with other written records required to be maintained in connection with the use of an alternate laundering procedure. So that applicants may ascertain that the application has been received and when the 30-day period has elapsed, it is suggested that applications be sent by certified mail, return receipt requested.

(2) As provided in detail in paragraph (e) of this section, applicants must im-

mediately discontinue use of an alternate procedure and must immediately notify the AED, C&E if there are test failures during revalidation testing.

(d) *Revalidation testing.* (1) In order to assure a continued satisfactory correlation between the alternate laundering procedure and the laundering procedure of the standard, applicants shall perform all the testing described in paragraph (b)(1)(iii) of this section for fabrics or garments from current production at least once for every three-month period during which any of the fabric or garments are produced.

(2) If following initial approval, four successive comparisons of the alternate and the 50-cycle methods as described in paragraph (d)(1) of this section, consistently show acceptable results under the criteria specified by paragraph (f) of this section, the Commission will deem such comparisons to be sufficient demonstration of the equivalence of the alternate laundering procedure with the 50 launderings required in the standard and further revalidation testing will not be required.

(3) Records of revalidation testing need not be submitted to the AED, C&E. However such records must be maintained in accordance with paragraph (h) of this section.

(e) *Revalidation testing failures.* (1) If revalidation testing for any fabric or garment does not meet the criteria of paragraph (f) of this section, the applicant must immediately discontinue use of the alternate laundering procedure for that fabric or garment and must immediately notify the AED, C&E in writing of the failure to meet the criteria. Also, the testing from the production unit from which the non-correlating samples were taken and the testing from subsequent production units (if any) must be repeated immediately using the laundering procedure prescribed in the standard. These repeat tests shall then be the tests applicable to such production unit(s) and the tests previously performed on the production unit(s) shall be considered invalid.

(2) When use of an alternate laundering procedure for a particular fabric or garment has been discontinued because of a failure to meet the criteria of paragraph (f) of this section, the alternate laundering procedure shall not be used again unless a new application for approval is submitted to the AED, C&E and he or she approves the application in writing. In addition to the other information required for applications, the additional application should give facts or reasons showing why the applicant believes the procedure should be considered reliable with the fabric or garments involved, in view of previous failure.

(f) *Commission criteria for evaluating applications.* (1) The AED, C&E will approve the alternate laundering procedure as equivalent to the laundering procedure specified in section 4(g)(4)(ii) of the standard if testing from the 20 specimens laundered by the proposed alternate pro-

<sup>2</sup> American Association of Textile Chemists and Colorists. Technical Manual. Vol. 46, 1970.

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cedure yields as many or more char lengths in excess of five inches as does testing from the twenty specimens laundered by the 50-laundering cycle method prescribed in the standard.

(2) If the alternate laundering procedure yields fewer char lengths in excess of five inches than does the 50-wash and dry cycle, then the AED, C&E will not consider the alternate procedure equivalent, with the following exception: If the number of five-inch chars for the alternate procedure is within one of the number of five-inch chars obtained for the 50-cycle procedure, the applicant may repeat the original test with new specimens and if the combined results of both tests show the count of chars exceeding five inches for the alternate is equal to, or greater than, the count for the 50-wash cycle procedure, the AED, C&E will approve the alternate laundering procedure.

(g) *Commission testing for compliance.* (1) For the purpose of determining compliance with the standard, the Commission will rely on testing employing the laundering procedure now prescribed in section 4(g)(4)(ii) of the standard.

(2) The Commission may verify equivalency of any procedure submitted by independent testing and evaluation, by or on behalf of the Commission.

(h) *Recordkeeping.* The applicant must maintain a record of all applications filed with the Commission and of all equivalency tests for as long as the procedures to which they relate are in use and for three years thereafter.

2. By adding a new § 1616.32 to read as follows:

**§ 1616.32 Method for establishment and use of alternate laundering procedures under section 5(c)(4)(ii) of the standard.**

(a) *Scope.* (1) Section 5(c)(4)(ii) of the Standard for the Flammability of Children's Sleepwear in sizes 7-14 (16 CFR 1616.5(c)(4)(ii)) requires that all fabrics and certain garments subject to the standard be tested for flammability as produced (or after one washing and drying) and after the items have been washed and dried 50 times in prescribed household washing and drying machines, using the procedure specified in AATCC Test Method 124-1969.<sup>3</sup> This section also provides that items may be laundered a different number of times under another washing and drying procedure if the Commission finds that such an alternate laundering procedure is equivalent to the procedure specified in the standard.

(2) This rule provides the procedures to be followed by persons seeking Commission approval for alternate laundering procedures. It also provides the criteria the Commission will use in evaluating the applications.

(3) The alternate laundering procedures provided for in this section apply only to procedures under section 5(c)

(4)(ii) of the standard and shall not be used for determining whether different colors or different print patterns of the same fabric may be included in a single fabric or garment production unit.

(4) As used in this section, fabric means fabric or related material promoted or intended for use in children's sleepwear made to identical specifications and containing the same identity while in production.

(b) *Application procedure.* (1) Applicants seeking approval for use of an alternate laundering procedure under section 5(c)(4)(ii) of the standard must submit the following information in writing to the Associate Executive Director for Compliance and Enforcement, Consumer Product Safety Commission, Washington, D.C. 20207:

(i) A detailed description of the proposed alternate laundering procedure, and a 6 in. by 6 in. swatch of the fabric or garment for which the procedure is proposed,

(ii) Upon request of the Commission staff, any other information concerning the procedure and/or any machine used in connection with it,

(iii) With regard to each fabric or garment for which an alternate laundering procedure is sought, test data comparing twenty test specimens washed and dried by the proposed alternate laundering procedure and twenty specimens tested in accordance with the 50-wash and dry cycle procedure required in section 5(c)(4)(ii) of the standard. (For purposes of applications, similar fabrics or garments of different finishes shall be considered as different fabrics or garments and therefore separate test results must be submitted). Each group of twenty specimens upon which these data are based must be cut for testing, half in the machine direction and half in the cross machine direction. Where the applicant manufactures the fabric or garments in more than one plant, the data described in this paragraph must be submitted separately for the fabric or garments of each plant for which the proposed alternate laundering procedure is intended to be used. Subsequent applications for use of the same procedure for additional fabrics and garments may incorporate portions of the original application by reference, as appropriate.

(2) Applications shall be certified by the chief executive officer of the applicant or the official to whom the duty to certify has been delegated in writing. The Commission's Associate Executive Director for Compliance and Enforcement (AED, C&E) must be notified in writing of any such delegation.

(c) *Use of alternate laundering procedure.* (1) The applicant may begin to use the alternate laundering procedure 30 days after the application is received by the AED, C&E unless notified to the contrary. The AED, C&E will normally furnish applicant with written notice of approval within 30 days. The applicant may be notified that a longer time is needed for evaluation of the application and may be authorized to use the alternate laundering procedure pending the

final decision. The notice of approval shall be kept by the applicant with other written records required to be maintained in connection with the use of an alternate laundering procedure. So that the applicants may ascertain that the application has been received when the 30-day period has elapsed, it is suggested that applications be sent by certified mail, return receipt requested.

(2) As provided in detail in paragraph (e) of this section, applicants must immediately discontinue use of an alternate procedure and must immediately notify the AED, C&E if there are test failures during revalidation testing.

(d) *Revalidation testing.* (1) In order to assure a continued satisfactory correlation between the alternate laundering procedure and the laundering procedure of the standard, applicants shall perform all the testing described in paragraph (b)(1)(iii) of this section for fabrics or garments from current production at least once for every three-month period during which any of the fabric or garments are produced.

(2) If following initial approval, four successive comparisons of the alternate and the 50-cycle methods as described in paragraph (d)(1) of this section consistently show acceptable results under the criteria specified by paragraph (f) of this section, the Commission will deem such comparisons to be sufficient demonstration of the equivalence of the alternate laundering procedure with the 50 laundings required in the standard and further revalidation testing will not be required.

(3) Records of revalidation testing need not be submitted to the AED, C&E. However such records must be maintained in accordance with paragraph (h) of this section.

(e) *Revalidation testing failures.* (1) If revalidation testing for any fabric or garment does not meet the criteria of paragraph (f) of this section, the applicant must immediately discontinue use of the alternate laundering procedure for that fabric or garment and must immediately notify the AED, C&E in writing of the failure to meet the criteria. Also, the testing from the production unit from which the non-correlating samples were taken and the testing from subsequent production units (if any) must be repeated immediately using the laundering procedure prescribed in the standard. These repeat tests shall then be the tests applicable to such production unit(s) and those tests previously performed on the production unit(s) shall be considered invalid.

(2) When use of an alternate laundering procedure for a particular fabric or garment has been discontinued because of a failure to meet the criteria of paragraph (f) of this section, the alternate laundering procedure shall not be used again unless a new application for approval is submitted to the AED, C&E and he approves the application in writing. In addition to the other information required for applications, the additional application should give facts or reasons showing why the applicant believes the

<sup>3</sup> American Association of Textile Chemists and Colorists, Technical Manual/Vol. 46, 1970.



procedure should be considered reliable with the fabric or garments involved, in view of the previous failure.

(f) *Commission criteria for evaluating applications.* (1) The AED, C&E will approve the alternate laundering procedure as equivalent to the laundering procedure specified in section 5(c)(4)(ii) of the standard if testing from the 20 specimens laundered by the proposed alternate procedure yields as many or more char lengths in excess of five inches as testing from the twenty specimens laundered by the 50-laundering cycle method prescribed in the standard.

(2) If the alternate laundering procedure yields fewer char lengths in excess of five inches than does the 50-wash and dry cycle, then the AED, C&F will not consider the alternate procedure equivalent, with the following exception: If the number of five-inch chars for the alternate procedure is within one of the number of five-inch chars obtained for the 50-cycle procedure, the applicant may repeat the original test with new specimens and if the combined results of both tests show the count of chars exceeding five inches for the alternate is equal to, or greater than, the count for the 50-wash cycle procedure, the AED, C&E will approve the alternate laundering procedure.

(g) *Commission testing for compliance.* (1) For the purpose of determining compliance with the standard, the Commission will rely on testing employing the laundering procedure now prescribed in section 5(c)(4)(iii) of the standard.

(2) The Commission may verify equivalency of any procedure submitted by independent testing and evaluation, by or on behalf of the Commission.

(h) *Recordkeeping.* The applicant must maintain a record of all applications filed with the Commission and of all equivalency tests for as long as the procedures to which they relate are in use and for three years thereafter.

(Sec. 5, 67 Stat. 112-13, as amended 81 Stat. 571; (15 U.S.C. 1194).)

Dated: October 14, 1977.

RICHARD E. RAPPS,  
Secretary, Consumer  
Product Safety Commission.

[FR Doc.77-30597 Filed 10-19-77;8:45 am]

[ 4210-01 ]

Title 24—Housing and Urban Development  
[Docket No. R-77-468]

CHAPTER II—OFFICE OF ASSISTANT SECRETARY FOR HOUSING—FEDERAL HOUSING COMMISSIONER (FEDERAL HOUSING ADMINISTRATION), DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

DEBENTURE INTEREST RATES

AGENCY: Department of Housing and Urban Development.

ACTION: Final rule.

SUMMARY: This rule change provides for an increased debenture interest rate applicable to all home and project mortgages and loans under the National Housing Act (the Act), as amended, except for those loans or mortgages issued under the Act's section 221(g)(4) provision, committed or endorsed on or after July 1, 1977. The Secretary of the Treasury determines debenture interest rates in accordance with established procedure and the Act. The intended effect of this rule change is to raise interest rates for appropriate mortgages.

EFFECTIVE DATE: July 1, 1977.

FOR FURTHER INFORMATION CONTACT:

Linda Brothers, Procedures Branch, Office of Finance and Accounting, Administration, Department of Housing and Urban Development, Washington, D.C. 20410, 202-755-5300.

SUPPLEMENTARY INFORMATION: The Secretary of the Treasury has determined in accordance with the provisions of section 224 of the National Housing Act, as amended, that the interest rate for the month of May 1977 is 7¼% and has approved the establishment of debenture interest rates at 7¼% to be effective as of July 1, 1977.

The Secretary has determined that advance publication and notice and public procedure are unnecessary since the debenture interest rate is set by the Secretary of the Treasury in accordance with a procedure established by statute.

A Finding of Inapplicability respecting the National Environmental Policy Act of 1969 has been made in accordance with HUD procedures. A copy of this Finding of Inapplicability will be available for public inspection during regular business hours at the Office of the Rules Docket Clerk, Office of the Secretary, Room 5218, Department of Housing and Urban Development, 451 Seventh Street SW., Washington, D.C.

NOTE.—It is hereby certified that the economic and inflationary effects of these amended regulations have been carefully evaluated in accordance with Executive Order No. 11821.

Accordingly, Chapter II is amended as follows:

PART 203—MUTUAL MORTGAGE INSURANCE AND INSURED HOME IMPROVEMENT LOANS

Subpart B—Contract Rights and Obligations

1. Section 203.405 is amended to read as follows:

§ 203.405 Debenture interest rate.

Debentures shall bear interest from the date of issue, payable semiannually on the first day of January and the first day of July of each year at the rate in effect as of the date the commitment was issued, or as of the date the mortgage

was endorsed for insurance, whichever rate is higher.

The following interest rates are effective for the dates listed:

	On or after	Prior to
Effective rate (percent):		
6¼%	Jan. 1, 1977	July 1, 1971
5½%	July 1, 1971	Jan. 1, 1972
5%	Jan. 1, 1972	July 1, 1972
5½%	July 1, 1972	Jan. 1, 1973
5¼%	Jan. 1, 1973	July 1, 1973
6%	July 1, 1973	Jan. 1, 1974
6½%	Jan. 1, 1974	July 1, 1974
7%	July 1, 1974	Jan. 1, 1975
7½%	Jan. 1, 1975	July 1, 1976
7%	July 1, 1976	Jan. 1, 1977
6¾%	Jan. 1, 1977	July 1, 1977
7¼%	July 1, 1977	

(Sec. 211, 52 Stat. 23; 12 U.S.C. 1715b. Interprets or applies sec. 203, 52 Stat. 10, as amended; 12 U.S.C. 1709.)

2. Section 203.479 is amended to read as follows:

§ 203.479 Debenture interest rate.

Debentures shall bear interest from the date of issue, payable semiannually on the first day of January and the first day of July of each year at the rate in effect as of the date the commitment was issued, or as of the date the loan was endorsed for insurance, whichever rate is the higher. The following interest rates are effective for the dates listed:

	On or after	Prior to
Effective rate (percent):		
6¼%	Jan. 1, 1971	July 1, 1971
5½%	July 1, 1971	Jan. 1, 1972
5%	Jan. 1, 1972	July 1, 1972
5½%	July 1, 1972	Jan. 1, 1973
5¼%	Jan. 1, 1973	July 1, 1973
6%	July 1, 1973	Jan. 1, 1974
6½%	Jan. 1, 1974	July 1, 1974
7%	July 1, 1974	Jan. 1, 1975
7½%	Jan. 1, 1975	July 1, 1976
7%	July 1, 1976	Jan. 1, 1977
6¾%	Jan. 1, 1977	July 1, 1977
7¼%	July 1, 1977	

(Sec. 211, 52 Stat. 23; U.S.C. 1715b. Interprets or applies sec. 203, 52 Stat. 10, as amended; 12 U.S.C. 1709.)

PART 207—MULTIFAMILY HOUSING MORTGAGE INSURANCE

Subpart B—Contract Rights and Obligations

In § 207.59 paragraph (e) (6) is amended to read as follows:

§207.259 Insurance benefits.

\* \* \* \* \*

(e) Issuance of debentures. \* \* \*

(6) Bear interest from the date of issue, payable semiannually on the first day of January and first day of July of each year at the rate in effect as of the date the commitment was issued, or as of the date of initial insurance endorsement of the mortgage, whichever rate is the higher. The following interest rates are effective for the dates listed:

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	On or after	Prior to
Effective rate (percent):		
6½	Jan. 1, 1971	July 1, 1971
5½	July 1, 1971	Jan. 1, 1972
5½	Jan. 1, 1972	July 1, 1972
5½	July 1, 1972	Jan. 1, 1973
5½	Jan. 1, 1973	July 1, 1973
6	July 1, 1973	Jan. 1, 1974
6½	Jan. 1, 1974	July 1, 1974
6½	July 1, 1974	Jan. 1, 1975
7	Jan. 1, 1975	July 1, 1975
7	July 1, 1975	Jan. 1, 1976
7½	Jan. 1, 1976	July 1, 1976
7½	July 1, 1976	Jan. 1, 1977
7½	Jan. 1, 1977	July 1, 1977
7½	July 1, 1977	

(Sec. 211, 52 Stat. 23; 12 U.S.C. 1715b. Interprets or applies sec. 207, 52 Stat. 16, as amended; 12 U.S.C. 1713.)

**PART 220—URBAN RENEWAL MORTGAGE INSURANCE AND INSURED IMPROVEMENT LOANS**

**Subpart D—Contract Rights and Obligations—Projects**

Section 220.830 is amended to read as follows:

**§ 220.830 Debenture interest rate.**

Debentures shall bear interest from the date of issue, payable semiannually on the first day of January and first day of July of each year at the rate in effect as of the date the commitment was issued, or as of the date the loan was endorsed for insurance, whichever rate is higher. The following interest rates are effective for the dates listed:

	On or after	Prior to
Effective rate (percent):		
6½	Jan. 1, 1971	July 1, 1971
5½	July 1, 1971	Jan. 1, 1972
5½	Jan. 1, 1972	July 1, 1972
5½	July 1, 1972	Jan. 1, 1973
5½	Jan. 1, 1973	July 1, 1973
6	July 1, 1973	Jan. 1, 1974
6½	Jan. 1, 1974	July 1, 1974
6½	July 1, 1974	Jan. 1, 1975
7	Jan. 1, 1975	July 1, 1975
7	July 1, 1975	Jan. 1, 1976
7½	Jan. 1, 1976	July 1, 1976
7½	July 1, 1976	Jan. 1, 1977
7½	Jan. 1, 1977	July 1, 1977
7½	July 1, 1977	

(Sec. 211, 52 Stat. 23; 12 U.S.C. 1715b. Interprets or applies sec. 220, 68 Stat. 596, as amended; 12 U.S.C. 1715k.)

Issued at Washington, D.C., October 3, 1977.

**MORTON BARUCH,**  
*Deputy Assistant Secretary for Housing—Deputy Federal Housing Commissioner.*

[FR Doc.77-30445 Filed 10-19-77; 8:45 am]

**[ 4310-10 ]**

**Title 41—Public Contracts and Property Management**

**CHAPTER 114—DEPARTMENT OF THE INTERIOR**

**PART 114-38—MOTOR EQUIPMENT MANAGEMENT**

AGENCY: Office of the Secretary, Interior.

ACTION: Final regulations.

SUMMARY: 41 CFR 114-38.55 published in the FEDERAL REGISTER on August 31, 1976 (41 FR 36654) established Depart-

mental guidelines and procedures for the acquisition, management, and safe operation of watercraft. Several changes have since been suggested, and this revision reflects the changes that have been incorporated in the regulations.

DATE: This revision is effective immediately.

**FOR FURTHER INFORMATION CONTACT:**

James O. Wyatt, Chief, Division of Property Management, Office of Administrative and Management Policy, Department of the Interior, Washington, D.C. 20240, telephone 202-343-3185.

**SUPPLEMENTARY INFORMATION:** Because this revision relates only to internal Departmental procedures, the proposed rulemaking procedures are inapplicable. The primary author of this document is Charles H. Young, Property Management Officer, Office of Administrative and Management Policy, telephone number 202-343-3185.

NOTE.—The Department of the Interior has determined that this document does not contain a major proposal requiring preparation of an Inflation Impact Statement under Executive Order 11821 and OMB Circular No. A-107.

**RICHARD R. HITE,**  
*Deputy Assistant Secretary of the Interior.*

OCTOBER 11, 1977.

Pursuant to the authority of the Secretary of the Interior contained in 5 U.S.C. 301 and 40 U.S.C. 486(c), Chapter 114, Title 41 of the Code of Federal Regulations, is revised as set forth below.

**Subpart 114-38.55—Watercraft**

- Sec.
- 114-38.5500 Scope of subpart.
- 114-38.5501 Definition.
- 114-38.5502 Basic policy.
- 114-38.5503 Official use.
- 114-38.5504 Responsibility.
- 114-38.5505 Requirements for new watercraft.
- 114-38.5506 Modification of other watercraft.
- 114-38.5507 Identification requirements.
- 114-38.5508 Training.
- 114-38.5509 Associated equipment requirements.
- 114-38.5510 Fire controls.
- 114-38.5511 Inspection requirements.
- 114-38.5512 Operating requirements.

**Subpart 114-38.55—Watercraft**

**§ 114-38.5500 Scope of subpart.**

This subpart provides policies and guidelines pertaining to the acquisition, management, and safe operation of watercraft.

**§ 114-38.5501 Definition.**

“Watercraft” means boats and ships collectively, including airboats, sailboats, and every description of watercraft except seaplanes, which are:

- (a) Used, or capable of being used, as a means of transportation on water, and
- (b) Propelled by machinery whether or not such machinery is the principle source of propulsion.

**§ 114-38.5502 Basic policy.**

It is Departmental policy that the acquisition and operation of watercraft shall, as a minimum, be in compliance with U.S. Coast Guard Boating Safety Regulations and Standards (33 CFR Subchapter S and 46 CFR Part 25). Some of these are included or referenced herein for the purpose of ensuring that personnel responsible for watercraft are aware of these requirements. In the event of any conflict, the more stringent requirement shall apply.

**§ 114-38.5503 Official use.**

No officer or employee of the Federal Government shall use, or authorize the use of, any Government-owned or leased watercraft for other than official purposes as defined in 114-38.50.

**§ 114-38.5504 Responsibility.**

The head of each bureau and office having watercraft is responsible for establishing:

- (a) Operating programs and procedures to ensure compliance with this subpart;
- (b) Requirements for records and reports needed for management purposes.

**§ 114-38.5505 Requirements for new watercraft.**

When the purchase of new watercraft is contemplated, the head of the bureau or office shall establish procedures that will ensure compliance with the following requirements:

- (a) Custom-built watercraft in excess of 35 feet long: Specifications must be reviewed by a qualified marine architect.
- (b) Watercraft 26 feet or more in length: Prior compliance with the provisions of Office of Management and Budget Circular No. A-76.
- (c) Watercraft of less than 20 feet in length: Must meet U.S. Coast Guard flotation standards published in 33 CFR 183 (42 FR 20242) which shall be mandatory on manufacturers as of August 1, 1978. (must have sufficient buoyancy to float in an approximately level attitude when swamped, thus providing a platform from which the occupant(s) can be rescued).
- (d) Any new watercraft: Must meet or exceed U.S. Coast Guard Boating Safety Regulations for comparable watercraft. (Watercraft subject to U.S. Coast Guard standards will have a manufacturer's certification label.)
- (e) Engine horsepower rating: Not to be in excess of that recommended by the hull manufacturer and shown on the capacity marking label.
- (f) Environmental regulations concerning the discharge of waste materials into navigable waters: Among other things, these regulations prohibit the use of marine toilets with overboard discharge.

(d) Any new watercraft: Must meet or exceed U.S. Coast Guard Boating Safety Regulations for comparable watercraft. (Watercraft subject to U.S. Coast Guard standards will have a manufacturer's certification label.)

(e) Engine horsepower rating: Not to be in excess of that recommended by the hull manufacturer and shown on the capacity marking label.

(f) Environmental regulations concerning the discharge of waste materials into navigable waters: Among other things, these regulations prohibit the use of marine toilets with overboard discharge.

**§ 114-38.5506 Modification of other watercraft.**

All existing watercraft shall be modified to meet the requirements for new watercraft except in those instances where such modification is neither practicable nor economically feasible.

**§ 114-38.5507 Identification requirements.**

(a) Bureau or office identification shall be conspicuously displayed on all watercraft except those used in connection with law enforcement undercover work.

(b) Registered watercraft shall have the registration number displayed on each side of the bow in accordance with U.S. Coast Guard Boating Safety Regulations.

(c) All watercraft shall be marked to indicate the maximum horsepower allowed for propulsion, the maximum permissible number of occupants, and any other standards for safe loading that may be required to ensure safe operation.

(d) Emergency flotation information shall be prominently displayed on each watercraft when it is determined that such information will serve a useful purpose.

**§ 114-38.5508 Training.**

(a) The head of each bureau and office having watercraft shall require that all employees who operate or work in watercraft receive sufficient first aid instruction to ensure the availability of artificial respiration in an emergency. Permanent employees shall be required to take the Standard Red Cross First Aid Course or its equivalent.

(b) All employees who operate watercraft shall be required to participate, as appropriate, in one or more of the following courses:

(1) U.S. Coast Guard Auxiliary courses in boating safety and seamanship.

(2) United States Power Squadrons (USPS) Boating Course.

(3) Water safety courses offered by local chapters of the American National Red Cross.

(4) State boating safety education programs as available.

(5) The "Skipper's Course," a programmed learning text. (\$1.50 by mail. Order from the Government Printing Office, P.O. Box 1821, Washington, D.C. 20013, or from the Consumer Product Information Center, Pueblo, CO 81009.)

(6) Other bureau-approved courses in boating safety and seamanship.

(c) Employees classified as boat operators should be required to take the necessary courses and obtain appropriate U.S.C.G. licenses.

**§ 114-38.5509 Associated equipment requirements.**

(a) *Personal flotation devices.* (1) Each watercraft shall have aboard and readily available for the operator and each occupant a serviceable Personal Flotation Device (PFD) of suitable size and at least equivalent to Performance Type I, II, or III Personal Flotation Device as specified in U.S. Coast Guard Boating Safety Regulations (33 CFR 175) (i.e., designed to keep a person afloat in a vertical or slightly backward position and having at least 15.5 pounds of buoyancy).

(2) The operator and occupant(s) of any watercraft less than 26 feet in length shall wear the above PFD when water or weather conditions are such that there is

a possibility of an accident or of a person being thrown over the side.

(3) Each watercraft 16 feet or more in length shall also be equipped with at least one Type IV (throwable) Personal Flotation Device.

(b) *Distress signaling devices.* Each watercraft shall have aboard distress signaling devices effective for all weather conditions and in compliance with any regulations issued by the U.S. Coast Guard for that type watercraft.

(c) *Bailing devices and bilge pumps.* All watercraft shall carry suitable and readily available bailing devices, and watercraft of 26 feet or more in length should be equipped with bilge pumps.

(d) *Running lights.* Each watercraft operated during hours of darkness shall display lights meeting U.S. Coast Guard requirements for "Lights required on boats underway between sunset and sunrise." For watercraft operated on waters governed by the Inland, Great Lakes, or Western Rivers Rules of the Road, these requirements are in 46 CFR 27.05. For watercraft operated in international waters, these requirements are in the 1972 Collision Regulations, 33 CFR Subchapter DD (42 FR 17111).

(e) *Radio.* All watercraft operated on open waters should have ship to shore radio communications capability. For carriage and authorization of such radio equipment, refer to Part 313 of the Departmental Manual and the related Radio Communications Handbook.

(f) *Navigational aids.* Any watercraft operated outside the sight of land shall be equipped with navigational aids suitable to the mission.

(g) *Dead-man's switch.* Watercraft frequently used for solo operation should, wherever possible, be equipped with a device, switch, or line which would reduce the engine speed to an idle if the operator should lose control.

(h) *Anchor and anchor line.* In all waters where anchoring is reasonably possible, all watercraft (except those capable of being safely beached) shall be equipped with an anchor and line adequate to securely anchor the watercraft.

(i) *First aid kits.* Each watercraft shall carry a readily identifiable and accessible first aid kit containing at least the same items listed by the U.S. Coast Guard in 46 CFR 16.041-4.

(j) *Compliance checklist.* When appropriate to ensure compliance with State and local regulations, each watercraft should have a compliance checklist for each State in which that watercraft shall be operated. Any such checklist should be coordinated with, or developed by, safety personnel and shall include all required accessories and equipment such as anchor lights, running lights, and sound warning devices.

**§ 114-38.5510 Fire controls.**

(a) Every inboard gasoline engine in a watercraft shall be equipped with a means of backfire flame control acceptable to the U.S. Coast Guard on the basis of 46 CFR 25.35.

(b) Each gasoline powered inboard and inboard/outdrive watercraft shall have ventilation systems meeting U.S. Coast Guard regulations (46 CFR 25).

(c) Each watercraft shall carry, as a minimum, the number and type of fire extinguishers required by U.S. Coast Guard regulations (46 CFR 25) for that particular type and size of craft, and such fire extinguishers shall be maintained and serviced in accordance with the procedures set forth in Occupational Safety and Health Administration Standard 29 CFR 1910.157.

**§ 114-38.5511 Inspection requirements.**

(a) Each watercraft shall be thoroughly inspected at least once annually to determine that the watercraft is seaworthy and being maintained in a safe operating condition. Inspections shall be more frequent in those situations where unusual conditions such as heat, humidity, or ice may have an effect on the hull or engine. Each inspection shall be made by qualified personnel, and U.S. Coast Guard inspection services shall be utilized to the extent they are available.

(b) Each inspection shall include an examination of Personal Flotation Devices to ensure they are being properly treated and maintained in a serviceable condition.

(c) All deficiencies affecting seaworthiness or safety shall be corrected before the watercraft is returned to service.

**§ 114-38.5512 Operating requirements.**

(a) Watercraft shall be operated at all times with safety as a primary requirement, and the employee in charge of any watercraft is responsible for:

(1) Operation of the watercraft in a safe manner with due regard to the safety of its crew, passengers, and cargo;

(2) Compliance with applicable laws and regulations, including those relating to use for official purposes only;

(3) Reporting all accidents and incidents involving watercraft on Form DI-134, Report of Accident/Incident, and using Coast Guard Form CG-3865, Boating Accident Report, to report any accident which results in the loss of life, injury causing incapacitation in excess of 72 hours, or property damage in excess of \$100.

(b) The solo operator of any watercraft shall wear a Personal Flotation Device.

(c) Airboat operators and occupants shall wear some type of hearing protection.

(d) The employee in charge of any watercraft with a crew of three or more (including the captain) shall:

(1) Hold safety meetings at least once each month during the operating season.

(2) Conduct fire and abandon ship drills at least once each month during the operating season, and record each drill in the ship's log.

(3) Post, in a conspicuous place, a "Station Bill" covering fire drills, abandon ship drills, man overboard drills, and other emergency procedures.

[FR Doc.77-30633 Filed 10-19-77;8:45 am]

# proposed rules

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

[ 3410-02 ]

## DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[ 7 CFR Part 1068 ]

### MILK IN THE UPPER MIDWEST MARKETING AREA

#### Proposed Suspension of a Certain Provision of Order

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Proposed suspension of rule.

SUMMARY: This notice invites written comments on a proposal to suspend a requirement under the Upper Midwest milk marketing order that handlers make a partial payment for milk received from producers by the 25th day of the month. Handlers indicate that their producers want such payments to be made about 8 days later so that their partial payments and final payments for milk will be spaced about 15 days apart. The proposed suspension would be for November 1977 through April 1978.

DATE: Comments are due on or before October 27, 1977.

ADDRESS: Comments (four copies) should be filed with the Hearing Clerk, U.S. Department of Agriculture, Washington, D.C. 20250.

#### FOR FURTHER INFORMATION CONTACT:

Clayton H. Plumb, Marketing Specialist, Dairy Division, Agricultural Marketing Service, U.S. Department of Agriculture, Washington, D.C. 20250, 202-447-6273.

SUPPLEMENTARY INFORMATION: Notice is hereby given that, pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), the suspension of paragraph (a) (4) of § 1068.73 of the order regulating the handling of milk in the Upper Midwest marketing area is being considered for the period November 1, 1977, through April 30, 1978.

All persons who desire to submit written data, views, or arguments in connection with the proposed suspension should file the same with the Hearing Clerk, United States Department of Agriculture, Washington, D.C. 20250, on or before the 7th day after FEDERAL REGISTER publication. All documents filed should be in quadruplicate.

All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Paragraph (a) of § 1068.73 requires handlers to make a partial payment to cooperative associations and nonmember producers on or before the 25th day of the month for milk delivered during the first 15 days of the month. Suspension of paragraph (a) (4) would remove this requirement only with respect to producers for whom a cooperative association is not collecting payments; the requirement would remain in effect for milk purchased from a cooperative association.

Paragraph (a) (4) of § 1068.73 has been suspended since November 1976 (41 FR 51389 and 42 FR 22360). Several handlers request that the suspension be extended for an additional period of six months pending a hearing to amend said provision of the order to allow a partial payment on or before the 3rd day of the month, 15 days prior to the final payment date which is the 18th day of the month. This enables such handlers to accommodate their producers who request that their payments be spaced about 15 days apart.

Signed at Washington, D.C., on October 14, 1977.

IRVING W. THOMAS,  
Acting Deputy Administrator,  
Program Operations.

[FR Doc. 77-30637 Filed 10-19-77; 8:45 am]

[ 4910-13 ]

## DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[ 14 CFR Part 39 ]

[ Docket No. 77-WE-35-AD ]

### McDONNELL DOUGLAS DC-10 SERIES AIRPLANES

#### Proposed Airworthiness Directives

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking.

SUMMARY: This notice proposes to adopt an airworthiness directive (AD) that would require the incorporation of FAA Approved Airplane Flight Manual Limitation prohibited Category III operation until a specified modification is accomplished on DC-10 series airplanes. The proposed AD is needed to prohibit Category III landings pending the elimination of a known design deficiency, that is, a single failure which could occur below the alert height and could cause a total Automatic Landing System disengagement. Such a disengagement below the alert height in Category III weather requires

pilot take-over and is considered potentially hazardous.

DATES: Comments must be received on or before November 28, 1977.

ADDRESSES: Send comments on the proposal in duplicate to:

Department of Transportation, Federal Aviation Administration, Western Region, Attention: Regional Counsel, Airworthiness Rules Docket, P.O. Box 92007, Worldway Postal Center, Los Angeles, Calif. 90009.

The applicable DC-10 service bulletin may be obtained from:

McDonnell Douglas Corp., 3855 Lakewood Boulevard, Long Beach, Calif. 90846, Attention: L. A. Eilensberg, CI-750, 54-60.

The applicable Attitude Monitor and Switching Unit (AMSU) service bulletin may be obtained from:

Sperry Flight Systems, Sperry Rand Corp., P.O. Box 21111, Phoenix, Ariz. 85036, Attention: Supervisor, Field Engineering Department.

Also, a copy of these service bulletins may be reviewed at, or copies obtained from:

Rules Docket, in Room 916, FAA, 800 Independence Avenue SW., Washington, D.C. 20591; or Rules Docket, in Room 6W14, FAA Western Region, 15000 Aviation Boulevard, Hawthorne, Calif. 90261.

#### FOR FURTHER INFORMATION CONTACT:

Jerry J. Presba, Executive Secretary, Airworthiness Directive Review Board, Federal Aviation Administration, Western Region, P.O. Box 92007, Worldway Postal Center, Los Angeles, Calif. 90009. Telephone: 213-536-6351.

SUPPLEMENTARY INFORMATION: Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Interested persons are also invited to comment on the economic, environmental and energy impact that might result because of adoption of the proposed rule. Communications should identify the regulatory docket number and be submitted in duplicate to the Federal Aviation Administration, at the address given in the opening section of this AD. All communications received on or before the closing date for comments will be considered by the Administrator before taking action on the proposed rule. The proposal contained in this notice may be changed in the light of the comments received. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons. A report summarizing each FAA-public contact, concerned with the

substance of the proposed AD, will be filed in the Rules Docket.

Some DC-10 series airplanes are equipped with an Automatic Landing System (ALS) certificated for use to Category IIIa weather minima (visibility as low as 700-foot runway visual range). Laboratory testing has revealed a design deficiency in the Attitude Monitor and Switching Unit (AMSU) which is a Line Removable Unit (LRU) built by Sperry Flight Systems as part of the DC-10 ALS equipment. The design deficiency is such that with some single attitude signal failures the AMSU could provide erroneous logic to the ALS which would cause a total ALS disengagement at any altitude of use. A total ALS disengagement at altitudes below the alert height (100 feet) in Category III weather conditions is considered potentially hazardous.

Since this situation is likely to exist or develop on other airplanes of the same type design the proposed AD would require the incorporation of a FAA Approved Airplane Flight Manual Limitation. The limitation would prohibit use of the Automatic Landing System in Category II weather minima unless DC-10 Service Bulletin 34-84 is accomplished.

For accomplishment of the AMSU modification, testing and revised maintenance procedures McDonnell Douglas DC-10 Service Bulletin 34-84 refers the reader to Sperry Flight Systems Service Bulletin 34-5, Publication No. 21-2554-12. FAA approval for incorporation of the modified AMSU into the DC-10 is via the DC-10 service bulletin. For this proposed AD, revisions to the Sperry bulletin must be approved by revision(s) of the DC-10 Service Bulletin 34-84.

**DRAFTING INFORMATION**

The principal authors of this document are Herbert G. Peters, Aircraft Engineering Division, and Richard G. Wittry, Office of the Regional Counsel.

**PROPOSED AMENDMENT**

Accordingly, the Federal Aviation Administration proposes to amend § 39.13 of Part 39 of the Federal Aviation Regulations (14 CFR 39.13) by adding the following new airworthiness directive:

**McDONNELL DOUGLAS:** Applies to DC-10 -10, -10F, -30, -30F, and -40 series airplanes, certificated in all categories.

Compliance required within the next 30 days unless already accomplished.

a. To prevent a total Automatic Landing System disengagement below the alert height during a Category III approach because of a single failure, accomplish the following:

Incorporate revisions in the FAA Approved Airplane Flight Manual, Flight Guidance Appendices IV, IVA, etc., as applicable, Documents MDC-J1010, MDC-J1030, MDC-J5830, MDC-J1040 and MDC-J2140, as follows:

Add the following as the last entry in Section I Limitations:

**CATEGORY III AUTOMATIC LANDING**

In addition to the Automatic Landing System Limitations listed above, the following limitation applies:

Do not use automatic landing system for Category III operation until DC-10 Service Bulletin 34-84 or production equivalent is incorporated.

b. Equivalent modifications, procedures, or revisions may be used when approved by the Chief, Aircraft Engineering Division, FAA Western Region.

(Secs. 313(a), 601, 603, Federal Aviation Act of 1958, as amended (49 U.S.C. 1354(a), 1421, 1423); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); 14 CFR 11.85.)

**NOTE.**—The Federal Aviation Administration has determined that this document does not contain a major proposal requiring preparation of an Economic Impact Statement under Executive Order 11821, as amended by Executive Order 11949, and OMB Circular A-107.

Issued in Los Angeles, Calif., on October 7, 1977.

WILLIAM R. KRIEGER,  
Acting Director, FAA Western Region.

[FR Doc.77-30653 Filed 10-19-77;8:45 am]

[ 4910-13 ]

[ 14 CFR Parts 47 and 49 ]

[Docket No. 17311; Notice No. 77-24]

**AIRCRAFT REGISTRATION AND RECORDING OF AIRCRAFT TITLES AND SECURITY DOCUMENTS**

**Consent of Conditional Vendor to Recording of New Interest in Aircraft and Registration of Aircraft to New Owner**

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Advance notice of proposed rulemaking.

**SUMMARY:** This advance notice of proposed rulemaking (ANPRM) is being issued to obtain ideas from the public on how to protect persons who buy or sell aircraft and on how to place on equal footing all sellers who retain rights in aircraft. This action is taken in response to a petition for rulemaking submitted by the Cessna Finance Corporation (CFC).

**DATES:** Comment period closes December 19, 1977.

**ADDRESSES:** Send comments in response to this ANPRM to:

Federal Aviation Administration, Office of the Chief Counsel, Attn: Rules Docket (AGC-24) Docket No. 800 Independence Avenue SW., Washington, D.C. 20591.

**FOR FURTHER INFORMATION CONTACT:**

Virginia Swimmer, Aircraft Registration Branch, (AAC-250), Airmen and Aircraft Registry, Aeronautical Center, P.O. Box 25082, Oklahoma City, Okla. 73125; Telephone 405-686-2234.

**SUPPLEMENTARY INFORMATION:**

This advance notice of proposed rulemaking (ANPRM) is being issued to invite public participation in the identification and selection of a course or alternate courses of action with respect to a particular rule-making problem.

Interested persons are invited to participate in this process by submitting

such written data, views, or arguments as they may desire. Communications should identify the regulatory docket and notice number. All communications received on or before December 19, 1977, will be considered by the Administrator before taking action on this ANPRM. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons. Contacts with program officers and staff are recorded and filed in the Rules Docket.

Any person may obtain a copy of this ANPRM by submitting a request to the Federal Aviation Administration, Office of Public Affairs, Attention: Public Information Center, APA-430, 800 Independence Avenue SW., Washington, D.C. 20591, or by calling (202) 426-8058. Communications must identify the notice number of this ANPRM. Persons interested in being placed on a mailing list for future ANPRMs should also request a copy of Advisory Circular No. 11-2 which describes the application procedure.

This ANPRM is prompted by a petition for rule making which was submitted by Mr. E. D. Chase on behalf of CFC. In that petition, dated August 11, 1975, CFC requested revisions to §§ 47.11, 47.31, and 49.17 (14 CFR 47.11, 47.31, and 49.17) of the Federal Aviation Regulations to provide all persons who hold a security interest in aircraft, and all purchasers of an aircraft subject to a security interest, the same protection currently afforded the seller and buyer of an aircraft under a conditional sales contract. Under a conditional sales contract, the conditional seller retains legal title until the buyer meets the conditions listed in the contract.

With respect to conditional sales contracts involving aircraft, the Federal Aviation Regulations currently provide that an assignment of the buyer's interest cannot be recorded, and the aircraft cannot be registered to the assignee, without the consent of the conditional seller. However, if a seller holds any other kind of security interest in an aircraft, his consent is not required for recordation of the assignment and registration of the aircraft to the assignee.

CFC states that, under the Uniform Commercial Code (UCC), the former distinctions between such instruments as conditional sales contracts, chattel mortgages, and trust deeds have been abolished. According to petitioner, all of these instruments are now considered agreements under which a creditor holds an interest in property. Petitioner also notes that, under section 101(17) of the Federal Aviation Act, both conditional sales contracts and mortgages are defined as conveyances that affect title to, or interest in, property.

CFC states that, under the Federal Aviation Regulations, the buyer of an aircraft which is subject to a conditional sales contract, and the conditional seller, are protected since a change in registration cannot be made without the release of the contract or the consent of the conditional seller or his assignee. Petitioner

## PROPOSED RULES

tioner contends that like protection should be given to all persons who buy, and who hold a security interest in, aircraft. Therefore, it requests an amendment to the Federal Aviation Regulations that would accomplish this result.

The purpose of the recording system established by the Federal Aviation Act of 1958 is to provide notice of interests in aircraft. Thus, section 503(a) of the Act requires the establishment and maintenance of a system for recording conveyances such as contracts of conditional sale and mortgages, affecting title to, or interest in, a civil aircraft. Under the Act, neither recordation nor registration is conditioned upon the consent of a person holding a security interest in an aircraft.

The requirement to obtain the consent of the conditional seller to the assignment of the original buyer's interest, before the assignment can be recorded and the aircraft registered to the assignee, has been reflected in the regulations of the FAA, and its predecessor, since 1955. This requirement is based on the theory that a conditional seller, unlike other persons holding a security interest in aircraft, holds a special interest in that he retains legal title to the aircraft until the conditions set forth in the contract with the buyer are met. However, the modern trend, as reflected in the U.C.C., is to treat alike all persons retaining an interest in an item sold (UCC 9-202) and to encourage the transfer of a debtor's rights by providing that he may voluntarily transfer the item even if his agreement with the seller prohibits a transfer or provides that it will constitute a default (UCC 9-311).

In light of this recent trend, the FAA is considering rulemaking to eliminate the current requirement to obtain the consent of the conditional seller to the assignment of the original buyer's interest before the assignment can be recorded and the aircraft registered to the assignee. This would have the effect of promoting transfer of the conditional buyer's rights and would place on equal footing all persons holding security interests in aircraft.

However, this contemplated rule-making action would only partially accomplish the objectives of the CFC petition. While it would result in equal treatment for all sellers retaining interests in aircraft, it would not provide those persons with the "protection" currently given the conditional seller under a conditional sales contract.

As previously noted, an amendment similar to that recommended by CFC would be contrary to the spirit of the U.C.C. in that it would discourage transfer of the buyer's interest in the aircraft. Moreover, such an amendment would result in an extreme burden on the FAA Aircraft Registry in that it would involve substantial increases in administrative costs and workload.

In light of CFC's request for rule making and the problems that would result from initiating the rule-making action requested, the FAA solicits the views of

all interested persons concerning selection of a course or alternate courses of action which are consistent with the U.C.C. and administratively reasonable, but which also would afford protection to persons who hold security interests in aircraft.

The principal authors of this document are Florine Crockett, Aeronautical Center, and Danvers E. Long, Office of the Chief Counsel.

(Secs. 307, 313, 501, 503, 505, 506, Federal Aviation Act of 1958, as amended (49 U.S.C. 1348, 1354, 1401, 1403, 1405, and 1406); Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); Sec. 147(a), Regulations of the Office of the Secretary of Transportation (49 CFR 147(a)).)

Issued in Oklahoma City, Okla., on October 11, 1977.

THOMAS J. CRESWELL,  
Director, Aeronautical Center.

[FR Doc.77-30656 Filed 10-19-77;8:45 am]

[4910-13]

[14 CFR Part 71]

[Airspace Docket No. 77-SW-45]

**PROPOSED ALTERATION OF FEDERAL AIRWAYS**

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking.

SUMMARY: This notice proposes alteration of V-17, V-68, V-161, V-163, V-198, V-222, and V-358 as a result of an extensive evaluation of the present and future requirements for airways in the San Antonio, Tex., area. Additional airway changes will be proposed as new and relocated navigation aids are commissioned in response to the evaluation. The action proposed at this time will assist in reducing the congestion and improving the control of air traffic in the area.

DATES: Comments must be received on or before November 17, 1977.

ADDRESSES: Send comments on the proposal in triplicate to: Director, FAA Southwest Region, Attention: Chief, Air Traffic Division, Docket No. 77-SW-45, Federal Aviation Administration, P.O. Box 1689, Fort Worth, Tex. 76101.

The official docket may be examined at the following location: FAA Office of the Chief Counsel, Rules Docket (AGC-24), Room 916, 800 Independence Avenue SW., Washington, D.C. 20591.

An informal docket may be examined at the office of the Regional Air Traffic Division.

FOR FURTHER INFORMATION CONTACT:

Mr. Everett L. McKisson, Airspace Regulations Branch (AAT-230), Airspace and Air Traffic Rules Division, Air Traffic Service, Federal Aviation Administration, 800 Independence Avenue SW., Washington, D.C. 20591; telephone: 202-426-3715.

**SUPPLEMENTARY INFORMATION:**

**COMMENTS INVITED**

Interested persons may participate in the proposed rulemaking by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Southwest Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, P.O. Box 1689, Fort Worth, Tex. 76101. All communications received on or before November 17, 1977, will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

**AVAILABILITY OF NPRM**

Any person may obtain a copy of this notice of proposed rulemaking (NPRM) by submitting a request to the Federal Aviation Administration, Office of Public Affairs, Attention: Public Information Center, APA-430, 800 Independence Avenue SW., Washington, D.C. 20591, or by calling 202-426-8058. Communications must identify the docket number of this NPRM. Persons interested in being placed on a mailing list for future NPRMs should also request a copy of Advisory Circular No. 11-2 which describes the application procedures.

**THE PROPOSAL**

The FAA is considering an amendment to Part 71 of the Federal Aviation Regulations (14 CFR Part 71) that would accomplish the following:

1. Realign a segment of V-17 from Cotulla, Tex., via the INT of the Cotulla 048°T (039°M) and the San Antonio, Tex., 198°T (189°M) radials; San Antonio, including an east alternate via the INT of the Cotulla 048°T (039°M) and the San Antonio 183°T (174°M) radials; INT of the San Antonio 042°T (033°M) and the Austin, Tex., 229°T (220°M) radials; Austin, including an east alternate via the INT of the San Antonio 057°T (048°M) and the Austin 211°T (202°M) radials, and also including a west alternate via the INT of the San Antonio 027°T (018°M) and the Austin 244°T (235°M) radials. The description of the main airway between San Antonio and Austin is not a change, but is included to describe the east and west alternates.

2. Extend V-68 eastward from its present terminal at San Antonio, Tex., via the INT of San Antonio 064°T (055°M) and Industry, Tex., 267°T (259°M) radials; Industry; INT Industry 101°T (093°M) and Hobby, Tex., 290°T (282°M) radials; to Hobby.

3. Extend V-161 to begin at Llano, Tex., and go via the INT of Llano 025°T (017°M) and Millsap, Tex., 193°T (184°M) radials; Millsap; Bridgeport, Tex.; thence as presently described.

4. Realign and extend a segment of V-163 to extend from Three Rivers, Tex., via the INT of Three Rivers 345°T

(336°M) and San Antonio, Tex., 168°T (159°M) radials; San Antonio, including a west alternate via the INT of Three Rivers 326°T (317°M) and San Antonio 183°T (174°M) radials; Lampasas, Tex.; Acton, Tex., including a west alternate from San Antonio to Acton via Stonewall, Tex., Llano, Tex., and the INT Llano 025°T (017°M) and Acton 215°T (206°M) radials; Bridgeport, Tex.; thence as presently described.

5. Add a north alternate in V-198 to extend from Junction, Tex., via Stonewall, Tex., and the INT of the Stonewall 112°T (103°M) and Eagle Lake, Tex., 270°T (262°M) radials to Eagle Lake.

6. Realign a segment of V-222 between Junction, Tex., and Industry, Tex., via Stonewall, Tex.; and the INT of Stonewall 112°T (103°M) and Industry, Tex., 267°T (259°M) radials.

7. Extend V-358 to begin at San Antonio, Tex., and go via Stonewall, Tex.; Lampasas, Tex.; the INT of Lampasas 041°T (033°M) and Waco, Tex., 248°T (240°M) radials; and Waco, thence as presently described.

The proposed action would improve the traffic handling capability in the San Antonio area and help to reduce fuel consumption by the use of bypass routing.

**DRAFTING INFORMATION**

The principal authors of this document are Mr. Everett L. McKisson, Air Traffic Service, and Mr. Richard W. Danforth, Office of the Chief Counsel.

**THE PROPOSED AMENDMENT**

Accordingly, pursuant to the authority delegated to me, the Federal Aviation Administration proposes to further amend § 71.123 of Part 71 of the Federal Aviation Regulations (14 CFR Part 71) as republished (42 FR 307) and amended (42 FR 55863 and 42 FR 41112) as follows:

1. In V-17 all between "Laredo, Tex.;" and "Waco, Tex.;" is deleted and "Cotulla, Tex.; INT Cotulla 048° and San Antonio, Tex., 198° radials; San Antonio, including an east alternate via INT Cotulla 048° and San Antonio 183° radials; INT San Antonio 042° and Austin, Tex., 229° radials; Austin, including an east alternate via the INT of San Antonio 058° and Austin 211° radials, and also including a west alternate via the INT of San Antonio 027° and Austin 244° radials;" is substituted therefor.

2. In V-68 "San Antonio 290° radials." is deleted and "San Antonio 290° radials; INT San Antonio 064° and Industry, Tex., 267° radials; Industry; INT Industry 101° and Hobby, Tex., 290° radials to Hobby." is substituted therefor.

3. In V-161 "From Bridgeport, Tex., via" is deleted and "From Llano, Tex., via INT Llano 025° and Millsap, Tex., 193° radials; Millsap; Bridgeport, Tex.;" is substituted therefor.

4. In V-163 all between "Corpus Christi;" and "Ardmore, Okla.;" is deleted and "Three Rivers, Tex., including a west alternate via INT Corpus Christi 296° and Three Rivers 165° radials; INT Three

Rivers 345° and San Antonio 168° radials; San Antonio, including a west alternate via INT Three Rivers 326° and San Antonio 183° radials; Lampasas, Tex.; Acton, Tex., including a west alternate from San Antonio to Acton via Stonewall, Tex., Llano, Tex., and INT Llano 025° and Acton 215° radials; Bridgeport, Tex." is substituted therefor.

5. In V-198 "San Antonio, Tex.; Eagle Lake, Tex.;" is deleted and "Eagle Lake, Tex., including a north alternate via Stonewall, Tex., and INT Stonewall 112° and Eagle Lake 270° radials;" is substituted therefor.

6. V-222 all between "Junction, Tex.;" and "Industry;" is deleted and "Stonewall, Tex.; INT Stonewall 112° and Industry, Tex., 267° radials;" is substituted therefor.

7. In V-358 "From Waco, Tex., via" is deleted and "From San Antonio, Tex., via Stonewall, Tex.; Lampasas, Tex.; INT Lampasas 041° and Waco 248° radials; Waco, Tex.;" is substituted therefor.

(Secs. 307(a) and 313(a), Federal Aviation Act of 1958 (49 U.S.C. 1348(a) and 1354(a)); Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); and 14 CFR 11.65.)

NOTE.—The FAA has determined that this document does not contain a major proposal requiring preparation of an Economic Impact Statement under Executive Order 11821, as amended by Executive Order 11949, and OMB Circular A-107.

Issued in Washington, D.C., on October 18, 1977.

LOWELL L. LUNN,  
Acting Chief, Airspace and Air  
Traffic Rules Division.

[FR Doc.77-30756 Filed 10-19-77;8:45 am]

[ 4910-13 ]

[ 14 CFR Part 71 ]

[Airspace Docket No. 77-SW-48]

**TRANSITION AREA**

**Proposed Designation**

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking.

SUMMARY: This notice proposes to designate a transition area at Venice, La., to provide controlled airspace for aircraft executing a proposed instrument approach procedure to the Garden Island Bay Seaplane Base, using the newly established NDB located at latitude 29° 07' 06" N., longitude 89° 12' 20" W.

DATES: Comments must be received on or before November 17, 1977.

ADDRESSES: Send comments on the proposal to: Chief, Airspace and Procedures Branch, Air Traffic Division, Southwest Region, Federal Aviation Administration, P.O. Box 1689, Fort Worth, Tex. 76101.

The official docket may be examined at the following location: Office of the Regional Counsel, Southwest Region, Federal Aviation Administration, 4400 Blue Mound Road, Fort Worth, Tex. 76106.

An informal docket may be examined at the Office of the Chief, Airspace and

Procedures Branch, Air Traffic Division.  
**FOR FURTHER INFORMATION CONTACT:**

David Gonzalez, Airspace and Procedures Branch (ASW-536), Air Traffic Division, Southwest Region, Federal Aviation Administration, P.O. Box 1689, Fort Worth, Tex. 76101; telephone: 817-624-4911, extension 302.

**SUPPLEMENTARY INFORMATION:** Subpart G71.181 (42 FR 440) of FAR Part 71 contains the description of transition areas designated to provide controlled airspace for the benefit of aircraft conducting IFR activity. Designation of the transition area at Venice, La., will necessitate an amendment to this subpart.

**COMMENTS INVITED**

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to Chief, Airspace and Procedures Branch, Air Traffic Division, Southwest Region, Federal Aviation Administration, P.O. Box 1689, Fort Worth, Tex. 76101. All communications received on or before November 17, 1977, will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Airspace and Procedures Branch. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

**AVAILABILITY OF NPRM**

Any person may obtain a copy of this notice of proposed rulemaking (NPRM) by submitting a request to the Chief, Airspace and Procedures Branch, Air Traffic Division, Southwest Region, Federal Aviation Administration, P.O. Box 1689, Fort Worth, Tex. 76101, or by calling 817-624-4911, extension 302. Communications must identify the notice number of this NPRM. Persons interested in being placed on a mailing list for future NPRMs should contact the office listed above.

**THE PROPOSAL**

The FAA is considering an amendment to Subpart G of Part 71 of the Federal Aviation Regulations (14 CFR Part 71) to designate a transition area at Venice, La. The FAA believes this action will enhance IFR operations at the Garden Island Bay Seaplane Base by providing controlled airspace for aircraft executing a proposed instrument approach procedure using the newly established NDB located at latitude 29° 07' 06" N., longitude 89° 12' 20" W. Subpart G of Part 71 was republished in the FEDERAL REGISTER on January 3, 1977 (42 FR 440).

## PROPOSED RULES

## DRAFTING INFORMATION

The principal authors of this document are David Gonzalez, Airspace and Procedures Branch, and Robert C. Nelson, Office of the Regional Counsel.

## THE PROPOSED AMENDMENT

Accordingly, pursuant to the authority delegated to me, the FAA proposes to amend 71.181 of Part 71 of the Federal Aviation Regulations (14 CFR Part 71) as republished (42 FR 440) by adding the Venice, La., transition area as follows:

## VENICE, LA.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Garden Island Bay Seaplane Base (latitude 29°05'46" N., longitude 89°11'55" W.) and within 3.5 miles each side of the 344° bearing from the Venice NDB (latitude 29°07'06" N., longitude 89°12'20" W.) extending from the 5-mile radius to 13.5 miles from the seaplane base.

(Sec. 307(a), Federal Aviation Act of 1958 (49 U.S.C. 1348(a)); and Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)).)

NOTE.—The FAA has determined that this document does not contain a major proposal requiring preparation of an Economic Impact Statement under Executive Order 11821, as amended by Executive Order 11949, and OMB Circular A-107.

Issued in Fort Worth, Tex., on October 6, 1977.

PAUL J. BAKER,  
Acting Director, Southwest Region.

[FR Doc.77-30467 Filed 10-17-77; 8:45 am]

## [ 4910-13 ]

## [ 14 CFR Parts 71 and 73 ]

[Airspace Docket No. 77-WA-15]

## RESTRICTED AREA

## Proposed Alteration

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking.

SUMMARY: This notice proposes to alter the dimensions of Restricted Area R-6904 (Hardwood Range, Volk Field, Wis.) laterally and vertically and also redesignate the expanded areas as R-6904A and R-6904B. These actions are designed to effectively accommodate the maneuvering airspace requirements of military aircraft engaged in air-to-ground ordinance delivery at this facility.

DATES: Comments must be received on or before November 21, 1977.

ADDRESSES: Send comments on the proposal in triplicate to: Director, FAA Great Lakes Region, Attention: Chief, Air Traffic Division, Docket No. 77-WA-15, Federal Aviation Administration, 2300 East Devon, Des Plaines, Ill. 60018. The official docket may be examined at the following location: FAA Office of the Chief Counsel, Rules Docket (AGC-24), Room 916, 800 Independence Avenue, SW., Washington, D.C. 20591. An informal docket may be examined at the office of the Regional Air Traffic Division.

## FOR FURTHER INFORMATION CONTACT:

Mr. David F. Solomon, Airspace Regulations Branch (ATT-230), Airspace and Air Traffic Rules Division, Air Traffic Service, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, D.C. 20591, telephone 202-426-8530.

## SUPPLEMENTARY INFORMATION:

## COMMENTS INVITED

Interested persons may participate in the proposed rulemaking by submitting such written data, views or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Great Lakes Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 2300 East Devon, Des Plaines, Ill. 60018. All communications received on or before November 21, 1977, will be considered before action is taken on the proposed amendments. The proposals contained in this notice may be changed in the light of comments received. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

## AVAILABILITY OF NPRM

Any person may obtain a copy of this notice of proposed rulemaking (NPRM) by submitting a request to the Federal Aviation Administration, Office of Public Affairs, Attention: Public Information Center, APA-430, 800 Independence Avenue, SW., Washington, D.C. 20591, or by calling, 202-426-8058. Communications must identify the docket number of this NPRM. Persons interested in being placed on a mailing list for future NPRMs should also request a copy of Advisory Circular No. 11-2 which describes the application procedures.

## THE PROPOSAL

The FAA is considering amendments to Subparts D and B of Parts 71 and 73 (respectively) of the Federal Aviation Regulations (14 CFR Parts 71 and 73) to alter the dimensions of Restricted Area R-6904 (Hardwood Range, Volk Field, Wis.) laterally and vertically and also redesignate the expanded areas as R-6904A and R-6904B. These actions are designed to effectively accommodate the maneuvering airspace requirements of military aircraft engaged in air-to-ground ordinance delivery at this facility.

## DRAFTING INFORMATION

The principal authors of this document are Mr. David F. Solomon, Air Traffic Service, and Mr. Jack P. Zimmerman, Office of the Chief Counsel.

## THE PROPOSED AMENDMENT

Accordingly, pursuant to the authority delegated to me, the Federal Aviation Administration proposes to amend Subparts D and B of Parts 71 and 73 (respectively) of the Federal Aviation Regulations (14 CFR Parts 71 and 73)

as republished (42 FR 345 and 703) as follows:

## In Part 71 § 71.151:

"R-6904 Volk Field, Wis." would be deleted and "R-6904A Volk Field, Wis." and "R-6904B Volk Field, Wis." would be added.

## In Part 73 § 73.69:

"R-6904 Volk Field, Wis. "Title and Text" would be deleted and the following substituted therefor.

## R-6904A VOLK FIELD, WIS.

Boundaries. Beginning at Lat. 44°18'00" N., Long. 89°59'00" W.; to Lat. 44°10'00" N., Long. 89°59'00" W.; to Lat. 44°10'00" N., Long. 90°11'00" W.; to Lat. 44°18'00" N., Long. 90°11'00" W.; thence to point of beginning excluding that airspace within R-6904B.

Designated altitudes. 150 feet AGL to 17,000 feet MSL.

Time of designation. Continuous, sunrise to sunset.

Controlling agency. Federal Aviation Administration, Chicago ARTC Center.

Using agency. Commander, Volk Field, Wis.

## R-6904B VOLK FIELD, WIS.

Boundaries. Beginning at Lat. 44°15'00" N., Long. 89°59'00" W.; to Lat. 44°13'00" N., Long. 89°59'00" W.; to Lat. 44°13'00" N., Long. 90°07'00" W.; to Lat. 44°15'00" N., Long. 90°07'00" W.; thence to point of beginning.

Designated altitudes. Surface to 17,000 feet MSL.

Time of designation. Continuous, sunrise to sunset.

Controlling agency. Federal Aviation Administration, Chicago ARTC Center.

Using agency. Commander, Volk Field, Wis.

(Secs. 307(a), 313(a), Federal Aviation Act of 1958 (49 U.S.C. 1348(a) 1354(a)); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); 14 CFR 11.65.)

NOTE.—The FAA has determined that this document does not contain a major proposal requiring preparation of an Economic Impact Statement under Executive Order 11821, as amended by Executive Order 11949, and OMB Circular A-107.

Issued in Washington, D.C., on October 13, 1977.

WILLIAM E. BROADWATER,  
Chief, Airspace and Air  
Traffic Rules Division.

[FR Doc.77-30652 Filed 10-19-77; 8:45 am]

## [ 4910-13 ]

## [ 14 CFR Part 121 ]

[Docket No. 16985; Reference Notice No. 77-9]

## CERTIFICATION AND OPERATIONS: DOMESTIC, FLAG, AND SUPPLEMENTAL AIR CARRIERS AND COMMERCIAL OPERATORS OF LARGE AIRCRAFT

Proposed Line Check Requirements and Use of Advanced Flight Monitoring System  
AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Withdrawal of notice of proposed rulemaking.

SUMMARY: This action withdraws Notice No. 77-9 (42 FR 33345; June 30, 1977) in which the FAA proposed to require a line check for all pilot flight crewmembers and to provide for the approval for



use by a certificate holder of an advanced flight monitoring system (AFMS). The intended effect is to terminate the proposed rule making. This action is being taken because evaluation of the proposal in the light of comments received indicates that further study and development of the proposal is necessary.

DATE: Effective immediately.

FOR FURTHER INFORMATION CONTACT:

Mr. Raymond E. Ramakis, Regulatory Projects Branch, Safety Regulations Division, Flight Standards Service, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, D.C. 20591, telephone 202-755-8716.

**SUPPLEMENTARY INFORMATION:** The FAA received 11 comments in response to Notice No. 77-9 and most of them expressed opposition to part or all of the proposal. The proposal was objected to on the grounds that it would impose undue administrative and economic burdens upon air carriers. In addition, commenters expressed the opinion that an AFMS program has not yet been sufficiently perfected to serve as an adequate substitute for the current system of checking pilot performance in flight and might adversely affect safety.

Upon careful consideration of all the comments received, the FAA has concluded that amendment of the regulations as proposed is not warranted. However, the FAA believes that the current line check requirements should be improved and will continue its efforts to determine the most appropriate way of achieving that objective.

In consideration of the foregoing, the FAA has determined that rule-making action on Notice No. 77-9 is not warranted at this time and that the notice should be withdrawn for further study and evaluation. However, withdrawal of the notice does not preclude the FAA from issuing similar notices in the future due to a change in circumstances, nor does it commit the FAA to any course of action.

**DRAFTING INFORMATION**

The principal authors of this document are Joseph N. Cate, Jr., Air Carrier Regulations Branch, Flight Standards Service, and R. G. Leary, Office of the Chief Counsel.

Accordingly, Notice 77-9, published in the FEDERAL REGISTER on June 30, 1977 (42 FR 33345), is hereby withdrawn, effective immediately. (Secs. 313(a), 601 and 604 of the Federal Aviation Act of 1958, as amended (49 U.S.C. 1354(a), 1421 and 1424) and section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).)

NOTE: The Federal Aviation Administration has determined that this document does not contain a major proposal requiring preparation of an Economic Impact Statement under Executive Order 11821, as amended by Executive Order 11949, and OMB Circular A-107.

Issued in Washington, D.C., on October 14, 1977.

J. A. FERRARESE,  
Acting Director, Flight  
Standards Service.

[FR Doc. 77-30655 Filed 10-19-77; 8:45 am]

[ 6355-01 ]

**CONSUMER PRODUCT SAFETY  
COMMISSION**

[ 16 CFR Part 1700 ]

**HUMAN PRESCRIPTION DRUGS IN ORAL  
DOSAGE FORMS**

**Proposed Exemption of Mebendazole From  
Child-Protection Packaging Requirements**

AGENCY: Consumer Product Safety Commission.

ACTION: Proposed rule.

**SUMMARY:** The Commission proposes and requests public comment on an exemption from requirements for child-resistant packaging. The proposed exemption applies to mebendazole, an anthelmintic drug used to treat common worm infestations in man, in packages containing a total of 600 mg. of mebendazole in tablet form. The Ortho Pharmaceutical Corp. petitioned the Commission to take this action. The Commission has granted the petition for the reasons stated in this document.

DATE: Comments on this proposed exemption should be submitted on or before November 21, 1977. If the Commission issues a final regulation concerning the exemption, the Commission proposes that the exemption be effective on the date the final regulation is published in the FEDERAL REGISTER.

ADDRESS: Comments should be addressed to the Office of the Secretary, Consumer Product Safety Commission, 1111 18th Street NW., Third Floor, Washington, D.C. 20207.

FOR FURTHER INFORMATION CONTACT:

Dr. Fred Marozzi, Division of Safety Packaging and Scientific Coordination, Directorate for Engineering and Science, Consumer Product Safety Commission, Washington, D.C. 20207, 301-492-6477.

**SUPPLEMENTARY INFORMATION:** On July 11, 1974, the Consumer Product Safety Commission received a petition (PP 75-2) from the Ortho Pharmaceutical Corp., Raritan, N.J. 08869, requesting an exemption from special packaging for "Vermox" (mebendazole) in tablet form in packaging containing not more than 600 mg. of the drug. Vermox is an anthelmintic drug used in the treatment of common worm infestations in man. Special packaging is currently required for this drug by the Commission's regulation covering human prescription drugs in oral dosage form at 16 CFR 1700.14 (a) (10). The Commission denied the Ortho petition on June 5, 1975, citing the

lack of an approved New Drug Application (NDA) that would preclude the existence of meaningful human experience data. After the denial of the petition, Ortho Pharmaceutical Corp. reported that a New Drug Application (NDA 17-481) had been approved on June 28, 1974. On June 23, 1975, the company submitted information as a supplement to their original petition. Additional information was furnished by the company on October 21, 1975, and February 10, 1976. The Commission has considered the supplementary information to be a new petition (PP 77-2) requesting an exemption from special packaging for mebendazole in tablet form in packages containing not more than 600 mg. of the drug.

Currently Vermox is supplied in child-resistant blister strips of six 100 mg tablets each. The tablets are distributed in boxes of 12's (2 strips) and 60's (10 strips).

**GROUND'S FOR EXEMPTION**

The company bases its petition for an exemption on the low acute oral toxicity of the drug, indicated in experimental animal data; the low absorption and rapid excretion of the drug shown in metabolic studies; and few adverse reactions involving symptoms such as transient abdominal pain and diarrhea related to the expulsion of worms and not the drug itself.

The Commission's decision to propose the exemption is based on the following factors: (1) The low acute oral toxicity of the drug. The acute oral toxicity of the drug has been investigated in twelve species of experimental animals and found to be of a low order. Extrapolating from the LD-50 values which were calculated in three species in which it was possible to induce death, a 10 kg. child would have to ingest in excess of 12.8 grams of mebendazole in order to approach the estimated LD-50 dosage. The proposed exemption extends to 600 mg. of mebendazole, a much lower dosage.

In addition, a review of available medical literature supports the petitioner's assertion that the drug has a low order of toxicity. Mebendazole is believed to exert its anthelmintic effect by interference with glucose uptake in susceptible worms while having no effect on human glucose metabolism. The observed low order of toxicity is caused by this mechanism of action, combined with the very small amount of drug which is systemically absorbed ( $\frac{5}{10000}$  of a dose is absorbed with rapid convertibility to an inactive metabolite and excretion).

(2) Human experience data indicating few accidental ingestions and few adverse reactions.

The poison control center data from the National Clearinghouse for Poison Control Centers for the years 1974 and 1975 do not tabulate mebendazole, possibly since the drug was introduced into the U.S. market in January of 1975. However, since the drug was developed in Belgium and has been marketed there for some time, the Commission's staff

## PROPOSED RULES

contacted the Belgium Poison Control Center for a summary of ingestion data. The Belgium Poison Control Center indicated that of 15,000 reports received during 1975 (for all ages) only three or four were for ingestions of mebendazole and none of the reports was for a serious injury. A review of the Commission's NEISS in-depth investigations indicated no reported ingestions of mebendazole.

Studies submitted by the petitioner for the NDA indicate that mebendazole has been evaluated in 4,657 patients including 177 children less than six years old. Of those 4,657 individuals studied, only 16 (0.34 percent) experienced minimal gastrointestinal side-effects, apparently related to the expulsion of worms and not the drug itself.

Based on an overall review of toxicity information and human experience data as reported in the literature, and laboratory data submitted by the petitioner, the Commission finds that this drug in the dosage and form specified does not pose a risk of serious personal illness or injury to children. The Commission emphasizes that this proposed exemption is limited to mebendazole in tablet form in packages containing not more than 600 mg. of the drug, and containing no other substance subject to the requirements for special packaging under 16 CFR 1700.14(a)(10). The applicability of the requirement of special packaging at 16 CFR 1700.14(a)(10) is not affected by this proposal. Products within the scope of this proposal must continue to be in special packaging until the effective date of any final regulation.

Having considered the petition, human experience data as reported to the National Clearinghouse for Poison Control Centers, and other medical and scientific literature, and having consulted, pursuant to section 3 of the Poison Prevention Packaging Act (PPPA) of 1970, with the Technical Advisory Committee on Poison Prevention Packaging established in accordance with section 6 of the Act, the Consumer Product Safety Commission concludes that an exemption from the requirement of special packaging, at 16 CFR 1700.14(a)(10), for mebendazole in tablet form in packages containing not more than 600 mg. should be proposed as set forth below.

Accordingly, pursuant to the provisions of the Poison Prevention Packaging Act of 1970 (Pub. L. 91-601; secs. 2(4), 3, 5; 84 Stat. 1670-72; 15 U.S.C. 1471(4), 1472, 1474) and under authority vested in the Commission by the Consumer Product Safety Act (Pub. L. 92-572; sec. 30(a); 86 Stat. 1231; 15 U.S.C. 2079(a)), the Commission proposes that 16 CFR 1700.14 be amended by adding a new paragraph (a)(10)(xiii) as follows:

§ 1700.14 Substances requiring special packaging.

(a) \* \* \*

(10) *Prescription drugs.* Any drug for human use that is in a dosage form intended for oral administration and that is required by Federal Law to be dispensed only by or upon an oral or writ-

ten prescription of a practitioner licensed by law to administer such drug shall be packaged in accordance with the provisions of section 1700.15 (a), (b), and (c) except for the following:

(xiii) Mebendazole in tablet form in packages containing not more than 600 mg. of the drug, and containing no other substance subject to the provisions of this section.

Interested persons are invited to submit, on or before November 21, 1977, written comments regarding this proposed amendment. Comments received after this date will be considered if practicable. Comments and any accompanying data or material should be submitted, preferably in five copies, addressed to the Secretary, Consumer Product Safety Commission, Washington, D.C. 20207. Comments may be accompanied by a memorandum or brief in support thereof. Received comments and accompanying data may be in the Office of the Secretary, 1111 18th Street NW., Third Floor, Washington, D.C. 20207.

Dated: October 17, 1977.

RICHARD E. RAPPES,  
Secretary, Consumer Product  
Safety Commission.

[FR Doc. 77-30651 Filed 10-19-77; 8:45 am]

[ 6712-01 ]

FEDERAL COMMUNICATIONS  
COMMISSION

[Docket No. 19759; RM-1633; RM-1656; RM-1747; RM-1761; RM-1793; RM-1841; FCC 77-682]

[ 47 CFR Part 95 ]

TERMINATION OF PROCEEDING CON-  
CERNING CREATION OF A NEW CLASS  
OF CITIZENS RADIO SERVICE

AGENCY: Federal Communications  
Commission.

ACTION: Termination of Rulemaking  
Proceeding (Memorandum Opinion and  
Order in Docket 19759).

SUMMARY: The FCC is terminating  
Docket 19759, in which we had proposed  
a new Class "E" Citizens Radio Service  
in the 220-225 MHz frequency range.  
Since the 1973 release of our proposals  
the character of personal radio com-  
munications has undergone radical  
change. We believe any further allocation  
of frequencies for personal radio com-  
munications should be the subject of a  
new rulemaking proceeding.

ADDRESS: FCC, Washington, D.C.  
20554.

FOR FURTHER INFORMATION CON-  
TACT:

Mr. Gregory M. Jones, Personal Radio  
Division, 202-634-6619.

SUPPLEMENTARY INFORMATION:

MEMORANDUM OPINION AND ORDER

(PROCEEDING TERMINATED)

Adopted: October 5, 1977.

Released: October 18, 1977.

By the Commission: Chairman Wiley not  
participating; Commissioner Lee ab-  
sent.

In the matter of: The creation of a  
new class of Citizens Radio Service and  
the reallocation of frequencies between  
224 and 225 MHz in the band 220-225  
MHz now allocated for shared use by  
stations in the Amateur Radio Service  
and Government Radiolocation Stations  
for that purpose; Docket 19759, RM-1633,  
1656, 1747, 1761, 1793, 1841.

1. In June 1973, the Commission issued  
a Notice of Inquiry and Notice of Pro-  
posed Rule Making in which it proposed  
to allocate spectrum in the 220-225 MHz  
band for a new Citizens Radio Service to  
be designated as Class E. This new radio  
service was to be similar to the then es-  
tablished Class D service, but was to op-  
erate under new rules and enforcement  
procedures.<sup>1</sup> The proceeding stemmed  
primarily from a petition of the Elec-  
tronic Industries Association (EIA).<sup>2</sup>  
The petition stated that there was a  
"demonstrated strong, current and  
growing need for personal two-way  
radio communications for both safety  
and convenience of individual citi-  
zens in conducting their daily activities  
of both a personal and business nature."  
Support for the petition came from po-  
tential manufacturers of Class E equip-  
ment and from land mobile users groups,  
who viewed the new frequency allocation  
as a possible source of relief from  
crowded land mobile channels and high  
equipment costs.

2. In issuing the June 1973 proposal,  
the Commission noted that it had always  
recognized that the 27 MHz region was  
not ideally suited for the CB Radio Ser-  
vice because of the sporadic long distance  
transmission characteristics of this band.  
It was further noted that the purpose of  
the Class E proposal was to better meet  
the requirements of the general public  
for improved radio communication ser-  
vices, and to relieve the concentration of  
stations at 27 MHz.<sup>3</sup> Therefore, the Com-  
mission requested comments directed to  
these specific topics:

- a. Services and types of operations  
which should be provided.
- b. Economic, sociological, and other  
possible public interest benefits.
- c. Effects on CB operations at 27 MHz.
- d. The nature and probable impact of  
limitations resulting from interagency  
and international objections.
- e. Detailed technical parameters, in-  
cluding recommendations on the amount  
of spectrum needed, channeling, power  
antennas, receivers, et al.
- f. Automatic transmitter identification  
(ATIS).
- g. Licensing methodology and record  
keeping.
- h. Continuation vs. elimination of 27  
MHz CB operation.
- i. Confiscation of illegal equipment.

<sup>1</sup> The Class D Service has been redesignated  
the Citizens Band (CB) Radio Service.

<sup>2</sup> RM-1747, filed on February 5, 1971.

<sup>3</sup> The number of licenses had increased  
from 49,000 in 1959 to 836,924 in June 1973.

3. Several thousand Comments and Reply Comments were received. A careful analysis of the comments revealed no consensus of opinion on any issue. The largest volume of comments came from amateur service licensees who protested that the proposed reallocation would, in effect, be penalizing their service to reward CB violators. Many comments from CB licensees opposed the proposal because they feared it might result in their loss of the present 27 MHz allocation. Although EIA, E. F. Johnson, other manufacturers, NABER, and other land mobile user groups supported the essence of the Class E proposal, they disagreed among themselves on what the specific characteristics of the new service should be.

4. Subsequent to the adoption of the Class E proposal, the Commission conducted tests which indicated that a personal radio service operating in the 220-225 MHz band might generate serious interference to television reception on the VHF channels. The Commission does not yet know how severe this interference might be, or whether this interference might be prevented. This has delayed all further rule making in the docket. In the meanwhile, a number of major changes have occurred:

a. The number of CB licensees has increased dramatically, to 10,406,828 as of

May 1977. Accompanying this growth has been a change in the nature of how the service is used.

b. In February 1976, the Commission formed the Personal Radio Planning Group (PRPG) to conduct a broad-based, in-house study of personal radio services. In April 1976, the Commission solicited the assistance of the industry and users by establishing the Personal Use Radio Advisory Committee.

c. In July 1976, the Commission provided interim relief from congestion at 27 MHz by increasing the number of authorized CB Radio Service channels from 23 to 40.<sup>4</sup>

d. In April 1977, the PRPG completed the initial phase of its frequency evaluation study.<sup>5</sup> The results of this study, together with other information available to the Commission leads to the conclusion that other frequencies as well as the 220-225 MHz band should be considered as a possible location for a personal radio service.

5. As a result of these and other developments, the comments and reply com-

ments received on this docket have become obsolete. Further, the Commission believes that the specific topics set forth in the June 1973, NOI/NPRM are no longer adequate to lay the basis for authorization of a personal radio service. New rule making will have to be framed with information which has been developed recently, and which will be developed in the next few months. Leaving this docket open may only mislead the public about the Commission's intention to fully investigate the future of personal radio. For these reasons, the Commission has determined to terminate Docket 19759, and to address the issue of new personal radio services in some future rule making.

6. In view of the foregoing, we believe that the public interest, convenience, and necessity is best served by termination of this proceeding. Accordingly, pursuant to authority contained in Sections 4(i), 303 of the Communications Act of 1934, as amended, it is ordered, that this proceeding is terminated.

FEDERAL COMMUNICATIONS  
COMMISSION,  
VINCENT J. MULLINS,  
Secretary.

[FR Doc.77-30635 Filed 10-19-77; 8:45 am]

<sup>4</sup>Docket No. 20120, Second Report and Order, Adopted July 27, 1976.

<sup>5</sup>The report, entitled Spectrum Alternatives for Personal Radio Services was released to the public for comment by News Release April 25, 1977.

# notices

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

[ 3410-15 ]

## DEPARTMENT OF AGRICULTURE

### Commodity Credit Corporation

#### CONSIDERATION OF INDUSTRIAL HYDROCARBONS PILOT PROGRAM

Section 1420 of the Food and Agriculture Act of 1977, Pub. L. 95-113, authorizes the Secretary of Agriculture to formulate and carry out a pilot program for the production and marketing of industrial hydrocarbons and alcohols from agricultural commodities and forest products as follows:

(a) The Secretary is authorized and directed to formulate and carry out a pilot program for the production and marketing of industrial hydrocarbons derived from agricultural commodities and forest products for the purpose of stabilizing and expanding the market for such commodities and products and expanding the Nation's supply of industrial hydrocarbons.

(b) The Secretary shall provide for four pilot projects for the production of industrial hydrocarbons and alcohols from agricultural commodities and forest products by guaranteeing loans, not to exceed \$15,000,000 per each such project, to public, private, or cooperative organizations organized for profit or nonprofit, or to individuals for a term not to exceed twenty years at a rate of interest agreed upon by the borrower and lender.

(c) No loan may be guaranteed under this section unless (1) research indicates the total energy content of the products and byproducts to be manufactured by the loan applicant will exceed the total energy input from fossil fuels used in the manufacture of such products and byproducts, and (2) such other conditions as the Secretary deems appropriate to achieve the purposes of this section are met.

(d) In order to assure that the recipients of loans made under this section have a dependable supply of agricultural commodities at a stable price for use in the pilot projects provided for in this section, the Secretary is authorized to enter into long-range contracts, not exceeding five years, with the recipients of such loans. Such contracts shall guarantee the recipients of such loans a specified quantity of agricultural commodities annually at mutually agreed upon prices, but the agricultural commodities shall not be sold under any such contracts at less than the price support level prescribed for the commodity concerned unless the commodities are out of condition, unstorable, or sample-grade or lower, as prescribed in Department of Agriculture standards.

(e) The Secretary shall supply from Commodity Credit Corporation stocks or, to such extent or in such amounts as are provided in appropriation Acts, purchase such quantities of agricultural commodities as may be necessary to comply with the terms of agreements entered into under this section.

(f) The provisions of this section shall be carried out through the Commodity Credit Corporation.

The purpose of this notice is to invite the submission of tentative descriptions of potential pilot projects. Submissions should be sent, in duplicate, to Mr. Ed Nichols, Office of the Deputy Secretary, USDA, 14th and Independence Avenue, Washington, D.C. 20250. Only those submissions received after October 31, 1977, and on or before February 1, 1978, will be considered.

At this time, the submissions need not identify financing sources, but should provide a description of general technological and economic feasibility features of possible proposals.

It is expected that, following Department review of such preliminary submissions, definitive proposals will be solicited by the Department for possible award of loan guarantees for pilot projects in accordance with regulations to be published hereafter. Such definitive proposals will be considered if based upon preliminary submissions which are received pursuant to this notice and which the Department determines have reasonable potential for accomplishing the Act's objectives.

Dated: October 18, 1977.

JOHN C. WHITE,  
Deputy Secretary,  
Department of Agriculture.

[FR Doc.77-30807 Filed 10-19-77; 10:23 am]

[ 6320-01 ]

## CIVIL AERONAUTICS BOARD

[Order 77-10-24]

### AIR CARRIERS AND SWISS FOREIGN AIR CARRIERS

#### Order Granting Waiver

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 6th day of October 1977.

In the matter of charter trips between the United States and Switzerland by Air Carriers and Swiss Foreign Air Carriers.

On July 27, 1977, an exchange of letters was completed between the American Embassy in Bern and the Swiss Federal Air Office, replacing the November 24, 1975 U.S.-Switzerland Memorandum of Understanding on Charters. If no written notice of termination is received by either Government by December 31st of this or any subsequent year, the period of the Understanding's effectiveness shall continue for one-year periods beyond the annual March 31st expiration date. In principal substantive effect the understanding provides that:

1. Subject to compulsory clauses of their national air laws the air trans-

port authorities of each country will accept as charter worthy air charter traffic which originates in the territory of the other and which is organized and operated pursuant to the rules of the other air transport authority, or according to waivers of such rules granted for exceptional reasons.

2. The air transport authorities of the country where a passenger charter is originated have the primary responsibility for enforcement of charterworthiness rules.

3. Passenger charterworthiness rules will be applied and enforced in a non-discriminatory manner.

4. Modifications which alter the basic character of an existing charter rule or establish a new charter type will be brought to the attention of the other air transport authorities, who may deny or revoke with immediate effect acceptance of those changes.

The Understanding represents the recognition by both the Swiss aviation authorities and the United States Government that if passenger charter operations between their territories are to be facilitated, there must be an accommodation as to the differing rules governing charter operations in effect under the laws and regulations of the two countries. In some respects the Swiss charter rules are more restrictive than those applied by the Board, and in some respects they are more liberal, involving concepts which are contrary to those applied by the Board. However, considering the primary responsibility of the Swiss aviation authorities with respect to Swiss-originating charters (which are composed primarily of Swiss citizens), and the similar primary responsibility of the U.S. with respect to United States-originating charters, and the provisions of the agreement, the Board finds that the public interest requires waiver of those requirements of the U.S. charter regulations which would otherwise preclude U.S. and Swiss carriers from operating Swiss-originating charters in accordance with Swiss regulations. This is not to say that the Board would necessarily conclude that the regulations applied by Switzerland for Swiss-originating passenger charters would be satisfactory to meet Board requirements for U.S.-originating charters operated in accordance with U.S. regulations.

Under current Board charter regulations U.S. carriers are required to conform to the U.S. charter rules for Swiss-originating as well as U.S.-originating charters, in the absence of the grant of a waiver or other exception in the regulations. The same is true with respect to

Swiss scheduled carriers. With the exception noted below, Swiss charter carriers have authority in their permits which provides for the application of Swiss rules for Swiss-originating inclusive-tour charters, but not for other types of charters. Each of the Board's charter regulations provides, nevertheless, for waiver of the requirements contained there upon a finding that such waiver is in the public interest and that there are special or unusual circumstances warranting its grant.<sup>1</sup> The grant of waivers will, in accordance with section 1102 of the Act, permit implementation of the obligations assumed by the United States in the new Understanding.

In view of the foregoing, and in consideration of the Understanding effectuated by the exchange of diplomatic notes completed July 27, 1977, the Board's responsibilities under section 1102 of the Act, and the effect of the Understanding in providing assurance that the United States-originating public will have the opportunity to travel to Switzerland under charter rules found by the Board to be in the public interest, the Board finds that the provisions of the Understanding represent a special circumstance which warrants granting of waivers of the Board's various charter regulations to the extent necessary to permit U.S. certificated carriers and Swiss carriers to operate charters originating in Switzerland pursuant to the Swiss charter rules, and that the grant of such waivers would be in the public interest. Similarly, the Board finds that it is in the public interest to exempt U.S. indirect air carriers, pursuant to section 101(3) of the Act, from the provisions of Title IV of the Act insofar as is necessary to permit any such air carrier to organize Switzerland-originating charters operated under Swiss rules pursuant to the provisions of the renewed Understanding.<sup>2</sup>

In light of the Understanding providing for acceptance as charterworthy of those Swiss-originating charters operated pursuant to Swiss charter regulations, no useful purpose would be served by requiring waiver applications with respect to individual charter flights or series of flights. Accordingly, the Board finds that it is in the public interest to grant a blanket waiver from the charter regulations for all U.S. certificated carriers, and for Swiss carriers holding foreign air carrier permits issued by the Board, extending for the duration of the Understanding (or the Understanding as it may be extended). The exemptions for indirect air carriers will extend for the same duration.

<sup>1</sup> See sections 207.16, 208.3a, 212.13, 214.3, 371.3, 372.3, 372a.3, 373.30, 378.30, and 378a.3 of the Board's Economic and Special Regulations.

<sup>2</sup> The Board has declined to exercise jurisdiction over foreign indirect air carriers organizing foreign-originating charters. Accordingly, no additional authority is needed to permit Swiss indirect air carriers to organize Switzerland-originating charters according to Swiss rules.

Pursuant to Order 75-4-101, Societe Anonyme de Transport Aerien (SATA), a Swiss charter foreign air carrier, was granted a foreign air carrier permit authorizing charter service between Switzerland and the United States, and from certain named European countries to the United States. Condition (3) of that permit provides, inter alia, that:

(3) The authority of the holder to perform inclusive tour charters originating in the Swiss Confederation shall be subject to the terms, conditions, and limitations contained in licenses to be issued by the Swiss Federal Air Office (or other appropriate aviation authority) authorizing the performance of such charters: *Provided, however, That, except as may be otherwise authorized by the Board, such inclusive tours shall also conform to the provisions of section 378.2(b)(4) of the Board's Special Regulations, or any other provision of the Board's Regulations governing the minimum charge to passengers for an inclusive tour (including land or other accommodations) \* \* \**

The July 27, 1977 charterworthiness Understanding with the Swiss Federal Air Office does not prescribe any specific minimum price for inclusive-tour charters. Moreover, Ballair, the other Swiss charter carrier, is not subject to any similar minimum price requirement for Swiss-originating inclusive tours. Accordingly, consistent with the provisions of the Understanding pursuant to which Swiss-originating charters should be governed by Swiss rules with respect to price as well as other matters, the Board finds, in accordance with the provision of condition (3) of the SATA permit for the Board to "otherwise authorize," that it is in the public interest to authorize SATA to operate Swiss-originating inclusive tours subject to the terms, conditions, and limitations contained in licenses to be issued by the Swiss Federal Air Office (or other appropriate aviation authority) authorizing the performance of such charters, without conforming to the minimum price requirements of section 378.2(b)(4), or other minimum price requirements in the Board's inclusive-tour charter regulations.

Accordingly, it is ordered: 1. That to the extent respectively applicable, waivers of the provisions of sections 207.11, 208.6, 212.8, and 214.7 of the Board's Economic Regulations (except with respect to the provisions of such sections governing charters to direct air carriers and direct foreign air carriers for commercial traffic), and of such other provisions of the Board's charter regulations as would otherwise be inconsistent with the waivers granted here, be granted to all U.S. air carriers authorized to provide charter service (including off-route charter service) between Switzerland and the United States,<sup>3</sup> and all foreign

<sup>3</sup> Pursuant to section 401(e)(6) of the Act, and in the absence of any Board regulations precluding such operations, U.S. carriers holding certificates of public convenience and necessity issued by the Board pursuant to section 401(d)(1) of the Act, are authorized to provide off-route charter service between Switzerland and the United States in accordance with Board regulations.

air carriers of Swiss nationality holding foreign air carrier permits authorizing charter service (including off-route charter service) between Switzerland and the United States,<sup>4</sup> insofar as is necessary to permit such air carriers and foreign air carriers to operate charters originating in Switzerland and destined for the United States in accordance with rules governing the charterworthiness of such charters as applied by the Swiss Federal Air Office: *Provided, however, That such waivers shall apply only to the extent contemplated by the Understanding incorporated in the exchange of letters between the Government of the United States and the Swiss Federal Air Office, completed July 27, 1977 (or such Understanding as it may be amended, modified, or extended); and Provided, further, That the waivers granted here shall not relieve such carriers from the requirements contained in Parts 207, 208, 212, and 214 of the Board's Economic Regulations, other than those relating to the charterworthiness of charters performed pursuant to those regulations;*

2. That all U.S. indirect air carriers of passengers be relieved pursuant to section 101(3) of the Act, from the provisions of Title IV of the Act, insofar as is necessary to permit any such indirect air carrier to organize Swiss-originating passenger charters pursuant to the rules governing the charterworthiness of such charters as applied by the Swiss Federal Air Office in accordance with the provisions of the Understanding incorporated in the exchange of letters between the Government of the United States and the Swiss Federal Air Office, completed July 27, 1977;

3. That Societe Anonyme de Transport Aerien (SATA) be authorized, pursuant to the provision for such authorization contained in condition (3) of the permit issued to the carrier by Order 75-4-101, to perform inclusive tour charters originating in the Swiss Confederation subject to the terms, conditions and limitations contained in licenses to be issued by the Swiss Federal Air Office (or other appropriate aviation authority) authorizing the performance of such charters, without conforming to the provisions of section 378.2(b)(4) of the Board's Special Regulations, or any other provision of the Board's regulations governing the minimum charge to passengers for an inclusive tour (including land or other accommodations);

4. That this order may be modified, amended, or revoked by the Board without notice or hearing;

5. That the waivers, exemptions, and authorization granted here shall terminate upon the expiration of the Understanding concerning the charterworthiness of charters originating in their respective territories, incorporated in an exchange of letters between the Government of the United States and the Swiss Federal Air Office, completed July 27,

<sup>4</sup> Such carriers presently include Swissair, Ballair, and SATA.

1977, or such Understanding as it may be amended, modified or extended; and

6. That this order shall be served upon all U.S. air carriers holding a certificate of public convenience and necessity issued by the Board; all Swiss holders of, and applicants for, a foreign air carrier permit; the Departments of State and Transportation; and the Ambassador of Switzerland.

This order shall be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.<sup>5</sup>

PHYLLIS T. KAYLOR,  
Secretary.

[FR Doc. 77-30639 Filed 10-19-77; 8:45 am]

[ 6320-01 ]

[Docket No. 31521; Order 77-10-68]

**TRANS WORLD AIRLINES, INC.**

**Order of Investigation and Suspension**

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 14th day of October, 1977.

In the matter of "Super Jackpot" discount fares to Las Vegas proposed by Trans World Airlines, Inc.

By tariff revisions<sup>1</sup> marked to become effective October 17, 1977, Trans World Airlines, Inc. (TWA) proposes to add new individual tour-basing fares, which it calls "Super Jackpot," to Las Vegas from New York, Chicago, Philadelphia, Boston, Detroit, and Pittsburgh. Three levels of fares are proposed—peak, shoulder, and off-peak—and the discounts range from 25 to 49 percent.<sup>2</sup> (See Appendix B.) Reservations must be made and tickets purchased at least 14 days in advance; a minimum stay of two nights is required; and a ground package of at least \$25 must be purchased. Finally, the plan is subject to capacity-control which limits the seats available for "Super Jackpot" travel to 50 percent of all non-stop seats from cities designated as Las Vegas gateways. These include the six cities where the fares would apply and also those cities over which a convenient routing to Las Vegas can be operated. The fares will be available for travel from December 1, 1977, through May 31, 1979, and holiday blackouts will be handled by means of the capacity-control rule.

In support of its proposal, TWA alleges that the economics of its operations in many of its major Las Vegas markets have not been acceptable in recent years, citing a decline in scheduled-service traffic, and a shift of passengers to charter services. The carrier states that it lost \$3.6 million on its New York/Chi-

cago-Las Vegas scheduled services in the year-ended July 1977. TWA believes that the pricing structure it proposes with its "Super Jackpot" fares, together with the capacity-control mechanism, will enable it to improve overall load factors and, in particular, ameliorate the extremes in traffic peaks and valleys now being experienced.

TWA estimates that the proposed fares will be 40-percent generative and, assuming that "Super Jackpot" fares are offered by the major scheduled carriers in each of the six markets, total market size will increase from five to fifteen percent. Priced on the basis of an incremental cost per generated passenger ranging from \$16.88 to \$20.11, TWA expects a net profit impact of \$3.3 million for the six markets combined.<sup>3</sup>

Five complaints have been filed against the proposal, one by the National Air Carrier Association (NACA), and four others representing various charter-tour operators or charter-tour trade organizations. These complaints, together with TWA's answer, are summarized in Appendix A.

The Board concludes that the proposal may be unjust, unreasonable, unduly discriminatory, unduly prejudicial, or otherwise unlawful, and should be investigated. The Board further concludes that the proposal should be suspended pending investigation.

The question of whether to permit the "Super Jackpot" fares is a close one. On the one hand, we recognize TWA's desire to prevent further diversion of its passengers in these markets to charter services and, as a general proposition, there would seem to be logic and efficiency in its attempt to induce passengers to travel on those days when load factors are low. On the other hand, the fact that introduction earlier this year of the transcontinental "Super-Saver" discount fares resulted in large-scale charter cancellations cannot be ignored. Nor can the fact that the "Super Apex" discount fares recently introduced on North Atlantic scheduled service pose a very real threat to charter operators in this market. Here we have a proposal to introduce scheduled-service fares into the largest domestic charter market at very low levels and with relatively liberal conditions of travel. This should make them very attractive to otherwise potential OTC passengers. In our view, the cumulative effect of "Super-Saver", "Super Apex", and now "Super-Jackpot" fares may well be to weaken seriously some supplemental carriers and a number of charter-tour operators. As a re-

sult, a known and currently active spur to low-fare service may be lost in these markets, and this may in turn discourage charter initiatives in other markets. Complicating the situation is the fact that one major change has just been made in our charter regulations—elimination of the 15-day advance-purchase requirement—and further liberalizations are entirely possible.

How these changes will affect the ability of charter operators to compete with low fares on scheduled services cannot, of course, be estimated at this time. In view of these uncertainties, we have decided to proceed in a way which we believe will allow some experimentation with low scheduled-service fares in these markets while, at the same time, preventing the potentially great adverse impact on charters which the "Super-Jackpot" proposal, in its present form, might will produce.

First, we will suspend the entire proposal to the extent it would make the fares applicable for 18 months. Because of the potential damage to the charter-carrier industry, 18 months is simply too long in this instance. In our opinion, a shorter period of no more than six months would be best. Within that period the Board should be able, with the reporting requirements we are imposing, to evaluate how the total market (both scheduled and charter) reacts to the two services. By the same token, an experiment of six months is not likely to seriously damage the supplemental-carrier industry for the longer term.

Second, we will entertain a refiling which would not offer "Super-Jackpot" fares on the two peak travel days of Thursdays and Sundays. The majority of OTC's are now operated on those days, and such a limit on availability of the "Jackpot" fares may enable the charter/tour operators to carry out, at least for six months, back-to-back Thursday-Sunday, Sunday-Thursday Las Vegas tours already programmed, without incurring extensive cancellations. We recognize that this depends on how many passengers shift to "shoulder" and "low" "Jackpot"-fare days, and are inclined to believe a substantial shift of passengers is likely because of the large differential between the fares which will remain available on Thursday and Sunday (e.g., individual tour-basing and individual excursion fares, both discounted 15 to 20 percent) and the "low" and "shoulder" "Super-Jackpot" fares as now priced. Moreover, we are not convinced that discounts as high as 49 percent are needed to redistribute traffic to low load factors days, which TWA contends is one of the objectives of its proposal.<sup>4</sup> For these reasons, we would be

<sup>5</sup> All Members concurred.

<sup>1</sup> Revisions to Airline Tariff Publishing Company, Agent, Tariffs, C.A.B. Nos. 259 and 142.

<sup>2</sup> Thursday and Sunday are designated peak days; Monday and Friday shoulder days; and Tuesday and Wednesday off-peak days. Saturday is designated a "shoulder" day June through October, and an off-peak day November through May.

<sup>3</sup> United Air Lines, Inc. (United) has filed to match the fares. United has not, however, included the \$25 minimum ground package, contending that it serves no useful purpose since the "Jackpot" fares plus the minimum ground package are still below the regular coach fare. United also indicates that, while it has serious reservations about the economic soundness of the "Super Jackpot" fares, competitive necessity requires that it protect its traffic by meeting TWA's fares.

<sup>4</sup> TWA has used incremental costing to justify its proposal. The Board recently addressed this proposition in connection with the counter-proposals to Laker's "Skytrain" service (Order 77-9-55), and found that short-run marginal cost is not a sufficient test for evaluating the acceptability of scheduled-service fares in competition with charters.

disposed to suspend a refiling of fares for travel on "shoulder" and "low" which involves discounts as steep as here proposed. We will leave to TWA the ultimate determination of what "shoulder" and "low" fare levels it chooses to file but, in no event can we now conclude that the discount for the "low" days should exceed 40 percent.<sup>5</sup>

Finally, we expect TWA to address itself to one other issue. Since "Super Jackpot" is intended to divert passengers now using charters, there is a likelihood that some charters may be cancelled. Should TWA refile "Super-Jackpot" fares we believe it should discuss the question of whether it would be equitable for it to waive its charter cancellation penalty for those charters cancelled as a result of the "Super-Jackpot" fares, as American Airlines, Inc. and United Air Lines, Inc. did subsequent to the introduction of the transcontinental "Super-Saver" discount fares.

Our action here is taken with some reluctance in view of our position that, as a general proposition, fare competition should be given free rein. However, we must also recognize that, on our initiative, charter rules are changing. During this period of new charter-policy formulation, we believe that the overall public interest will be better served if we make our decisions in a manner least disruptive to that segment of the industry.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a), 403, 404, and 1002, *It is ordered, That:*

1. An investigation be instituted to determine whether the fares and provisions described in Appendix C, and rules, regulations, and practices affecting such fares and provisions, are or will be unjust, unreasonable, unjustly discriminatory, unduly prejudicial, or otherwise unlawful, and, if found to be unlawful, to determine and prescribe the lawful fares and provisions, and rules, regulations, or practices affecting such fares and provisions;

2. Pending hearing and decision by the Board, the fares and provisions described in Appendix C are suspending and their use deferred to and including January 14, 1978, unless otherwise ordered by the Board; and that no changes be made during the period of suspension except by order or special permission of the Board;

<sup>5</sup> The maximum discount for the transcontinental "Super-Saver" discount fares is 45 percent. However, those fares are considerably more restrictive, having a 30-day advance purchase, a 7-day minimum stay, and are limited to 35 percent of aircraft capacity. "Super-Jackpot", on the other hand, has a 14-day advance purchase, two-night minimum stay, and is limited to 50 percent of capacity on a weekly basis, although there is a very nominal \$25 tour add-on requirement.

3. Except to the extent granted, the complaints in Dockets 31393, 31396, 31404, 31408, 31409, 31468, 31469, 31470, and 31473 are dismissed;

4. The investigation ordered herein be assigned before an Administrative Law Judge at a time and place hereafter to be designated; and

5. A copy of this order to be filed in the aforesaid tariffs and be served upon Trans World Airlines, Inc., United Air Lines, Inc., the National Air Carrier Association, International Leisure Time Association of Rochester, N.Y., David Travels, Inc., OTC Tours, Inc., the Air Charter Tour Operators of America, Miller Tours, Inc., Hamilton, Miller, Hudson & Fayne Travel Corp., Deluxe Travel, Inc., Vacation Ventures/Carefree Travel, Inc., and the American Society of Travel Agents which are hereby made parties to this proceeding.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.<sup>6</sup>

PHYLLIS T. KAYLOR,  
Secretary.

APPENDIX A.—SUMMARY OF COMPLAINTS AND ANSWERS  
COMPLAINTS

The National Air Carrier Association (NACA), International Leisure Time Association of Rochester, N.Y. (ILTA), David Travels, Inc., OTC Tours, Inc., Air Charter Tour Operators of America (ACTOA), and Miller Tours, Inc. (Miller) have filed complaints against the proposed fares.<sup>1</sup> These parties allege, inter alia, that the "Super-Jackpot" fares are set below cost and are designed to eliminate charter competition and divert traffic from the tour operators. The complainants contend that, because Las Vegas is the single most popular domestic charter destination and the six markets chosen by TWA for its proposed discount fare are the prime charter markets, "Super-Jackpot" poses a more serious threat to the continued existence of the domestic charter industry than any previous discount-fare proposal considered by the Board. Some complainants state that the advent of the "Super-Saver" fare marked the beginning of a predatory effort by the scheduled-carrier industry to destroy the charter industry. These complainants allege that "Super-Saver" fares have had a disastrous effect on transcontinental charters, as evidenced by cancellation of all pending New York-West Coast ABC-charter programs. The complainants argue that "Super-Jackpot" fares would similarly drive charter competition out of the Las Vegas market.

Most of the complainants express concern that TWA's Jackpot offers scheduled-carrier frequency at charter rates. The complainants note that the "Super-Jackpot" fare would be only nominally higher, and in some cases even lower, than the prices of charter service.

<sup>6</sup> All Members concurred.

<sup>1</sup> Two charter-tour firms, Hamilton, Miller, Hudson & Fayne Travel Corp. and Vacation Ventures/Carefree Travel, Inc. plus the American Society of Travel Agents have filed answers in support of the complaints. In addition, numerous letters have been received from charter-tour operators protesting the "Super-Jackpot" fares.

The tour operators allege that they are at a competitive disadvantage in light of the fact that "Super-Jackpot" offers the advantage of convenient and frequent service with limited restrictions, and does not subject the passenger to cancellation risk. David Travels, Inc. and OTC Tours, Inc. note that TWA will be able to prominently advertise its lowest seat price available in the market, and include only in fine print the required \$25 minimum ground package. On the other hand, tour operators must advertise total tour-package costs without any breakdown.

In regard to the economics of the "Super-Jackpot" fare, NACA and ILTA contend that TWA has failed to provide cost data to justify the fare in relation to overall costs. These parties allege that the proposed fares, which range as low as 4.1¢ per passenger mile, are far below TWA's fully-allocated cost of service.

Complainants also object to the "Super-Jackpot" proposal on the grounds that TWA does not show that it will generate traffic, rather than merely diverting traffic from its competitors. A corollary objection is that, although TWA will experience self-diversion of charter traffic, since it is among the leading charter carriers to Las Vegas, TWA has not included the loss of revenue which would result from this self-diversion in calculating the economics of the "Super-Jackpot" fare. They also challenge TWA's claim that the proposed fares will facilitate a leveling of traffic peaks and valleys in the six markets in which they would apply. Miller contends that, since the fares are available on all days, TWA's peaking problems will be exacerbated. Miller concludes that normal-fare passengers will realize added inconvenience since TWA is not adding capacity on peak days. NACA contends that TWA's average Sunday load factor of 79 percent (New York-Las Vegas) and 76 percent (Chicago-Las Vegas) during the first half of 1977 must already be causing significant passenger inconvenience. Moreover, the complainants state that, if TWA genuinely expects to generate 120,000 Chicago-Las Vegas passengers with its new fare, then the average load factor each day would be as high as 81.7 percent.

Finally, certain complainants feel that "Super Jackpot" would in effect be tantamount to authorizing TWA as a charter/tour operator as well as a direct air carrier, contrary to Board regulations. They contend that TWA would assume responsibility for air transportation at charter rates and also for marketing the minimum land package of \$25 required with the "Super-Jackpot" fare.

ANSWER

TWA acknowledges that its proposed fares are intended to compete with charter services—"and, indeed, to do so vigorously—", but it does not concede that they are predatory or otherwise destructive. TWA believes that scheduled services must have at least an equal claim to the traffic moving to and from Las Vegas, and that it was not intended that the charter carriers and tour operators be afforded protection from scheduled competition. The carrier further asserts that there is a \$14 difference between "Super-Jackpot" and charter charges on the days when charter operations are performed. With respect to challenges of its diversion estimate, TWA states that it has no desire to suffer excessive downgrading and believes that, with the capacity controls attached to the fares, it can monitor and allocate traffic so as to induce a shift from peak days to low-demand days.

## Trans World Airlines, Inc.; proposed Super Jackpot fares

[Round trip fares]

Between Las Vegas and—	Coach	"Super Jackpot" fares*					
		Peak <sup>1</sup>		Shoulder <sup>2</sup>		Low <sup>3</sup>	
		Amount	Discount (percent)	Amount	Discount (percent)	Amount	Discount (percent)
New York.....	\$392	\$259	33	\$239	39	\$199	49
Chicago.....	288	209	27	189	34	159	45
Philadelphia.....	382	259	32	239	37	199	48
Pittsburgh.....	344	239	31	219	36	179	48
Boston.....	412	269	35	249	40	209	49
Detroit.....	320	239	25	219	32	199	38

\*When travel involves different pricing periods, TWA's rules provide that the fare is the sum of 50 pct of the round-trip fare applicable on the day of departure and 50 pct of the round-trip fare on the day of return. For example, the round-trip jackpot fare between New York and Las Vegas going on Wednesday and returning Sunday is 50 pct of \$199 or \$99.50, plus 50 pct of \$239 or \$119.50 for a total of \$229.

<sup>1</sup> Thursday and Sunday all year.

<sup>2</sup> Monday and Friday all year, Saturday June through October.

<sup>3</sup> Tuesday and Wednesday all year, Saturday November through May.

## APPENDIX C

TARIFF C.A.B. NO. 259, ISSUED BY AIRLINE TARIFF PUBLISHING CO., AGENT

On 28th and 29th Revised Pages 647, the YHOE77, YHWE77, and YHXE77 fare class applications.

On 26th Revised Page 648, the YHOE77, YHWE77, YHXE77, and YLOE77 fare class applications.

On 28th Revised Page 648, the YLOE77, YLWE77, and YLXE77 fare class applications.

On 18th Revised Page 648-A, the YLWE77 and YLXE77 fare class applications.

All YHWE77, YHXE77, YHOE77, YLOE77, YLWE77, and YLXE77 class fares and the reference marks used in connection therewith on the following pages:

On 42d, 43d, 44th, 45th, 46th and 47th Revised Pages 655, between Boston and Las Vegas.

On 40th, 41st, 42d, 43d, and 44th Revised Pages 657, between Chicago and Las Vegas.

On 36th, 37th, 38th, and 39th Revised Pages 663, between Detroit and Las Vegas.

On 48th, 49th, 50th, 51st, 52d, and 53d Revised Pages 667, between Las Vegas, on the one hand, and New York/Newark, Philadelphia, and Pittsburgh on the other.

On 43d Revised Page 683, the YHOE77, YHWE77, YHXE77, YLOE77, YLWE77, and YLXE77 fare class applications.

On 42d, 43d and 44th Revised Pages 686-A, the "e" reference mark insofar as it applies to the YHOE77, YHWE77, YHXE77, YLOE77, YLWE77, and YLXE77 class fares.

All YHWE77, YHXE77, YHOE77, YLOE77, YLWE77, and YLXE77 class fares on the following pages:

On 36th, 37th and 38th Revised Pages 700, between Boston and Las Vegas.

On 48th and 49th Revised Pages 707, between Chicago and Las Vegas.

On 37th and 38th Revised Pages 718, between Detroit and Las Vegas.

On 47th and 48th Revised Pages 735, between Las Vegas, on the one hand, and New York/Newark, Philadelphia, and Pittsburgh on the other.

TARIFF C.A.B. NO. 142, ISSUED BY AIRLINE TARIFF PUBLISHING CO., AGENT

On 20th and 21st Revised Pages 81 and 82, Rule 186.

[FR Doc.77-30640 Filed 10-19-77; 8:45 am]

### [ 6335-01 ] COMMISSION ON CIVIL RIGHTS ILLINOIS ADVISORY COMMITTEE

#### Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the Rules and Regulations

of the U.S. Commission on Civil Rights, that a planning meeting of the Illinois Advisory Committee (SAC) of the Commission will convene at 10:00 a.m. and will end at 3:00 p.m. on Monday, November 14, 1977, at 230 South Dearborn Street, MWRO Conference Room, Chicago, Ill. 60604.

Persons wishing to attend this open meeting should contact the Committee Chairperson, or the Midwestern Regional Office of the Commission, 230 South Dearborn Street, 32nd Floor, Chicago, Illinois 60604.

The purpose of this meeting is to discuss the status reports on the Chicago Desegregation Project and the possibility of it continuing on as a Regional Project.

This meeting will be conducted pursuant to the provisions of the Rules and Regulations of the Commission.

Dated at Washington, D.C., October 17, 1977.

JOHN I. BINKLEY,  
Advisory Committee  
Management Officer.

[FR Doc.77-30574 Filed 10-19-77; 8:45 am]

### [ 6335-01 ]

#### INDIANA ADVISORY COMMITTEE Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the Rules and Regulations of the U.S. Commission on Civil Rights, that a planning meeting of the Indiana Advisory Committee (SAC) of the Commission will convene at 7:00 p.m. and will end at 10:00 p.m. on November 20, 1977 and again on November 21, 1977 at 10:00 a.m. to 12 noon in the Ramada Inn, 1530 North Meridian, Indianapolis, Ind. 46202.

Persons wishing to attend this open meeting should contact the Committee Chairperson, or the Midwestern Regional Office of the Commission, 230 South Dearborn St., 32nd Floor, Chicago, Ill. 60604.

The purpose of this meeting is to discuss the SAC transition to Regional Advisory Committees, also discuss plans for closing our activities.

This meeting will be conducted pursuant to the provisions of the Rules and Regulations of the Commission.

Dated at Washington, D.C., October 17, 1977.

JOHN I. BINKLEY,  
Advisory Committee  
Management Officer.

[FR Doc.77-30575 Filed 10-15-77; 8:45 am]

### [ 6335-01 ]

#### WYOMING ADVISORY COMMITTEE Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the Rules and Regulations of the U.S. Commission on Civil Rights, that a planning meeting of the Wyoming Advisory Committee (SAC) of the Commission will convene at 8:30 a.m. on November 10, 1977 and will end at 5 p.m. on November 11, 1977, at Allison Hall, First Methodist Church, E 18th Street between Central and Warren, Cheyenne, Wyo. 82001.

Persons wishing to attend this open meeting should contact the Committee Chairperson, or the Rocky Mountain Regional Office of the Commission, Executive Tower Inn, Suite 1700, 1405 Curtis St., Denver, Colo. 80202.

This will be a two day consultation on civil rights in Wyoming.

This meeting will be conducted pursuant to the provisions of the Rules and Regulations of the Commission.

Dated at Washington, D.C., October 14, 1977.

JOHN I. BINKLEY,  
Advisory Committee  
Management Officer.

[FR Doc.77-30576 Filed 10-19-77; 8:45 am]

### [ 3510-25 ]

#### DEPARTMENT OF COMMERCE

##### Foreign-Trade Zones Board

[Docket No. 11-77]

#### EASTERN DISTRIBUTION CENTER, INC.

Application for a Foreign-Trade Subzone at Olivetti Corporation of America Assembly Plant, Harrisburg, Pennsylvania

Notice is hereby given that an application has been submitted to the Foreign-Trade Zones Board (the Board) by the Eastern Distribution Center, Inc., a non-profit Pennsylvania corporation, and grantee of Foreign-Trade Zone No. 24 (Wilkes-Barre/Scranton Customs Port of Entry), requesting a grant of authority to establish a special-purpose subzone at the assembly plant of the Olivetti Corporation of America (Olivetti), which is located within the Harrisburg, Pennsylvania, Customs Port of Entry. The application was submitted pursuant to the provisions of the Foreign-Trade Zones Act of 1934, as amended (19 U.S.C. 81) and the regulations of the Board (15 CFR Part 400). It was formally filed on October 11, 1977. The Eastern Distribution Center, Inc. is authorized to apply for foreign-trade zones under Pennsylvania law (Act No. 126, approved June 10, 1935, Pub. L. 291).

The proposal calls for the establishment of a special-purpose foreign-trade subzone, under the sponsorship of the Eastern Distribution Center, Inc., at the



typewriter assembly plant of Olivetti at 2800 Valley Rd., Harrisburg, Pa. The facility, which occupies 264,000 square feet, is located on a 100 acres tract on the south side of U.S. Highway 81, about 1 mile west of the junction of U.S. Highways 81 and 83.

The application indicates that the reason for requesting subzone status is to permit Olivetti to make its Customs entries on completed typewriters rather than imported parts. The firm had been importing typewriter parts free of duty under the Customs "entireties" concept, as typewriters are duty-free. A recent Customs decision, however, denied Olivetti's use of the entireties provision because its parts shipments were not coming in together. This has caused the firm to consider moving its assembly operation overseas from where it can ship typewriters to the U.S. duty-free.

Olivetti employs approximately 1000 persons in the Harrisburg area, with an annual payroll of approximately \$14 million, and purchases approximately \$18 to \$20 million of goods and services from other domestic sources. Pennsylvania state officials, after consultations with U.S. Customs, requested that the sponsor of the nearest foreign-trade zone to Harrisburg undertake the sponsorship of a subzone at the Olivetti plant in an effort to prevent its relocation overseas.

Copies of the Eastern Distribution Center's application are available for inspection at:

Office of the Executive Secretary, Foreign-Trade Zones Board, U.S. Department of Commerce, 14th and E Streets, NW., Room 6886-B, Washington, D.C. 20230.

In accordance with the Board's regulations, an Examiners Committee will review the application and report thereon to the Board. Comments concerning the proposed subzone are invited in writing from interested persons and organizations. They should be addressed to the Board's Executive Secretary at the above address and be postmarked on or before November 4, 1977.

Dated: October 14, 1977.

JOHN J. DA PONTE, Jr.,  
Executive Secretary,  
Foreign-Trade Zones Board.

[FR Doc.77-30573 Filed 10-19-77;8:45 am]

### [ 3510-03 ]

#### Maritime Administration APPLICANT AS TRUSTEE Approval

Notice is hereby given that First National Bank and Trust Co. of Evanston, Ill., with offices at 800 Davis Street, Evanston, Ill., has been approved as Trustee pursuant to Pub. L. 89-346 and 46 CFR 221.21-221.30.

Dated: October 5, 1977.

By Order of the Assistant Secretary of Commerce for Maritime Affairs.

JAMES S. DAWSON, Jr.,  
Secretary.

[FR Doc.77-30675 Filed 10-19-77;8:45 am]

### [ 3510-03 ]

#### U.S. MERCHANT MARINE ACADEMY ADVISORY BOARD Public Meeting

Notice is hereby given of a meeting of the U.S. Merchant Marine Academy Advisory Board (the Board) on November 15, 1977, at 10 a.m. in the Board Room at the U.S. Merchant Marine Academy, Kings Point, N.Y.

The Advisory Board to the United States Merchant Marine Academy was established by the Secretary of Commerce under the authority of 46 U.S.C. 1126d to examine the course of instruction and the overall management of the U.S. Merchant Marine Academy (the Academy) and advise the Assistant Secretary of Commerce for Maritime Affairs with respect thereto.

The Board consists of not more than seven members appointed by the Secretary of Commerce, selected from segments of the maritime industry, labor, educational institutions, and other fields relating to the objectives of the Academy.

The Agenda for the meeting is:

1. Call meeting to order;
2. Approval of the minutes of the May 3, 1977, meeting;
3. Status report of engineering program accreditation;
4. Status report of diesel engine program;
5. Status of fiscal year 1978 Budget; and
6. Board members' reports and recommendation for calendar year 1977.

This meeting is open to public observation and comment. Approximately 20 seats will be available for the public on a first come, first-served basis.

Copies of the minutes will be available upon request.

Inquiries may be addressed to the Committee Control Officer, Arthur W. Friedberg, Office of Maritime Manpower, Room 3069A, Main Commerce Building, telephone 202-377-3018.

Dated: October 17, 1977.

So ordered by Assistant Secretary of Commerce for Maritime Affairs, Maritime Administration.

JAMES S. DAWSON, Jr.,  
Secretary.

[FR Doc.77-30676 Filed 10-19-77;8:45 am]

### [ 3125-01 ]

#### COUNCIL ON ENVIRONMENTAL QUALITY

#### TSCA INTERAGENCY TESTING COMMITTEE

#### Meeting

This notice is intended to advise all interested persons of the TSCA Interagency Testing Committee meeting established under Section 4(e) of the Toxic Substances Control Act for the purpose of making recommendations to the Administrator of the Environmental Protection Agency regarding priorities for issuance of requirements for testing chemical substances and mixtures.

On Thursday, October 27, 1977, the TSCA/ITC will meet at 9 a.m., Room 5104, New Executive Office Building, 726 Jackson Place, NW. The Committee will review draft dossiers and discuss the outline for the proposed progress report to the EPA Administrator. Interested persons are invited to attend. A closed executive session will follow the meeting.

Dated: October 17, 1977.

WARREN R. MUIR,  
Chairman, TSCA/ITC.

[FR Doc.77-30579 Filed 10-19-77;8:45 am]

### [ 3810-71 ]

#### DEPARTMENT OF DEFENSE

#### Department of the Navy

#### SEA SYSTEMS DEVELOPMENT

#### Limited Exclusive Patent License Granted

Pursuant to the provisions of Part 746 of Title 32, Code of Federal Regulations (41 FR 55711-55714, December 22, 1976), the Department of the Navy announces that on September 20, 1977, it granted to Sea Systems Development, a partnership in the State of California, with partners being Stanley A. Black, Leroy W. Tucker, and Steve Sergev, a revocable, nonassignable, limited exclusive license for a period of five years under Government-owned United States Patent Number 3,884,216, issued May 20, 1975, entitled "Electrochemical Energy Source for Diver Suit Heating," inventor Joseph F. McCartney.

Copies of the patent may be obtained for fifty cents (\$0.50) from the Commissioner of Patents and Trademarks, Washington, DC 20231.

For further information concerning this notice contact:

Dr. A. C. Williams, Staff Patent Advisor, Office of Naval Research (Code 302), Ballston Tower No. 1, 800 North Quincy St., Arlington, Va. 22217, telephone no. 202-692-4005.

Dated: October 14, 1977.

K. D. LAWRENCE,  
Captain, JAGC, U.S. Navy,  
Deputy Assistant Judge Advocate General (Administrative Law).

[FR Doc.77-30599 Filed 10-19-77;8:45 am]

[ 3810-70 ]

Office of the Secretary

## BOARD OF VISITORS OF THE NATIONAL DEFENSE UNIVERSITY

## Meeting

The President of the National Defense University has scheduled a meeting of the Board of Visitors of the National Defense University on Tuesday and Wednesday, November 1-2, 1977, from 0830-1145 and 1330-1630 each day. Meetings will be held in the Hill Study Lounge of the National War College except for the morning sessions of November 2, in which case subcommittee meetings will be held in both National War College and Industrial College Conference Rooms. The agenda will include a progress report on the National Defense University and the curricula of both Colleges. The meeting is open to the public, and the limited space available for observers will be allocated on a first-come, first-served basis. To reserve space, interested persons should write the National Defense University, Fort Lesley J. McNair, Washington, D.C. 20319, or phone the Assistant to the President at 202-693-1074.

MAURICE W. ROCHE,  
Director, Correspondence and  
Directives, Office of the Secretary of Defense (Comptroller).

OCTOBER 13, 1977.

[FR Doc.77-30600 Filed 10-19-77;8:45 am]

[ 6360-01 ]

## DELAWARE RIVER BASIN COMMISSION

## COMPREHENSIVE PLAN

## Public Hearing

Notice is hereby given that the Delaware River Basin Commission will hold a public hearing on Wednesday, October 26, 1977, commencing at 1 p.m. The hearing will be held in the Hearing Room (Room 215) of the Sullivan County Government Center, Monticello, N.Y. The subject of the hearing will be application for approval of the following projects as amendments to the Comprehensive Plan pursuant to Article 11 of the Compact and/or as project approvals pursuant to section 3.8 of the Compact:

1. *Pennsylvania Fish Commission (D-77-88 CP)*. A wastewater treatment project at the Commission's existing Pleasant Mount fish hatchery located in Mount Pleasant Township, Wayne County, Pa. A settling basin and lagoon will be constructed to provide treatment to a wastewater flow of 4.3 million gallons per day. The facility will provide removal of 90 percent of BOD, and 92 percent of suspended solids. Treated effluent will discharge to the West Branch Lackawaxen River.

2. *City of Philadelphia (D-75-134 CP)*. Construction of a bulkhead and fill along the east bank of the Schuylkill River from South Street to Fairmount Dam. The project will provide a riverbank park area on the western fringe of the City and will connect with Fairmount Park.

3. *New Castle County Dept. of Public Works (D-74-165 CP)*. A sewage treatment plant and Part A of a regional collection system serving the communities of Middletown, Odessa and Townsend, New Castle County, Del. The treatment plant will provide removal of 95 percent of BOD, and suspended solids from a sewage flow of about 1 million gallons per day. Treated effluent will discharge to Appoquinimink River.

4. *Kent County Levey Court (D-77-89 CP)*. A recreational facility to be developed by the County along the Tidbury Creek, Kent County, Del. An 18-acre site along the creek will be developed into a public park area.

5. *Crompton and Knowles Corp. (D-76-98)*. A well water supply project at the company's Dyes and Chemicals Division plant in Robeson Township, Berks County, Pa. The project involves the withdrawal of 720,000 gallons per day from new wells nos. 3 and 4.

6. *Maurice Castellini Jr. (D-77-76)*. A farm well at the subject farm located in Vineland, Cumberland County, N.J. The new facility is expected to yield 120,000 gallons per day.

Documents relating to the above-listed projects may be examined at the Commission's offices. Persons wishing to testify at this hearing are requested to notify the Secretary prior to the date of the hearing.

W. BRINTON WHITALL,  
Secretary.

OCTOBER 14, 1977.

[FR Doc.77-30601 Filed 10-19-77;8:45 am]

[ 6170-01 ]

## DEPARTMENT OF ENERGY

## SOLAR WORKING GROUP

## Meeting

Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92-463, 85 Stat. 770), notice is hereby given that the Solar Working Group will hold a meeting on November 9 and 10, 1977, beginning at 9 a.m. each day in Room 4222C at 20 Massachusetts Ave., NW., Washington, D.C.

The Working Group was established to provide guidance and evaluation by making an assessment of ERDA's solar programs.

The purpose of the meeting is to discuss with the Stanford Research Institute (SRI) the analytical study they are performing for the Solar Working Group.

The meeting is open to the public. The Chairman is empowered to conduct the meeting in a manner that in his judgment will facilitate the orderly conduct of business. Any member of the public who wishes to file a written statement with the Committee will be permitted to do so, either before or after the meeting. Members of the public who wish to make oral statements should inform Georgia Hildreth, Advisory Committee Management Office, 202-566-9996, at least 5 days prior to the meeting and reasonable provision will be made for their appearance on the agenda.

Further information concerning this meeting may be obtained from the Advisory Committee Management Office.

The transcript of the meeting will be available for public review at the Freedom of Information Public Reading

Room, Room 2107, Federal Building, 12th and Pennsylvania Avenue, NW., Washington, D.C. between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday, except Federal holidays. Any person may purchase a copy of the transcript from the reporter.

Issued at Washington, D.C., on October 13, 1977.

WILLIAM S. HEFFELFINGER,  
Director of Administration.

[FR Doc.77-30596 Filed 10-19-77;8:45 am]

[ 6560-01 ]

[FRL 807-5; OPP-50290A]

## ENVIRONMENTAL PROTECTION AGENCY

## DEPARTMENT OF THE INTERIOR

## Issuance of Experimental Use Permit To Use Sodium Monofluoroacetate in Toxic Collars for Predator Control Evaluation

On June 10, 1977, the Environmental Protection Agency (EPA) announced in the FEDERAL REGISTER (42 FR 29953), the receipt of an application from the Fish and Wildlife Service of the U.S. Department of the Interior (USDI), for an experimental use permit allowing for the use of approximately 300 grams of sodium monofluoroacetate (1080) in toxic collars. The permit was requested to determine the feasibility of the toxic collar concept and to gather efficacy data to be used in support of possible registration. The program was to be carried out in the States of Idaho, Montana, and Texas. Since the Administrator, EPA, determined that issuance of the permit might be of regional or national significance, interested persons were invited to submit written comments regarding the application. Only one comment was received. The commenter was against the use of 1080 on the grounds that it was inhumane and environmentally unsafe.

Based on the data received and other available information, an experimental use permit has been issued to the Fish and Wildlife Service of the USDI, Washington, D.C. 20240. Such permit is in accordance with, and subject to, the provisions of 40 CFR 172 (Section 5) of the amended Federal Insecticide, Fungicide, and Rodenticide Act (86 Stat. 973; 89 Stat. 751; 7 U.S.C. 136 et seq.); Part 172 was published in the FEDERAL REGISTER on April 30, 1975 (40 FR 18780), and defines EPA procedures with respect to the use of pesticides for experimental purposes.

This experimental use permit (No. 6704-EUP-14) allows the use of 0.66 pounds of the predacide sodium monofluoroacetate in toxic collars to evaluate control of coyotes preying on sheep. The program is authorized only in the States of Idaho, Montana, and Texas. The experimental use permit is effective from September 6, 1977, to October 30, 1978. Special precautions have been taken to prevent any adverse effects on man or the environment as a result of this permit. The permit is subject to the following conditions:

1. The toxic collar will not be used in: (1) National or State Parks; (2) National or State Monuments; (3) Federally designated Wilderness areas; (4) Wildlife refuge areas; (5) Prairie dog towns; and (6) Areas where exposure to the public and family pets is probable.

2. The 1080 toxic collar will not be used in areas where threatened or endangered species might be adversely affected.

3. In all areas where the use of the toxic collar is anticipated, local hospitals, doctors, and clinics shall be notified of the intended use, and informed of the first aid measures required for treatment of 1080 poisoning.

4. The toxic collar will not be used on sheep on any Federal lands as defined under Section 2 of Executive Order 11643.

5. All sheep that are collared must be conspicuously marked to facilitate early visual recovery.

6. A system of comprehensive observations on any secondary poisoning and all adverse effects on nontarget organisms must be recorded and reported to EPA.

Interested parties wishing to review the experimental use permit are referred to Room E-315, Registration Division (WH-567), Office of Pesticide Programs, EPA, 401 M Street SW., Washington, D.C. 20460. It is suggested that such interested persons call 202-755-4851 before visiting the EPA headquarters Office, so that the appropriate permit may be made conveniently available for review purposes. This file will be available for inspection from 8:30 a.m. to 4 p.m., Monday through Friday.

Dated: October 14, 1977.

MARTIN H. ROGOFF,  
Acting Director,  
Registration Division.

[FR Doc. 77-30679 Filed 10-19-77; 8:45 am]

[6560-01]

[FRL 807-1; OPP-42053]

#### STATE OF ALABAMA

##### Submission of State Plan for Certification of Commercial and Private Applicators of Restricted Use Pesticides

In accordance with the provisions of Section 4(a)(2) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973; 7 U.S.C. 136 et seq.) and 40 CFR Part 171, 39 FR 36446 (October 9, 1974), and 40 FR 11698 (March 12, 1975), the Honorable George C. Wallace, Governor of the State of Alabama, has submitted a State Plan for Certification of Commercial and Private Applicators of Restricted Use Pesticides to the Environmental Protection Agency (EPA) for approval.

Notice is hereby given of the intention of the Regional Administrator, EPA, Region IV, to approve this plan.

A summary of this plan follows:

The entire plan, together with all attached appendices (except for sample examinations), may be examined during normal business hours at the following locations:

Division of Agricultural Chemistry, Alabama Department of Agriculture and Industries, Montgomery, Ala. 36109.

Environmental Protection Agency, Pesticides Branch, 345 Courtland Street NE, Atlanta, Ga. 30308.

Environmental Protection Agency, Federal Register Section, Technical Services Division (WH-569), Office of Pesticide Programs, Room 401, East Tower, Waterside Mall, 401 M Street SW., Washington, D.C. 20460.

#### SUMMARY OF ALABAMA STATE PLAN

The Alabama Department of Agriculture and Industries has been designated as the State lead agency for administering all pesticide regulatory activities, including any provisions pertaining to private and commercial applicators, and the use of restricted use pesticides under FIFRA.

The cooperating agencies and boards include the Pesticide Advisory Committee, the Examining Board and the Cooperative Extension Service. The Extension Service will be responsible for the applicator certification training courses, preparation of examination questions for commercial applicators, and distribution of applicator core manuals. Written examinations to be given all commercial applicators will be prepared, given and graded by the examining board.

Legal authority for the program is contained in Act No. 1949 and regulations, Legislature of 1971 (Regular Session), Acts of 1971, Volume IV, Page 3151, as amended by Act No. 580, Legislature of 1977, approved May 12, 1977, and Act No. 1957, Legislature of 1971 (Regular Session) Acts of 1971, Volume IV, Page 3177, Title 2, Chapter 7, Code of Alabama (1940), as last amended by Act No. 796 of the Legislature of 1969 (Regular Session).

The plan indicates the State lead agency and cooperating agencies and Boards have sufficient qualified personnel and funds necessary to carry out the proposed programs. Funding in support of the programs for fiscal year 1977-78 is adequate.

The State estimates approximately 16,000 private applicators and 1,000 commercial applicators need to be certified. Restricted Use Permits will be issued to all certified applicators. These permits will contain code numbers specifying those pesticides the applicator is authorized to purchase and use.

The State lead agency will submit an annual report to EPA by March 1 of each year and special reports as required.

The commercial applicator categories proposed are those listed in 40 CFR 171.3 with the following modifications:

Under the major category of Industrial, Institutional, Structural and Health Related Pest Control, three subcategories were established. These are (1) Industrial, Institutional, and Structural Health Related Pest Control, (2) Wood Destroying Organisms Pest Control, and (3) Fumigation Pest Control.

The major category of "Demonstration and Research Pest Control" has been made a subcategory under the major category "Regulatory Pest Control."

In addition, "Aerial Application" and "Public Employee" will be listed as subcategories under the applicable major categories.

The State of Alabama plans to certify commercial applicators by written examinations that will cover the general standards included in "core" materials and, as appropriate, the specific standards for each category or subcategory. Aerial applicators will be required to take an additional examination on aerial application. Training sessions for commercial applicators covering the Federal Standards (40 CFR 171.4 and 171.6) will be conducted by the Extension Service. These standards are covered in the EPA core manual for commercial applicators and the specific category manuals. Information about the courses and examinations may be obtained from the County Extension Agents.

Private applicators will be certified by the following method. An applicant will fill out a form stating the Restricted Use Pesticide he wishes to purchase and the intended use of that pesticide. The County Extension Agent will then provide the applicant with educational information and discuss the proper use of the pesticide, its hazards, limitations, proper safety precautions and possible consequence of pesticide poisoning resulting from misuse of the products listed. In addition, the County Extension Agent will instruct the applicant in disposal of pesticides and containers and what to do in case of pesticide poisoning.

After this educational process, the County Extension Agent certifies on the back of the form that he has provided and discussed the educational information required. This form is then forwarded to the Department of Agriculture where the decision is made as to whether a restricted use pesticide use permit should be issued to the applicant.

Private applicators with poor reading comprehension or who cannot read will be provided verbal and visual educational information on those restricted use pesticides the applicant desires to use. This information will cover the standards defined in 40 CFR 171.5 and 171.6. After completing this instruction, visual material including the complete label for the restricted pesticide in question will be shown to the applicant. Other needed information about the pesticide, its proper use, handling and other significant data will be given to the applicant. The Extension Professional Staff member will communicate with the applicant to determine if the applicant comprehends the information.

The application complete with the Extension Professional staff member's comments will be forwarded to the lead agency for determination as to whether a permit should be issued.

Sample examinations are attached to the plan as provided for by 40 CFR 171.7 (e) (1) (i) (D). However, in view of the need to preserve the confidentiality of the examination format, the State of Alabama requests the examinations not be made available for public inspection. The Agency agrees with this position.

and has removed the sample examinations from the public inspection copies of the plan.

The Alabama State Plan indicates that applicators under a Government Agency Plan will meet standards and requirements specified in the State Plan for the category in which they desire certification.

Alabama does not have reciprocity agreements with other states regarding commercial or private applicator certification. If reciprocity agreements are developed, they will meet the requirements of 40 CFR 171.7(e) (6).

Additional regulatory activities listed in the State Plan that will supplement the Alabama certification program are State registration, inspection and sampling of pesticide products. All dealers will be licensed and records will be subject to inspection by the Department of Agriculture.

The duration of the commercial applicator's certification will be one year. Annual recertification will be accomplished by attendance at a program in the appropriate category, as approved by the commissioner or by reexamination.

Private applicator certification is valid for 3 years unless revoked by the commissioner. Renewal of certification after 3 years will be by the same process as for initial certification.

Enforcement of the Alabama certification program will be carried out by inspectors who will spot check commercial and private applicators to insure that they comply with State laws and regulations. They will perform regular inspections and follow-up reports of suspected violations.

#### PUBLIC COMMENTS

Interested persons are invited to submit written comments on the proposed State Plan for the State of Alabama to Chief, Pesticides Branch, Region IV, Environmental Protection Agency, 345 Courtland Street NE., Atlanta, Ga. 30308. The comments must be received on or before November 21, 1977, and should bear the identifying notation (OPP-42053). All written comments filed pursuant to this notice will be available for public inspection at the above mentioned locations from 8:30 a.m. to 3:30 p.m., Monday through Friday.

Dated: October 6, 1977.

JOHN A. LITTLE,  
Deputy Regional  
Administrator, Region IV.

[FR Doc. 77-30680 Filed 10-19-77; 8:45 am]

[ 6712-01 ]

### FEDERAL COMMUNICATIONS COMMISSION

[Report No. 880]

#### COMMON CARRIER SERVICES INFORMATION

##### Applications Accepted for Filing

OCTOBER 17, 1977.

The applications listed herein have been found, upon initial review, to be

acceptable for filing. The Commission reserves the right to return any of these applications, if upon further examination, it is determined they are defective and not in conformance with the Commission's Rules and Regulations or its policies.

Final action will not be taken on any of these applications earlier than 31 days following the date of this notice, except for radio applications not requiring a 30 day notice period (see § 309(c) of the Communications Act), applications filed under Part 68, applications filed under Part 63 relative to small projects, or as otherwise noted. Unless specified to the contrary, comments or petitions may be filed concerning radio and Section 214 applications within 30 days of the date of this notice and within 20 days for Part 68 applications.

In order for an application filed under Part 21 of the Commission's Rules (Domestic Public Radio Services) to be considered mutually exclusive with any other such application appearing herein, it must be substantially complete and tendered for filing by whichever date is earlier: (a) The close of business one business day preceding the day on which the Commission takes action on the previously filed application; or (b) within 60 days after the date of the public notice listing the first prior filed application (with which the subsequent application is in conflict) as having been accepted for filing. In common carrier radio services other than those listed under Part 21, the cut-off date for filing a mutually exclusive application is the close of business one business day preceding the day on which the previously filed application is designated for hearing. With limited exceptions, an application which is subsequently amended by a major change will be considered as a newly filed application for purposes of the cut-off rule. (See §§ 1.227(b) (3) and 21.30(b) of the Commission's Rules.)

FEDERAL COMMUNICATIONS  
COMMISSION,  
WILLIAM J. TRICARICO,  
Acting Secretary.

#### APPLICATIONS ACCEPTED FOR FILING

##### DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE

- 20031-CD-AL-78 Robert W. Forsythe, Jr. d.b.a. Spring Communications Co. Consent to assignment of license from Robert W. Forsythe, Jr. d.b.a. Spring Communications Company, assignor to Radio Contact Corp., assignee. Station: KWU329, Colorado Springs, Colo.
- 20032-CD-P-(3)-78 Charles L. Slocum (new). C.P. for a new 1-way station to operate on 152.24 MHz to be located at Loc. No. 1: 2.5 miles south of Corry, on Legislative Rt. 25076, Corry, Pa.; and for 152.24 MHz and 454.275 MHz at Loc. No. 2: Coalbed Rd., Elk Township, six miles northeast of Warren, Pa.
- 20033-CD-P-78 Two-Way Radio of Carolina, Inc. (KLF612). C.P. to relocate facilities, and change antenna system operating on 152.24 MHz at Loc. No. 1: 400 S. Tryon Street, Charlotte, N.C.

- 20034-CD-P-78 South Shore Radio-Telephone, Inc. (KQZ707). C.P. to relocate facilities, change antenna system and replace transmitter operating on 152.21 MHz located 3.5 miles SW. of Osceola, 1.5 miles west of Elkhart Co. line on Kern Road, Osceola, Ind.
- 20035-CD-P-78 South Shore Radio-Telephone, Inc. (KTS281). C.P. to relocate facilities and change antenna system operating on 152.12 MHz located 3.5 miles southwest of Osceola, 1.5 miles west of Elkhart Co. line, Osceola, Ind.
- 20036-CD-P-78 Arnold Anderson d.b.a. Concho Communications (new). C.P. for a new 1-way signaling station to operate on 152.24 MHz to be located on Hwy. 377, 3.5 miles south of intersection with Hwy. 84, Brownwood, Tex.
- 20037-CD-P-(2)-78 Arnold Anderson d.b.a. Concho Communications (new). C.P. for a new station to operate on 152.06 and 152.18 MHz to be located on Hwy. 377, 3.5 miles south of intersection with Hwy. 84, Brownwood, Tex.
- 20038-CD-P-(2)-78 Imperial Communications Corp. (KMA262). C.P. to replace transmitter operating on 454.025 MHz at Loc. No. 2: San Miguel Mountain, 13 miles east of San Diego, Calif.
- 20039-CD-MP-(2)-78 The Pacific Telephone and Telegraph Co. (KMD999). C.P. to relocate facilities, change antenna system and replace transmitter operating on 152.54 and 152.78 MHz, standby at Loc. No. 2: 3.5 miles NE. of San Marcos, Calif.
- 20040-CD-P-78 Atrsignal International of Pittsburgh, Pa., Inc. (KGA805). C.P. to change antenna system operating on 35.22 MHz at Loc. No. 6: Rts. 519 and I-79, 2 miles NE. of Canonsburg, Pa.
- 20041-CD-P-78 Otis L. Hale d.b.a. Mobilphone Communications (KLF633). C.P. to relocate facilities and change antenna system operating on 454.25 MHz, control at Loc. No. 3: Worthen Building, 200 West Capitol, Little Rock, Ark.
- 20042-CD-AL-78 Edwards Plateau Mobile Communications. Consent to assignment of license from Edwards Plateau Mobile Communications, assignor to Marie Hanson, assignee. Station: KUC974, Ozona, Tex.
- 20043-CD-P-78 Texoma Mobilphone, Inc. (KFJ886). C.P. to relocate facilities and change antenna system operating on 152.06 MHz located south edge of city limits, Bowie, Tex.
- 20044-CD-P-78 United Telephone Co. of Minnesota (KFL953). C.P. to relocate facilities operating on 152.60 MHz to 601 Irving Street, Alexandria, Minn.
- 20045-CD-P-78 United Telephone Co. of the Northwest (KOK335). C.P. to change antenna system operating on 152.81 MHz to 5 miles southeast of Cutler City, Ore.
- 20046-CD-P-78 Trenton Telephone Co., Inc. (new). C.P. for a new station to operate on 454.400 MHz to be located 0.5 miles northwest of West Brow Chapel on Ga. Hwy. 157, West Brow, Ga.
- 20047-CD-MP-(3)-78 Ram Broadcasting of Colorado, Inc. (KUC862). C.P. to relocate facilities and change antenna system operating on 454.250, 454.275, and 454.300 MHz to be located at Marriott Motor Hotel, Interstate Hwy. 25 at Hampden Avenue, Denver, Colo.
- 20048-CD-P-(6)-78 E. B. Brownell d.b.a. Worland Services (KOP254). C.P. to change antenna system operating on 152.09 MHz, base and 459.100 MHz, repeater and for additional facilities to operate on 152.03 MHz, base and 459.175 MHz, repeater at Loc. No. 1: Copper Mountain, 18 miles southeast of Thermopolis; change antenna system operating on 454.100 MHz, control and for additional facilities to operate on 454.175 MHz, control at Loc. No. 2: 1212 Robertson Avenue, Worland, Wyo.

20049-CD-P-(3)-78 Fresno Mobile Radio, Inc. (KLF649). C.P. for additional facilities to operate on 43.58 MHz at Loc. No. 1: Alder Springs, 30 miles northeast of Fresno; same facilities at Loc. No. 2: On Joaquin Ridge, near Coalinga; and same facilities at Loc. No. 3; 160 North Broadway, Fresno, Calif.

20050-CD-P-78 Houser Communications, Inc. (KSA265). C.P. to change antenna system operating on 152.09 MHz at Loc. No. 2: 5700 Block of Humboldt Street, Peoria Heights, Ill.

## RURAL RADIO SERVICE

60026-CR-P-78 The Lincoln County Telephone System, Inc. (WAF848). C.P. to relocate facilities operating on 459.60MHz to T 11 S R 62 E, Approx. 46.1 KM SSE Alamo, Coyote Springs, Nev.

## CORRECTION

60399-CR-P-77 The Mountain States Telephone and Telegraph Co. Correct call sign to read: (KOU48). All other particulars are to remain as reported on PN No. 876, dated September 19, 1977.

## POINT TO POINT MICROWAVE RADIO SERVICE

AK-8-CF-P-78 RCA Alaska Communications, Inc. (WAD93), 2.5 miles east of Talkeetna, Alaska (Lat. 62°19'57" N., Long. 150°01'57" W.). C.P. to change polarization from horizontal to vertical on frequencies 11285, 11605, and from vertical to horizontal 11365, 11525, and 11685 MHz toward Scotty Lake.

NM-3-CF-P-78 The Mountain States Telephone and Telegraph Co. (KTQ88), 605 E 12 Street Alamogordo, N. Mex. (Lat. 32°54'07" N., Long. 105°47'14" W.). C.P. to add frequency 2112.0V MHz toward Sac Peak on azimuth 2.0°.

NM-4-CF-P-78 Same Sac Peak 1.8 miles northeast of Sunspot, N. Mex. (Lat. 32°48'26" N., Long. 105°47'57" W.). C.P. to add frequency 2162.0V MHz toward Alamogordo on azimuth 2.0°.

AK-7-CF-P-78 RCA Alaska Communications, Inc. (WAD95), Scotty LK 8 miles west of Talkeetna (Lat. 62°19'07" N., Long. 150°17'55" W.). C.P. to change polarization from horizontal to vertical on frequencies 10835, 11155, and from vertical to horizontal on 10755, 10915, and 11075 MHz toward Talkeetna.

HI-13-CF-P-78 Hawaiian Telephone Co. (KZA47), 84-280 Farrington Hwy. Makaha, Hawaii (Lat. 21°28'58" N., Long. 158°13'29" W.). C.P. to change polarization from horizontal to vertical 5952.6 and 6071.2 MHz toward Mauna Kapu N.

HI-14-CF-P/ML-78 Same Mauna Kapu N 6.3 miles ESE of Waianae, Hawaii (Lat. 21°24'17" N., Long. 158°08'03" W.). C.P. to change polarization from vertical to horizontal on frequencies 6204.7 and 6323.3 MHz toward Makaha.

AR-17-CF-P-78 American Telephone and Telegraph Co. (KPT98), 5.6 miles WSW of Kelvin, Ariz. (Lat. 33°04'10" N., Long. 111°03'13" W.). C.P. to add frequency 4050V MHz toward Oracle, Ariz.

AR-18-CF-P-78 Same (KPT99), 14.5 miles NW of Oracle, Ariz. (Lat. 32°45'48" N., Long. 110°56'13" W.). C.P. to add frequency 4090V MHz toward Tucson.

WI-23-CF-P-78 Wisconsin Telephone Co. (KSN96), 17 S. Fairchild Street, Madison, Wis. (Lat. 43°04'23" N., Long. 89°23'06" W.). C.P. to change frequencies 6315.9H to 6256.5H, 6404.8V to 6286.2V, 6256.5H to 6345.5H and 6375.2H to 6404.8H MHz toward New Glarus.

WI-24-CF-P-78 Same (KSN97), 5.5 miles NW of New Glarus, Wis. (Lat. 42°50'20" N., Long. 89°43'35" W.). C.P. to change frequencies 5974.8H to 5945.2H, 6093.5H to 6004.5H, 6004.5V to 6093.5V and 6034.2H to 6152.8H MHz toward Madison and 5974.8V to 6093.5V, 6093.5V to 6004.5V and 6004.5H to 5974.8H MHz toward Dodgeville.

WI-25-CF-P-78 Same (KSN98), Division Street South of Dodgeville, Wis. (Lat. 42°57'06" N., Long. 90°08'17" W.). C.P. to change frequencies 6197.2V to 6404.8V, 6315.9V to 6256.5V and 6404.8H to 6375.2H MHz toward New Glarus.

TX-34-CF-MP-78 East Texas Transmission Co. (KLH75), North Glenwood Blvd. and West Claude, Tyler, Tex. (Lat. 32°21'13" N., Long. 95°19'11" W.). Construction permit to replace antenna and to add 6345.5H MHz toward Jacksonville, Tex., on azimuth 175.0°.

NC-35-CF-P-78 American Television & Communications, Corp. (WBA 979), Sharon Amity Road at SBC RR, Charlotte, N.C. (Lat. 35°10'50" N., Long. 80°46'32" W.). Construction permit to add 5960.0V MHz toward Catawba, S.C., via power split, on azimuth 202.6°.

SC-36-CF-P-78 American Television & Communications, Corp. (new) 2 miles NW of Catawba, S.C. (Lat. 34°52'30" N., Long. 80°55'47.5" W.). Construction permit for new station—6049.0V MHz toward Ridgeway, S.C., on azimuth 177.5°.

SC-37-CF-P-78 American Television & Communications, Corp. (new) 4.5 miles NE of Ridgeway, S.C. (Lat. 30°20'23.3" N., Long. 80°54'06" W.). Construction permit for new station—6167.6H MHz toward Columbia, S.C., on azimuth 197.5°.

DTF-3069-CF-R-77 Pacific Northwest Bell Telephone Co. (KPR 65) developmental—temporary fixed—36 units within the territory of the grantee. Received timely filed renewal for the above mentioned radio station.

DTF-3497 - CF - P/ML - 77 The Mountain States Telephone and Telegraph Co. (KAQ 85) developmental—temporary fixed within the territory of the grantee. Construction permit and modification of license to add transmitters operating in the frequency bands—2110-2130, 2160-2180, 3700-4200, 5925-6425 and 10700-11700 MHz.

## MAJOR AMENDMENT

FL-3373-C1-P-73 Southern Pacific Communications Co. (new) Auburndale, Fla. (Lat. 28°02'58" N., Long. 81°48'22" W.). Amended application to change 3910H MHz to 6197.2H MHz towards Keysville, Fla. on azimuth 231°.

FL-3375-C1-P-73 Same (new) Keysville, Fla. (Lat. 27°51'04" N., Long. 82°05'13" W.). Amended application to change 4050V MHz to 5945.2V MHz towards Auburndale, Fla. on azimuth 50°. (Rest remains the same as reported on Public Notice dated August 27, 1973.)

[FR Doc. 77-30629 Filed 10-19-77; 8:45 am]

## [ 6712-01 ]

[Docket No. 20271]

## INTERNATIONAL RADIO REGULATIONS

Notice of Inquiry Concerning Preparation for a General World Administrative Radio Conference of the International Telecommunication Union To Consider Revision of the International Radio Regulations; Order Extending Time for Filing Reply Comments Corrected

AGENCY: Federal Communications Commission.

ACTION: Corrected extension of time for filing of reply comments to late filed comments of National Aeronautics and Space Administration.

SUMMARY: Fifth Notice of Inquiry in Docket 20271. The date for filing reply comments to the late filed comments of National Aeronautics and Space Administration has been extended until October 21, 1977.

DATES: Date for reply comments: on or before October 21, 1977.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT:

Robert L. Cutts; Chief, International and Operations Division, Office of Chief Engineer, 202-632-7025.

Adopted: October 7, 1977.

Released: October 13, 1977.

By the Chairman, FCC WARC Steering ing Committee.

1. On May 20, 1977, the Commission adopted the Fifth Notice of Inquiry in the above-styled proceeding (42 FR 27755). The date for filing comments was established as August 1, 1977, and the reply comment date was August 22, 1977.

2. On July 14, 1977 a petition was filed seeking to extend the comment and reply comment deadlines. These deadlines were subsequently extended to August 15, 1977 and September 2, 1977, respectively.

3. On October 6, 1977, the Commission received comments from NASA, which address substantive issues contained in the Fifth Notice of Inquiry in this proceeding. In view of the above, we believe that an extension of time for reply comments limited to issues addressed in the NASA comments is appropriate. Therefore, we will extend the time for filing reply comments to the NASA comments to October 21, 1977.

FEDERAL COMMUNICATIONS  
COMMISSION,  
HARRY FINE,  
Chairman, FCC WARC  
Steering Committee.

[FR Doc. 77-30650 Filed 10-19-77; 8:45 am]

## [ 6740-02 ]

FEDERAL ENERGY REGULATORY  
COMMISSION

[Docket No. CI77-833]

AMERADA HESS CORP.

Limited-Term Application

OCTOBER 13, 1977.

Take notice that on September 26, 1977, Amerada Hess Corp (Applicant), 1200 Milam, Sixth Floor, Houston, Tex. 77002, filed in Docket No. CI77-833 an application for a limited-term certificate of public convenience and necessity with pregranted abandonment authorizing it to engage in the sale of emergency gas.

Applicant is seeking a limited-term certificate with pregranted abandonment

## NOTICES

to make a sale of emergency gas to Transcontinental Gas Pipe Line Corp. (Transco) for a one-year period commencing on the expiration of the 60-day emergency sale which started on August 1, 1977. Applicant states that it is the owner of other leases in Vermilion Parish, La. The Broussard A No. 1 Well and the Lewis Faciane Well No. 2 are located on separate leases. The two wells are not sufficient in number nor have they been produced a sufficient length of time to permit Applicant to fully evaluate the reservoirs underlying Applicant's leases. Applicant and Transco have agreed to a one-year limited-term contract in order to permit Applicant to fully evaluate the reservoirs underlying its leases. During this one-year period, Applicant will evaluate the reservoirs by the production of existing wells and the drilling of new wells. This, in turn, will allow Applicant to formulate long-range marketing plans for the gas.

Applicant has received offers of prices in excess of those to be paid by Transco under the one-year limited-term contract. Some of these offers have included the installation of pipeline facilities which will not be required if the limited-term certificates sought herein is granted.

It appears reasonable and consistent with the public interest in this case to prescribe a period shorter than 10 days for the filing of protests and petitions to intervene. Therefore, any person desiring to be heard or to make any protest with reference to said application should on or before October 21, 1977, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.77-30581 Filed 10-19-77;8:45 am]

## [ 6740-02 ]

FEDERAL ENERGY REGULATORY  
COMMISSION

[Docket No. RP76-10 (PGA No. 77-5) ]

## ARKANSAS LOUISIANA GAS CO.

## Filing of Revised Tariff Sheets

OCTOBER 13, 1977.

Take notice that on September 30, 1977, Arkansas Louisiana Gas Co. (Arkla) tendered for filing Thirteenth Revised Sheet No. 185 to its FPC Gas Tariff Original Volume No. 3, to become effective November 1, 1977.

Arkla states that the purpose of Thirteenth Revised Sheet No. 185 is to place into effect a Purchased Gas Adjustment on November 1, 1977, in accordance with the applicable PGA Provisions in its Rate Schedule No. X-26.

Arkla also states that copies of the revised tariff sheet and supporting data were mailed to Arkla's jurisdictional customer and other interested parties affected by the tariff change.

Any person desiring to be heard or to protest said filing should file a Petition to Intervene or Protest with the Federal Energy Regulatory Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with sections 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before October 25, 1977. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a Petition to Intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.77-30658 Filed 10-19-77;8:45 am]

## [ 6740-02 ]

[Docket No. RP74-61 (PGA No. 77-5) ]

## ARKANSAS LOUISIANA GAS CO.

## Filing of Revised Tariff Sheets

OCTOBER 13, 1977.

Take notice that on September 30, 1977, Arkansas Louisiana Gas Co. (Arkla) tendered for filing Fifteenth Revised Sheet No. 4 to its FPC Gas Tariff First Revised Volume No. 1, to become effective November 1, 1977.

Arkla states that the purpose of Fifteenth Revised Sheet No. 4 is to place into effect a Purchased Gas Adjustment on November 1, 1977, in accordance with the applicable PGA Provisions in its Rate Schedule No. G-2.

Arkla also states that copies of the revised tariff sheet and supporting data were mailed to Arkla's jurisdictional customers and other interested parties effected by the tariff change.

Any person desiring to be heard or to protest said filing should file a Petition to Intervene or Protest with the Federal Energy Regulatory Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with sections 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before October 25, 1977. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to

become a party must file a Petition to Intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.77-30659 Filed 10-19-77;8:45 am]

## [ 6740-02 ]

[Docket No. CP73-329 (PGA77-5a) ]

## CHATTANOOGA GAS CO.

## Proposed PGA Rate Adjustment

OCTOBER 13, 1977.

Take notice that on September 21, 1977, Chattanooga Gas Co., A Division of Jupiter Industries, Inc. (Chattanooga), tendered for filing proposed changes to Original Volume No. 1 of its Gas Tariff to become effective on August 1, 1977, consisting of the following revised tariff sheets:

Substitute Twenty Fourth Revised Sheet No. 6.

Chattanooga states that the sole purpose of this Revised Tariff Sheet is to adjust Chattanooga's LNG rates pursuant to the PGA provision in section 5 of the General Terms and Conditions of its Tariff to reflect increased purchased gas costs resulting from a PGA rate increase and a general rate increase by Southern Natural Gas Co. (Southern) in Docket Nos. RP73-64 and RP77-31.

This revised filing is required in order to reflect the effect of the Commission orders issued on August 1, 1977, and August 11, 1977, accepting reduced revised rates of Sea Robin Pipeline Co. and United Gas Pipeline Co. to be effective on July 1 and July 2, 1977 and prospectively from July 2, 1977.

The rates contained in Chattanooga's original July 1 and August 1, 1977, filings were never placed into effect.

Chattanooga requests that its Substitute Twenty Fourth Revised Sheet No. 6 be made effective on August 1, 1977, the proposed effective date of the underlying increases by Southern.

Chattanooga states that copies of the filing have been mailed to all of its jurisdictional customers.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with sections 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before October 25, 1977. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file

with the Commission and are available for public inspection.

KENNETH F. PLUMB,  
Secretary.

[FR Doc. 77-30660 Filed 10-19-77; 8:45 am]

[ 6740-02 ]

[Docket No. CP77-634]

**CITY OF NEW ALBANY GAS SYSTEM, NEW ALBANY, MISS., AND SOUTHERN TRANSMISSION CORP.**

**Application**

OCTOBER 13, 1977.

Take notice that on September 23, 1977,<sup>1</sup> City of New Albany Gas System (Applicant), City Hall, New Albany, Miss. 38652, filed in Docket No. CP77-634 an application pursuant to section 7(a) of the Natural Gas Act for an order of the Commission directing Southern Transmission Corporation (Respondent) to connect its natural gas transmission facilities with the facilities of Applicant, and to sell and deliver to Applicant up to 1,000 Mcf of natural gas per day during 5 winter months, all as more fully set forth in the application on file with the Commission and open to public inspection.

The proposed connections would be at Respondent's proposed 8 $\frac{3}{8}$ -inch O.D. transmission line in Benton County, Miss., it is said. Applicant states that its present source, Tennessee Gas Transmission Co., a Division of Tenneco, Inc. (Tennessee), has had curtailment problems which have caused severe hardships to the community, and that the proposed new source would be used to supplement the prime source during such curtailment periods. Applicant indicates that this connection with Respondent is an initial connection but is not the initial connection for the system.

The cost of the plant equipment to provide the subject interconnection including necessary meter equipment is \$72,000, including engineering cost, which cost would be financed out of contingency funds budgeted for the current operation, it is said.

Any person desiring to be heard or to make any protest with reference to said application should on or before November 2, 1977, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulation under the Natural Gas Act (18 CFR 156.9). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to

<sup>1</sup> The application was initially tendered for filing on September 23, 1977; however, the fee required by section 159.1 of the regulations under the Natural Gas Act (18 CFR 159.1) was not paid until September 27, 1977; thus, filing was not completed until the latter date.

the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

KENNETH F. PLUMB,  
Secretary.

[FR Doc. 77-30661 Filed 10-19-77; 8:45 am]

[ 6740-02 ]

[Docket No. CP77-633]

**CITY OF PONTOTOC GAS SYSTEM, PONTOTOC, MISSISSIPPI, AND SOUTHERN TRANSMISSION CORP.**

**Application**

OCTOBER 13, 1977.

Take notice that on September 23, 1977,<sup>1</sup> City of Pontotoc Gas System (Applicant), 500 South Main Street, Pontotoc, Miss., filed in Docket No. CP77-633 an application pursuant to section 7(a) of the Natural Gas Act for an order of the Commission directing Southern Transmission Corporation (respondent) to connect its natural gas transmission facilities with the facilities of Applicant, and to sell and deliver to Applicant up to 500 Mcf of natural gas per day during 5 winter months at said point, all as more fully set forth in the application on file with the Commission and open to public inspection.

The interconnection would be at Respondent's proposed 8 $\frac{3}{8}$ -inch O.D. transmission line in Union County, Miss., it is said. Applicant states that its present source, Tennessee Gas Transmission Co., a Division of Tenneco, Inc. (Tennessee), has had curtailment problems which have caused severe hardships to the community, and that the proposed new source of gas supply would be used to supplement the prime source during such curtailment periods. Applicant indicates that this connection with Respondent is an initial connection but is not the initial connection for the system.

The cost of the plant and equipment to provide the subject interconnection including the necessary meter equipment is \$7,200, including engineering cost, which cost would be financed out of contingency funds budgeted for the current operations, it is said.

Any person desiring to be heard or to make any protest with reference to said application should on or before November 2, 1977, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 156.9). All protests filed

<sup>1</sup> The application was initially tendered for filing on September 23, 1977; however, the fee required by section 159.1 of the regulations under the Natural Gas Act (18 CFR 159.1) was not paid until September 27, 1977; thus, filing was not completed until the latter date.

with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

KENNETH F. PLUMB,  
Secretary.

[FR Doc. 77-30662 Filed 10-19-77; 8:45 am]

[ 6740-02 ]

[Docket Nos. CP74-289, CP73-334 and CP75-360]

**EL PASO NATURAL GAS CO.**

**Notice of Tariff Filing**

OCTOBER 13, 1977.

Take notice that on October 4, 1977, El Paso Natural Gas Company ("El Paso") tendered for filing, pursuant to Part 154 of the Commission's Regulations Under the Natural Gas Act, certain substitute original tariff sheets to its Gas Tariff, Original Volume No. 1, Third Revised Volume No. 2 and Original Volume No. 2A.<sup>1</sup>

El Paso states that on July 5, 1977, it filed with the Federal Power Commission ("Commission") its Report of Actual Revenues and Costs incurred under the special operating arrangements designed to protect Priority 1 and 2 service to El Paso's East-of-California ("EOC") customers during the 1976-77 heating season. Such special operating arrangements were conducted between El Paso, Pacific Gas and Electric Company ("PGandE") and Southern California Gas Company ("SoCal"), under temporary authorization issued July 9, 1975, at Docket Nos. CP73-334, et al. For the reasons set forth in said filing, El Paso requested waiver of Sections 11.3E (d) and 3.3E(d) of its FPC Gas Tariff, Original Volume No. 1, Third Revised Volume No. 2 and Original Volume No. 2A, respectively,<sup>2</sup> to permit El Paso to file its plan of disposition of excess or deficient revenues by no later than November 1, 1977.

On August 19, 1977, El Paso filed with the Commission a settlement proposal in the captioned proceedings and a concurrent tariff tender containing tariff provisions designed to implement said settlement proposal upon approval by the Commission. Included as a part of said concurrent tariff tender was a pro-

<sup>1</sup> Substitute Original Sheet No. 63-C.9A, Original Volume No. 1; Substitute Original Sheet No. 1-M.9A, Third Revised Volume No. 2; and Substitute Original Sheet No. 7-MM.9A, Original Volume No. 2A.

<sup>2</sup> Said tariff sections provide, among other matters, that El Paso shall include as a part of its Report of Actual Revenues and Costs, a plan for the disposition of excess revenues collected, if any, or a plan for the recovery of deficient revenues, if any.

## NOTICES

posed new surcharge rate of 0.7905¢ per Mcf to become effective for the twelve (12) month period commencing November 1, 1977, which surcharge rate was designed to recover from certain EOC customers El Paso's costs associated with the plan presented in the settlement proposal.

El Paso states that the purpose of the instant tender is to incorporate in the aforementioned surcharge rate of 0.7905¢ per Mcf the adjustments necessary to reflect:

(i) The excess revenues collected under the special operating arrangements during the 1976-77 heating season, aggregating \$593,450 and included in El Paso's report of July 5, 1977, said credit being El Paso's plan of disposition of excess revenues collected under the special operating arrangements for the 1976-77 heating season; and

(ii) An adjustment of \$230,876 to carrying charges paid by El Paso to PGandE during the period July, 1974, through August, 1977, resulting from a reduction of \$686,514 to the cumulative sum paid by PGandE for advance sale gas.

With respect to item (ii) above, such adjustment is necessary as a result of refunds made by El Paso to PGandE under the Stipulation and Agreement dated August 6, 1976, approved at Docket No. RP72-150 (Rate Design) et al.

As set forth on the tendered substitute tariff sheets identified above, the proposed surcharge rate resulting from the herein described adjustments is 0.7251¢ per Mcf of billing volumes and, by this filing, is proposed to become effective on November 1, 1977, given timely approval by the Commission of El Paso's Settlement proposal pending at Docket Nos. CP73-334, et al.

El Paso has requested that the Commission grant waiver of any and all provisions of its Regulations, as may be necessary, in order to accept the tendered substitute tariff sheets for filing in lieu of their respective counterparts filed on August 19, 1977, and to permit the tendered sheets to become effective on November 1, 1977, as proposed by El Paso's August 19, 1977, filing. El Paso states such requested effective date is subject to and conditioned upon the timely approval by the Commission of El Paso's said proposed settlement filed on August 19, 1977, in the instant proceeding.

El Paso further states the instant tender has been served upon all parties of record in Docket Nos. CP73-334, CP74-289 and CP75-360 and otherwise, upon all affected customers of El Paso and interested state regulatory commissions.

Any person desiring to be heard or to make any protest with reference to said tariff tender should, on or before October 24, 1977, file with the Federal Energy Regulatory Commission, Washington, D.C., 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or

1.10) and the Regulations Under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make any protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.77-30663 Filed 10-19-77;8:45 am]

[ 6740-02 ]

[Docket No. RP72-6]

**EL PASO NATURAL GAS CO.**

**Tariff Filing**

OCTOBER 13, 1977.

Take notice that on September 29, 1977, El Paso Natural Gas Company ("El Paso"), pursuant to Part 154 of the Commission's Regulations, tendered for filing certain tariff sheets to its Gas Tariff, Original Volume No. 1, Third Revised Volume No. 2 and Original Volume No. 2A. Such sheets are identified on the appendix attached hereto.

El Paso states that, in accordance with the provisions of the Commission's order issued June 1, 1977, in the captioned proceeding, El Paso implemented its revised interim curtailment plan on July 1, 1977, subject to further modification as may be ordered by the Commission upon completion of the hearings now pending at Docket No. RP72-6.

El Paso further states that El Paso and its customers have now experienced more than a full month of actual operations under the revised interim curtailment plan and that it is evident that application of the revised plan has resulted unforeseen problems with certain of El Paso's customers, particularly with respect to the daily unauthorized overrun gas provisions of the plan. Partially as a result of these unforeseen problems, a total of seven (7) El Paso customers had daily unauthorized overrun gas deliveries in excess of 3 percent of each customer's daily entitlements during the month of July, 1977. In accordance with the provisions of currently effective Section 20.1 (b), General Terms and Conditions, Original Volume No. 1 of El Paso's FPC Gas Tariff, El Paso has billed the affected customers, an aggregate of \$178,262.50 in penalties for daily unauthorized overrun gas deliveries experienced during the month of July, 1977.

El Paso also states it believes that the unforeseen circumstances which to date have resulted in the overrun penalty billings require that further consideration be given to such matters and that the circumstances be resolved in order to assure the orderly transition, administration and operation under the revised in-

terim curtailment plan. Principally, the matters which have surfaced and which require solution are:

(i) The establishment of the appropriate measurement basis of daily volumes of deliveries made by use of the numerous positive displacement meters situated on El Paso's and the distributor's system; and

(ii) The determination of the most beneficial use of the grouping principle regarding deliveries by El Paso to its customers which is permitted in the revised interim curtailment plan is required.

El Paso on August 25, 1977, advised the customers who had experienced unauthorized overruns during the month of July that El Paso would seek Commission approval to forego collection of the daily unauthorized overrun penalty payments during the three month period of July, August and September, 1977. Such arrangement is to apply to all of El Paso's customers served by the interstate system and is subject to the Commission's approval conditioned to require that any customer who has taken daily unauthorized overrun gas deliveries in excess of 3 percent of entitlement shall be required to repay to El Paso in full, by reducing permitted takes of gas, commencing October, 1977, by a volume equal to the sum of the entire daily overruns which exceed each such customer's daily entitlement on those days during the three (3) month period when penalty payments would have otherwise been applicable.

Accordingly, El Paso hereby requests approval of the modification of the daily unauthorized overrun penalty payment provisions prescribed by Section 20.1(b), Original Volume No. 1 and Section 5.1 (b) Third Revised Volume No. 2 and Original Volume No. 2A of El Paso's FPC Gas Tariff for the months of July, August and September, 1977. Such modification specifically provides that El Paso's customers experiencing certain daily overrun takes will repay to El Paso, in full, a total quantity of gas equivalent to the aggregate of all overrun gas determination provided by Section 20.2(b) Original Volume No. 1 and Section 5.2(b), Third Revised Volume No. 2 and Original Volume No. 2A.

El Paso has requested that the Commission accept the tendered tariff sheets for filing and permit them to become effective as of July 1, 1977, for the limited term expending through September 30, 1977. Such period of effectiveness will permit El Paso and its customers to make the appropriate adjustments in operations during the transition and implementation of the revised interim curtailment plan without El Paso's customers experiencing the undue hardship of penalty payments occasioned by the unforeseen circumstances described herein.

El Paso states that copies of the filing have been served upon all parties of record in Docket No. RP72-6 and, otherwise, upon all of El Paso's interstate transmission system customers and all



interested state regulatory commissions.

Any person desiring to be heard or to make protest with reference to said tariff filing should, on or before October 25, 1977, file with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations Under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules. Copies of this filing are on file with the Commission and are available for public inspection.

**KENNETH F. PLUMB,**  
*Secretary.*

**EL PASO NATURAL GAS COMPANY**

**ORIGINAL VOLUME NO. 1**

Third Revised Sheet No. 67-E  
First Revised Sheet No. 67-F

**THIRD REVISED VOLUME NO. 2**

First Revised Sheet No. 1-T  
First Revised Sheet No. 1-U

**ORIGINAL VOLUME NO. 2A**

First Revised Sheet No. 14-MM  
First Revised Sheet No. 15-MM

[FR Doc.77-30664 Filed 10-19-77;8:45 am]

**[ 6740-02 ]**

[Docket No. RP76-59]

**EL PASO NATURAL GAS CO.**

**Substitute Tariff Sheets Tender**

**OCTOBER 13, 1977.**

Take notice that on September 29, 1977, El Paso Natural Gas ("El Paso") tendered for filing certain substitute revised tariff sheets to its Gas Tariff, Original Volume Nos. 1 and 2A and Third Revised Volume No. 2 in accordance with Article IV of the Stipulation and Agreement dated November 4, 1976, and pursuant to ordering paragraph (B) of the Commission's Order Approving Pipeline Rate Settlement issued May 31, 1977, at Docket No. RP76-59.

El Paso states it filed on June 30, 1977, certain substitute revised tariff sheets in compliance with said May 31, 1977, Commission order, reflecting the settlement rates applicable to the locked-in period of proceeding at Docket No. RP76-59. By letter order issued July 26, 1977, at Docket No. RP76-59, the Commission accepted for filing El Paso's above mentioned substitute tariff sheets except for those tariff sheets proposed to be effective April 1, 1977. Such tariff sheets were rejected because of the inclusion of a one

day PGAC increase filed by El Paso on April 15, 1977, at Docket Nos. RP72-155 and RP76-59 (PGA No. 77-2a) which filing was rejected by Commission letter order issued July 15, 1977.

El Paso further states that on July 26, 1977, it retendered to the Commission the tariff sheets necessary to implement its PGAC increase on April 1, 1977, adjusted in accordance with the directive contained in the Commission letter order issued July 15, 1977, at Docket Nos. RP72-155 and RP76-59 (PGA77-2a). By order issued August 23, 1977, the Commission, inter alia, accepted for filing, effective as of April 1, 1977, the tariff sheets retendered by El Paso on July 26, 1977, which tariff sheets reflect El Paso's April 1, 1977, adjusted PGAC increase.

Accordingly, in order to fully comply with ordering paragraph (B) of the Commission's Order Approving Pipeline Rate Settlement issued May 31, 1977, at Docket No. RP76-59, El Paso retendered the substitute revised tariff sheets identified below, which tariff sheets reflect the settlement rates approved at Docket No. RP76-59, adjusted for the adjusted PGAC increase made effective as of April 1, 1977.

<i>Substitute Tariff Sheet</i>	<i>FPC Gas Tariff</i>
Substitute First Substitute	Original Volume
Nineteenth Revised	No. 1.
Sheet No. 3-B.	
Substitute First Substitute	Third Revised
Ninth Revised	Volume No. 2.
Sheet No. 1-D.	
Substitute First Substitute	Original Volume
Eleventh Revised	No. 2A.
Sheet No. 1-C.	

El Paso states that copies of the filing were served upon all parties to the proceedings at Docket No. RP76-59 and, otherwise, upon all the affected interstate transmission system customers of El Paso and interested state regulatory commissions.

Any person desiring to be heard or to make any protest with reference to said tariff tender should, on or before October 25, 1977, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations Under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make any protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules. Copies of this filing are on file with the Commission and are available for public inspection.

**KENNETH F. PLUMB,**  
*Secretary.*

[FR Doc.77-30582 Filed 10-19-77;8:45 am]

**[ 6740-02 ]**

[Docket No. RP73-17 (PGA77-6)]

**GRANITE STATE GAS TRANSMISSION, INC.**

**Proposed Changes in Rates Pursuant to Purchased Gas Adjustment Provision**

**OCTOBER 13, 1977.**

Take notice that Granite State Gas Transmission, Inc. (Granite State), 66 Market Street (P.O. Box 508), Portsmouth, N.H. 03801, on September 30, 1977, tendered for filing Twentieth Revised Sheet No. 3A in its Gas Tariff, Original Volume No. 1, containing a proposed change in rates for effectiveness on November 1, 1977.

According to Granite State, the instant filing tracks revised changes in its cost of gas purchased from Tennessee Gas Pipeline Company, a Division of Tenneco, Inc. (Tennessee) which Tennessee has proposed in Docket No. RP77-62. Granite State further avers that its filing is made pursuant to the purchased gas cost adjustment provision in its Tariff, previously approved by the Commission on December 14, 1972, in Docket No. RP73-17.

Granite State further states that its revise dpurchased gas cost change is applicable to its sales to Northern Utilities, Inc. (Northern), which is Granite State's sole jurisdictional customer. According to Granite State, the annual effect on Northern of the proposed rate contained on Twentieth Revised Sheet No. 3A is an increase of \$77,471. The estimate is based on purchases from Tennessee and sales to Northern for the twelve months ended August 31, 1977.

According to Granite State, copies of the filing were served upon Northern and the regulatory commissions of the States of Maine and New Hampshire.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before October 25, 1977. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

**KENNETH F. PLUMB,**  
*Secretary.*

[FR Doc.77-30665 Filed 10-19-77;8:45 am]

## [ 6740-02 ]

[Docket No. RP72-140 (PGA77-5)]

**GREAT LAKES GAS TRANSMISSION CO.****Proposed Changes in Gas Tariff Under Purchased Gas Adjustment Clause Provisions**

OCTOBER 13, 1977.

Take notice that Great Lakes Gas Transmission Co. (Great Lakes), on September 15, 1977, tendered for filing Twenty-Fifth Revised Sheet No. 57 to its Gas Tariff, First Revised Volume No. 1, proposed to be effective November 1, 1977.

Great Lakes states that this revised tariff sheet reflects a purchased gas cost surcharge resulting from maintaining an unrecovered purchased gas cost account for the period commencing March 1, 1977, and ending August 31, 1977.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before October 25, 1977. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,  
*Secretary.*

[FR Doc. 77-30666 Filed 10-19-77; 8:45 am]

## [ 6740-02 ]

[Docket No. RP72-32 and RP77-5  
(PGA77-2)]**KANSAS-NEBRASKA NATURAL GAS CO., INC.****Proposed Change in Rates**

OCTOBER 13, 1977.

Take notice that Kansas-Nebraska Natural Gas Co., Inc. (Kansas-Nebraska), on September 30, 1977, tendered for filing proposed changes in its Gas Tariff, Third Revised Volume No. 1. Increased jurisdictional cost of purchased gas proposed to be recovered herein reflects the increased jurisdictional cost of gas in this application over the amount contained in Kansas-Nebraska's general revenue increase in Docket No. RP77-5, effective April 29, 1977. Kansas-Nebraska states that such adjustment reflects the actual and estimated increased purchased gas costs such as prescribed and specified in Section 19 of Kansas-Nebraska's FPC Gas Tariff, Third Revised Volume No. 1. This filing is proposed to be effective December 1, 1977.

Copies of the filing have been served on the company's jurisdictional customers and other interested persons, including public bodies.

Any person desiring to be heard or protest such filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before October 25, 1977. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file at the Commission and are available for public inspection.

KENNETH F. PLUMB,  
*Secretary.*

[FR Doc. 77-30667 Filed 10-19-77; 8:45 am]

## [ 6740-02 ]

[Docket No. RP76-90]

**KANSAS-NEBRASKA NATURAL GAS CO., INC.****Proposed Changes in Tariff Sheets**

OCTOBER 13, 1977.

Take notice that on September 26, 1977, Kansas-Nebraska Natural Gas Co., Inc. (Kansas-Nebraska), 300 North St. Joseph Avenue, Hastings, Nebr. 68901, tendered for filing as part of its FPC Gas Tariff, Third Revised Volume No. 1, substitute First Revised Sheet No. 24 and First Revised Sheet No. 24A. Kansas-Nebraska requests such waivers of the Commission's Rules and Regulations as may be necessary to grant acceptance of these filings.

Kansas-Nebraska states that Substitute First Revised Sheet No. 24 is filed pursuant to the Commission's order dated August 31, 1977, in Docket No. RP76-90 wherein the Commission held that the last sentence of Section 13b(2) would not be appropriate in a Section 4 proceeding and rejected Substitute First Revised Sheet No. 24 without prejudice to its being refiled without the objectionable language. Accordingly, Kansas-Nebraska is refiling Substitute First Revised Sheet No. 24 with the objectionable language contained in the last sentence of Section 13b(2) deleted.

Kansas-Nebraska further states that First Revised Sheet No. 24A reflects revisions to Kansas-Nebraska's tariff filing which became effective on July 1, 1977. The revisions on this tariff sheet include changing the language from "more than 50 MCF" to "50 MCF or more" in Step 7 and adding a clause to Section 13b(iv) clarifying when notice is to be given of a force majeure situation all as set forth on First Revised Sheet No. 24A. Kansas-Nebraska requests that the First Revised Sheet No. 24A be suspended for one day and permitted to become effective pursuant to the conditions set forth in the Commission's order of June 30, 1977, in the above docket.

Kansas-Nebraska states that copies of these filings are mailed to each of Kansas-Nebraska's customers and interested state commissions and all parties of record in Docket No. RP76-90 and that copies of these filings are also available for public inspection in a convenient form and place in Kansas-Nebraska's offices in Hastings, Nebr., and Phillipsburg, Kans.

Any person desiring to be heard or protest with regard to the subject filings should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before October 21, 1977. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceedings. Any person wishing to become a party must file a petition to intervene. Persons who have heretofore intervened in the proceeding in Docket No. RP76-90 need not file again. Copies of this filing are on file at the Commission and are available for public inspection.

KENNETH F. PLUMB,  
*Secretary.*

[FR Doc. 77-30583 Filed 10-19-77; 8:45 am]

## [ 6740-02 ]

[Docket No. ER78-14]

**MISSOURI UTILITIES CO.****Proposed Tariff and Rate Schedule Changes**

OCTOBER 14, 1977.

Take notice that Missouri Utilities Co. of Cape Girardeau, Mo. (MUCo), on October 7, 1977, tendered for filing proposed changes in its FPC Electric Service Tariff, Original Volume No. 1, and other special contract rates for wholesale electric service rendered to the City of Malden, Mo., within its Southeast Missouri service area. MUCo indicates that the proposed changes would increase revenues from jurisdictional sales and service to the City of Malden by \$140,451 based on the twelve-month period ending October 31, 1976. These changes in rates are proposed to become effective as of October 2, 1977, or at such other time as allowed by the "Rate Redetermination" provision of existing wholesale electric service agreements, and MUCo therefore requests waiver of the Commission's notice requirements as is necessary.

MUCo states that the proposed changes in rates are to compensate MUCo for increases in its costs of supplying wholesale electric service to the City of Malden.

Copies of the filing were served upon the City of Malden, Mo., and the Missouri Public Service Commission.

Any person desiring to be heard or to protest said application, should file a petition to intervene or protest with the

Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before October 24, 1977. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.77-30668 Filed 10-19-77;8:45 am]

### [ 6740-02 ]

[Docket No. RM77-13]

#### NATIONAL RATES FOR JURISDICTIONAL SALES OF NATURAL GAS FROM WELLS COMMENCED ON OR AFTER JANUARY 1, 1977, FOR THE PERIOD JANUARY 1, 1977, TO DECEMBER 31, 1978

##### Extension of Comment Period

AGENCY: Federal Energy Regulatory Commission.

ACTION: Further extension of time.

SUMMARY: The Commission is extending and postponing for an indefinite period of time all filing dates and procedural matters in the proposed rule-making proceeding docketed as RM77-13. This action is taken because, as a result of the enactment of the Department of Energy Organization Act and Executive Order No. 12009, the Federal Power Commission ceased to exist and its duties with respect to natural gas regulation were assumed by the Federal Energy Regulatory Commission. The FERC will establish filing dates and procedural matters for this proceeding.

EFFECTIVE DATE: September 30, 1977.

FOR FURTHER INFORMATION CONTACT:

Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 202-275-4166.

SUPPLEMENTARY INFORMATION: By notice issued July 12, 1977, 42 FR 37045, July 19, 1977, the Commission extended to October 3, 1977, the time within which any party to this proceeding could file a proposed rate structure and cost study and an explanation of the components thereof. The date for filing comments on these submittals was also extended to December 5, 1977.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.77-30649 Filed 10-19-77;8:45 am]

### [ 6740-02 ]

[Docket No. ER78-12]

#### NEW YORK POWER POOL

Filing

OCTOBER 14, 1977.

Take notice that on October 7, 1977, the New York Power Pool (the Pool), consisting of Central Hudson Gas and Electric Corp., Consolidated Edison Co. of New York, Inc., Long Island Lighting Co., New York State Electric and Gas Corp., Niagara Mohawk Power Corp., Orange and Rockland Utilities, Inc., and Rochester Gas and Electric Corp., tendered for filing an interconnection agreement between the Pool and Ontario Hydro (Hydro), dated April 4, 1977.

The Pool indicates that the proposed agreement provides for the purchase and sale of several classifications of operating capability and energy over electrical interconnections, including emergency and economy transactions.

The Pool requests waiver of the Commission's notice requirements to allow for an effective date of April 4, 1977.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before October 24, 1977. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.77-30669 Filed 10-19-77;8:45 am]

### [ 6740-02 ]

[Docket No. ER78-13]

#### NORTHERN STATES POWER CO.

##### Interconnection and Interchange Agreement and Supplement No. 1

OCTOBER 14, 1977.

Take notice that Northern States Power Company (Northern States), on October 7, 1977, tendered for filing an Interconnection and Interchange Agreement and a Supplement No. 1, both dated September 28, 1977, with the City of Marshall, Minn.

Northern States indicates that the Interconnection and Interchange Agreement includes Service Schedules providing for transactions between the parties similar to those contained in Service

Schedules under the Mid-Continent Area Power Pool Agreement. Northern States further indicates that Supplement No. 1 provides for the delivery of the City's Bureau allocation and purchases from Heartland Consumers Power District.

Northern States requests waiver of the Commission's notice requirements to allow for an effective date of October 21, 1977.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions and protests should be filed on or before October 24, 1977. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.77-30670 Filed 10-19-77;8:45 am]

### [ 6740-02 ]

[Docket No. RP73-48 (PGA77-4)]

#### PEOPLES NATURAL GAS DIVISION OF NORTHERN NATURAL GAS CO.

##### Rate Change Pursuant to Purchase Gas Cost Adjustment Provision

OCTOBER 13, 1977.

Take notice that Peoples Natural Gas Division of Northern Natural Gas Company on September 26, 1977 tendered for filing Seventeenth Revised Sheet No. 3a of its Gas Tariff, Original Volume No. 4. The proposed change to become effective October 1, 1977, would increase the rate per Mcf to jurisdictional customers by 17.64¢ per Mcf. This increase reflects an increase in rates by Colorado Interstate Gas Company, resulting from a Purchased Gas Adjustment filed by CIG in accordance with the provisions of its FPC Gas Tariff. Colorado Interstate is the pipeline supplier to Peoples for sales made under Volume No. 4.

Copies of the filing were served upon the Gas Utility Customers and interested State Commissions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before October 25,

## NOTICES

1977. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.77-30671 Filed 10-19-77;8:45 am]

## [ 6740-02 ]

[Docket No. RP72-121 (PGA77-4a)]

## SOUTHWEST GAS CORP.

## Change in Rates Pursuant to Purchased Gas Adjustment Clause

OCTOBER 13, 1977.

Take notice that Southwest Gas Corporation ("Southwest") on October 3, 1977 tendered for filing Substitute Twenty-First Revised Sheet No. 3A and Twenty-Second Revised Sheet No. 3A pursuant to Section 9, Purchased Gas Adjustment Clause ("PGA"), of the General Terms and Conditions contained in its Gas Tariff, Original Volume No. 1. The purpose of said filing is to (1) track the portions of Southwest's increased purchased gas costs effective on October 1, 1977 and October 2, 1977, in accordance with the Commission's letter order dated September 21, 1977 in Docket No. RP72-121 and (2) reflect a reduction in rates from those as originally filed by Southwest on August 16, 1977 in Docket No. RP72-121, due to certain revisions in the PGA filing of Southwest's supplier, which were filed with the Commission by Northwest Pipeline Corporation on September 19, 1977 in Docket No. RP72-154. Southwest states that the reduced rates result in a revised increase in Southwest's revenues from jurisdictional sales and service by \$2,290,065 in lieu of the \$2,318,823 estimated in Southwest's August 16, 1977 PGA filing.

Southwest has requested waiver of its PGA provisions and applicable Commission Regulations as necessary to permit Southwest to track each portion of its increased purchased gas cost on October 1, 1977 and October 2, 1977, respectively. Southwest states that a copy of this filing has been mailed to the Nevada Public Service Commission, the California Public Utilities Commission, Sierra Pacific Power Company and California-Pacific Utilities Company.

Any person desiring to be heard, or to protest said filing, should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before October 25, 1977. Protests will be considered by the Commission in determining the appropriate action to be taken but will not

serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.77-30672 Filed 10-19-77;8:45 am]

## [ 6740-02 ]

[Docket No. CI77-807]

## SUN OIL CO. (DELAWARE)

## Limited-Term Application

OCTOBER 13, 1977.

Take notice that on September 9, 1977, Sun Oil Co. (Delaware), Applicant, P.O. Box 20, Dallas, Tex. 75221, filed in Docket No. CI77-807 an application for a limited-term certificate of public convenience and necessity with pre-granted abandonment covering a sale of gas to Transwestern Pipeline Co. from the tailgate of Bass Enterprises Production Co.'s Halley Gasoline Plant, Winkler County, Tex.

Applicant is seeking a limited-term certificate with pre-granted abandonment, under Section 2.70 of the Commission's Rules of Practice and Procedure, to make a sale of natural gas to Transwestern for a period of two years, commencing on the date of requisite certificate authorization is issued herein, or until seller commences the sale of gas under its intrastate gas sale contract with Pioneer Natural Gas Co., whichever occurs first. Applicant has been advised by Transwestern that it has an existing gas supply emergency on its system. The nature and extent of Transwestern's need for emergency gas has been or will be separately demonstrated by Transwestern.

It appears reasonable and consistent with the public interest in this case to prescribe a period shorter than 10 days for the filing of protests and petitions to intervene. Therefore, any person desiring to be heard or to make any protest with reference to said application should on or before October 21, 1977, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.77-30584 Filed 10-19-77;8:45 am]

## [ 6740-02 ]

[Docket No. CP78-5]

## TENNESSEE GAS PIPELINE CO., A DIVISION OF TENNECO, INC. AND TRANSCONTINENTAL GAS PIPE LINE CORP.

## Joint Petition for Waiver of § 157.22 of the Commission's Regulations

OCTOBER 13, 1977.

Take notice that on October 5, 1977, Tennessee Gas Pipeline Co., a Division of Tenneco, Inc. (Tennessee) and Transcontinental Gas Pipe Line Corp. (Transco), hereinafter referred to jointly as Petitioners filed in Docket No. CP78-5 a joint petition for waiver of the Commission's policy regarding initiation of emergency arrangement under Section 157.22 of the Commission's Regulations. Pursuant to Section 1.7 of the Federal Energy Regulatory Commission's (Commission) Rules of Practice and Procedure (18 CFR, Section 1.7), Petitioners hereby request that the Commission waive its policy regarding the initiation of emergency arrangements under Section 157.22 of the Commission's Regulations when long-term service under the same general conditions is contemplated so as to enable the Petitioners to commence the transportation arrangement hereinafter described.

Petitioners state that Transco has entered into a long-term gas purchase contract dated March 3, 1977 with General American Oil Co. of Texas (General American) under which Transco will purchase at the nationwide area rate certain volumes in the South Marsh Island Area Block 243 Field, Offshore Louisiana, attributable to General America. Under the terms of the proposed transportation and exchange arrangement, Transco would cause the volumes attributable to its contract with General American to be delivered to Tennessee in the Field. Tennessee would redeliver equivalent volumes to Transco at an existing authorized point of interconnection between the two companies in Acadia Parish, La. In return for this service, Transco will transport gas purchased by Tennessee in the High Island Area, East Addition, South Extension, Block A-330 Field, through its portion of the High Island Offshore System Line, UTOS line and its Southeast Louisiana Gathering System to a mutually agreeable point of interconnection in Calcasieu Parish, La. No monetary charge will be made by either party for this service; Tennessee will retain  $\frac{1}{8}$  of 1 percent of the volumes received for fuel use; Transco will retain  $\frac{1}{8}$  of 1 percent of the volumes received for such use. The proposed transportation and exchange agreement is being put in execution form, and the requisite joint application is being prepared.

If the South Marsh Island Field were accessible to Transco's system through an economically feasible direct connection, deliveries of the gas purchased from General American could commence immediately through existing facilities.

General American, having filed its application, could initiate and continue deliveries pursuant to the provisions of Order No. 699-B, Section 157.29 pending Commission action on its application. This is, in fact, the situation as applied to the other working interest owners and their sales to Tennessee and Michigan Wisconsin, who are co-owners of the transmission line connected to the Field.

Facilities, are, therefore, in place whereby the General American deliveries to Transco could be effectuated and General American can invoke the provisions of Order No. 699-B and Section 157.29(c) to commence deliveries of gas. However, because transportation of the gas through Tennessee's facilities is necessary to accomplish ultimate delivery to Transco, deliveries cannot commence until the earlier of (1) Commission action on the instant request for waiver, or (2) issuance by the Commission of a temporary certificate authorizing Tennessee to provide the transportation and exchange service which certificate will be requested in an application which is in the process of being prepared. Such is the case due to the Commission's current interpretation of Section 157.22 of its Regulations which cautions pipelines against invoking the permissive provisions of that section when it is the intention of the parties to continue the service begun thereunder on a long-term basis. (See, for example, the temporary certificates issued in Transcontinental Gas Pipe Line Corp., et al., Docket No. CP77-566 (August 15, 1977), Transcontinental Gas Pipe Line Corp., Docket No. CP77-344 (July 10, 1977), and Southern Natural Gas Co., Docket No. CP77-321 (July 15, 1977).)

As soon as possible, Tennessee and Transco will file an application for authority to transport the South Marsh Island gas to the point of redelivery on Transco's system set out above. However, the finalization of the formal transportation agreement and the preparation of the application will require time. Meanwhile, Tennessee has indicated its willingness to commence an emergency transportation service pursuant to the same terms and conditions as those outlined above for a long-term transportation service, provided the Commission's interpretation of Section 157.22, as explained above, is waived.

Transco respectfully requests that the facts of the instant situation warrant the issuance of such waiver. Transco's gas supply situation is well known to the Commission and, Transco submits, constitutes an emergency situation within the purview of the Commission's emergency regulations. As a result of its supply situation, Transco has an immediate need for natural gas priced at the nationwide area rate. The General American volumes are estimated to be approximately 7,000 Mcf per day. Transco respectfully submits that no purpose would be served by strict adherence to past policy under the particular set of facts herein in light of the genuine emergency existing, and it is demonstrably in the

public interest to allow Transco to receive this gas into its system as soon as possible.

It appears reasonable and consistent with the public interest in this case to prescribe a period shorter than 10 days for the filing of protests and petitions to intervene. Therefore, any person desiring to be heard or to make any protest with reference to said application should on or before October 21, 1977, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.77-30585 Filed 10-19-77;8:45 am]

#### [ 6740-02 ]

[Docket No. RP75-73 (AP77-3) ]

#### TEXAS EASTERN TRANSMISSION CORP.

##### Proposed Changes in Gas Tariff

OCTOBER 13, 1977.

Take notice that Texas Eastern Transmission Corporation on September 30, 1977 tendered for filing as a part of its Gas Tariff, Fourth Revised Volume No. 1, the following tariff sheets:

Thirty-fourth Revised Sheet No. 14  
Thirty-fourth Revised Sheet No. 14A  
Thirty-fourth Revised Sheet No. 14B  
Thirty-fourth Revised Sheet No. 14C  
Thirty-fourth Revised Sheet No. 14D

Texas Eastern is reducing its rates due to repayment of advanced payments for gas pursuant to Article V of the Stipulation and Agreement under Docket No. RP75-73. In addition, Texas Eastern proposes to include in its rates the cost of service effect of a supplemental advance payment to Texasgulf, Inc. in the amount of \$650,000.

The proposed effective date of this net reduction in rates is November 1, 1977.

Copies of the filing were served on the company's jurisdictional customers and interested state commissions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedures before October 25, 1977. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to in-

tervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.77-30586 Filed 10-19-77;8:45 am]

#### [ 6740-02 ]

[Docket Nos. RP71-130, et al., (Remanded) ]

#### TEXAS EASTERN TRANSMISSION CORP.

##### Certification of Proposed Settlement Agreement

OCTOBER 13, 1977.

Take notice that on October 7, 1977, Presiding Administrative Law Judge Samuel Z. Gordon certified to the Commission a proposed Stipulation and Agreement that would constitute a settlement of the claim by National Fuel Gas Supply Corporation (National Fuel) that certain changes should be made in its reported end-use data to eliminate mathematical errors contained therein. The proposed settlement results from discussions among Texas Eastern Transmission Corporation (Texas Eastern), National Fuel, the Commission Staff, and interested parties in the proceedings to expedite resolution of this limited issue.

At a hearing held on October 6, 1977, Texas Eastern placed into the record a proposed Stipulation and Agreement, and National Fuel submitted the prepared direct testimony of Witness James E. Dinger, together with related exhibits. No party expressed objection to the settlement at the hearing.

The Stipulation and Agreement provides that the end-use data presently utilized by Texas Eastern to implement curtailments, as embodied in Appendix B to the Stipulation and Agreement submitted on November 18, 1975, be modified to reflect the end-use profile for National Fuel set forth in Appendix A of the proffered agreement. If the Commission approves the storage sprinkling principle in treating storage injection volumes on the Texas Eastern system, the summer injection requirements in National Fuel's end-use data shall be allocated to priorities during the months of May through October on a percentage basis as follows:

Priority:	Percentage
1 -----	45.47
2 -----	50.95
3 -----	3.58

It appears reasonable and consistent with the public interest in this proceeding to prescribe a period shorter than 15 days for the filing of comments and petitions to intervene. Therefore, any person desiring to be heard or to protest said filing of settlement agreement should file such comments or petitions to intervene with the Federal Energy Regulatory Commission, 825 North Capitol St., NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10) on or before October 18, 1977. Protests will be considered by the Com-

mission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene in accordance with the Commission's Rules. Persons that have previously filed a notice or petition for intervention in this proceeding need not file additional notices or petitions to become parties with respect to the instant filing. This filing which was made with the Commission is available for public inspection.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.77-30587 Filed 10-19-77;8:45 am]

[ 6740-02 ]

[Docket No. CP78-4]

**TRANSCONTINENTAL GAS PIPE LINE  
CORP.**

Application

OCTOBER 13, 1977.

Take notice that on October 3, 1977, Transcontinental Gas Pipe Line Corporation (Applicant), P.O. Box 1396, Houston, Tex. 77001, filed in Docket No. CP78-4 an application pursuant to Section 7(c) of the Natural Gas Act and Section 2.79 of the Commission's General Policy and Interpretations (18 CFR 2.79) for a certificate of public convenience and necessity authorizing the transportation of up to 550 Mcf of natural gas per day (at 14.65 psia), on an interruptible basis, for 2 years for Guilford Mills, Inc. (Guilford), an existing industrial customer of Piedmont Natural Gas Company, Inc. (Piedmont), one of Applicant's resale customers served under Rate Schedule CD-2, and for the construction and operation of minor facilities, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant requests authorization to transport gas for Guilford pursuant to a transportation agreement dated September 2, 1977 among Applicant, Guilford and Piedmont. It is stated that Guilford has purchased from Glen A. Martin (Martin) up to 550 Mcf of natural gas per day to be produced from the Green Branch and Longhorn Areas, McMullen and Duval Counties, Tex. It is indicated that Guilford would pay Martin a price of \$2.00 per million Btu's during the first contract year and \$2.10 per million Btu's commencing with the second contract year for the proposed volumes of gas, and that Martin is unwilling to sell the gas for resale in the interstate market.

Applicant states that Guilford would arrange to have such quantities delivered to Applicant at mutually agreeable points on Applicant's system and Applicant would redeliver the transportation quantities to existing points of delivery to Piedmont for the account of Guilford. It is stated that Guilford would transport such quantities of natural gas delivered to it by Applicant to Guilford's Greensboro, North Carolina plant where the gas would be used for direct fabric

dryers, direct flame laminating, and EPA fume incinerations, for which there is no technically feasible alternate fuel.

Applicant states that it would charge Guilford, initially, 29.8 cents per Dekatherm (dt) equivalent for all quantities delivered, and that this rate is applicable to similar transportation services providing for deliveries in its Rate Zone 2. Applicant further states that it would retain, initially, 3.8 percent of the quantities received for transportation as make up for compressor fuel and line loss.

Applicant proposes to install at an estimated cost of \$5,000 a 3-inch hot tap on the Conco-Driscoll Lateral at M.P. 24.8, and Martin would reimburse Applicant for the actual cost of such material and installation, it is said.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 27, 1977, filed with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Energy Regulatory Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.77-30588 Filed 10-19-77;8:45 am]

[ 6740-02 ]

[Docket No. CP78-3]

**TRANSCONTINENTAL GAS PIPE LINE  
CORP.**

Application

OCTOBER 13, 1977.

Take notice that on October 3, 1977, Transcontinental Gas Pipe Line Corpo-

ration (Applicant), P.O. Box 1396, Houston, Tex. 77001, filed in Docket No. CP 78-3 an application pursuant to Section 7(c) of the Natural Gas Act and Section 2.79 of the Commission's General Policy and Interpretations (18 CFR 2.79) for a certificate of public convenience and necessity authorizing the transportation of up to 1,250 Mcf of natural gas per day (at 14.65 psia), on an interruptible basis, for 2 years for Pine Hall Brick & Pipe Company, Inc. (Pine Hall), an existing industrial customer of North Carolina Gas Service Division of Pennsylvania & Southern Gas Company (N.C. Gas), one of Applicant's resale customers served under Rate Schedule CD-2, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant requests authorization to transport gas for Pine Hall pursuant to a transportation agreement dated September 14, 1977 among Applicant, Pine Hall and N.C. Gas. Applicant indicated that Pine Hall has purchased from N. M. Miller and Sons (Miller) up to 625 Mcf of natural gas per day produced from the West Longhorn Field, Duval County, Texas and from Tejano Development Company (Tejano) up to 625 Mcf of natural gas per day produced from the Benavides Field area in Duval County, Tex.

It is indicated that Applicant would pay both Miller and Tejano a price of \$2.00 million Btu's for the proposed volumes of gas, and that both Tejano and Miller are unwilling to sell the subject gas for resale in the interstate market.

It is stated that Miller would deliver the gas produced from the West Longhorn Field to the Benavides (J&J) System of Esperanza Oil and Gas Company for gathering and delivery to an existing delivery point on Applicant's system, and that Tejano would deliver the gas to be produced from the Benavides Field area to a mutually agreeable point on Applicant's line in the Benavides Field to which Applicant is presently connected. Applicant states that it would redeliver the transportation quantities to existing points of delivery to N.C. Gas for the account of Pine Hall, and that N.C. Gas would transport such quantities of natural gas delivered to it by Applicant to Pine Hall's facility in Madison, N.C.

It is indicated that the end use of the gas proposed to be transported would be classified in Priority 3 category since it was purchased under an interruptible contract, and that the gas is proposed to be used to meet the curtailed Priority 3 process uses of Pine Hall at its plant located in Madison, North Carolina. All but a small fraction of the transported gas is proposed to be used in direct fired high velocity tunnel kilns which produce face brick for the construction of homes, factories and commercial buildings, etc., it is said. It is stated that a very small portion of the volumes of gas is proposed to be used in direct fired infra-red heaters which are used in cold weather only to protect plant personnel, and to heat certain parts of machinery to prevent damage from low temperatures. The

small infra-red heaters at Pine Hall Brick cannot be converted to a non-gaseous alternate fuel, it is said.

Applicant states that the daily quantity to be transported to N.C. Gas for Pine Hall (less the quantities retained for compressor fuel and line loss make-up) when combined with the quantities N.C. Gas is scheduling under its CD Rate Schedule, other transportation with Applicant, and any quantities being scheduled for transportation by other industrial and commercial customers of N.C. Gas, would not exceed the authorized daily entitlement under its CD Rate Schedule.

Applicant indicates that it would charge, initially 28.9 cents per Dekatherm (dt) equivalent for all quantities delivered, which rate is applicable to similar transportation services providing for deliveries in its Rate Zone 2. Applicant further indicates that it would retain initially 3.8 percent of the quantities received for transportation as make-up for compressor fuel and line loss, which percentage is based on Applicant's company-use factor for pipeline throughput to and within its Rate Zone 2 in which the transportation deliveries proposed herein would be made.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 27, 1977, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Energy Regulatory Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.77-30589 Filed 77-19-77;8:45 am]

## [ 6740-02 ]

[Docket No. CP77-661]

### UNITED GAS PIPE LINE CO.

#### Application

OCTOBER 13, 1977.

Take notice that on September 30, 1977, United Gas Pipe Line Co. (Applicant), P.O. Box 1478, Houston, Tex. 77001, filed with the Federal Power Commission in Docket No. CP77-661 an application pursuant to section 7 of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of a farm tap on its Boise Southern 8-inch line in Beauregard Parish, La., all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant indicates that in May 1968 it entered into an agreement with Thomas O. Presley (Presley) wherein Presley granted Applicant a right-of-way and easement authorizing the construction of a segment of Applicant's Boise Southern Line across certain lands owned by him in Beauregard Parish, La. Applicant states that in partial consideration for the granting of said right-of-way to Applicant, Presley was advised that upon request a farm tap would be constructed by Applicant and that deliveries of natural gas to his principal dwelling would be made by Applicant through the distributor in the area, United Gas Corporation, a then affiliate of Applicant. Applicant indicates that Presley has requested gas service be extended to his principal dwelling.

Consequently, Applicant requests authorization to construct the required 1-inch farm tap as an additional delivery point to Entex, Inc. (Entex), the distributor in the Beauregard Parish, Louisiana, area on Applicant's Boise Southern 8-inch line in Beauregard Parish. Applicant indicates that the cost of the facilities is estimated to be \$1,000.

Applicant indicates that it has contracted with Entex and has been advised that farm tap service to Presley can be provided for within the seasonal volumetric limitations which may be established for its purchases from Applicant. It is estimated that deliveries of gas through this farm tap would be approximately 80 Mcf annually, or approximately .00001 percent of Applicant's system requirements.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 27, 1977, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing

therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Energy Regulatory Commission by sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.77-30590 Filed 10-19-77;8:45 am]

## [ 6730-01 ]

### FEDERAL MARITIME COMMISSION

[Independent Ocean Freight Forwarder  
License No. 1268]

#### SCHICK MOVING & STORAGE CO.

##### Order of Revocation

By letter dated September 13, 1977, Mr. Arthur C. Schick, Jr., President, Schick Moving & Storage Co., 2061 Richey Street, Santa Ana, Calif. 92705, was advised by the Federal Maritime Commission that Independent Ocean Freight Forwarder License No. 1268 would be automatically revoked or suspended unless a valid surety bond was filed with the Commission on or before October 12, 1977.

Section 44(c), Shipping Act, 1916, provides that no independent ocean freight forwarder license shall remain in force unless a valid bond is in effect and on file with the Commission. Rule 510.9 of Federal Maritime Commission General Order 4, further provides that a license will be automatically revoked or suspended for failure of a licensee to maintain a valid bond on file.

Schick Moving & Storage Co. has failed to furnish a valid surety bond.

By virtue of authority vested in me by the Federal Maritime Commission as set forth in Manual of Orders, Commission Order No. 201.1 (Revised) Section 4.01 (c) dated June 30, 1975;

*It is ordered*, That Independent Ocean Freight Forwarder License No. 1268 issued to Schick Moving & Storage Co. be returned to the Commission for cancellation.

*It is further ordered*, That Independent Ocean Freight Forwarder License No. 1268 be and is hereby revoked effective October 12, 1977.

*It is further ordered*, That a copy of this Order be published in the FEDERAL

REGISTER and served upon Schick Moving & Storage Co.

LEROY F. FULLER,  
Director, Bureau of  
Certification and Licensing.

[FR Doc.77-30681 Filed 10-19-77;8:45 am]

[ 6325-01 ]

FEDERAL PREVAILING RATE  
ADVISORY COMMITTEE

CLOSED COMMITTEE SCHEDULE

Meetings

Pursuant to the provisions of section 10 of the Federal Advisory Committee Act (Pub. L. 92-463), notice is hereby given that meetings of the Federal Prevailing Rate Advisory Committee will be held on:

Thursday, November 3, 1977.  
Thursday, November 10, 1977.  
Thursday, November 17, 1977.

The meetings will convene at 10 a.m. and will be held in Room 5A06A, Civil Service Commission Building, 1900 E Street NW., Washington, D.C.

The Federal Prevailing Rate Advisory Committee is composed of a Chairman, representatives of five labor unions holding exclusive bargaining rights for Federal blue-collar employees, and representatives of five Federal agencies. Entitlement to membership on the Committee is provided for in section 5347 of the Prevailing Rate Act of 1972 (Pub. L. 92-392).

The Committee's primary responsibility is to review the prevailing rate system and from time to time advise the Civil Service Commission thereon.

At these scheduled meetings, the Committee will consider proposed plans for implementation of the Prevailing Rate Act of 1972 (Pub. L. 92-392), which Law establishes pay systems for Federal prevailing rate employees.

The meetings will be closed to the public on the basis of a determination made by the Chairman of the Civil Service Commission under section 10(d) of the Federal Advisory Committee Act (Pub. L. 92-463) and 5 U.S.C., section 552b(c) (9) (B), that the closing is necessary in order to provide this labor-management Committee with the opportunity to advance proposals and counter-proposals in meaningful debate on issues related solely to the Federal Wage System with the view toward ultimately formulating advisory policy recommendations for the consideration of the Civil Service Commission.

Summary minutes of these meetings will be made available to the public, upon written request to the Committee Secretary, after the pay policy issues discussed at these meetings have been finalized by Civil Service Commission action. Annually, the Committee publishes for the Civil Service Commission, the President, and Congress a comprehensive report of pay issues discussed, concluded recommendations thereon, and related

activities. These reports are also available to the public, upon written request to the Committee Secretary.

Members of the public are invited to submit material in writing to the Chairman concerning Federal Wage System pay matters felt to be deserving of the Committee's attention. Additional information concerning these meetings may be obtained by contacting the Secretary, Federal Prevailing Rate Advisory Committee, Room 1338, 1900 E Street NW., Washington, D.C. 20415, 202-632-9710.

JEROME H. ROSS,  
Chairman, Federal Prevailing  
Rate Advisory Committee.

OCTOBER 17, 1977.

[FR Doc.77-30577 Filed 10-19-77;8:45 am]

[ 6210-01 ]

FEDERAL RESERVE SYSTEM

BANCORPORATION OF MONTANA

Acquisition of Bank

Bancorporation of Montana, Great Falls, Montana, has applied for the Board's approval under §3(a)(3) of the Bank Holding Company Act (12 U.S.C. § 1842(a)(3)) to acquire 100 percent (less directors' qualifying shares) of the voting shares of Bank of Montana, Helena, Montana. The factors that are considered in acting on the application are set forth in §3(c) of the Act (12 U.S.C. § 1842(c)).

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Minneapolis. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than November 10, 1977.

Board of Governors of the Federal Reserve System, October 14, 1977.

GRIFFITH L. GARWOOD,  
Deputy Secretary of the Board.

[FR Doc.77-30624 Filed 10-19-77;8:45 am]

[ 6210-01 ]

BANK HOLDING COMPANIES

Review of Grandfather Privileges

Section 4 of the Bank Holding Company Act (12 U.S.C. 1843) provides certain privileges ("grandfather privileges") with respect to the nonbanking activities of a company that, by virtue of the 1970 Amendments to the Bank Holding Company Act, became subject to the Bank Holding Company Act. Pursuant to section 4(a)(2) of the Act, a "company covered in 1970" may continue to engage, either directly or through a subsidiary, in nonbanking activities that such a company was lawfully engaged in on June 30, 1968 (or on a date subsequent to June 30, 1968, in the case of activities carried on as a result of the acquisition

by such company or subsidiary, pursuant to a binding written contract entered into on or before June 30, 1968, of another company engaged in such activities at the time of the acquisition), and has been continuously engaged in since June 30, 1968 (or such subsequent date). However, section 4(a)(2) of the Act requires the Board of Governors of the Federal Reserve System to determine whether such grandfather privileges should be terminated with respect to a company that controls a bank with assets in excess of \$60 million on or after December 31, 1970.

In exercising its authority under Section 4(a)(2), the Board by order after opportunity for hearing, may terminate the authority granted by said section if, having due regard to the purposes of the Act, the Board determines that such action is necessary to prevent undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices.

An examination of the grandfather privileges of the companies listed below is in process in order to determine whether continuation of such grandfather privileges, if any, is consistent with the purposes of the Act. A Board determination not to terminate grandfather privileges would not preclude the Board from making a determination at a later date that grandfathered activities must be terminated.

<i>Bank Holding Company</i>	<i>Activities engaged in on, and contin- uously since, June 30, 1968<sup>1</sup></i>
River Cities Investment Co., Bettendorf, Iowa, and its subsidiary, Investment Management, Inc., Bettendorf, Iowa (subsidiary bank is Northwest Bank and Trust Co., Davenport, Iowa).	General insurance agency.
Midland Financial Corp., Milwaukee, Wis. (subsidiary bank is Park State Bank of Milwaukee, Milwaukee, Wis.)	General equipment leasing.

To aid the Board in making its determinations with respect to the aforementioned bank holding companies, interested persons are hereby afforded an opportunity to submit relevant data, views and arguments relating to the continuation of grandfather privileges, if any, of the above-mentioned companies. Any such material should be submitted in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than October 28, 1977. Such material will be made available for inspection and copying upon request, ex-

<sup>1</sup> The listed companies may also be engaged in additional activities permissible under other provisions of the Bank Holding Company Act. In addition, authority to engage in some of the activities listed may be contained in other provisions of the Bank Holding Company Act, and such activities would not be subject to divestiture under section 4(a)(2) of the Act.



cept as provided in § 261.6(a) of the Board's rules regarding availability of information.

Board of Governors of the Federal Reserve System, October 18, 1977.

ROBERT E. MATTHEWS,  
Assistant Secretary of the Board.

[FR Doc.77-30739 Filed 10-19-77;8:45 am]

### [ 6210-01 ]

#### CHEMICAL NEW YORK CORP.

##### Proposed Commencement of Reinsurance Activities

Chemical New York Corporation, New N.Y., has applied, pursuant to § 4(c) (8) of the Bank Holding Company Act (12 U.S.C. § 1843(c) (8)) and § 225.4(b) (2) of the Board's Regulation Y (12 CFR § 225.4(b) (2)), for permission to engage in reinsurance activities through its existing subsidiary, Sunamerica Corporation, Cleveland, Ohio, which will perform the activity through its subsidiaries, Sun States Life Insurance Company, Cleveland, Ohio, and Great Lakes Insurance Company, Cleveland, Ohio. Notice of the application was published on August 25, 1977, in The New York Times, a newspaper circulated in New York, New York, and on August 19, 1977, in The Plain Dealer, a newspaper circulated in Cleveland, Ohio.

Applicant states that it would engage in the activities of reinsuring credit life and credit accident and health insurance that is directly related to extensions of credit by its indirect subsidiaries at their offices in North Carolina. Such activities have been specified by the Board in § 225.4(a) of Regulation Y as permissible for bank holding companies, subject to Board approval of individual proposals in accordance with the procedures of § 225.4(b).

Interested persons may express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question should be accompanied by a statement summarizing the evidence the person requesting the hearing proposes to submit or to elicit at the hearing and a statement of the reasons why this matter should not be resolved without a hearing.

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of New York.

Any views or requests for hearing should be submitted in writing and received by the Secretary, Board of Governors of the Federal Reserve System,

Washington, D.C. 20551, not later than November 11, 1977.

Board of Governors of the Federal Reserve System, October 14, 1977.

GRIFFITH L. GARWOOD,  
Deputy Secretary of the Board.

[FR Doc.77-30625 Filed 10-19-77;8:45 am]

### [ 6210-01 ]

#### FIRST INTERNATIONAL BANCSHARES, INC.

##### Acquisition of Bank

First International Bancshares, Inc., Dallas, Texas, has applied for the Board's approval under § 3(a) (3) of the Bank Holding Company Act (12 U.S.C. § 1842(a) (3)) to acquire 100 percent of the voting shares (less directors' qualifying shares) of the successor by merger to City National Bank in Wichita Falls, Wichita Falls, Texas. The factors that are considered in acting on the application are set forth in § 3(c) of the Act (12 U.S.C. § 1842(c)).

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Dallas. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than November 11, 1977.

Board of Governors of the Federal Reserve System, October 14, 1977.

GRIFFITH L. GARWOOD,  
Deputy Secretary of the Board.

[FR Doc.77-30626 Filed 10-19-77;8:45 am]

### [ 6210-01 ]

#### THE GRETNA CO.

##### Formation of Bank Holding Company

The Gretna Company, Gretna, Nebraska, has applied for the Board's approval under § 3(a) (1) of the Bank Holding Company Act (12 U.S.C. § 1842(a) (1)) to become a bank holding company by acquiring 80 per cent or more of the voting shares of Gretna State Bank, Gretna, Nebraska. The factors that are considered in acting on the application are set forth in § 3(c) of the Act (12 U.S.C. § 1842(c)).

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Kansas City. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551 to be received no later than November 10, 1977.

Board of Governors of the Federal Reserve System, October 14, 1977.

GRIFFITH L. GARWOOD,  
Deputy Secretary of the Board.

[FR Doc.77-30627 Filed 10-19-77;8:45 am]

### [ 6210-01 ]

#### ISABELLA BANK & TRUST

##### Order Denying Application for Merger of Banks

Isabella Bank & Trust, Mount Pleasant, Mich. ("Isabella Bank"), a member State bank of the Federal Reserve System, has applied for the Board's approval pursuant to the Bank Merger Act (12 U.S.C. § 1828(c)) of the merger of that bank with Shepherd State Bank, Shepherd, Mich. ("Shepherd Bank"), under the charter and title of Isabella Bank. Incident to the proposed merger, the present offices of Shepherd Bank would become branch offices of the resulting bank.

As required by the Act, notice of the proposed merger, in form approved by the Board, has been published, and the Board has requested reports on the competitive factors from the Attorney General, Comptroller of the Currency, and the Federal Deposit Insurance Corporation ("FDIC"). The Board has considered the application and all comments<sup>1</sup> and reports<sup>2</sup> received in light of the factors set forth in the Act.

Isabella Bank operates five offices with aggregate deposits of approximately \$46.4 million,<sup>3</sup> representing 0.15 percent of total deposits in commercial banks in Michigan, and ranks as the 80th largest bank in the State. Consummation of the proposed merger would not appreciably increase Isabella Bank's share of deposits in the State, nor would it significantly increase the concentration of banking resources in Michigan. However, as discussed below, consummation of the proposal would have significant adverse effects on concentration of banking resources within the relevant banking market.

Shepherd Bank holds deposits of approximately \$11.6 million and operates two offices, both of which are located in the Mount Pleasant banking market.<sup>4</sup> With 8.0 percent of total deposits in

<sup>1</sup> The Board has received comments in opposition to the subject proposal from American Security Bank, Mount Pleasant and Central National Bank of Alma, Alma, both in Michigan (collectively referred to herein as "Protestants"). In summary, Protestants allege that consummation of the proposed merger would have significant anticompetitive effects by increasing the concentration of banking resources and eliminating existing competition within the market. Because the comments of Protestants are, in substance, discussed in this Order, Protestants' allegations are not set forth separately.

<sup>2</sup> The reports of the Department of Justice and the FDIC conclude that the proposed merger would have an adverse effect on competition. No report was received from the Comptroller of the Currency.

<sup>3</sup> All banking data are as of December 31, 1976.

<sup>4</sup> The Mount Pleasant banking market, the relevant geographic market for purposes of analyzing the competitive effects of the subject proposal, is approximated by all of Isabella County and the southern portion of Clare County, both in Michigan.

commercial banks in the relevant market. Shepherd Bank ranks as the fourth largest of six banks operating therein. Each of Isabella Bank's five offices is also located in the Mount Pleasant banking market. Isabella Bank holds 31.8 percent of the deposits in commercial banks in the market and ranks as the largest bank therein. The second and third largest banks in the market hold 26.4 percent and 22.7 percent of such deposits, respectively. The four largest banks in the market together hold 88.9 percent of the market's deposits, and thus, the market is viewed as highly concentrated. Consummation of the subject proposal would substantially increase the percentage of commercial bank deposits held by the market's largest bank to almost 40 percent of such deposits. That bank would also then operate seven of the 17 banking offices in the market. The percentage of market deposits held by the four largest banks in the market would increase to 96.5 percent. Thus, the proposed merger would significantly increase the concentration of banking resources in the market. Moreover, consummation of the proposed merger would substantially increase the disparity in size between Isabella Bank and the market's second and third largest banks as well as lessen, to a significant degree, the likelihood of the market becoming less concentrated in the future. The Board regards these as adverse factors lending weight toward denial of the proposal.

In addition to the adverse effects on concentration, the record in this matter demonstrates that substantial competition presently existing between Isabella Bank and Shepherd Bank would be eliminated upon consummation of the merger. A distance of seven and one-half miles separates the closest offices of each of these two banks and no offices of other banks intervene. More importantly, Shepherd Bank derives about 11 percent of its demand deposits, 14 percent of its time and savings deposits, and 15 percent of its commercial loans from the service area of Isabella Bank. Isabella Bank, in turn, derives 1.5 percent of its demand deposits, 2.5 percent of its time and savings deposits, and 4.5 percent of its commercial loans from the service area of Shepherd Bank. The proposed merger would reduce the number of banking alternatives operating in the market.<sup>5</sup> In light of all of the facts of record, including the comments submitted by Protestants, the Board concludes that consummation of the proposed merger would have significant adverse effects on competition within the Mount Pleasant banking market.

The financial and managerial resources and future prospects of both banks are regarded as satisfactory and consistent with approval, but do not

weigh in favor of the proposal. Under the Act, the subject application should not be approved unless the anticompetitive effects that would result from the merger are clearly outweighed in the public interest by the probable effect of the transaction in meeting the convenience and needs of the community to be served. Upon consummation of the merger, Isabella Bank proposes to offer 24-hour bank teller machine services, credit card services, overdraft checking, FHA improvement and SBA loans, and trust services to the customers of Shepherd Bank. Although each of these services is currently offered by other firms in the market, provision of these services at offices of Shepherd Bank would serve the convenience of customers using those offices. Thus, considerations relating to the convenience and needs of the communities to be served lend some weight toward approval of the application. The Board finds, however, that neither the considerations relating to the banking factors nor the considerations relating to the public benefits clearly outweigh the significant adverse competitive effects of the proposed merger.

On the basis of all of the facts of record, and in light of factors set forth in the Act, it is the Board's judgment that approval of the proposal would not be in the public interest. Accordingly, the application is denied for the reasons summarized herein.

By order of the Board of Governors,<sup>6</sup> effective October 12, 1977.

GRIFFITH L. GARWOOD,  
Deputy Secretary of the Board.

[FR Doc. 77-30628 Filed 10-19-77; 8:45 am]

#### [ 4110-89 ]

### DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Assistant Secretary for Education

#### COLLECTION OF INFORMATION AND DATA ACQUISITION ACTIVITY

##### Comments

Pursuant to section 406(g)(2)(B), General Education Provisions Act, notice is hereby given as follows:

The U.S. Office of Education has proposed collections of information and data acquisition activities which will request information from educational agencies or institutions.

The purpose of publishing this notice in the FEDERAL REGISTER is to comply with paragraph (g)(2)(B) of the "Control of Paperwork" amendment which provides that each educational agency or institution subject to a request under the collection of information and data acquisition activity and their representative organizations shall have an opportunity, during a 30-day period before

the transmittal of the request to the Director of the Office of Management and Budget, to comment to the Administrator of the National Center for Education Statistics on the collection of information and data acquisition activity.

These data acquisition activities are subject to review by the HEW Education Data Acquisition Council and the Office of Management and Budget.

Descriptions of the proposed collections of information and data acquisition activities follow below.

Written comments on the proposed activities are invited. Comments should refer to the specific sponsoring agency and form number and must be received on or before (30 days from date of publication in the FEDERAL REGISTER) and should be addressed to Administrator, National Center for Education Statistics, ATTN: Manager, Information Acquisition, Planning, and Utilization, Room 3001, 400 Maryland Avenue SW., Washington, D.C. 20202.

Further information may be obtained from Elizabeth M. Proctor of the National Center for Education Statistics, 202-245-1022.

Dated: October 13, 1977.

MARIE D. ELDRIDGE,  
Administrator, National Center  
for Education Statistics.

#### DESCRIPTION OF A PROPOSED COLLECTION OF INFORMATION AND DATA ACQUISITION ACTIVITY

##### 1. TITLE OF PROPOSED ACTIVITY

Study of the ESEA Title I Migrant Education Program.

##### 2. AGENCY/BUREAU/OFFICE

U.S. Office of Education; Office of Planning, Budgeting and Evaluation.

##### 3. AGENCY FORM NUMBER

##### 3. AGENCY FORM NUMBER

OE 565.

##### 4. LEGISLATIVE AUTHORITY FOR THIS ACTIVITY

"The Secretary (of HEW) shall transmit an annual evaluation report which evaluates the effectiveness of applicable programs in achieving their legislated purposes together with recommendations \* \* \* for the improvement of such programs \* \* \*

\* \* \* such report shall (among other things) \* \* \* set forth the goals and specific objectives \* \* \* of such program.

\* \* \* contain information on the progress \* \* \* toward achievement of such goals

\* \* \* describe the \* \* \* benefits \* \* \* and identify which sectors of the public receive the benefits

\* \* \* contain a listing identifying the principal analyses and studies supporting the major conclusions and recommendations in the report \* \* \* (Sec. 417(a)(1), GEPA, as amended; 20 U.S.C. 1226c.)

"The Commissioner shall provide for independent evaluations which describe and measure the impact of programs and projects assisted under (Title I of the Elementary and Secondary Education Act of 1965) \* \* \*

\* \* \* Such evaluations \* \* \* shall include, whenever possible, opinions obtained from program or project participants about the strengths and weaknesses of such programs or projects." (Sec. 151(a), P.L. 89-10, as amended; 20 U.S.C. 241.)

<sup>5</sup> In this regard, it is noted that both Isabella Bank and Shepherd Bank are the resulting banks from other mergers within the past 15 years.

<sup>6</sup> Voting for this action: Vice Chairman Gardner and Governors Wallich, Coldwell, Jackson, Partee, and Lilly. Absent and not voting: Chairman Burns.

5. VOLUNTARY/OBLIGATORY NATURE OF RESPONSE  
Voluntary.

6. HOW INFORMATION COLLECTED WILL BE USED

The information will be used for evaluation and program management purposes. Evaluation objectives include assessing the impact of the migrant program on the basic skill attainment and persistence in school of second, fourth and sixth grade participants. Program management objectives include a general assessment of the comprehensiveness of instructional (and support) services offered by funded school districts, an assessment of the extent to which eligible students receive instructional and support services, and an assessment of the accuracy of the data used for funds allocation purposes.

7. DATA ACQUISITION PLAN

- Method of collection: Mail, personal interview.
- Time of collection: Winter, spring, summer, fall 1978; and winter, spring 1979.
- Frequency: single time.

8. RESPONDENTS

- Type: State ESEA Title I Migrant Coordinators.
- Number: 49.
- Estimated average man-hours per respondent: 0.75.

- Type: ESEA Title I Project Administrators (Project Directors and/or Principals).
- Number: 500.
- Estimated average man-hours per respondent: 1.65.

- Type: Local School Personnel.
- Number: 2,000.
- Estimated average man-hours per respondent: 2.0.

- Type: Teachers.
- Number: 1,000.
- Estimated average man-hours per respondent: 0.40.

- Type: Teacher Aides.
- Number: 800.
- Estimated average man-hours per respondent: 0.30.

- Type: Recruiters.
- Number: 200.
- Estimated average man-hours per respondent: 0.30.

- Type: Students.
- Number: 6,000.
- Estimated average man-hours per respondent: 2 to 3.

9. INFORMATION TO BE COLLECTED

Respondent type: State Migrant Coordinators.

Description of the services and recipients of the State Title I Migrant Program.

Respondent type: Title I Project Administrators.

Services and recipients of the local Title I Migrant Program; e.g., academic and support services funded under Title I.

Project administrators' training, experience and opinions relating to the Title I Migrant Program.

Respondent type: Local School Personnel. Instructional and support services received during calendar years 1977 and 1978 by migrant students in the study sample; e.g., participation in compensatory reading/math programs funded under Title I program.

Instructional and support services offered by schools attended by migrant students in the study sample.

School enrollment, withdrawal date and forwarding information concerning migrant students in the study sample.

Respondent type: Teachers. Training, experience and opinions relating to Title I Migrant Program. Language proficiency of sample students.

Respondent type: Teacher Aides. Training, experience and opinions relating to Title I Migrant Program.

Respondent type: Migrant Student Recruiters.

Training, experience and opinions relating to Title I Migrant Program.

Recruitment practices and procedures for student identification.

Respondent type: Parents. Occupational characteristics and mobility pattern.

Respondent type: Students. Achievement levels in reading and math. Oral language proficiency. School enrollment and residence histories. Attitudes toward school and self.

DESCRIPTION OF A PROPOSED COLLECTION OF INFORMATION AND DATA ACQUISITION ACTIVITY

1. TITLE OF PROPOSED ACTIVITY

Vocational Education Teacher Certification Fellowships: Institutional Assurances.

2. AGENCY/BUREAU/OFFICE

U.S. Office of Education, Bureau of Occupational and Adult Education.

3. AGENCY FORM NUMBER

OE Form 593-1.

4. LEGISLATIVE AUTHORITY FOR THIS ACTIVITY

"Section 172(c)(3) The Commissioner shall approve the program at an institution of higher education which has as its purpose assisting certified teachers or assisting persons from industry in becoming vocational education teachers only upon finding that—  
"(A) the institution offers a comprehensive program in vocational education with adequate supporting services and disciplines such as education administration, guidance and counseling, research, and curriculum development; and

"(B) such program is available to person receiving these fellowships so that they can receive the same type of education and training being offered in the institution for undergraduate students who are preparing to become vocational education teachers." (Pub. L. 94-482, Title II, Section 202; 20 U.S.C. 2402).

5. VOLUNTARY/OBLIGATORY NATURE OF RESPONSE

Required to obtain or maintain benefit.

6. HOW INFORMATION TO BE COLLECTED WILL BE USED

The information is to be used in the awarding of vocational education teacher certification fellowships in accordance with the legislative requirement of section 172(c)(3) cited above in item number 4.

7. DATA ACQUISITION PLAN

- Method of collection: Mail.
- Time of collection: Winter.
- Frequency: Annually.

8. RESPONDENTS

- Type: Colleges and Universities.
- Number: 300.
- Estimated average man-hours per respondent: 2.

9. INFORMATION TO BE COLLECTED

The fellowship applications prepared and submitted by individual applicants will be accompanied by an institutional assurances section in which the institution which has accepted the applicants provides assurances that the fellowship applicants have been accepted for enrollment in the programs designed by the applicants, the programs enable fellows to become certified vocational teachers, the programs meet State certification requirements, the fellows will receive the same type education and training as other undergraduates preparing to become vocational education teachers, and the programs include adequate support services.

DESCRIPTION OF A PROPOSED COLLECTION OF INFORMATION AND DATA ACQUISITION ACTIVITY

1. TITLE OF PROPOSED ACTIVITY

Law School Clinical Experience Programs—Application.

2. AGENCY/BUREAU/OFFICE

U.S. Office of Education/Bureau of Higher and Continuing Education/Division of Training and Facilities.

3. AGENCY FORM NUMBER

OE 595.

4. LEGISLATIVE AUTHORITY FOR THIS ACTIVITY

"The Commissioner is authorized to enter into grants or contracts with accredited law schools in the States for the purpose of paying not to exceed 90 per centum of the cost of establishing or expanding programs in such schools to provide clinical experience to students in the practice of law, with preference being given to programs providing such experience, to the extent practicable, in the preparation and trial of cases." (Pub. L. 90-575, as amended by Pub. L. 92-318 and Pub. L. 94-482, 20 U.S.C. 1136b)

5. VOLUNTARY/OBLIGATORY NATURE OF RESPONSE

Required to obtain benefits.

6. HOW INFORMATION COLLECTED WILL BE USED

This information will be used in the evaluation of applications by a panel of consultants to determine which ones should be funded.

7. DATA ACQUISITION PLAN

- Method of collection: Mail.
- Time of collection: Fall.
- Frequency: Once a year.

8. RESPONDENT

- Type: Accredited Law Schools.
- Number: 150.
- Estimated average man-hours per respondent: 35.

9. INFORMATION TO BE COLLECTED

a. Information required on Standard Form 424 (OE 595).

b. The application must show compliance with the Proposed Funding Criteria which will be published in the FEDERAL REGISTER. This includes such items as:

- (1) Need for clinical program.
- (2) Nature and scope of clinical program.
- (3) Relevant Faculty & institutional resources.
- (4) Legal skills to be developed.
- (5) Degree of clinical supervision.
- (6) Appropriate academic credit.

## NOTICES

## DESCRIPTION OF A PROPOSED COLLECTION OF INFORMATION AND DATA ACQUISITION ACTIVITY

## 1. TITLE OF PROPOSED ACTIVITY

Survey of Bilingual Vocational Training Projects.

## 2. AGENCY/BUREAU/OFFICE

U.S. Office of Education, Bureau of Occupational and Adult Education.

## 3. AGENCY FORM NUMBER

OE Form 596.

## 4. LEGISLATIVE AUTHORITY FOR THIS ACTIVITY

"Section 189(c) (1) Sums appropriated pursuant to subsection (b) shall be used by the Commissioner \* \* \* to make grants to or contracts with colleges or universities, State boards, and other public or nonprofit private agencies and institutions, or contracts with public or private agencies, organizations, or institutions \* \* \* (E) to evaluate vocational-technical education curriculum materials and their uses \* \* \*." (Pub. L. 88-210, as amended, Title I, Part I; 20 U.S.C. 1391).

## 5. VOLUNTARY/OBLIGATORY NATURE OF RESPONSE

Voluntary.

## 6. HOW INFORMATION TO BE COLLECTED WILL BE USED

The information will be used to help prepare a decisionmaking guide to be used by the U.S. Office of Education and subsequently by State and local education agencies to help make decisions concerning priorities for developing bilingual vocational education curriculum materials. The information will also be used to prepare a sample instructional unit which is to be a model for the development of bilingual vocational education materials.

## 7. DATA ACQUISITION PLAN

- a. Method of collection: Mail.
- b. Time of collection: Winter 1977-78.
- c. Frequency: Single time.

## 8. RESPONDENTS

- a. Type: Administrators of bilingual vocational training programs for out-of-school individuals.
- b. Number: 65.
- c. Estimated average person-hours per respondent: 0.5.
- a. Type: Instructors at bilingual vocational training programs for out-of-school individuals.
- b. Number: 65.
- c. Estimated average person-hours per respondent: 0.5.
- a. Type: Former trainees in bilingual vocational training programs.
- b. Number: 65.
- c. Estimated average person-hours per respondent: 0.25.

## 9. INFORMATION TO BE COLLECTED

The following information will be collected from administrators and instructors: program descriptions, including information about curriculum materials being used; basic statistical data, including enrollment of students by language and age group; need for additional curriculum materials and programs including process and criteria used to identify needs; and experience in developing curriculum materials and using commercially available curriculum materials.

The following information will be collected from former trainees: type of course taken, adequacy of training received, employment experience after training, relevancy of training

to job needs, and additional training needed.

[FR Doc.77-30572 Filed 10-19-77;8:45 am]

## [ 4110-12 ]

## Office of the Assistant Secretary for Planning and Evaluation

[Contract No. HEW-100-76-0020]

## "TRANSFER INCOME MODEL MAINTENANCE AND DEVELOPMENT"

## Contract Modification

Pursuant to Section 606 of the Community Services Act of 1974 (Pub. L. 93-644) 42 U.S.C. 2946, this agency announces the extension of Contract No. HEW-100-76-0020 to the Urban Institute, 2100 M Street NW., Washington, D.C. 20037, for a research project entitled "Transfer Income Model Maintenance and Development." The purpose of this project is to maintain, improve, and expand the computerized TRIM model. Project tasks will include: creation and maintenance of TRIM data bases; updating of demographic, economic, aging, and transfer program parameters; improvements in model efficiency; development of user-oriented operational features; technical assistance; design of data test files and standard test procedures; and development of relevant system documentation. This project is directed toward improved policy research methodology in the analysis of welfare costs and caseloads and of the impact of economic events and public programs on population subgroups, such as low-income and elderly persons. The estimated cost for the modification of this contract is \$158,531. The intended completion date is July 13, 1978.

Dated: October 17, 1977.

HENRY AARON,  
Assistant Secretary for  
Planning and Evaluation.

[FR Doc.77-30623 Filed 10-19-77;8:45 am]

## [ 4110-12 ]

## Office of Child Support Enforcement

## STATEMENT OF ORGANIZATION, FUNCTIONS AND DELEGATIONS OF AUTHORITY

Part X (formerly Part 10) of the Statement of Organization, Functions and Delegations of Authority for the Department of Health, Education, and Welfare contains the Statement of Organization, Functions and Delegations of Authority for the Office of Child Support Enforcement (OCSE), a nonaffiliated organization, was published in 41 FR 40533-35, dated September 20, 1976. Standard Administrative Codes were not published at that time. By the Secretary's Reorganization Order (42 FR 13262-13263, dated March 9, 1977), it was established that "the Office of Child Support Enforcement, a separate unit the director of

which is the Administrator, Social and Rehabilitation Service, shall remain a separate organizational unit, and the Commissioner of Social Security shall be its director." The entire OCSE FEDERAL REGISTER statement is now being republished to:

A. Establish an Audit Division to conduct the annual audit function and periodic administrative cost audits;

B. Delete the statement of the audit function from the present OCSE Regional Office functional statement;

C. Delete the statement of the audit function from the present OCSE Division of Administration;

D. Update the functional statement of the Division of Administration to reflect the transfer of the States Grants function from the Social and Rehabilitation Service (SRS) to OCSE; and

E. Include Standard Administrative Codes to identify all OCSE components for ease of reference.

The establishment of an Audit Division is necessitated by section 452(a) (4) of Pub. L. 93-647, enacted January 4, 1975, which requires OCSE to conduct annual regional audits of the effectiveness of State Child Support Enforcement programs (the 1977 Supplemental Appropriation for SRS, Pub. L. 95-26, enacted May 4, 1977, provided for 125 new positions to conduct audits). The Audit Division will also conduct periodic administrative cost audits.

The revised material for OCSE reads as follows:

OFFICE OF CHILD SUPPORT ENFORCEMENT  
STATEMENT OF ORGANIZATION, FUNCTIONS  
AND DELEGATIONS OF AUTHORITY

The Statement of Organization, Functions and Delegations of Authority for the Department of Health, Education, and Welfare is hereby further amended to reflect the establishment of an OCSE Audit Division to conduct the annual audit function required by statute and periodic administrative cost audits, to delete the statement of the audit function from the OCSE Regional Office functional statement, to delete the statement of the audit function from the present OCSE Division of Administration, to update the functional statement of the Division of Administration, and to include Standard Administrative Codes for all OCSE components (which have not been previously published in the FEDERAL REGISTER).

Sec. X.00 *Office of Child Support Enforcement—(Mission)*. The mission of OCSE is to provide leadership in the planning, development, management, and coordination of the Department's CSE programs and activities authorized and directed by title IV-D of the Social Security Act and other pertinent legislation. The general purpose of the legislation and the CSE programs developed pursuant thereto is to require States to enforce support obligations owed by absent parents to their children by locating absent parents, establishing paternity when necessary and obtaining child support. The specific responsibilities of this

office are to: establish regulations and standards for State programs for locating absent parents, establishing paternity, and obtaining child support; establish minimum organizational and staffing requirements for State units engaged in carrying out CSE programs; evaluate the implementation of State CSE programs; review and approve State plans material; conduct audits of State programs to assure their conformity with requirements, and not less often than annually, conduct a complete audit of these programs in each State and determine for the purposes of the penalty provision of section 403(h) of the Social Security Act whether the actual operation of such programs in each State conforms to Federal requirements; assist States in establishing adequate reporting procedures and maintain records of the operations of CSE programs; maintain records of all amounts collected and disbursed under CSE programs and of the costs incurred in collecting such amounts; provide technical assistance to the States to help them establish effective systems for collecting child support and establishing paternity; certify certain applications from States for permission to utilize the Courts of the United States to enforce court orders for support against absent parents; operate the Parent Locator Service; certify the amount of certain child support obligations that have been assigned to a State, to the Secretary of the Treasury for collection; submit an annual report to the Congress on all activities undertaken relative to the CSE program; establish regulations and standards for Federal financial participation in support of State CSE programs; distribute proceeds collected as a result of this program and incentive payments to localities.

**Sec. X.10 Office of Child Support Enforcement—(Organization).** The Office of Child Support Enforcement (X) is comprised of the following components:

- A. Office of the Director (XW).
- B. Administrative Division (XWA).
- C. Policy and Planning Division (XWS).
- D. Parent Locator Service Division (XWS).
- E. Audit Division (XWB).
- F. Office of Child Support Enforcement Regional Offices (XWD).

**Sec. X.20 Office of Child Support Enforcement—(Functions).** A. Office of the Director (XW):

1. The Director, OCSE, is responsible for directing the activities of OCSE, assisted by the Deputy Director.
2. The Director also has special responsibility for high level relationships with Congress, the Secretary and officials of the Department of Health, Education, and Welfare, other Federal Departments and public and private organizations on matters relative to CSE programs; for coordinating, planning and training activities; for coordinating efforts to improve State and local public agency capability to plan and manage CSE programs, and for final review and approval of all office publications and issuances.

B. Administrative Division (XWA):

1. Provides administrative support for all OCSE activities.

2. Provides support of program operations including: editing regulations and other issuances for formal requirements and correctness; operation of suspense control for the coordination of important issuances and submissions that are being developed and/or reviewed, e.g., proposed regulations for State plans; maintenance of central policy files; maintenance of approved State plan files; coordination of responses for the Director when input of more than one division is required; control and routing of requests for information concerning public and Congressional inquiries.

3. Provides administrative management support including: coordination of OCSE personnel and training activities; coordination and/or management of office space, supplies, equipment, travel, messenger services and duplication requirements; control of expenditures for travel, printing, binding, supplies and other services; coordination of all budget activities; development, execution and review of the Salaries and Expenses budget; control of manpower authorizations; coordination of organization and staffing proposals and requirements.

4. Provides administrative management coordination and technical guidance to the OCSE Regional Offices to ensure uniform, orderly and consistent operating practices and procedures regionwide.

5. Provides guidance and assistance to regional operations in the State Grants Administration area. Maintains financial control over formula grants to States for CSE activities under title IV-4 of the Social Security Act. Conducts reviews of regional office decisions to allow or disallow State estimates and expenditures for CSE operations and monitors trends and developments in regions as pertains to accountability and allowability of costs. Prepares grant award notices and accompanying materials which become the obligation documents for issuance of State payments.

C. Policy and Planning Division (XWP):

1. Develops regulations to implement those provisions of the Social Security Act and other laws governing Federal-State CSE and Paternity Establishment programs. Develops, proposes and assists the Director regarding regulations governing Federal-State CSE programs to include provisions relative to: program standards for locating absent parents; establishing paternity, and obtaining child support; minimum organizational and staffing requirements for State units engaged in carrying out CSE programs; State plan requirements; distribution of amounts collected as child support; payments to States for operation of the approved State plan; incentive payments to localities for enforcement and collection of assigned support rights; Federal financial participation; and program definitions.

2. Develops and reviews legislative proposals and enactments pertinent to

policy development, and proposes legislation. Reviews court decisions relating to CSE and Paternity Establishment.

3. Coordinates development of program regulations and their interpretation within OCSE, the Department, and with other agencies whose programs relate to this program. Provides technical assistance concerning program policies within the Department, to Regional Offices, and through Regional Offices to the States.

4. Responsible for liaison and the joint development and promulgation of policies, regulations and procedures with: the Department of Treasury (IRS) relative to the certification and collection of certain child support obligations; the Office of the General Counsel and the Department of Justice and/or Federal Courts Establishment relative to the certification of certain actions for utilization of the United States District Courts.

5. Reviews proposed legislation and regulations for procedural implementation impacts and feasibility.

6. Develops, proposes, and interprets written materials, which are in support of OCSE regulations and which are designed to provide States with technical assistance and guidance in the most accurate and effective techniques of administering the CSE program.

7. Procedural material developed for States includes models and guides for CSE management methods, including: organization and staffing; personnel aptitude and qualifications testing; personnel position descriptions, qualifications and performance standards; cost determinations in coordination with ASMB; fiscal controls, accounting, reporting, and auditing guidelines; time controls; data collecting, collating, recording, and reporting; case and other records control, maintenance, and disposition; work measurement, distribution, and control; long-range programming and budgeting; statistical research, evaluation, and analysis; and other basic CSE and Paternity Establishment functions.

8. Monitors the CSE functions as carried out by the Regional Offices, and coordinates reviews within OCSE. Provides technical assistance concerning program procedures within the Department, to Regional Offices, and on their request to States and interested agencies. Coordinates development of program management methods and their interpretations with OCSE, the Department, and with other agencies whose programs relate to OCSE.

9. Primarily responsible for development of OCSE long-range plans, operational plans, program budget, legislative proposals broad statistical requirements and schedules for achievement of operational goals and objectives.

10. Evaluates the deployment of resources for the achievement of plans, programs, objectives, and operational goals. Participates in the evaluation of research and demonstration projects, as appropriate. Participates in the development of the annual audit plan for State CSE programs.

11. Provides OCSE components planning and programming guidance, and obtains their input as basis for coordinated development of proposed OCSE emergency, long-range, and short-range plans and programs. Has responsibility for OCSE program statistical research and analysis; trend and cost projecting and reporting.

12. Initiates or, upon request of the Director of OCSE or its components, develops statistical and narrative facts based on comparative analysis of data relating to State programs of CSE to establish their effectiveness and isolate ideal versus inadequate programs and processes of the various States. Prepares reports of analytical findings and recommends alternative courses of action to the Director and OCSE components.

13. Develops annually, for the Director and in coordination with OCSE staff elements, a proposed plan for the Major Initiatives Tracking System, and provides ongoing tracking capability of the objectives for the current year.

14. Provides technical assistance to all components of OCSE regarding program planning, research and statistics, and the Major Initiatives Tracking System.

**D. Parent Locator Service Division (XWS):** Responsible for developing, operating and maintaining the Parent Locator Service in support of the CSE program. Responsibilities and functions relative and necessary to development, operation and maintenance of the Parent Locator Service are to: operate systems of the Parent Locator Service; coordinate national telecommunications and other data entry operations with States; act as liaison between OCSE and States in support of the Parent Locator Service systems; act as a liaison between the Office and other Federal agencies for the purpose of exchanging information to locate absent parents; assess State Parent Locator Service needs and formulate plans for improving State systems; provide technical assistance to States to implement State and local location services and on the use of the Federal Parent Locator Service; review State plans and Federal financial participation applications for establishment of automated and manual Parent Locator Service systems; control all correspondence relating to requests for information; design automated systems to support Parent Locator Service operations; establish and maintain a communication network for receiving/transmitting information between States and the Parent Locator Service and between the Parent Locator Service and Federal Departments; establish billing rates and maintain quarterly billing records for non-IV-A requests; specify the manner and form for requesting information for the Parent Locator Service; negotiate reimbursable service contracts with participating Federal agencies providing information to the Parent Locator Service; send and receive documents to authorized users; control and coordinate flow of work; perform data conversion for input to Parent Locator Service; prepare printed information for field distribution; answer telephone

queries; maintain microfilm; keep up-to-date statistics on the operation of the Parent Locator Service; train States, using telecommunications transmission, on data entry operations; assist in preparation of program policy and regulations as they relate to the Parent Locator Service.

**E. Audit Division (XWB):** Develops plans, schedules and standards for the annual program audits of the States' CSE programs required by section 452 (a) (4) of the Social Security Act. Conducts audits of State CSE programs to assure their conformity with law, regulations and approved State plans. Conducts, not less than annually, an extensive audit of the full range of the States' CSE programs and determines for the purposes of the penalty provision of section 403(h) of the Social Security Act whether the actual operation of CSE programs in each State conforms to Federal requirements. Develops and conducts full-scope administrative cost audits to assess: adequacy of financial operations and compliance with applicable laws and regulations; economy and efficiency of operations; and achievement of established program results as defined in the National program. Recommends remedial action involving elements of State title IV-D operations, including State penalty assessment, or other corrective measures as may be necessary. Evaluates the adequacy and effectiveness of controls reflected in the States' policies, systems, procedures, methods and related practices in their CSE programs, including: enforcing support obligations owed by absent parents to their children; locating absent parents; establishing paternity, and obtaining child support. Develops consolidated reports to the Director and Deputy Director, OCSE based on audit findings. Coordinates and maintains effective liaison with Regional OCSE officials on audit and program issues.

**F. OCSE Regional Offices (XWD1-XWDX):** Provides interpretations of the CSE program regulations to State agencies; reviews and approves or recommends disapproval of State plans, State plan amendments and certain projects grants; provides assistance to State agencies in developing State plans and State plan amendments; evaluates the implementation of State programs; pre-establishing effective programs; monitors State agency operations in order to provide technical assistance to States in maintain a broad awareness of program activity; stimulates State action toward achievement of selected program objectives; assist States in the maintenance of ongoing program activities; receives, reviews and certifies, when appropriate, certain requests to use the IRS and the Federal courts for collection or enforcement of support obligations.

Dated: October 13, 1977.

JOHN D. YOUNG,  
Assistant Secretary for  
Management and Budget.

[FR Doc. 77-30622 Filed 10-19-77; 8:45 am]

[ 4110-02 ]

Office of Education  
ADVISORY COUNCILS AND COMMITTEES  
Annual Reports for 1977

In accordance with the policy of the Department of Health, Education, and Welfare, this is to notify interested persons that a copy of each annual report, covering calendar year 1976, of the advisory councils and committees affiliated with the Office of Education is deposited with the HEW Library, Room 1436, 330 Independence Avenue, SW., Washington, D.C. 20201. An additional set is filed with the Committee Management Officer, Office of Education, Room 2135, 400 Maryland Avenue, SW., Washington, D.C. 20202.

As required by Section 13 of the Federal Advisory Committee Act, eight copies of each report will be forwarded to the Library of Congress. As required by section 443 of the General Education Provisions Act, two copies of each report will be forwarded to the Congress of the United States.

Individual copies of these reports are available to the public upon request directly to the council or committee or to the Committee Management Officer. Following are the names and addresses of each council/committee whose report is now available.

Accreditation and Institutional Eligibility Advisory Committee, DHEW/OE, Room 3030 ROB, Washington, D.C. 20202.  
National Advisory Council on Adult Education, 425 13th St., NW., Suite 323, Washington, D.C. 20004.  
National Advisory Council on Bilingual Education, DHEW/OE, Room 420 Reporters Bldg., Washington, D.C. 20202.  
National Advisory Council for Career Education, DHEW/OE, Room 3100 ROB, Washington, D.C. 20202.  
Community Education Advisory Council, DHEW/OE, Room 5622 ROB, Washington, D.C. 20202.  
Advisory Council on Developing Institutions, DHEW/OE, Room 3036 ROB, Washington, D.C. 20202.  
National Advisory Council on the Education of Disadvantaged Children, 425 13th St., NW., Suite 1012, Washington, D.C. 20004.  
Advisory Council on Environmental Education, DHEW/OE, Room 2025, Washington, D.C. 20202.  
National Advisory Council on Equality of Educational Opportunity, 1325 G St., NW., Suite 710, Washington, D.C. 20005.  
National Advisory Council on Ethnic Heritage Studies, DHEW/OE, Room 3907 ROB, Washington, D.C. 20202.  
National Advisory Council on Extension and Continuing Education, 425 13th St., NW., Suite 529, Washington, D.C. 20004.  
Advisory Council on Financial Aid to Students, DHEW/OE, Room 3661 ROB, Washington, D.C. 20202.  
National Advisory Committee on the Handicapped, DHEW/OE, Room 4030 Donohoe Bldg., Washington, D.C. 20202.  
National Advisory Council on Indian Education, 425 13th St., NW., Suite 326, Washington, D.C. 20004.  
National Advisory Council on Vocational Education, 425 13th St., NW., Suite 412, Washington, D.C. 20004.

National Advisory Council on Women's Education Programs, 1832 M St., NW., Suite 821, Washington, D.C. 20036.

Dated: October 14, 1977.

ANN V. BAILEY,  
Committee Management  
Officer, Office of Education.

[FR Doc.77-30602 Filed 10-19-77; 8:45 am]

[ 1505-01 ]

**DIRECT, DISCRETIONARY GRANT  
PROGRAMS**

**Closing Dates for Receipt of Applications  
for Fiscal Year 1978**

*Correction*

In FR Doc. 77-29738, appearing at page 54984 in the issue of Wednesday, October 12, 1977, the heading in column two of page 55002, now reading, "CFDA-13.406—College Library Resources Instructor Training Program," should read, "CFDA-13.586—Bilingual Vocational Instructor Training Program".

[ 3110-01 ]

**OFFICE OF MANAGEMENT AND  
BUDGET**

**CLEARANCE OF REPORTS**

**List of Requests**

The following is a list of requests for clearance of reports intended for use in collecting information from the public received by the Office of Management and Budget on Oct. 6, 1977 (44 USC 3509). The purpose of publishing this list in the FEDERAL REGISTER is to inform the public.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number(s), if applicable; the frequency with which the information is proposed to be collected; the name of the reviewer or reviewing division within OMB, and an indication of who will be the respondents to the proposed collection.

Requests for extension which appear to raise no significant issues are to be approved after brief notice through this release.

Further information about the items on this daily list may be obtained from the Clearance Office, Office of Management and Budget, Washington, D.C. 20503, (202-395-4529), or from the reviewer listed.

**NEW FORMS**

**UNITED STATES INTERNATIONAL TRADE  
COMMISSION**

Purchasers' Questionnaire for Investigation, Nos. AA1921-174-175 (Saccharin), single-time, purchasers of saccharin, C. Louis Kincannon, 395-3211.

Importers' Questionnaire for Investigations, Nos. AA-1921-174 and 175 (saccharin), single-time, importers of saccharin, C. Louis Kincannon, 395-3211.

Non-Rubber Footwear Importers' Survey, annually, importer, C. Louis Kincannon, 395-3211.

**SMALL BUSINESS ADMINISTRATION**

SEA Fellowship Application, on occasion, academicians, Warren Topelius, 395-5872.

**DEPARTMENT OF COMMERCE**

Bureau of Census, Questionnaire for the Off-Base Residence of Military, 1977 Census of Oakland, California, DH-807, single-time, households in Alameda City, California, Richard Eisinger, 395-6140.

Department of the Air Force, Study of Male/Female Difference in Civilian Flying, single-time, FAA instructors and pilots, Strasser, A., 395-5867.

**DEPARTMENT OF HEALTH, EDUCATION, AND  
WELFARE**

Office of Education, Assessment of Programs and Projects Funded Under Pub. L. 92-318, Indian Education Act, Part A, OE-512, single-time, Lea's, parents, ONAP centers, human resources division, Raynsford, R., 395-3532.

Alcohol, Drug Abuse and Mental Health Administration, The Quality of Mental Health Service in an Organized Primary Health Care Setting, single time, persons seeking medical care in a primary care setting, Richard Eisinger, 395-6140.

Office of Human Development, Development of Models for the Provision of Aftercare Services to Runaway Youth and Their Families, single-time, runaway programs, Laverne V. Collins, 395-5867.

Health Care Financing Administration (Medicare), Colorado Medicare experiment psychologist/psychiatrist questionnaire, HCFA 23,24 L-25, on occasion, psychiatrists and clinical psychologist in Colorado, Richard Eisinger, 395-6140.

**DEPARTMENT OF LABOR**

Employment and Training Administration: CETA Youth Plan and application, ETA-9, other (see SF-83), State and local agencies, Budget Review Division, 395-4775.

A Study on Tracking the Eligible Population (CETA Title VI Non-Sustaining PSE Program), MT-285, single-time, 4000 individuals considered for PSE, Strasser, A., 395-5867.

**REVISIONS**

**NATIONAL CREDIT UNION ADMINISTRATION**

Financial and Statistical Report (Federal Credit Unions), NCUA 5300, annually, Federal credit unions, C. Louis Kincannon, 395-3211.

**DEPARTMENT OF AGRICULTURE**

Farmer Cooperative Service, Survey of Coordinated Cooperative Trucking Activities, single-time, farmer cooperatives, Strasser, A., 395-5867.

**DEPARTMENT OF DEFENSE**

Department of the Air Force:

Aviation and Missile Fuel Reporting for DOD and Other Federal Agencies, 207-210,858, on occasion, aerospace contractors, Marsha Traynham, 395-4529.

Application for Scholarship Program and High School and College Transcript Request, NAVPERS175, annually, officials of high schools and colleges and students, Marsha Traynham, 395-4529.

**EXTENSIONS**

**DEPARTMENT OF COMMERCE**

Economic Development Administration, Relocation and Land Acquisition Certificate, ED-168, on occasion, units of local government, Strasser, A., 395-5867.

PHILLIP D. LARSEN,  
Budget and Management Officer.

[FR Doc.77-30738 Filed 10-19-77; 8:45 am]

**OFFICE OF THE FEDERAL REGISTER**  
**FREEDOM OF INFORMATION INDEX REQUIREMENTS**  
**Guide to Agency Material; January-September 1977**

**AGENCY:** Office of the Federal Register, NARS, GSA.

**ACTION:** Notice of availability of indexes.

**SUMMARY:** This notice contains information submitted by agencies to the Office of the Federal Register for the first nine months of 1977 on indexes that the agencies are required to publish or make available under the Freedom of Information Act. This notice is compiled and published to notify the public of the availability of these indexes for sale or public inspection or both.

**FOR FURTHER INFORMATION CONTACT:**

Doris O'Keefe, Office of the Federal Register, National Archives and Records Service, General Services Administration, Washington, DC 20408 (202-523-3187).

**SUPPLEMENTARY INFORMATION:** 5 U.S.C. 552 (commonly called the Freedom of Information Act) requires agencies to maintain and make available for public inspection and copying current indexes providing identifying information for the public as to any matter issued, adopted, or promulgated after July 4, 1967, and required to be made available or published (5 U.S.C. 552(a)(2)). Certain amendments (Pub. L. 93-502, November 21, 1974, 88 Stat. 1561) require the publication (with some exceptions) and distribution of these indexes at least quarterly. This guide has been compiled by the Office of the Federal Register from information submitted by agencies for the first nine months of 1977 in order to notify the public of the availability of these indexes for sale and/or public inspection.

FRED J. EMERY,  
*Director, Office of the Federal Register.*

OCTOBER 17, 1977.

Agency and subagency name	Index title: period covered, brief description of contents	Order from; price; make checks payable to—	For inspection, copying, or additional information contact
Department of Agriculture, Agricultural Stabilization and Conservation Service.	ASCS handbooks: Written in the Kansas City Commodity Office. Current listing of all administrative procedures that affect a member of the public.	Director, Kansas City Commodity Office, USDA, ASCS, P. O. Box 8377, Shawnee Mission, Kans. 66208.	Director, Management Services Division, USDA, ASCS, P. O. Box 2415, Washington D.C. 20013.
Do.....	ASCS handbooks: Written in the Management Field Office. Current listing of all administrative procedures that affect a member of the public.	Director, Management Field Office, USDA, ASCS, P. O. Box 205, Kansas City, Mo. 64241.	Do.
Do.....	ASCS handbooks: Written in Washington Offices. Current listing of all administrative procedures that affect a member of the public.	Director, Management Services Division, USDA, ASCS, P. O. Box 2415, Washington, D.C. 20013. No charge.	Do.
Do.....	Marketing quota. Review committee determinations; 1970 to date; listing by crop-year of all decisions made on marketing quota appeals.	Director, Management Services Division, USDA, ASCS, P. O. Box 2415, Washington, D.C. 20013. No charge.	Director, Management Services Division, USDA, ASCS, P. O. Box 2415, Washington, D.C. 20013.
Do.....	Board of contract appeals decisions; 1970 to date; listing of all decisions on appeals affecting ASCS and/or CCC.	.....do.....	Do.
Do.....	CCC Board dockets; 1969 to date; listing of all Commodity Credit Corporation dockets approved by the Secretary of Agriculture.	.....do.....	Do.
Do.....	ASCS program appeals; 1970 to date; chronological listing of all appeals handled by ASCS program appeals staff.	.....do.....	Do.
Department of Agriculture, Rural Electrification Administration.	Index of current REA publications: Electric Program, as of Apr. 18, 1977, with supplement thereto updating the index to Sept. 30, 1977. An alphabetic and numerical index of REA electric program bulletins, staff instructions, contract forms, and specifications.	Director, Information Services Division, Rural Electrification Administration, U.S. Department of Agriculture, Room 4043 South, Washington, D.C. 20250. No charge.	Director, Information Service Division, Rural Electrification Administration, U.S. Department of Agriculture, Room 4043 South, Washington, D.C. 20250.
Do.....	Index of current REA publications: Telephone as of Mar. 25, 1977, with supplement thereto updating the index to Sept. 30, 1977. An alphabetic and numerical index of REA telephone program bulletins, staff instructions, contract forms, specifications, sections of the Telephone Engineering and Construction and Telephone Operations manuals, and the rules and regulations of the Rural Telephone Bank.	.....do.....	Do.
Department of Defense, Department of the Air Force.	Numerical index of departmental forms (AFR 0-9). Aug. 6, 1976. Lists forms numerically within each category, including accountable forms, forms requiring storage safeguards, and obsolete forms.	DADF at nearest Air Force installation. Shelf stock, \$2.76 per copy; reproduced copies, \$5.50 per copy; shelf stock will be used while it lasts. Checks payable to: AFO (name of base furnishing copies).	DADF at nearest Air Force installation.
Do.....	Guide to indexes, catalogs, and lists of departmental publications (AFR 0-1). Sept. 1, 1974. Describes the indexes, catalogs, and lists of departmental publications; explains their use, tells how often they are revised, shows their distribution and gives the office of primary responsibility.	DADF at nearest Air Force installation. Shelf stock, \$2.05 per copy; reproduced copies \$2 per copy; shelf stock will be used while supply lasts. Checks payable to: AFO (name of base furnishing copies).	Do.
Do.....	Numerical index of standard publications and recurring periodicals (AFR 0-2). Mar. 4, 1977. Lists regulations, manuals, and pamphlets together under each subject series; lists visual aids and recurring periodicals separately.	DADF at nearest Air Force installation. Shelf stock, \$2.75 per copy; reproduced copies \$5.75; shelf stock will be used while supply lasts. Checks payable to: AFO (name of base furnishing copies).	Do.
Do.....	Miscellaneous Air Force and other Government agency publications (AFR 0-16). Sept. 10, 1976. Lists a wide range of subjects of interest to the Air Force.	DADF at nearest Air Force installation. Shelf stock, \$2.08 per copy; reproduced copies, \$2.10 per copy; shelf stock will be used while supply lasts. Checks payable to: AFO (name of base furnishing copies).	Do.
Do.....	Publications Numbering Systems (AFR 5-4). February 15, 1974. Contains subject series and description guide and alphabetical list of subjects.	DADF at nearest Air Force installation. Shelf stock \$2.15 per copy, reproduced copies \$2.45 per copy; shelf stock will be used while it lasts. Checks payable to: AFO (name of base furnishing copies).	Do.



Agency and subagency name	Index title: period covered, brief description of contents	Order from; price; make checks payable to—	For inspection, copying, or additional information contact
Do.....	Disposition of Air Force documentation (AFM 12-50). Oct. 1, 1969. Pt. 2 consists of decision logic tables which provide for disposition of documentation created or accumulated by all Air Force activities. Attachment 3 is an index to the tables, arranged alphabetically by title of the record.	DADF at nearest Air Force Installation. Shelf stock will not be used. Pt. 2 is voluminous, therefore, only tables pertaining to requested records will be reproduced. \$2. for 1st 6 pages, plus \$0.05 for each additional page. Checks payable to: AFO (nauc of base furnishing copies).	Do.
Department of Defense, Department of the Army, TAGCEN, Army Publications Directorate.	DA pamphlet 310-1: Index of administrative publications (regulations, circulars, pamphlets, posters, general orders, joint chiefs of staff publications.) March 1977.	Commander, U.S. Army AG Publications Center, 2800 Eastern Blvd., Baltimore, Md. 21220. Price: \$1.28. Make checks payable to: Treasurer of United States. In addition to the indicated prices of the indexes, there is a \$2 charge for each order, regardless of the size of the order. For example, if DA Pamphlet 310-1 is ordered, add \$2 to the price of \$1.28. If all the pamphlets are ordered, add \$2 to total price of \$14.11.	Director, Army Publications Directorate, Forrestal Bldg., Washington, D.C. 20314.
Do.....	DA pamphlet 310-2: Index of blank forms, December 1976.	Commander, U.S. Army AG Publications Center, 2800 Eastern Blvd., Baltimore, Md. 21220. Price: \$1.52. Make checks payable to: Treasurer of United States.	Do.
Do.....	DA pamphlet 310-3: Index of doctrinal, training, and organizational publications (field manuals, reserve officer's training corps manuals, training circulars, Army training programs, Army subject schedules, Army training tests, firing tables and trajectory charts, tables of distribution and allowances). Basic dated June 1977.	Commander, U.S. Army AG Publications Center, 2800 Eastern Blvd. Baltimore, Md. 21220. Price: \$1.17. Make checks payable to: Treasurer of United States.	Do.
Do.....	DA pamphlet 310-4: Index of technical manuals, technical bulletins, supply manuals (types 7, 8, and 9), supply bulletins, and lubrication orders. Basic dated November 1974, with change 3, October 1975.	Commander, U.S. Army AG Publications Center, 2800 Eastern Blvd., Baltimore, Md. 21220. Price: \$7.12. Make checks payable to: Treasurer of United States.	Do.
Do.....	DA pamphlet 310-6: Index of supply catalogs and supply manuals. Basic dated July 1977.	Commander, U.S. Army AG Publications Center, 2800 Eastern Blvd. Baltimore, Md. 21220. Price: \$1.70. Make checks payable to: Treasurer of United States.	Do.
Do.....	DA pamphlet 310-7: Index of Equipment Modification Work Orders, May 1977.	Commander, U.S. Army AG Publications Center, 2800 Eastern Blvd. Baltimore, Md. 21220. Price: \$1.32. Make checks payable to: Treasurer of United States.	Do.
Department of Defense, Department of the Navy.	Directives Issuance System Consolidated Subject Index of Unclassified Instructions (NAV PUBNOTE 5215). Published quarterly. Lists instructions issued by Washington headquarters organizations to addressees outside their headquarters.	Commanding Officer, Naval Publications and Forms Center, Philadelphia, Pa. 19120. Price: \$5 per issue. Make check payable to the Treasurer of the United States.	Navy Department Library, 2d floor of building 220 at the Washington Navy Yard, U.S. Naval Station, 9th and M Sts. NW., Washington, D.C. Also available at nearest Navy or Marine Corps activity.
Do.....	Marine Corps Directives System Quarterly Checklist of Directives (MARCORPS Bulletin 5215).	Commandant of the Marine Corps (code 11QSP), Navy Department, Washington, D.C. 20380. Price: minimum of \$2 plus \$0.01 per page over 6 when stock is available and \$0.05 per page when not available and must be reproduced. Make check payable to the Treasurer of the United States.	Navy Department Library (see above) and Headquarters Marine Corps, room 1135 of the Navy Arlington Annex (Federal Office Bldg. No. 21), Southgate Rd. and Columbia Pike, Arlington, Va. Also at nearest Marine Corps activity.
Do.....	Indexes to Navy and Marine Corps directives issued by naval activities and of less than departmentwide or general applicability.	Local Navy and Marine activity. Price: minimum of \$2, plus \$0.01 per page over 6 when stock is available and \$0.05 when not available and pages must be reproduced.	Local Navy and Marine Corps issuing activity.
Do.....	Marine Corps' Stock List (SI-1-3): Quarterly index of publications authorized and stocked by the U.S. Marine Corps (PASMCO).	Commandant of the Marine Corps (code 11QSP), Navy Department, Washington, D.C. 20380. Price: \$2, plus \$0.01 per page over 6 when stock is available and \$0.05 when not available and pages must be reproduced. Make check payable to the Treasurer of the United States.	Headquarters, U.S. Marine Corps, Room 1135 of the Navy Arlington Annex (Federal Office Bldg., No. 21), Southgate Rd. and Columbia Pike, Arlington, Va. 20380. Also at Marine Corps field activities and Navy Department Library (see above).
Do.....	Standard Subject Identification Codes (SEC NAVINSET 5210.11A). Lists standard subject (numerical) codes used for categorizing and identifying naval documents, including directives, blank forms, reports (control symbols), and other records and filing systems.	Commanding Officer, Naval Publications and Forms Center, 5801 Tabor Ave., Philadelphia, Pa. 19120. Price: minimum of \$2, plus \$0.01 per page over 6 when stock is available and \$0.05 when not available and pages must be reproduced. Make check payable to the Treasurer of the United States.	Navy Department Library (see above) and at all naval shore activities.
Do.....	NAVFAC Documentation Index (NAVFAC P-349): A Keyword Out of Context (KWOC) index of unclassified instructions, publications, forms, and reports sponsored by the Naval Facilities Engineering Command (NAVFAC).	Commanding Officer, Naval Publications and Forms Center, 5801 Tabor Ave., Philadelphia, Pa. 19120. Price: \$5. Make check payable to the Treasurer of the United States.	Navy Department Library (see above) and at Naval Facilities Engineering Command headquarters and field activities.
Do.....	Indexes to certain other technical publications and manuals of sponsoring system command or other headquarters organizations.	Director, Navy Publications and Printing Service Management Office, Washington Navy Yard, U.S. Naval Station, Washington, D.C. 20374. Price: \$2 minimum plus \$0.01 per page over 6 if printed stock is available and \$0.05 per page when not available and pages must be reproduced. Make check payable to the Treasurer of the United States.	Navy Publications and Printing Service Management Office, building 157, Washington Navy Yard, 9th and M Sts. SE., Washington, D.C.
Do.....	Index to Navy Procurement Directives.....	Chief of Naval Material (MAT-05), Navy Department, Washington, D.C. 20350. Price: \$2 minimum, plus \$0.01 per page over 6 when stock is available and \$0.05 per page when not available and copies must be reproduced. Make check payable to the Treasurer of the United States.	Navy Department Library (see above) and Navy procurement activities.
Defense Civil Preparedness Agency.	Publications catalog, MP-20: A listing of publications and other printed matter on the U.S. Civil Defense program available to the public. Contains a brief resume of each one and provides information on where to obtain.	U.S. Army Publications Center, Civil Preparedness Branch, 2800 Eastern Blvd. (Middle River), Baltimore, Md. 21220. No charge.	DCPA Headquarters, Room 1D511, Pentagon Bldg., Washington, D.C. 20301 or DCPA regional offices as shown at app. C, pt. 1813, ch. XVIII, title 32, CFR.
Do.....	DCPA manual 5450.2: Index of DCPA instructions and manuals, a listing, both numerical and subjective, of the Agency instructions announcing policy, outlining programs, and prescribing internal operating procedures.	do.....	Do.

Agency and subagency name	Index title: period covered, brief description of contents	Order from; price; make checks payable to—	For inspection, copying, or additional information contact
Defense Agency.	<p>Communications</p> <p>1. DCA circulars and notices: Enclosure 1 consists of 2 sections. Section A contains the index of current DCA circulars and notices. Those circulars, notices, and changes published during the period Jan. 1-June 30, 1977, are highlighted by a number sign (#) in the left margin. Section B contains a listing of those publications which have been canceled or replaced since Jan. 1, 1977 by a publication of a different number. Publications superseded by a revised issue bearing the same number are not included. Enclosure 2 is an alphabetical listing of current DCA circulars.</p> <p>Enclosure 3 is an alphabetical listing of current DCA Notices.</p> <p>2. DCA instructions: Enclosure 1 consists of 2 sections. Section A contains the index of current DCA instructions. Those instructions and changes published during the period Oct. 1, 1976-Mar. 31, 1977, are highlighted by a number sign (#) in the left margin. Section B contains a listing of those instructions which have been canceled or replaced by an instruction of a different number since Oct. 1, 1976. Enclosure 2 is an alphabetical listing of current DCA instructions.</p>	Defense Communications Agency, Washington, D.C. 20305. No charge.	Defense Communications Agency, 8th St. and South Courthouse Rd., Arlington, Va. 22204.
Defense Logistics Agency, Defense General Supply Center.	Index of publications: Current listing of policy statements, regulations, handbook, manuals, directives, letters, supplements, procedures, and clause manual.	Commander, Defense General Supply Center, attention of DGSC-B, Richmond, Va. Reproduced copies \$2. Treasurer of the United States.	Public Affairs Officer, Defense General Supply Center, Richmond, Va. 23207.
Defense Nuclear Agency.	Index to administrative publications, May 10, 1976, with changes. Description: Administrative instructions covering manpower, personnel, international programs, planning and readiness, R. & D., logistics, maintenance, transportation, general administration, organization and function, security, administrative services, public information, legal and legislative policies, comptroller-ship, budgeting, appropriations accounting and control, auditing, and reports control.	Defense Nuclear Agency, Attention: PAO, Washington, D.C. 20305. \$1 by xeroxing, \$0.35 by printing run. Payable to: Treasurer of the United States.	
Do.	Government reports index: Biweekly, annual cumulation. Description: Indexes DNA and other Government-sponsored research and development reports prepared by Federal agencies or their contractors.	National Technical Information Service, Springfield, Va. 22161. \$125 annual subscription rate. Pa. able to National Technical Information Service.	Director, Defense Nuclear Agency, Technical Library, Washington, D.C. 20305.
Defense Nuclear Agency, Armed Forces Radiobiology Research Institute.	Index of Armed Forces Radiobiology Research Institute (AFRRI) instructions, Nov. 10, 1975, with changes. Description: Listing of all AFRRI instructions in force.	Director, Armed Forces Radiobiology Research Institute, Attention: Administrative Officer, Defense Nuclear Agency, National Naval Medical Center, Bethesda, Md. 20814. 9 pages at \$0.05 per page (\$0.45). Checks payable to Treasurer of the United States.	
Defense Nuclear Agency, field command.	FCDNA instruction 5025.8J; Apr. 30, 1976 with changes. Description: Current index to field command instructions.	Field Command, Defense Nuclear Agency, Attention: Security Specialist, Support Directorate, Kirtland AFB, N. Mex. 87115. No charge.	
Defense Nuclear Agency, field command (FCDNA).	FCDNA instruction 5030.1D; Oct. 31, 1975. Description: Current index to FCDNA agreements, memoranda of understanding, and interservice agreements.	Do.	
Defense Nuclear Agency, field command, Johnston Atoll (FCJ).	FCJ instruction 5025.8D; Jan. 22, 1975 with changes. Description: Current index to FCJ instructions.	Do.	
Department of Health, Education, and Welfare, Food and Drug Administration (HEW/FDA).	Administrative Guidelines Manual. Jan. 1, 1973. Provides guidance to personnel responsible for regulatory decisions. Contains regulatory tolerances and guidance, and authorization for direct action by the field in areas of seizure, citation, and prosecution.	Supervisor, Public Records and Documents Center (HFC-18), 5600 Fishers Lane, Rockville, Md. 20852. No charge.	Supervisor, Public Records and Documents Center (HFC-18), Room 4-62, FDA, 5600 Fishers Lane, Rockville, Md. 20852.
Do.	Bureau of Foods Staff Manual Guide. Primarily concerned with the preparation of and review of documents within the Bureau of Foods.	Supervisor, Public Records and Documents Center (HFC-18), 5600 Fishers Lane, Rockville, Md. 20852. \$10. Checks payable to Food and Drug Administration.	Do.
Do.	Bureau of Drugs staff manual guide. Primarily concerned with the preparation of and review of documents within the Bureau of Drugs.	Supervisor, Public Records and Documents Center (HFC-18), 5600 Fishers Lane, Rockville, Md. 20852. \$21.50. Checks payable to Food and Drug Administration.	Do.
Do.	Compliance Policy Guides. Provides a system for the issuing, filing, and retrieval of all official statements of FDA compliance policy.	Supervisor, Public Records and Documents Center (HFC-18), 5600 Fishers Lane, Rockville, Md. 20852. No charge.	Do.
Do.	Compliance Program Guidance Manual. Provides general guidance to the field as to how certain industries will be inspected, sampled, etc., during a fiscal year. Programs within this manual assign the number of inspections or samples to be done within a specific industry. Over 3,000 pages.	Supervisor, Public Records and Documents Center (HFC-18), 5600 Fishers Lane, Rockville, Md. 20852. 10 cents per page. (Suggest before ordering, to request transmittal checklist to ascertain programs needed.) Checks payable to Food and Drug Administration.	Do.
Do.	Drug autoanalysis manual. Provides content uniformity test specifications in USP XVII and NFX II. Provides assurance of homogeneity within a single lot for a safe and effective drug supply. Specifications are for all tablet monographs where the active ingredient is present in low quantities (usually 50 mg or less).	Supervisor, Public Records and Documents Center (HFC-18), 5600 Fishers Lane, Rockville, Md. 20852. No charge.	Do.
Do.	ERDO data code manual. Lists computer code information for programs management system project (PMS) which is used for reporting project information into the program oriented data system (PODS).	Supervisor, Public Records and Documents Center (HFC-18), 5600 Fishers Lane, Rockville, Md. 20852. \$15. Checks payable to Food and Drug Administration.	Do.

Agency and subagency name	Index title, period covered, brief description of contents	Order from; price; make checks payable to	For inspection, copying, or additional information contact
Do.....	Field management directives. Used by the field staff to transmit FDA field policy in the areas of operations management, planning and budget guidance, program management, and State program management which gives policy information.	do.....	Do.
Do.....	Food additives analytical manual. Presents a compilation of analytical methodology for additives authorized for use. Compilation consists of methods for additives which can be used only as permitted in foods for human consumption and in feeds and drinking water of animals or treatment of food-producing animals.	Supervisor, Public Records and Documents Center (HFC-18), 5600 Fishers Lane, Rockville, Md. 20852. No charge.	Do.
Do.....	Hazard Analysis and Critical Control Point—A System for Inspection of Food Processors. Explains the hazard analysis and critical control point procedure. Used for overseeing industry's processing practices in order to provide the consumer with the best assurances possible of quality control in processing foods.	Supervisor, Public Records and Documents Center (HFC-18), 5600 Fishers Lane, Rockville, Md. 20852. \$19.95. Checks payable to Food and Drug Administration.	Do.
Do.....	Inspector Operations Manual. Provides FDA personnel with standard operating inspectional and investigational procedures. Contains instructions needed by operating inspectors and investigators. Contains authorities, objectives, responsibilities, policies, and guides.	Supervisor, Public Records and Documents Center (HFC-18), 5600 Fishers Lane, Rockville, Md. 20852. \$25. Checks payable to Food and Drug Administration.	Do.
Do.....	Inspector Training Manual. Basic training manual for food and drug inspectors and inspection technicians to provide the field with uniform approach to the administration of basic training.	Supervisor, Public Records and Documents Center (HFC-18), 5600 Fishers Lane, Rockville, Md. 20852. \$15. Checks payable to Food and Drug Administration.	Do.
Do.....	Inspector's Manual for State Food and Drug Officials. Divided into 2 parts (1) Operations manual with information applicable to sample collection, inspections, and investigations in all fields of food and drug work; (2) commodities manual divided into specific types of food commodities. Manual for official use of State and local food and drug enforcement officers only.	Supervisor, Public Records and Documents Center (HFC-18), 5600 Fishers Lane, Rockville, Md. 20852. \$65. Checks payable to Food and Drug Administration.	Do.
Department of Health, Education, and Welfare, Food and Drug Administration (HFW/FDA).	Inspector's Technical Guide. To provide a medium for making all FDA inspectors aware of selected technical information not previously available on a broad scale.	Supervisor, Public Records and Documents Center (HFC-18), 5600 Fishers Lane, Rockville, Md. 20852. \$5.20. Payable to Food and Drug Administration.	Supervisor, Public Records and Documents Center (HFC-18) Room 4 62, FDA, 5600 Fishers Lane, Rockville, Md. 20852.
Do.....	Laboratory Operations Manual. Provides day-to-day guide for laboratory directors and supervisors. Reflects the science advisor program and district laboratory relationships with BDAC field offices and disposition of consumer complaint samples.	Supervisor, Public Records and Documents Center (HFC-18), 5600 Fishers Lane, Rockville, Md. 20852. \$17.50. Checks payable to Food and Drug Administration.	Do.
Do.....	Pesticide Analytical Manual. Brings together the procedures and methods used in the FDA laboratories for surveillance of the extent and significance of contamination of man and his environment by pesticides and their metabolites.	Supervisor, Public Records and Documents Center (HFC-18), 5600 Fishers Lane, Rockville, Md. 20852. No charge.	Do.
Do.....	Quantity of contents compendium. Used to measure acceptable levels of shrinkage in food containers. Manual divided into 2 parts: (1) Contains procedures for measuring fill-of-container, statistical evaluation acceptable common or usual declaration of quantity of contents; (2) contains information on sampling where special techniques are required.	Supervisor, Public Records and Documents Center (HFC-18), 5600 Fishers Lane, Rockville, Md. 20852. \$25. Checks payable to Food and Drug Administration.	Do.
Do.....	Regulatory Procedures Manual. Provides guidance on regulatory policy and supporting processing procedures.	Supervisor, Public Records and Documents Center (HFC-18), 5600 Fishers Lane, Rockville, Md. 20852. \$85. Checks payable to Food and Drug Administration.	Do.
Do.....	Staff Manual Guides—Organization and Delegations. Contains directives issued by the Food and Drug Administration to establish policy, organization, procedures or responsibilities in the administrative area. Used to issue continuing instructions or information and remains in effect until rescinded or superseded.	Supervisor, Public Records and Documents Center (HFC-18), 5600 Fishers Lane, Rockville, Md. 20852. Vol. I, \$60; Vol. II, \$60; Vol. III, \$30. Checks payable to Food and Drug Administration.	Do.
Do.....	Supervisory Inspectors Guide. Designed to furnish supervisory inspectors with guidelines to assist them in performing their duties.	Supervisor, Public Records and Documents Center (HFC-18), 5600 Fishers Lane, Rockville, Md. 20852. \$28.50. Checks payable to Food and Drug Administration.	Do.
Do.....	Index to Administrative Staff Manuals. Current listing of all staff manuals with indexes and/or table of contents and costs.	Supervisor, Public Records and Documents Center (HFC-18), 5600 Fishers Lane, Rockville, Md. 20852. \$20. Checks payable to Food and Drug Administration.	Do.
Do.....	Statements of policy and interpretations adopted by FDA and not published in the FEDERAL REGISTER.	Supervisor, Public Records and Documents Center (HFC-18), 5600 Fishers Lane, Rockville, Md. 20852. \$5.90. Payable to Food and Drug Administration.	Do.
Department of Health, Education, and Welfare, National Institutes of Health (NIH).	NIH Freedom of Information Act index; from July 4, 1967-July 31, 1976, includes items in the following categories: (1) administrative manuals and memorandum, (2) animal resources and programs, (3) audio-visuals policy and criteria, (4) clinical center operations, (5) contracts policy and guides, (6) employee and committee member handbooks and manuals, (7) grants policy and guides, (8) library resources and guidelines, (9) minority programs, (10) patient policy, (11) research centers guides, (12) safety guides and permits, and (13) site visit formats.	In addition to copies of the NIH FOIA Index maintained by HFW, NIH will make photocopies available if requests are forwarded to: Associate Director for Communications, NIH, Building 1, Room 309, 9000 Rockville Pike, Bethesda, Md. 20014. Fees, as prescribed in 45 CFR 5.61, are 10 cents per page with the charge being made if the total amount exceeds \$5. Checks payable to: HFW—National Institutes of Health.	Associate Director for Communications, NIH, Building 1, Room 309, 9000 Rockville Pike, Bethesda, Md. 20014. (301)436 4461.

Agency and subagency name	Index title: period covered, brief description of contents	Order from; price; make checks payable to—	For inspection, copying, or additional information contact
Department of Health, Education, and Welfare, Public Health Service, Alcohol, Drug Abuse, and Mental Health Administration.	The ADAMHA Freedom of Information Act Index is comprised of various ADAMHA component program guidelines, announcements, handbook listings, policy supplements, instructions, and manual materials. The index is divided to reflect the various ADAMHA components, namely the National Institute on Alcohol Abuse and Alcoholism, the National Institute on Drug Abuse, the National Institute of Mental Health, including Saint Elizabeths Hospital and the Office of the Administrator.	Copies of the ADAMHA Freedom of Information Act index are maintained by the HEW, FOI Officer, Room 5360, HEW North Bldg., 330 Independence Ave., SW., Washington, D.C. 20201. ADAMHA will also make copies available if requests are forwarded to: Director, OCPA, ADAMHA, Parklawn Bldg., Room 16-95, 5600 Fishers Lane, Rockville, Md. 20852. Fees are 10¢ per page with the charge being made if the total amount exceeds \$5 and are payable to Treasurer of the United States.	Director, Office of Communications and Public Affairs, Parklawn Bldg., Room 16-95, 5600 Fishers Lane, Rockville, Md. 20852.
Department of Health, Education, and Welfare, Public Health Service, Center for Disease Control (HEW/PHS/CDC).	A written description of the general preventive medicine residency program, dated Apr. 29, 1976. Residency assignments, qualifications, appointments, and supervision, as outlined in this document.	Center for Disease Control, Attention: Assistant Director for Operations, Atlanta, Ga. 30333. No charge for 1 copy.	Center for Disease Control, Assistant Director for Operations, 1600 Clifton Rd. NE., Atlanta, Ga. 30333.
Do.....	Memorandum dated Apr. 27, 1976. Subject: Hot line, 633-5313. This is the written procedure for handling reports of damage to packages of infectious materials.	Center for Disease Control, Attention: Director, Office of Biosafety, Atlanta, Ga. 30333. No charge for 1 copy.	Center for Disease Control, Office of Biosafety, 1600 Clifton Rd. NE., Atlanta, Ga. 30333.
Do.....	Staff publications booklet: An annual bibliographical listing of contributions made by the CDC staff to medical and scientific literature during the previous year.	Center for Disease Control, Attention: Director, Office of Information, Atlanta, Ga. 30333. No charge for 1 copy.	Center for Disease Control, Office of Information, 1600 Clifton Rd. NE., Atlanta, Ga. 30333.
Do.....	Minutes of meetings and annual reports of following public advisory committees: Coal Mine Health Research Advisory Committee, Safety and Occupational Health Study Section, Immunization Practices Advisory Committee, Medical Laboratory Services Advisory Committee.	Center for Disease Control, Attention: Director, Management Analysis Office, Atlanta, Ga. 30333. No charge for 1 copy.	Center for Disease Control, Management Analysis Office, 1600 Clifton Rd. NE., Atlanta, Ga. 30333.
Do.....	Morbidity and mortality weekly reports. In addition to providing informational morbidity and mortality data on diseases, these reports prescribe policies and interpret policies relative to prevention of diseases as well as health requirements that are covered by regulations.	Center for Disease Control, Attention: Director, Bureau of Epidemiology, Atlanta, Ga. 30333. No charge for 1 copy.	Center for Disease Control, Bureau of Epidemiology, 1600 Clifton Rd. NE., Atlanta, Ga. 30333.
Do.....	Final Report of the Drinking Water Disinfection ad hoc Advisory Committee, dated Mar. 1, 1977. Recommendations to the Secretary, Health, Education, and Welfare, the Assistant Secretary for Health, and the Director, Center for Disease Control, on the merits of chlorine and ultraviolet light as a means of disinfecting water in program areas over which the CDC has jurisdiction or technical responsibility.	do.....	Do.
Department of Health, Education, and Welfare, Public Health Service, Center for Disease Control (HEW/PHS/CDC).	Annual report to Congress regarding smoking and health.	Center for Disease Control, Attention: Director, Bureau of Health Education, Atlanta, Ga., 30333. No charge for 1 copy.	Center for Disease Control, Bureau of Health Education, 1600 Clifton Rd. NE., Atlanta, Ga. 30333.
Do.....	"Current Items". This publication from the Bureau of Laboratories is directed generally to heads of State or local laboratories. The publication includes technical procedures and informational data.	Center for Disease Control, Attention: Director, Bureau of Laboratories, Atlanta, Ga. 30333. No charge for 1 copy.	Center for Disease Control, Bureau of Laboratories, 1600 Clifton Rd. NE. Atlanta, Ga. 30333.
Do.....	National Institute for Occupational Safety and Health (NIOSH) policy memorandum, dated Sept. 11, 1974 on trade secret information.	Director, National Institute for Occupational Safety and Health, Parklawn Bldg., Room 8-20, 5600 Fishers Lane, Rockville, Md. 20857. No charge for 1 copy.	Director, National Institute for Occupational Safety and Health, Parklawn Bldg., Room 8-20, 5600 Fishers Lane, Rockville, Md. 20857.
Do.....	"NIOSH Policy Letter", dated Nov. 5, 1973 regarding reimbursement to an employer for financial loss (production time; pay) incurred as a result of a NIOSH research project.	do.....	Do.
Do.....	The President's report on occupational safety and health, annual report for 1974. This report covers programs of the Department of Labor; Department of Health, Education, and Welfare; and the Occupational Safety and Health Review Commission for calendar year 1974. It contains results of the 1st full year of occupational injury and illness survey.	do.....	Do.
Do.....	The Federal coal mine health program in 1975. This is a report of health activities under the Federal Coal Mine Health and Safety Act of 1969.	do.....	Do.
Do.....	The Division of Training, National Institute for Occupational Safety and Health, Center for Disease Control, announcement of courses that are available to the public.	do.....	Do.
Do.....	The National Institute for Occupational Safety and Health current intelligence bulletin. This current bulletin alerts members of the occupational health community, government, labor, and industry to new information on potential occupational health hazards.	do.....	Do.
Do.....	NIOSH Publications Catalog, 1970-1977. Lists availability of publications from the National Institute for Occupational Safety and Health. NIOSH Publication No. 77-207.	do.....	Do.
Do.....	Proposed interim program guidelines for venereal disease control, dated March 1975.	Center for Disease Control, Attention: Director, Bureau of State Services, Atlanta, Ga. 30333. No charge for 1 copy.	Center for Disease Control, Bureau of State Services, 1600 Clifton Rd. NE., Atlanta, Ga. 30333.
Do.....	Venereal disease review criteria, dated Dec. 10, 1971.	do.....	Do.
Do.....	Recommended treatment schedules for syphilis, dated 1976.	do.....	Do.
Do.....	Gonorrhea, CDC recommended treatment schedules, dated 1974.	do.....	Do.

Agency and subagency name	Index title: period covered, brief description of contents	Order from; price; make checks payable to—	For inspection, copying, or additional information contact
Do.....	Commentary on national strategies to control gonorrhoea, dated July 1975.	.....do.....	Do.
Do.....	Summary Report on Influenza Virus Vaccine Use, dated Feb. 7, 1977.	.....do.....	Do.
Do.....	Summary Report of Conference on Influenza Vaccine Activity for 1977-78, dated Mar. 21, 1977.	.....do.....	Do.
Do.....	Guidelines for assessing immunity levels, dated November 1973.	.....do.....	Do.
Do.....	Immunization Against Disease, 1972 handbook.	.....do.....	Do.
Do.....	Public Health Service recommendations for Counting Reported Tuberculosis Cases, dated January 1977.	.....do.....	Do.
Do.....	Preventive therapy of tuberculosis infection, dated February 1975.	.....do.....	Do.
Do.....	Memorandum dated Nov. 7, 1975, regarding duration of preventive therapy with Isoniazid.	.....do.....	Do.
Department of Health, Education, and Welfare, Public Health Service, Center for Disease Control (HEW/FHS/CDC).	Guidelines for prevention of TB transmission in hospitals, dated September 1974.	Center for Disease Control, Attention: Director, Bureau of State Services, Atlanta, Ga. 30333. No charge for 1 copy.	Center for Disease Control, Bureau of State Services, 1600 Clifton Rd. N.E., Atlanta, Ga. 30333.
Do.....	Recommendations for health department supervision of tuberculosis patients—MMWR, dated Feb. 23, 1974.	.....do.....	Do.
Do.....	Equipment and procedures for erythrocyte protoporphyrin (EP) analysis as a screening method for pediatric lead poisoning, dated Feb. 3, 1975.	.....do.....	Do.
Do.....	Urban rat survey—guidelines for classroom use and field training of inspectors who serve in community rodent control programs, dated March 1974.	.....do.....	Do.
Do.....	Urban rat control project grants program guidelines for applicants, dated 1975.	.....do.....	Do.
Do.....	Procedures for collecting rats for anticoagulant resistance evaluation, Urban Rat Control, dated Mar. 29, 1977.	.....do.....	Do.
Do.....	Guidelines for grant applications. Childhood lead poisoning control, dated Mar. 14, 1974.	.....do.....	Do.
Do.....	Increased lead absorption and lead poisoning in young children. A statement by the Center for Disease Control, dated March 1975.	.....do.....	Do.
Do.....	The "Training Bulletin," which is published every 18 mo. This document lists each of the headquarters, field, or home-study courses that are available through the auspices of CDC during that time period. Specific information is presented that identifies prerequisites for attendance and describes the nature of each course.	Center for Disease Control Attention: Director, Bureau of Training, Atlanta, Ga. 30333. No charge for 1 copy.	Center for Disease Control, Bureau of Training, 1600 Clifton Rd. N.E., Atlanta, Ga. 30333.
Do.....	Final denials, revocations, suspensions and limitations of licenses, and letters of exemptions to laboratories subject to the Clinical Laboratories Improvement Act of 1967.	Center for Disease Control, Attention: Bureau of Laboratories, Atlanta, Ga. 30333. No charge for 1 copy.	Center for Disease Control, Bureau of Laboratories, 1600 Clifton Rd. N.E., Atlanta, Ga. 30333.
Do.....	Administrative issuance. Facilities Engineering and Construction Manual, ch. CDC: 3-335, dated May 1, 1972. This issuance provides rules and regulations covering CDC buildings and grounds. It applies to CDC employees and also to visitors, solicitors, etc.	Center for Disease Control, Attention: Management Analysis Office, Atlanta, Ga. 30333. No charge for 1 copy.	Center for Disease Control, Management Analysis Office, 1600 Clifton Rd. N.E., Atlanta, Ga. 30333.
Do.....	Administrative issuance. Manual Guide—General Administration No. CDC-57, dated Nov. 13, 1970. This issuance provides policy and procedures to CDC employees for claims including those against CDC or against CDC employees as a result of their official duties.	.....do.....	Do.
Do.....	Administrative issuance. Manual Guide—General Administration No. CDC-1, dated Sept. 30, 1970. This issuance provides policy and procedures for conferences including those cosponsored by CDC and an organization other than a Federal agency.	.....do.....	Do.
Do.....	Administrative issuance. Manual Guide—ADP Systems No. CDC-1, dated Apr. 22, 1971. This issuance specifies the type of information for CDC organizations to furnish CDC computer systems office for determination as to whether a contract should be entered into with an outside source to perform the ADP services or whether the work can be performed within the Center.	.....do.....	Do.
Do.....	Administrative issuance. CDC General Memorandum No. 74-8, dated June 20, 1974. This issuance specifies rates for the Center to pay for blood.	.....do.....	Do.
Do.....	Administrative issuance. Procurement Manual Subpart CDC: 3-75.3, dated May 12, 1973. This issuance specifies CDC delegations of authority for publication of advertisements, notices, or proposals.	.....do.....	Do.
Do.....	Administrative issuance. Manual Guide—Printing Management No. CDC-6, dated Nov. 5, 1969. This issuance provides CDC policies and procedures for procurement of CDC authored articles which are to be published in private journals and briefly mentions publishers' services, e.g., setting of type, sending proofs, etc.	.....do.....	Do.
Do.....	Administrative issuance. National Institute for Occupational Safety and Health Administrative Issuance No. 408, dated Sept. 3, 1974. This issuance describes contents and documentation needed for research and technical services contract requests for NIOSH.	.....do.....	Do.

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Do.....	Administrative Issuance, Procurement Manual Subpart CDC: 3-3.6, dated Sept. 21, 1970. This issuance prescribes CDC policies and procedures for small purchases particularly through use of Imprest funds, and briefly mentions vendors' role.	do.....	Do.
Department of Health, Education, and Welfare, Public Health Service, Center for Disease Control (HEW/PHS/CDC).	Administrative issuance, CDC General Memorandum No. 70-8, dated Sept. 22, 1970. This issuance provides instructions to CDC employees for obtaining typewriter repair service and lists individual companies under contract to make repairs.	Center for Disease Control, Attention: Management Analysis Office, Atlanta, Ga. 30333. No charge for 1 copy.	Center for Disease Control, Management Analysis Office, 1600 Clifton Rd. N.E., Atlanta, Ga. 30333.
Do.....	Administrative Issuance, CDC General Memorandum No. 74-1, dated Jan. 15, 1974. This issuance specifies CDC policies and procedures on unauthorized commitments and for obtaining approval for such commitments.	do.....	Do.
Do.....	Administrative Issuance, Manual Guide—General Administration No. CDC-52, dated Mar. 12, 1973. This issuance provides policies and procedures for handling public inquiries to CDC during nonwork hours.	do.....	Do.
Do.....	Administrative Issuance, Manual Guide—General Administration No. CDC-18, dated Mar. 6, 1969. This issuance provides CDC policies and procedures for obtaining clearance of CDC authored manuscripts, publications, etc., and includes policy on responding to requests from the press, etc.	do.....	Do.
Do.....	Administrative Issuance, CDC General Memorandum No. 72-3, dated Feb. 9, 1972. This issuance provides policies and general guidelines to CDC employees on giving assurances of confidentiality in obtaining information from the public.	do.....	Do.
Do.....	Administrative Issuance, Manual Guide—Personal Property Management No. CDC-2, dated Apr. 17, 1969. This issuance provides CDC policies and procedures for producing, maintaining, shipping, and storing exhibits and includes procedures for production of exhibits by commercial contractors.	do.....	Do.
Do.....	Administrative Issuance, Manual Guide—Safety Management No. CDC-19, dated Mar. 18, 1974. This issuance provides policy to CDC employees for distribution of cultures of microbial agents and of vectors to non-CDC persons.	do.....	Do.
Do.....	Administrative Issuance, Manual Guide—Safety Management No. CDC-2, dated Dec. 15, 1975. This issuance provides policy on the use for and use of hazard warning signs that applies to CDC employees and also to visitors.	do.....	Do.
Do.....	Administrative Issuance, Manual Guide—Safety Management No. CDC-3, dated June 18, 1973. This issuance provides policies on and procedures for handling compressed gases in cylinders. It applies to CDC employees and also certain policies and procedures apply to vendors.	do.....	Do.
Do.....	Administrative Issuance, Personnel Guides for Supervisors, chapter IV, CDC Guide 7-2, dated Mar. 12, 1963, but still current. This issuance provides CDC policies and procedures for handling complaints on employee indebtedness.	do.....	Do.
Do.....	Administrative Issuance, Manual Guide—General Administration No. CDC-5, dated Apr. 8, 1971 and National Institute for Occupational Safety and Health Administrative Issuance No. 2, dated Mar. 4, 1974. These issuances provide policies and procedures for making CDC and NIOSH facilities available to guest researchers.	do.....	Do.
Do.....	Administrative Issuance, Manual Guide—General Administration No. CDC-61, dated Apr. 26, 1973. This issuance provides CDC policies and procedures for providing to students work experiences which relate to the CDC mission and to the educational objectives of the students.	do.....	Do.
Do.....	Administrative Issuance, National Institute for Occupational Safety and Health unnumbered memorandum, dated Mar. 4, 1974. This issuance provides NIOSH policy on loan of property to non-Federal persons or institutions.	do.....	Do.
Do.....	Administrative Issuance, Manual Guide—General Administration No. CDC-11, dated June 8, 1973 and National Institute for Occupational Safety and Health policy memorandum, dated June 25, 1973. These issuances provide policies and procedures for the protection of the individuals who are participating or involved in research investigations of the Center and of NIOSH, respectively.	do.....	Do.
Do.....	Administrative Issuance, Manual Guide—Travel CDC-10, dated Dec. 26, 1972. This issuance provides CDC policy and procedures for employees renting automobiles for official travel and mentions services provided by the car rental contractors and the conditions of the contracts.	do.....	Do.

Agency and subagency name	Index title; period covered, brief description of contents	Order from; price; make checks payable to—	For inspection, copying, or additional information contact
Do.....	Administrative issuances. Manual Guide—Travel No. CDC-2 dated Jan. 14, 1974 and Correspondence Manual Chapter 10-40, dated Oct. 1, 1974. These issuances provide instructions to CDC employees for making reservations on common carriers and for picking up the tickets. They list the airlines and their telephone numbers.	do.....	Do.
Department of Health, Education, and Welfare, Public Health Service, Center for Disease Control (HEW/PHS/CDC).	Administrative issuance. Manual Guide—General Administration No. CDC-63, Privacy Act, dated Nov. 23, 1976. This issuance provides to CDC employees guidance on carrying out requirements of the act.	Center for Disease Control, Attention: Management Analysis Office, Atlanta, Ga. 30333. No charge for 1 copy.	Center for Disease Control, Management Analysis Office, 1600 Clifton Rd. NE., Atlanta, Ga. 30333.
Do.....	Administrative issuance. CDC general memorandum No. 75-10. Freedom of Information Act, dated July 25, 1975. This issuance provides general information to CDC employees on major provisions of the act, procedures for responding to requests for information under the act, and brief data to the CDC employees on the Privacy Act.	do.....	Do.
Do.....	Administrative issuance. CDC general memorandum No. 75-2, civil defense, dated April 2, 1975. This issuance provides information on the civil defense capacity and equipment of the CDC facilities in the Atlanta area that are officially designated to be used as public shelter areas under the national fallout shelter program.	do.....	Do.
Do.....	Administrative issuance. CDC unnumbered memorandums, parking at Clifton Rd. facilities, dated July 14, 1975 and Jan. 20, 1976. These issuances provide policy for CDC employees and visitors parking at the Clifton Rd. facilities, Center for Disease Control.	do.....	Do.
Do.....	Administrative issuance. CDC unnumbered memorandum, directory of licensed day-care facilities in the Metropolitan Atlanta area, dated Mar. 15, 1976. This issuance provides a listing of these facilities.	do.....	Do.
Do.....	Administrative issuance. CDC unnumbered memorandum, injury compensation, dated Sept. 15, 1975. This issuance provides procedures for CDC employees to follow to document on-the-job traumatic injuries, including submission of reports from attending physicians.	do.....	Do.
Do.....	Administrative issuance. Manual guide—general administration No. CDC-8, soliciting, vending, and displaying or distributing commercial advertising within CDC, dated Apr. 23, 1975. This issuance provides policy for soliciting, vending, and commercially advertising on property occupied by CDC.	do.....	Do.
Do.....	Administrative issuance. Personnel guide for supervisors, ch. III, CDC guide 1-2, commercial employment offices, dated Jan. 7, 1976. This issuance provides policy on using commercial employment offices for recruiting personnel.	do.....	Do.
Do.....	Administrative issuance. Personnel guide for supervisors, ch. III, CDC guide 1-9, dated Feb. 26, 1976. This issuance provides policies, responsibilities, and procedures for the selective placement program for handicapped employees and disabled veterans.	do.....	Do.
Do.....	Administrative issuance. National Institute for Occupational Safety and Health Administration, issuance No. 6, dated Apr. 15, 1976. This issuance provides policies and procedures for keeping interested governmental, labor, and management groups informed on the initiation and progress of NIOSH field studies.	do.....	Do.
Do.....	Administrative issuance. National Institute for Occupational Safety and Health Administration, issuance No. 8, dated Oct. 30, 1975. This issuance provides procedures for maintenance of minutes of NIOSH meeting with representatives of nongovernmental groups.	do.....	Do.
Do.....	Recommendations of the Public Health Service Advisory Committee on Immunization Practices, such as: BCG vaccines, cholera vaccine, diphtheria and tetanus toxoids and pertussis vaccine, immune serum globulin for protection against viral hepatitis, perspectives on the control of viral hepatitis, type B, influenza vaccine, measles vaccine, meningococcal polysaccharide vaccines, mumps vaccine, plague vaccine, poliomyelitis vaccines, rabies, Rh immune globulin, Rocky Mountain spotted fever vaccine, rubella vaccine, smallpox vaccine, typhoid vaccine, typhus vaccine, yellow fever vaccine.	Center for Disease Control, Attention: Director, General Services Office, Atlanta, Ga. 30333. No charge for 1 copy.	Center for Disease Control, General Services Office 1600 Clifton Rd., NE., Atlanta, Ga. 30333
Department of Health, Education, and Welfare, Public Health Service, Health Resources Administration (HEW/PHS/HRA).	Health Resources Administration index of policy documents as required by Public Law 90-23 (Freedom of Information). July 1, 1973, to Oct. 1, 1976. The HIRA FOIA index is a listing of the following HIRA documents: HIRA policy, information, and instruction memoranda; supplements and circulars to the Federal personnel and HEW staff manuals; Federal regulations; delegations of authority; organization and functions statements; programmatic circulars, memoranda, instructions, notices, guides, guidelines, and operating manuals used by HIRA components.	Associate Administrator, Office of Communications, Health Resources Administration, Room 10A-31, Parklawn Bldg., 5600 Fishers Lane, Rockville, Md. 20857. Fees, as prescribed in 45 CFR 5.61, are 10¢ per page with the charge being made if the total amount exceeds \$5. Check payable to DHEW-Health Resources Administration.	Associate Administrator, Office of Communications, Health Resources Administration, Room 10A-31, Parklawn Bldg., 5600 Fishers Lane, Rockville, Md. 20857, (301) 443-1620

Agency and subagency name	Index title: period covered, brief description of contents	Order from; price; make checks payable to	For inspection, copying, or additional information contact
Department of Health, Education, and Welfare, Public Health Service, Health Services Administration (DHEW/PHS/HSA).	HSA Freedom of Information Act (FOIA) Index: March 1975 to June 30, 1977. The HSA, FOIA index is a compilation of supplements to the departmental manual system, program level operations manuals, circulars, memoranda, notices and guides used by the components of HSA. All information included in this index is current as of June 30, 1977. The respective bureau level indexes are listed as follows:  OA—OFFICE OF THE ADMINISTRATOR OCFA—Public Affairs Management System Manual; OPEL—HSA forward plan, fiscal year 1979-83; OM/OCG—HSA procurement operating instructions; OM/OMP—HSA transmittal notices for supplements to DHEW manuals; HSA Circulars; OM/OFS—policy decisions and opinion.  BMS—BUREAU OF MEDICAL SERVICES Division of Hospitals and Clinics Operations Manual; BMS supplements to DHEW manuals; Manual of Operations for PHS Health Unit, DE-11, BMS; BMS circulars; Contract Physician's Guide; Division of Hospitals and Clinics circular memoranda. "Emergency Medical Service Systems Program Guidelines"; "HMO Policy Management Bulletin".  IHS—INDIAN HEALTH SERVICES IHS circulars; IHS supplements to DHEW manuals; IHS Operations Manual; General Counsel opinions.  BCHS—BUREAU OF COMMUNITY HEALTH SERVICES BCHS administrative guide system; BCIS Operations Manual.	Office of Communications and Public Affairs, DHEW/PHS/HSA, Room 14A-55, 5600 Fishers Lane, Rockville, Md. 20857. Checks payable to DHEW/Public Health Service. Mail to HSA Collection Officer, DHEW/PHS/HSA, Room 16-36, 5600 Fishers Lane, Rockville, Md. 20857. Fees charged for research and reproduction of information is based upon the current departmental fee schedule for information under the FOI regulations (45 CFR part 5 subpart E).	Office of Communications and Public Affairs DHEW/PHS/HSA, Room 14A-55, 5600 Fishers Lane, Rockville, Md.
DHEW/PHS/Office of Administrative Management.	Index to the PHS Manual for financial evaluation of Public Health Service awards, continuous from July 1, 1974.	Photocopies available if requests are forwarded to: Division of Grants and Contracts, ORM/OAM/PHS, 5600 Fishers Lane, Rockville, Md. 20857. Fees as prescribed in 45 CFR 5.61 are 10¢ per page, with the charge being made if the total amount exceeds \$5. Checks payable to DHEW, Public Health Service. Copies may be obtained from Division of Grants and Contracts, ORM/OAM/PHS, 5600 Fishers Lane, Rockville, Md. 20857. No charge.	Division of Grants and Contracts, ORM/OAM/PHS, 5600 Fishers Lane, Rockville, Md. 20857.
Do.....	A guide to institutional cost sharing agreements for research grants and contracts, supported by the Department of Health, Education, and Welfare, continuous from July 1974.	Photocopies available if requests are forwarded to: Division of Grants and Contracts, ORM/OAM/PHS, 5600 Fishers Lane, Rockville, Md. 20857. Fees as prescribed in 45 CFR 5.61 are 10¢ per page with the charge being made if the total amount exceeds \$5. Checks payable to DHEW, Public Health Service. (FPO, 90 cents, Superintendent of Documents (Stock No. 1730-00065).	Division of Grants and Contracts, ORM/OAM/PHS, 5600 Fishers Lane, Rockville, Md. 20857.
Do.....	PHS procurement regulations; policies and procedures which implement and supplement the DHEW procurement regulations and the Federal procurement regulations, continuous from May 1974.	Photocopies available if requests are forwarded to: Division of Grants and Contracts, ORM/OAM/PHS, 5600 Fishers Lane, Rockville, Md. 20857. Fees as prescribed in 45 CFR 5.61, as 10¢ per page with the charge being made if the total amount exceeds \$5. Checks payable to DHEW, Public Health Service.	Copies available: ASC Forms and Publications Services Center, OAM/PHS, 12100 Parklawn Dr., Rockville, Md. 20857. Additional Information: Division of Grants and Contracts ORM/OAM/PHS, 5600 Fishers Lane, Rockville, Md. 20857.
Do.....	PHS grants policy statement; comprehensive policy document for use by PHS grantees, continuous from July 1974.	Photocopies available if requests are forwarded to: Division of Grants and Contracts, ORM/OAM/PHS, 5600 Fishers Lane, Rockville, Md. 20857. Fees as prescribed in 45 CFR 5.61, as 10¢ per page with the charge being made if the total amount exceeds \$5. Checks payable to DHEW, PHS.	Superintendent of Documents, GPO, Washington, D.C. 20407.
Do.....	Index to PHS supplements to HEW Grants Administration Staff Manual; supplementation and implementations to HEW manual; continuous from January 1974.	Director, Division of Directives and Authorities Management, OOMS/OAM/PHS, Room 17-81, Parklawn Bldg., 5600 Fishers Lane, Rockville, Md. 20857. Fees as described in 45 CFR 5.61, are 10 cents per page with the charge being made if the total amount exceeds \$5. Checks payable to DHEW, Public Health Service, Office of the Assistant Secretary for Health.	Division of Grants and Contracts ORM/OAM/PHS, 5600 Fishers Lane, Rockville, Md. 20857.
Do.....	Tables of contents to PHS supplementation of HEW staff manuals containing authorities, policies, and procedures in the following areas: Emergency, forms management, general administration, organization, ADP systems management, records management, safety management, security, facilities engineering and construction, and procurement.	Director, Division of Directives and Authorities Management, OOMS/OAM/PHS, Room 17-81, Parklawn Bldg., 5600 Fishers Lane, Rockville, Md. 20857. Fees as described in 45 CFR 5.61, are 10 cents per page with the charge being made if the total amount exceeds \$5. Checks payable to DHEW, Public Health Service, Office of the Assistant Secretary for Health.	Director, Division of Directives and Authorities Management, OOMS/OAM/PHS, Room 17-81, Parklawn Bldg., 5600 Fishers Lane, Rockville, Md. 20857.
Do.....	Table of contents to PHS Commissioned Corps Personnel Manual containing authorities, policies, and procedures in that subject area.	do.....	Chief, Employment Operations Branch, CPOD/OPM/OAM/PHS, Room 4A 48, Parklawn Bldg., 5600 Fishers Lane, Rockville, Md. 20857.
Do.....	Table of contents to PHS supplementation of the Federal Personnel Manual containing authorities, policies, and procedures in that subject area.	do.....	Director, Office of Personnel Management, OAM/PHS, Room 18A-55, Parklawn Bldg., 5600 Fishers Lane, Rockville, Md. 20857.
Do.....	Table of contents to Parklawn guidelines: a series of internal operating guides providing operating instructions and procedures of a continuing nature for occupants of the Parklawn Bldg., Rockville, Md., with regard to operations of the Administrative Services Center, Office of Administrative Management. Guidelines include such subjects as procedures for operation and use of official conference rooms; apportionment and assignment of parking spaces; official hours; and conservation of paper in copying, duplicating, and printing, Parklawn Bldg.	Executive Officer, Administrative Services Center, OAM/PHS, room 5-77, Parklawn Bldg., 5600 Fishers Lane, Rockville, Md. 20857. Fees, as prescribed in 45 CFR 5.61, are 10¢ per page with the charge being made if the total amount exceeds \$5. Checks payable to Department of Health, Education, and Welfare, Public Health Service, Office of the Assistant Secretary for Health.	Executive Officer, Administrative Services Center, OAM/PHS, Room 5-77 Parklawn Bldg., 5600 Fishers Lane, Rockville, Md. 20857.



Agency and subagency name	Index title; period covered, brief description of contents	Order from; price; make checks payable to—	For inspection, copying, or additional information contact
Department of the Interior, Bonneville Power Administration.	BPA Manual Index dated Nov. 5, 1975, 33 pages. Policy, procedural, and directives material indexed by subject and BPA Manual chapter number.	The public may review the index, obtain a copy of the index without charge, or secure further information concerning the contents of the records listed by contacting Bonneville Power Administration's Public Information Office, 1002 N.E. Holladay St., Portland, Ore. 97232, or the Washington, D.C. office, 5900 Interior Bldg., Washington, D.C. 20240.	Bonneville Power Administration Offices listed in previous column or BPA Area and District Offices at the following: 919 N.E. 19th Ave., Portland, Ore. 97208; 415 First Ave. N., Seattle, Wash. 98109; U.S. Courthouse, Spokane, Wash. 99201; West 101 Poplar St., Walla Walla, Wash. 99362; U.S. Federal Bldg., 211 E. 7th St., Eugene, Ore. 97401; Highway 2 E, Box 758, Kallispell, Mont. 59901; U.S. Federal Bldg., 301 Yakima St., Wenatchee, Wash. 98801; and 531 Lomax St., Idaho Falls, Idaho 83401.
Department of the Interior, Bureau of Mines.	Basic Bureau of Mines Manual General Table of Contents and Checklist—July 6, 1976. Numeric and subject listing of internal policies and procedures by series, part, chapter, paragraph, and subordinate paragraph.	In accordance with fee schedule in 33 CFR 2, App. A. Bureau of Mines.	Chief, Organization and Management Staff, Columbia Plaza Office Bldg., 2401 E. St. NW, Washington, D.C. 20241.
Department of the Interior, Bureau of Reclamation.	Reclamation Instructions Index—Apr. 1, 1974; Subject listing of current instructions pertaining to Bureau of Reclamation organization and delegations of authority, policy and procedures, and detailed instructions on limited technical subjects, guidelines—Task Force Report on Water Marketing Index.	Division of Management Support E. & R. Center, Bureau of Reclamation, P.O. Box 25007, Denver, Colo. 80225. No charge.	Division of Management Support, E. & R. Center, Bureau of Reclamation, P.O. Box 25007, Denver, Colo. 80225. Phone: 303-234-2081.
Department of Labor, Bureau of International Labor Affairs.	Trade Adjustment Assistance: Cumulative Summary Apr. 3, 1975-May 31, 1977	Bureau of Reclamation, Division of Personnel, Branch of Management Systems, Interior Department, Washington, D.C. 20240. No charge.	Bureau of Reclamation, Division of Personnel, Branch of Management Systems, Interior Department, Washington, D.C. 20240.
Department of Labor, Labor-Management Services Administration.	Reporting and disclosure.....	Bureau of International Labor Affairs. \$10 per page.	ILAB, New Department of Labor Building 200 Constitution Ave. NW., Washington D.C. 20210.
Department of Labor, Wage and Hour Division.	Field Operation Handbook, volume III through June 1, 1977.	Labor-Management Services Administration. \$10 per page.	LMSA, Information Officer, Room N5637, New Department of Labor Bldg.
Department of Transportation, Federal Highway Administration.	Opinions and final orders of the Federal Highway Administration in regard to the regulation of toll bridges-1968-77; 1-page listing of opinions and final orders regarding regulation of toll bridges; issued by the Federal Highway Administrator, which identifies the case and the date issued.	Wage and Hour. \$10 per page.....	Office of the Administrator, Wage and Hour Division, Room 83502, New Department of Labor Bldg.
Do.....	Cease and desist and driver disqualification final orders by the Federal Highway Administrator; 1968-77; 8-page listing of cease and desist and driver disqualification final orders of the Federal Highway Administrator; items listed are identified by case docket number, name of carrier, and date notice of investigation was mailed.	FOIA Program Officer, Federal Highway Administration, 400 7th St. SW., Washington, D.C. 20590. No charge.	FOIA Program Officer, Federal Highway Administration, 400 7th St. SW., Washington, D.C. 20590.
Do.....	Cross reference index of current Federal Highway Administration directives as of Sept. 30, 1977. The index is alphabetical by subject. Within each subject, applicable Federal Highway Administration orders, notices, and manuals are identified (in some cases manuals may be also identified by the applicable volume or other subordinate breakdown). The index is computerized and updated quarterly.	FOIA Program Officer, Federal Highway Administration, 400 7th St. SW., Washington, D.C. 20590. Price per copy: \$11.22. Checks payable to: The Treasury of the United States.	FOIA Program Officer, Federal Highway Administration, 400 7th St. SW., Washington, D.C. 20590; Federal Highway Administration Regional Offices. (For location see 49 CFR pt. 7); Federal Highway Administration Division Offices. (For location see 49 CFR pt. 7.)
Department of the Treasury, Bureau of Alcohol, Tobacco, and Firearms.	The Director, Bureau of Alcohol, Tobacco, and Firearms (ATF) has determined that publication in the Federal Register of the ATF Index of Materials required by the Freedom of Information Act is unnecessary and impracticable for the reason that the Index is changing continually and that items listed are of interest to relatively few potential users. Copies of the index may, however, be obtained upon request to the Office of the Assistant to the Director (Disclosure), Bureau of Alcohol, Tobacco, and Firearms, Washington, D.C. 20226 at a cost of \$2. The index is entitled, "Index of Materials Required by the Freedom of Information Act, ATF P 1200.3." The index covers the period of July 1967-June 1977 and consists of Final Opinions and Orders Made in the Adjudication of Cases, Statements of Policy and Bureau Directives, and the latest listing of ATF publications.	Office of the Assistant to the Director (Disclosure), Room 2232, Bureau of Alcohol, Tobacco and Firearms, Washington, D.C. 20226. Price \$2. Make check payable to the Bureau of Alcohol, Tobacco, and Firearms.	Freedom of Information Act Reading Room, Room 1315, Bureau of Alcohol, Tobacco, and Firearms, 1300 Pennsylvania Ave. NW., Washington, D.C. 20226.
Department of the Treasury, Customs Service.	CSA (Customs Simplification Act) Index (revised) index to letters and letters relating to Customs Simplification Act, from 1956 forward.	Freedom of Information and Privacy Branch, Office of Regulations and Rulings, U.S. Customs Service, Washington, D.C. 20229; Price: \$1.75. Checks payable to: U.S. Customs Service.	BUREAU OF ALCOHOL, TOBACCO, AND FIREARMS: North Atlantic Regional Office, 6 World Trade Center, Room 620, New York, N.Y. 10048. Mid-Atlantic Regional Office, Room 310, 2 Penn Center Plaza, Philadelphia, Pa. 19102. Southeast Regional Office, 3835 Northeast Expressway, Room 201, Atlanta, Ga. 30340. Central Regional Office, Federal Office Bldg., Room 6610-A, 550 Main St., Cincinnati, Ohio 45202. Midwest Regional Office, 230 S. Dearborn St., 15th floor, Chicago, Ill. 60604. Southwest Regional Office, Main Tower, 1200 Main St., Room 355, Dallas, Tex. 75202. Western Regional Office, 525 Market St., 34th floor, San Francisco, Calif. 94105. Freedom of Information and Privacy Branch, Office of Regulations and Rulings, U.S. Customs Service, Washington, D.C. 20229.
Department of the Treasury, Customs Service.	Synopsis of Decisions on the Duty Assessment Process, 1972; administrative and court decisions and rulings concerning duty assessment process.	Freedom of Information and Privacy Branch, Office of Regulations and Rulings, U.S. Customs Service, Washington, D.C. 20229; Price: \$3. Checks payable to: U.S. Customs Service.	Do.
Department of the Treasury, Customs Service.	Customs Forms Catalog; Customs and other agency forms currently available from the Customs Service, July 1975.	Freedom of Information and Privacy Branch, Office of Regulations and Rulings, U.S. Customs Service, Washington, D.C. 20229. Price: Shelf stock, \$2.50; reproduced copies \$6.50. Shelf stock will be used while supply lasts. Checks payable to: U.S. Customs Service. Also, available at District Offices of the Customs Service.	Do.
Department of the Treasury, Customs Service.	KWIC (Key Word in Context) Index, June 1975; current Customs Service circular letters.	Freedom of Information and Privacy Branch, Office of Regulations and Rulings, U.S. Customs Service, Washington, D.C. 20229. Price: \$1. Checks payable to: U.S. Customs Service.	Do.

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Do.....	Legal Keyword Precedent Directory. The directory is a listing by selected keywords of all classification rulings issued since early 1975 that affect a substantial volume of imports or transactions or are otherwise of general interest or importance and of all published classification rulings issued since Aug. 31, 1963, including classification decisions of the Customs Courts, Treasury Decisions, and classification rulings circulated within the Customs Service by the Customs Information Exchange and the Office of Regulations and Rulings. The directory also contains limited information on decisions and rulings pertaining to entry, value, drawback, marking, country of origin, and vessel repairs. The Legal Keyword Precedent Directory is maintained on microfiche and is continually updated.	Freedom of Information and Privacy Branch, Office of Regulations and Rulings, U.S. Customs Service, Washington, D.C. 20229. Price: Duplicate microfiche are available at a cost of \$0.15 each and are available only in sets; a set presently contains 32 microfiche. Payable to: U.S. Customs Service.	Freedom of Information and Privacy Branch, Office of Regulations and Rulings, U.S. Customs Service, Washington, D.C. 20229 and at regional offices of the Customs Service.
Department of the Treasury, Office of the Secretary.	Index of Selected Records: July 1967 to September 1977; Listing of current administrative documents, reports, and releases from the Office of the Secretary, Bureau of Engraving and Printing, Bureau of the Mint, U.S. Secret Service, Bureau of the Public Debt, Bureau of Government Financial Operations, Federal Law Enforcement Training Center, U.S. Customs Service.	Treasury Department Library, Room 5010, Treasury Bldg., 15th and Pennsylvania Ave., Washington, D.C. 20220, \$1.50, Treasury of the United States.	Treasury Department Library, Room 5010, Treasury Bldg., 15th and Pennsylvania Ave., Washington, D.C. 20220.
(U.S.) Arms Control and Disarmament Agency.	Index to notices, instructions, regulations, and other ACDA records.	Freedom of Information Officer, U.S. Arms Control and Disarmament Agency, Department of State Bldg., Washington, D.C. 20451. No charge.	Freedom of Information Officer, U.S. Arms Control and Disarmament Agency, Department of State Bldg., Washington, D.C. 20451.
Civil Service Commission (CSC).	Index to Civil Service Commission information. Period covered: February 1975 to May 1977. A listing of policy and nonpolicy publications and information systems arranged alphabetically by title and subject.	Distribution Unit, Room B-431, U.S. Civil Service Commission, 1900 E St. NW., Washington, D.C. 20415. Free.	Commission Library or any Commission office, including regional and area offices.
Committee for Purchase from the Blind and Other Severely Handicapped.	Index of additions and deletions to the procurement list. August 1971-September 1977.	Order from: Executive Director, Committee for Purchase from the Blind and Other Severely Handicapped, 2009 N. 14th St., Suite 610, Arlington, Va. 22201. Price: 10¢ per page, per copy. Make checks payable to: Treasurer of the United States.	Committee for Purchase from the Blind and Other Severely Handicapped. Attention: Freedom of Information Officer.
Consumer Product Safety Commission.	Index: Final Opinions and Orders; Statements of Policy and Interpretations; Administrative and Staff Manual and Instructions.	Office of the Secretary, Consumer Product Safety Commission, Washington, D.C. 20207; No charge.	Office of the Secretary, Consumer Product Safety Commission, 1750 K St. NW., Washington, D.C. 20207.
Council on Environmental Quality	<i>Memoranda to the heads of all Federal agencies:</i>	Available from CEQ.....	Council on Environmental Quality, General Counsel's Office, 722 Jackson Pl., NW., Washington, D.C. 20006; (202) 382-7965.
Do.....	(i) CEQ memo to heads of agency on revised guidelines, Apr. 23, 1971.	.....do.....	Do.
Do.....	(ii) CEQ memo to agency NEPA liaison on agency NEPA procedures May 14, 1971.	.....do.....	Do.
Do.....	(iii) CEQ memo to agency NEPA liaison on inclusion of cost-benefit analyses, May 24, 1971.	.....do.....	Do.
Do.....	(iv) CEQ memo to agency NEPA liaison on <i>Calvert Cliffs</i> decision, July 30, 1971.	.....do.....	Do.
Do.....	(v) CEQ memo to agency NEPA liaison on extension of deadline on NEPA procedures, Aug. 5, 1971.	.....do.....	Do.
Do.....	(vi) CEQ memo to heads of agencies on agency NEPA procedures, Sept. 23, 1971.	.....do.....	Do.
Do.....	(vii) CEQ memo to heads of agencies on agency NEPA procedures, Nov. 2, 1971.	.....do.....	Do.
Do.....	(viii) CEQ memo to agency NEPA liaison on outline of issues in agency NEPA procedures Dec. 3, 1971.	.....do.....	Do.
Do.....	(ix) CEQ memo to agency NEPA liaison on extracts from leading NEPA court decisions, Dec. 3, 1971.	.....do.....	Do.
Do.....	(x) CEQ memo to agency NEPA liaison on cumulative list of environmental impact statements, Dec. 23, 1971.	.....do.....	Do.
Do.....	(xi) Revised CEQ guidelines on environmental impact statements prepared under section 102(2)(C) of the National Environmental Policy Act, Apr. 23, 1971.	.....do.....	Do.
Do.....	(xii) Recommendations for improving agency NEPA procedures, May 16, 1972.	.....do.....	Do.
Do.....	(xiii) Revision of agency procedures for preparation of environmental impact statements, Aug. 2, 1972.	.....do.....	Do.
Do.....	(xiv) NTIS and the public availability of environmental impact statements under NEPA, Mar. 1, 1974, 102 Monitor vol. 4, No. 2, March 1974, p. 23.	.....do.....	Do.
Do.....	(xv) Council advisory memorandum #1 on delegation by Federal agencies of responsibility for preparation of EIS's, 102 Monitor.	.....do.....	Do.
Do.....	(xvi) CEQ publications list, Apr. 30, 1976	.....do.....	Council on Environmental Quality, Attention: Freedom of Information Officer, 722 Jackson Pl. NW., Washington, D.C. 20006; (202) 382-1415.
Do.....	(xvii) CEQ memo to heads of agencies on SCRAP decision Nov. 26, 1975.	.....do.....	Council on Environmental Quality, General Counsel's Office, 722 Jackson Pl. NW., Washington, D.C. 20006; (202) 382-7965; Do.
Do.....	(xviii) CEQ memo to heads of agencies on environmental impact statements Feb. 10, 1976.	.....do.....	Council on Environmental Quality, Attention: Dr. E. H. Clark, 722 Jackson Pl. NW., Washington, D.C. 20006; (202) 382-6162.
Do.....	(xix) CEQ position paper "Pollution Control and Employment" February 1976.	.....do.....	Council on Environmental Quality, Attention: General Counsel, 722 Jackson Pl. NW., Washington, D.C. 20006 (202) 382-7965.
Do.....	(xx) CEQ memo to heads of agencies on prime agricultural lands Aug. 30, 1976.	.....do.....	Council on Environmental Quality, Attention: General Counsel, 722 Jackson Pl. NW., Washington, D.C. 20006 (202) 382-7965.

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Do.....	(xi) CEQ memo to heads of agencies on NEPA Supreme Court decisions Sept. 16, 1976.	do.....	Do.
Do.....	(xii) CEQ memo to heads of agencies on NEPA requirement to projects abroad.	do.....	Do.
Do.....	(A) Memorandum of implementation of the agreement between the United States and the U.S.S.R. on cooperation in the field of environmental protection, May 1972, 102 Monitor vol. 2, No. 9, October 1972.	Available by Ordering Cited Copy of the 102 Monitor from GPO.	Council on Environmental Quality, General Counsel's Office, 722 Jackson Place NW., Washington, D.C. 20006 (202) 382-7965.
Do.....	(B) 20 questions and answers explaining NEPA Sec. 102, environmental impact statement process, 102 Monitor, vol. 1, No. 10, November 1971, p. 1.	do.....	Do.
Do.....	(C) Coal surface mining and reclamation study, 102 Monitor, vol. 3, No. 2, March 1973 p. 62.	do.....	Do.
Do.....	(D) Economic impact of environmental programs, 102 Monitor vol. 4, No. 10, November 1974, p. 3.	do.....	Do.
Do.....	(E) Environmental programs and employment, 102 Monitor vol. 5, No. 4, May 1975.	do.....	Do.
Do.....	(F) Council advisory memorandum (memo on) 102 Monitor, vol. 5, No. 3, April 1975.	do.....	Do.
Do.....	(G) Council advisory memorandum #2 on application of NEPA to enforcement of the antitrust laws by the FTC, 102 Monitor, vol. 5, No. 2, March 1975, p. 13.	do.....	Do.
Do.....	(H) CEQ memo to heads of agencies on the Safe Drinking Water Act of 1974, Nov. 19, 1974.	Available from CEQ.....	Do.
Energy Research and Development Administration.	ERDA headquarters reports: Cumulative index issued monthly starting Jan. 19, 1975. Includes report number, corporate author, and subject indexes. Includes reports prepared by individual headquarters authors, task forces and study groups, and environmental statements covering ERDA programs and facilities.	ERDA Library and Public Document Room, Washington, D.C. 20545. Copies made available at \$0.08 per page. Payable to: Energy Research and Development Administration.	ERDA Library and Public Document Room, Room 1223, 20 Massachusetts Ave. NW., Washington, D.C. 20545. 202-376-9015.
Do.....	ERDA manual table of contents: Covers directives; procurement instructions and regulations; and property management regulations, instructions, and bulletins. A cumulative table of contents is issued semi-annually listing ERDA issuances and those AEC issuances still in effect.	do.....	Do.
Do.....	Indexes to active and completed ERDA prime contracts arranged by (1) name of contractor, (2) work location, and (3) type of contract within field office.	do.....	Do.
ERDA, Office of the General Counsel.	ERDA waiver determinations. Lists of waiver requests on which a final determination was made during 1975 and 1976. Includes determination numbers of advance waivers and identified inventions, and names of firms or inventors.	do.....	Do.
ERDA, Board of Contract Appeals (BCA).	Decisions and orders for the periods Jan. 19, 1975 to June 30, 1977, including indexes.	do.....	Do.
Do.....	Atomic Energy Commission Reports; Oct. 1956-Jan. 1975, Vols. 1-8: Contains the BCA decisions and orders and indexes.	Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.	Do.
Equal Employment Opportunity Commission.	Index to Commission Decisions Unpublished.	Librarian, Equal Employment Opportunity Commission, 2401 E St., NW., Washington, D.C. Price: 25¢. Payable to: U.S. Treasurer.	Librarian, Equal Employment Opportunity Commission, 2401 E St., NW., Washington, D.C. 20506.
Do.....	Index to Commission Decisions, Published.	do.....	Librarian or district office addresses at 29 C.F.R. 1610.4.
Do.....	Index to Equal Employment Opportunity Commission Orders.	See above. Price: 15¢; Payable to: U.S. Treasurer.	Do.
Do.....	Index to Compliance Manual (Table of Contents).	See above. Price: \$3. Payable to: U.S. Treasurer.	Do.
Do.....	Index to General Counsel Manual (Table of Contents).	See above. Price: 45¢; Payable to: U.S. Treasurer.	Librarian, Equal Employment Opportunity Commission, 2401 E St. NW, Washington, D.C. 20506.
Farm Credit Administration.	Index of FCA Information Materials; Jan. 1-Sept. 30, 1977: (1) Publications (those available in supply); (2) news releases—(single copies available free of charge) issued since Jan. 1, 1972; (3) biographies of FCA officials; (4) speeches by FCA officials; (5) FCA regulations and clarification letters; (6) research reports; (7) FCA administrative and Personnel Handbook; (8) Directory of the FCA and Farm Credit Districts; (9) Monthly statistics on farm credit bank lending (list of tables); (10) FCA orders; and (11) FCA organization charts.	Information Division, Farm Credit Administration, 490 L'Enfant Plaza SW., Washington, D.C. 20578. No charge.	Mr. Roland W. Olsen, Director of Information, Farm Credit Administration, Washington, D.C. 20578.
Federal Power Commission.....	Supplement to Index of FPC Actions (Apr. 1, 1977-June 30, 1977).	Federal Power Commission, Office of Public Information, 825 North Capitol St. NE. Washington, D.C. 20426.	Federal Power Commission, Office of Public Information, 825 North Capitol St. NE. Washington, D.C. 20426.
Federal Reserve System, Board of Governors.	Card index to Board actions of the type that are made available to the public under the Freedom of Information Act from July 4, 1967 to date.	do.....	May be inspected in Freedom of Information Office, Room B-1228, Main Board Bldg., 20th and C Sts. NW.
Do.....	Microfilm copies of above index covering period July 4, 1967 to Dec. 31, 1976. Subsequent years to be microfilmed.	Order from Freedom of Information Office, Board of Governors of the Federal Reserve System, Washington, D.C. 20551. Checks payable to Board of Governors of the Federal Reserve System. \$13.25 a roll.	Freedom of Information Office, Room B-1228, Main Board Bldg., 20th and C St. NW., (202) 452-3684.
Do.....	Hard copy bound index for: 1967.....do.1..... Do. 1968-74.....do.2..... Do.	do.....	Do.
Do.....	Copies for additional years in preparation.	do.....	Do.
Do.....	Individual copy of the card index.....	Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551. Charge not to exceed the direct cost of duplication.	Do.

See footnotes at end of table.

Agency and subagency name	Index title: period covered, brief description of contents	Order from; price; make checks payable to—	For inspection, copying, or additional information contact
Do.....	Weekly index published and distributed to the public providing identifying information as to any matter issued, adopted or promulgated by the Board from the first week in January 1975 to date (11.2 release).	Publications Services, Division of Administrative Services, Board of Governors of the Federal Reserve System, Washington, D.C. 20551. (Mailing list maintained; no charge for current copies.)	Do.
Federal Trade Commission (FTC).	Final orders and opinions (duplicated pages of Index): Bound volumes of decisions July 1967, to December 1976.	Superintendent of Documents, Government Printing Office, Washington, D.C. 20402. Checks: Superintendent of Documents. \$5-17 each.	Public Reference Branch, Federal Trade Commission, Room 130, 6th and Pennsylvania Ave. NW., Washington, D.C. 20580.
Do.....	Advisory opinions (duplicated pages of Index): Bound volume, July 1967 to December 1968. Index of advisory opinions subsequent to above date is in bound volumes of decisions.	Superintendent of Documents, Government Printing Office, Washington, D.C. 20402. Checks: Superintendent of Documents. \$2.25 each.	Do.
Do.....	Final orders and opinions: Supplemental index, July 1973 to September 1977.	Public Reference Branch, FTC, Room 130, 6th and Pennsylvania Ave. NW., Washington, D.C. 20580. \$0.10 per page.	Do.
Do.....	Enforcement statement, July 1967 to September 1977.	.....do.....	Do.
Do.....	Trade regulation rules, July 1967 to September 1977.	.....do.....	Do.
Do.....	Manuals—operating administrative.....	.....do.....	Do.
Do.....	Freedom of Information Act, access requests and responses, March 1973-September 1977.	.....do.....	Do.
Do.....	Closing letters, investigatory material, March 1974-September 1977.	.....do.....	Do.
Do.....	Motions to quash, investigational subpoenas, June 1962-September 1977.	.....do.....	Do.
Do.....	Motions to quash, 6(b) Orders and Orders requiring access, November 1975-September 1977.	.....do.....	Do.
Do.....	Clearance requests, January 1969-September 1977.	.....do.....	Do.
Do.....	Commissioners' outside contacts, April 1974-September 1977.	.....do.....	Do.
Do.....	Staff opinion letters, May 1962-September 1977.	.....do.....	Do.
Do.....	Freedom of Information Act operating guidelines, December 1976-September 1977.	.....do.....	Do.
Do.....	Sunshine Act Binder Announcements, summaries, transcripts of meetings, March 1977-September 1977.	.....do.....	Do.
Do.....	Applications for reimbursement in rulemaking proceedings, June 1977-September 1977.	.....do.....	Do.
Do.....	Employee contacts, communications, meetings, September 1977.	.....do.....	Do.
Do.....	Proposed consent orders, analyses, accessible relevant documents, September 1977.	.....do.....	Do.
General Services Administration (GSA).	GSA Freedom of Information Act index: July 4, 1967 through Sept. 30, 1977. Category A information which is final opinions, including concurring and dissenting opinions and orders, made in the adjudication of cases. Category B information which is those statements of policy and interpretations which have been adopted by GSA and are not published in the FEDERAL REGISTER. Category C information which is administrative staff manuals and instructions to staff that affect a member of the public.	GSA, Director of Information (AV), Washington, D.C. 20405. Price: \$4.75. Make checks payable to: General Services Administration.	GSA Central Office Library and the business service centers located in each regional office listed below. Central Office Library, 18 and F Sts. NW., Room 1033, Washington, D.C. 20405. Business service centers: Region 1: John W. McCormack Post Office and Courthouse, Boston, Mass. 02109. Region 2: 26 Federal Plaza, New York, N.Y. 10007. Region 3: 7 and D Sts. SW., Washington, D.C. 20407. Region 4: 1776 Peachtree St. NW., Atlanta, Ga. 30309. Region 5: 230 South Dearborn St., Chicago, Ill. 60604. Region 6: 1500 East Bannister Rd., Kansas City, Mo. 64131. Region 7: 819 Taylor St., Fort Worth, Tex. 76102. Region 8: Building 42, Denver Federal Center, Denver, Colo. 80225. Region 9: 525 Market St., San Francisco, Calif. 94105. Region 10: GSA Center, Auburn, Wash. 99002.
International Boundary and Water Commission, United States and Mexico, U.S. Section.	Brochure: Amistad Dam and Reservoir.....	Project Engineer, U.S. Section, IBWC, Route 2, Box 37, Highway 90 West, Del Rio, Tex. 78840. No charge.	Project Engineer, U.S. Section, IBWC, Route 2, Box 37, Highway 90 West, Del Rio, Tex. 78840.
Do.....	Brochure: Falcon Dam and powerplant.....	Reservoirs Manager, U.S. Section, IBWC, P.O. Box 1, Falcon Village, Tex. 78545. No charge.	Reservoirs Manager, U.S. Section, IBWC, P.O. Box 1, Falcon Village, Tex. 78545.
Do.....	Water Bulletins: Containing data for 1 yr. covering flow of Rio Grande and related data from Elephant Butte, N. Mex., to Gulf of Mexico, re storage in major reservoirs, sources of river flow, diversions, suspended silt, chemical analyses, sanitary aspects of water quality, meteorologic data, and irrigated areas—for years 1931 through 1974.	Principal Engineer, Water Operations, U.S. Section, IBWC, room 203, IBWC Bldg., 4110 Rio Bravo, El Paso, Tex. 79902. Price: \$3 per bulletin (data for 1 yr). Payable to: Treasurer of the United States.	Principal Engineer, Water Operations, U.S. Section, IBWC, Room 203, IBWC Bldg., 4110 Rio Bravo, El Paso, Tex. 79902.
Do.....	Water Bulletins: Containing data for 1 yr covering flow of Colorado River and other western boundary streams, and related data (including Tijuana, Santa Cruz, and San Pedro Rivers, and Whitewater Draw) for years 1960 through 1974.	Principal Engineer, Water Operations, U.S. Section, IBWC (same address as shown above). Price: \$2 per bulletin (data for 1 yr). Payable to: Treasurer of the United States.	Principal Engineer, Water Operations U.S. Section, IBWC (same address as shown above).
Marine Mammal Commission.	Marine Mammal Commission Recommendations; calendar years 1974-76; list of recommendations made to Federal departments and agencies pursuant to 16 U.S.C. sec. 1402(a), arranged in chronological order, and listing the agency addressed and the subject matter of the recommendation.	Executive Director, Marine Mammal Commission, 1625 I St. NW., Washington, D.C. 20006; no charge.	Executive Director, Marine Mammal Commission, 1625 I St. NW., Washington, D.C. 20006.

Agency and subagency name	Index title: period covered, brief description of contents	Order from; price; make checks payable to	For inspection, copying, or additional information contact
National Science Foundation (NSF).	Index of NSF circulars, manuals, and bulletins in effect as of Mar. 31, 1977. A numerical and classification index of agency-wide issuances, encompassing: (a) NSF circulars—convey agency policies, regulations, and procedures of a continuing nature; (b) NSF manuals—provide detailed instructions for implementing operating procedures, requirements, and criteria; and (c) NSF bulletins—used to communicate urgent information concerning changes in policy or procedure prior to its incorporation into a circular or manual, and to communicate other information that is pertinent for a specific period.	NSF Public Information Office, Room 531, 1800 G St. NW., Washington, D.C. 20550. \$0.10 per page, per copy. Payable to: National Science Foundation.	NSF Library, Room 219, 1800 G St. NW., Washington, D.C. 20550.
Do.....	Reviewer/panelist, alphabetical listing as of Aug. 2, 1977. Listing contains name, State, and Institution of individuals who have reviewed proposals for the National Science Foundation for the period indicated above.	.....do.....	Do.
Do.....	Index of Office of the Director staff memoranda (O/D) in effect, as of Mar. 31, 1977. A numerical index, by calendar year, of issuances used by the Director and Deputy Director of the National Science Foundation to implement policy and to communicate with the staff on subjects of their choice.	.....do.....	Do.
Do.....	Numerical index of NSF important notices in effect as of Mar. 31, 1977. An index of notices serving as the primary means of general communication by the Director, NSF, with organizations receiving or eligible for NSF support. The notices convey important announcements of NSF policies and procedures or concerning other subjects determined to be of interest to the academic community and to other selected audiences.	.....do.....	Do.
Do.....	Reference file of current internal directorate issuances. A listing, by NSF directorate, of pertinent internal issuances of major NSF organizational components conveying policies, criteria, instructions or procedures amplified at a level below the Office of the Director and to communicate information of specific scope.	.....do.....	Do.
Do.....	Index of NSF regulations promulgated in the Code of Federal Regulations under title 41, public contracts, property management, and title 43, public welfare. A listing, by subject title, of current Foundation regulations with a brief description of the content of each.	.....do.....	Do.
Do.....	Publications of the National Science Foundation. An index by topical classification, as of November 1976, of current NSF publications issued and available to the public. Listings include annual reports, specific program announcements and brochures, science resources studies pamphlets, special studies publications and NSF periodicals. In addition to titles, provides NSF publication numbers and copy prices. (NSF publication 76-43.)	NSF Central Processing Section, 1800 G St. NW., Washington, D.C. 20550. One copy gratis.	For inspection or copying: NSF Library, Room 219, 1800 G St. NW., Washington, D.C. 20550. For additional information: NSF Communications Resource Branch (OGPP) Room 531, 1800 G St. NW., Washington, D.C. 20550.
Do.....	NSF guide to programs. A composite listing of summary information about NSF support programs, as of September 1976. Provides general guidance and information describing the principal characteristics and basic purposes of each activity; eligibility requirements; closing dates (where applicable); and the address where more detailed information or applications may be obtained. (NSF publication 76-33.)	NSF Central Processing Section, 1800 G St. NW., Washington, D.C. 20550. One copy gratis; or Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. Stock No. 038-000-00294-5. Unit price: \$1.35.	Do.
National Transportation Safety Board (NTSB).	Initial decisions of administrative law judges, Apr. 4, 1967 to Sept. 30, 1977. Chronological listing (by date of service) of decisions after hearings on appeal involving airman or air safety certificates. Safety enforcement decisions, May 18, 1967 to Sept. 30, 1977. Alphabetical and numerical listings of EA and EM final opinions/orders of the Board on appeal from initial decisions of NTSB administrative law judges or Commandant, U.S. Coast Guard. NTSB directives checklist as of Jan. 3, 1977. Numerical listing (by NTSB order No.) of staff operations directives.	Copies of indexes and checklist may be obtained by writing to Public Inquiries Section, National Transportation Safety Board, Washington, D.C. 20594. (Fees for duplication and instructions for payment will be included in letter of acknowledgment to requester.)	Chief, Public Inquiries Section, Room 806-B, National Transportation Safety Board, 800 Independence Ave. SW., Washington, D.C. 20594. Public Reference Room 806-B.
Do.....	.....	.....do.....	Do.
Office of Management and Budget (OMB).	Index to BOB/OMB bulletins, July 4, 1967 to Sept. 30, 1977. Keyword index of OMB bulletins.	Office of Management and Budget. No fee.....	Velma N. Baldwin, Assistant to the Director for Administration.
Do.....	Office of Management and Budget circulars Index, 1948 to June 30, 1977. Arranges current OMB circulars by keywords in the titles of the directives and by a limited number of broader captions.	.....do.....	Do.
Do.....	Index to Office of Management and Budget manual. All those sections currently in effect through June 30, 1977. Arranged by keywords in the titles.	.....do.....	Do.
Do.....	Rescinded Office of Management and Budget circulars, through June 30, 1977. Arranged by number, date, subject, rescission date, and circular replacement (if any).	.....do.....	Do.
Do.....	Listing of Federal management circulars transferred from General Services Administration. Arranged by number, subject, and date.	.....do.....	Do.

## NOTICES

Agency and subagency name	Index title: period covered, brief description of contents	Order from; price; make checks payable to—	For inspection, copying, or additional information contact
Pension Benefit Guaranty Corporation, Office of the General Counsel.	Index to Pension Benefit Guaranty Corp. Opinion Manual, Sept. 2, 1974 to Mar. 31, 1977; interpretive letters addressing the provisions of title IV of the Employee Retirement Income Security Act—plan termination insurance program.	The Office of Communications, Pension Benefit Guaranty Corp., Room 7100, 2020 K St. N.W., Washington, D.C. 20006; Charge \$0.10 per page; Payable to The Pension Benefit Guaranty Corp.	The Office of Communications, Attention Mr. William Fitzgerald, (202) 254-4817, 2020 K St. N.W., Washington, D.C. 20006.
Postal Rate Commission.	Postal Rate Commission Index, from 1971 to Sept. 30, 1977; Opinions and Recommended Decisions, Advisory Opinions and Orders having a precedential value.	Information Officer of the Commission, Postal Rate Commission, Washington, D.C. 20268. No charge.	Commission's Reading Room, Suite 500, 2000 L St. N.W., Washington, D.C. 20268.
Postal Service	USPS Public Index, July 4, 1967—Sept. 30, 1977. List of USPS Directives and Publications; Index of Final Legal Opinions, Orders, Current Information Services Price List.	USPS Headquarters Library, 475 L'Enfant Plaza West SW., Washington, D.C. 20260. Section I—List of USPS Directives and Publications.....\$1 Section II—Index of Final Legal Opinions and Orders.....\$0 Complete Index.....\$10 Checks payable to U.S. Postal Service.	General Manager, Library Division, USPS Headquarters Library, 475 L'Enfant Plaza West SW., Washington, D.C. 20260.
Renegotiation Board	Index of documents, vols. 1, 2, and 3, 1967 to present; Agreements, modification agreements, clearances after assignment, clearances after reassignment, clearances without assignment, clearance agreements, letters not to proceed, final opinions, regional board opinions, orders, modification orders, special accounting agreements, interpretations, general orders, administrative orders that affect the public, memoranda of decision, statements of facts and reasons, summaries of facts and reasons, decisions on applications for stock item exemption, decisions on new durable productive equipment exemption, and decisions on applications for commercial exemption.	Public Information Office, The Renegotiation Board, 2000 M St. N.W., Washington, D.C. 20446. \$0.15 per page.	Public Information Office, The Renegotiation Board, 2000 M St. N.W., Washington, D.C. 20446, Room 4310, Telephone: 254-7019.
Selective Service System	1. Index to Selective Service Regulations and Directives, 1946 to 1972. 2. Index to Selective Service Regulations and Registrants Processing Manual, 1972 to present. 3. General Index to Reconciliation Service Manual. 4. Registrant Information Bank Guide Index 1972 to present.	National Headquarters Selective Service System 600 E Street NW, Washington, D.C. 20436. Prices: (1) \$2; (2) \$2; (3) \$10; (4) \$10. Make checks payable to: Selective Service System.	Records Manager, National Headquarters Selective Service System, 600 E Street NW, Washington, D.C. 20436, telephone 202-724-0419.
Tennessee Valley Authority	Index to general administrative releases; covers period through March 1977; index to TVA organization bulletins, TVA codes, and TVA instructions.	John Van Mol, Director of Information, Tennessee Valley Authority, Knoxville, Tenn. 37902. Price: \$2.00. Checks payable to: Tennessee Valley Authority.	John Van Mol, Director of Information, Tennessee Valley Authority, Knoxville, Tenn. 37902.
Veterans Administration	VA Index I-03-1, Index to Veterans Administration Publications, Nov. 1, 1975, annual. Highly technical reference tool by basic classifications subject to current VA directives and annual listing (noncumulative) of rescinded VA directives. Primarily designed for internal use.	Not on sale.	Copies may be inspected or copied, and further information obtained at any Veterans Administration field office or Central Office. Not all listed material, however, is maintained at every field station. Visitors to Central Office (810 Vermont Ave. N.W., Washington, D.C.) will be received by the Central Office Veterans Assistance Unit in Room 132. Visitors to any VA field station will be assisted and informed where the index may be inspected.
Do	Index and digest of decisions of the Veterans Administration Contract Appeals Board.	do	Inquiries should be directed to the Chairman, Contract Appeals Board (002C), Veterans Administration, 810 Vermont Ave. N.W., Washington, D.C. 20420, telephone 202-275-1750.

<sup>1</sup> \$5. a copy.

<sup>2</sup> \$10. a copy for each year.

[FR Doc.77-30755 Filed 10-19-77;8:45 am]

[ 4310-84 ]

## DEPARTMENT OF THE INTERIOR

## Bureau of Land Management

[C-9209]

## COLORADO

## Order Providing for Opening of National Forest Lands

1. By Powersite Cancellation No. 256 of November 19, 1971, the U.S. Geological Survey cancelled Powersite Classifications No. 59 of March 13, 1924, No. 355 of October 31, 1944, and No. 374 of March 23, 1945, as to the following described lands:

ROUTT NATIONAL FOREST  
SIXTH PRINCIPAL MERIDIAN

T. 11 N., R. 80 W.,  
Sec. 2, NW $\frac{1}{4}$ SE $\frac{1}{4}$  and S $\frac{1}{2}$ SE $\frac{1}{4}$ .  
T. 12 N., R. 80 W.,  
Sec. 35, SE $\frac{1}{4}$ NE $\frac{1}{4}$ .  
T. 12 N., R. 82 W.,  
Sec. 22, Lots 3, 4 and N $\frac{1}{2}$ SW $\frac{1}{4}$ .  
T. 12 N., R. 84 W.,  
Sec. 20, NE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Sec. 21, SW $\frac{1}{4}$ NW $\frac{1}{4}$ .

The areas described aggregate 572.80 acres in Jackson County.

2. At 10 a.m. on November 16, 1977, the above described lands shall be open to such forms of appropriation as may by law be made of national forest lands, subject to valid existing rights and the provisions of existing withdrawals.

Inquiries concerning the lands should be addressed to the State Director, Bureau of Land Management, 700 Colorado State Bank Building, 1600 Broadway, Denver, Colo. 80202.

ANDREW W. HEARD, JR.,  
*Acting Chief, Branch of  
Adjudication.*

OCTOBER 11, 1977.

[FR Doc.77-30603 Filed 10-19-77;8:45 am]

[ 4310-84 ]

[C-9209]

## COLORADO

## Order Providing for Opening of Public Lands

1. The Federal Power Commission in its determination of June 24, 1971, DA-494 Colorado, found that it had no objection to the revocation of Powersite Classifications Nos. 59, 343, 355, and 374. The Geological Survey, in Powersite Cancellation No. 256 of November 19, 1971, canceled Powersite Classifications No. 59 of March 13, 1924, No. 343 of September 14, 1943, No. 355 of October 31, 1944, and No. 374 of March 23, 1945, as to the following described lands:

## 6TH PRINCIPAL MERIDIAN

T. 10 N., R. 79 W.,  
Sec. 8, NW $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ W $\frac{1}{2}$ ,  
SW $\frac{1}{4}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
Sec. 17, W $\frac{1}{2}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$  and  
NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 27, SE $\frac{1}{4}$ SW $\frac{1}{4}$ , and SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 28, NW $\frac{1}{4}$ NW $\frac{1}{4}$ .

T. 11 N., R. 79 W.,  
Sec. 19, NE $\frac{1}{4}$ SE $\frac{1}{4}$ .  
T. 10 N., R. 80 W.,  
Sec. 3, NW $\frac{1}{4}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Sec. 10, W $\frac{1}{2}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ W $\frac{1}{2}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ ,  
and NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 13, SW $\frac{1}{4}$ SE $\frac{1}{4}$ , and E $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Sec. 15, NW $\frac{1}{4}$ , and N $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
Sec. 26, E $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
Sec. 27, SE $\frac{1}{4}$ NW $\frac{1}{4}$ ;  
Sec. 34, W $\frac{1}{2}$ NW $\frac{1}{4}$ , and S $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Sec. 35, E $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$ , and  
W $\frac{1}{2}$ SW $\frac{1}{4}$ .  
T. 11 N., R. 80 W.,  
Sec. 24, S $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
Sec. 34, SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 35, E $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , and  
NW $\frac{1}{4}$ SE $\frac{1}{4}$ .

The areas described aggregate 2,200.00 acres in Jackson County.

These are arid sagebrush rangelands adjacent to the valley of the North Platte River, 6 to 15 miles north of Walden, in North-Central Colorado. Topography is quite rough. Soils are shallow.

2. Of the lands described in paragraph 1, the following aggregating 320.00 acres, are privately owned.

## 6TH PRINCIPAL MERIDIAN

T. 10 N., R. 79 W.,  
Sec. 19, SE $\frac{1}{4}$ SE $\frac{1}{4}$ .  
T. 10 N., R. 80 W.,  
Sec. 13, SW $\frac{1}{4}$ SE $\frac{1}{4}$ , and E $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Sec. 34, W $\frac{1}{2}$ NW $\frac{1}{4}$ , and S $\frac{1}{2}$ SE $\frac{1}{4}$ .

3. At 10 a.m. November 16, 1977, the above described lands shall be open to operation of the public land laws generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications received at or prior to 10 a.m. on November 16, 1977, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

Inquiries concerning the lands shall be addressed to the State Director, Bureau of Land Management, 700 Colorado State Bank Building, 1600 Broadway, Denver, Colo. 80202.

ANDREW W. HEARD, JR.,  
*Acting Chief, Branch of  
Adjudication.*

OCTOBER 11, 1977.

[FR Doc.77-30604 Filed 10-19-77;8:45 am]

[ 4310-84 ]

[NM 31802, 31806, 31808, 31814, 31819, and 31821]

## NEW MEXICO

## Applications

OCTOBER 12, 1977.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), El Paso Natural Gas Co. has applied for six 4 $\frac{1}{2}$ -inch natural gas pipeline rights-of-way across the following lands:

## NEW MEXICO PRINCIPAL MERIDIAN, N. MEX.

T. 25 N., R. 7 W.,  
Sec. 3, SE $\frac{1}{4}$ SE $\frac{1}{4}$ .

T. 28 N., R. 8 W.,  
Sec. 7, lot 3;  
Sec. 10, lot 2 and SW $\frac{1}{4}$ SE $\frac{1}{4}$ .  
T. 28 N., R. 9 W.,  
Sec. 12, SW $\frac{1}{4}$ SE $\frac{1}{4}$ .  
T. 31 N., R. 9 W.,  
Sec. 21, lot 14.  
T. 32 N., R. 11 W.,  
Sec. 26, NE $\frac{1}{4}$ NW $\frac{1}{4}$ .

These pipelines will convey natural gas across 0.731 mile of public lands in Rio Arriba and San Juan Counties, N. Mex.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the applications should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, P.O. Box 6770, Albuquerque, N. Mex. 87107.

FRED E. PADILLA,  
*Chief, Branch of Lands and  
Minerals Operations.*

[FR Doc.77-30605 Filed 10-19-77;8:45 am]

[ 4310-84 ]

[NM 31789]

## NEW MEXICO

## Application

OCTOBER 12, 1977.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), Gas. Co. of New Mexico has applied for one 4-inch natural gas pipeline right-of-way across the following land:

## NEW MEXICO PRINCIPAL MERIDIAN, N. MEX.

T. 21 S., R. 32 E.,  
Sec. 5, SE $\frac{1}{4}$ SW $\frac{1}{4}$  and S $\frac{1}{2}$ SE $\frac{1}{4}$ .

This pipeline will convey natural gas across 0.496 miles of public land in Lea County, N. Mex.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, P.O. Box 1397, Roswell, N. Mex. 88201.

FRED E. PADILLA,  
*Chief, Branch of Lands and  
Minerals Operations.*

[FR Doc.77-30606 Filed 10-19-77;8:45 am]

[ 4310-84 ]

[NM 31805]

## NEW MEXICO

## Application

OCTOBER 13, 1977.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act

## NOTICES

of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), El Paso Natural Gas Co. has applied for one 4½-inch natural gas pipeline right-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, N. MEX.

T. 26 N., R. 7 W.,

Sec. 3, SE¼NE¼, N½SE¼ and SW¼SE¼.

This pipeline will convey natural gas across 0.496 mile of public land in Rio Arriba County, N. Mex.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, P.O. Box 6770, Albuquerque, N. Mex. 87107.

FRED E. PADILLA,  
Chief, Branch of Lands and  
Minerals Operations.

[FR Doc. 77-30607 Filed 10-19-77; 8:45 am]

## [ 4310-84 ]

[NM 31669]

## NEW MEXICO

## Application

OCTOBER 13, 1977.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), El Paso Natural Gas Co. has applied for one 4½-inch natural gas pipeline right-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, N. MEX.

T. 10 S., R. 30 E.,

Sec. 12, E½SE¼;

Sec. 13, N½NE¼, SW¼NE¼, E½SW¼,  
NW¼SE¼.

T. 9 S., R. 31 E.,

Sec. 3, SE¼SW¼;

Sec. 9, E½SE¼;

Sec. 20, E½SE¼;

Sec. 21, N½NW¼, SW¼NW¼, NW¼SW¼;

Sec. 29, NE¼NE¼, SE¼SW¼, W½E½.

T. 10 S., R. 31 E.,

Sec. 6, lot 1, S½NE¼, SE¼SW¼, W½SE¼;

Sec. 7, lots 2, 3, E½NW¼.

This pipeline will convey natural gas across 6.143 miles of national resource lands in Chaves County, N. Mex.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, P.O. Box 1397, Roswell, N. Mex. 88201.

FRED E. PADILLA,  
Chief, Branch of Lands and  
Minerals Operations.

[FR Doc. 77-30608 Filed 10-19-77; 8:45 am]

## [ 4310-84 ]

[NM 31807, 31810, 31815, 31816, 31817, and 31820]

## NEW MEXICO

## Applications

OCTOBER 14, 1977.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), El Paso Natural Gas Co. has applied for six 4½-inch natural gas pipeline rights-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, N. MEX.

T. 30 N., R. 9 W.,

Sec. 32, NW¼SE¼.

T. 31 N., R. 10 W.,

Sec. 9, lot 4.

T. 31 N., R. 11 W.,

Sec. 9, W½NW¼ and W½SE¼;

Sec. 15, SW¼NW¼ and SW¼SE¼.

These pipelines will convey natural gas across 0.666 miles of public lands in San Juan County, N. Mex.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the applications should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, P.O. Box 6770, Albuquerque, N. Mex. 87107.

FRED E. PADILLA,  
Chief, Branch of Lands and  
Minerals Operations.

[FR Doc. 77-30609 Filed 10-19-77; 8:45 am]

## [ 4310-84 ]

[OR 935]

## OREGON

## Order Providing for Opening of Public Lands

1. In an exchange of lands made under the provisions of section 8 of the Act of June 28, 1934, 48 Stat. 1269, 1272, as amended and supplemented, 43 U.S.C. 315g (1964), the following lands have been reconveyed to the United States:

WILLAMETTE MERIDIAN

T. 30 S., R. 32 E.,

Sec. 3, SW¼

T. 19 S., R. 45 E.,

Sec. 7, NE¼NE¼.

T. 28 S., R. 45 E.,

Sec. 12, E½NE¼ and SE¼;

Sec. 13, E½ and SE¼SW¼.

T. 28 S., R. 46 E.,

Sec. 18, lot 4.

The areas described aggregate 841.16 acres in Harney and Malheur Counties, Oreg.

2. The United States did not acquire any mineral rights with the lands in T. 30 S., R. 32 E. and T. 19 S., R. 45 E.

3. All minerals in the E½NE¼ and NE¼SE¼ of Sec. 12 and W½E½ and SE¼SW¼ of Sec. 13, T. 28 S., R. 45 E.,

were and continue to be in United States ownership and are already open to operation of the mining laws (Ch. 2, Title 30 U.S.C.) and the mineral leasing laws.

4. The subject lands consist of three widely scattered parcels of which two are located generally in eastern Malheur County and one parcel in central Harney County. Elevation ranges from 2,300 to 4,600 feet above sea level, and the topography varies from generally flat to rolling and steep. Vegetation consists primarily of sagebrush and native grasses. In the past, the lands have been used for livestock grazing purposes, and they will be managed, together with adjoining public lands, for multiple use.

5. Subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law, the lands described in paragraph 1 hereof are hereby open (except as provided in paragraphs 2 and 3 hereof) to operation of the public land laws, including the mining laws (Ch. 2, Title 30 U.S.C.) and the mineral leasing laws. All valid applications received at or prior to 10 a.m., November 17, 1977, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

6. Inquiries concerning the lands should be addressed to the Chief, Branch of Lands and Minerals Operations, Bureau of Land Management, P.O. Box 2965, Portland, Oreg. 97208.

VIRGIL O. SEISER,  
Acting Chief, Branch of Lands  
and Minerals Operations.

[FR Doc. 77-30610 Filed 10-19-77; 8:45 am]

## [ 4310-84 ]

[OR 6799]

## OREGON

## Order Providing for Opening of Public Land

OCTOBER 12, 1977.

1. In an exchange of lands made under the provisions of section 8 of the Act of June 28, 1934, 48 Stat. 1269, 1272, as amended and supplemented, 43 U.S.C. 315g (1964), the following land has been reconveyed to the United States:

WILLAMETTE MERIDIAN

T. 9 S., R. 41 E.,

Sec. 16, W½NW¼;

Sec. 20, Mineral Survey No. 858;

Sec. 21, Mineral Survey Nos. 732 and 858;

Sec. 25, Mineral Survey Nos. 248 and 249;

Sec. 26, Mineral Survey Nos. 248 and 249;

Sec. 27, that part of Mineral Survey No. 857

known as the St. Paul Lode Mining Claim.

The area described contains 297.99 acres in Baker County, Oregon.

2. The United States did not acquire any mineral rights with the land described in paragraph 1 hereof.

3. The subject land is located in the area known as the Virtue Flat approximately 6 to 12 miles east of the City of Baker. Elevation ranges from 3,500 to 4,000 feet above sea level, and the topography varies from gently sloping to



rough and steep. Vegetation consists primarily of sagebrush and native grasses. In the past, the land has been used for livestock grazing and mining purposes, and it will be managed, together with adjoining public lands, for multiple use.

4. Subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law, the land described in paragraph 1 hereof is hereby open (except as provided in paragraph 2 hereof) to operation of the public land laws, including, to the extent applicable, the mineral leasing laws. All valid applications received at or prior to 10:00 a.m. November 17, 1977, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

5. Inquiries concerning the land should be addressed to the Chief, Branch of Lands and Minerals Operations, Bureau of Land Management, P.O. Box 2965, Portland, Ore. 97208.

VIRGIL O. SEISER,  
*Acting Chief, Branch of Lands  
and Minerals Operations.*

[FR Doc.77-30611 Filed 10-19-77;8:45 am]

#### [ 4310-84 ]

[Wyoming 61090 Amdt.]

#### WYOMING

##### Application

Notice is hereby given that pursuant to Section 28 of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 185), Cities Service Gas Company of Oklahoma City, Oklahoma filed an application for an amendment to their pending right-of-way application Wyoming 61090 to construct a 4-inch natural gas pipeline and appurtenant facilities for the purpose of transporting natural gas across the following described public lands:

##### SIXTH PRINCIPAL MERIDIAN, WYOMING

T. 21 N., R. 92 W.,

Sec. 19, Lot 2 and SE $\frac{1}{4}$  NW $\frac{1}{4}$ .

T. 21 N., R. 93 W.,

Sec. 24, SE $\frac{1}{4}$  NE $\frac{1}{4}$ , N $\frac{1}{2}$  SE $\frac{1}{4}$ , E $\frac{1}{2}$  SW $\frac{1}{4}$  and SW $\frac{1}{4}$  SW $\frac{1}{4}$ ;

Sec. 26, N $\frac{1}{2}$  NE $\frac{1}{4}$ , E $\frac{1}{2}$  NW $\frac{1}{4}$  and SW $\frac{1}{4}$  NW $\frac{1}{4}$ .

Cities Service Gas Company seeks to amend its application for right-of-way W-61090 to change the size of the pipeline from 4 inches to 6 inches.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved and, if so, under what terms and conditions.

Interested persons desiring to express their views should do so promptly. Persons submitting comments should include their name and address and send

them to the District Manager, Bureau of Land Management, 1300 Third Street, P.O. Box 670, Rawlins, Wyo. 82301.

HAROLD G. STINCHCOMB,  
*Chief, Branch of Lands  
and Minerals Operations.*

[FR Doc.77-30612 Filed 10-19-77;8:45 am]

#### [ 4310-03 ]

##### Bureau of Outdoor Recreation

[INT DES 77-34]

#### PROPOSED ACQUISITION AND DEVELOPMENT, SENECA STATE PARK, MD.

##### Availability of Draft Environmental Statement

Pursuant to Section 102(2)(c) of the National Environmental Policy Act of 1969, the Department of the Interior has prepared a draft environmental statement for a proposed partial acquisition and development of Seneca State Park located in Montgomery County, Md., and invites written comments within forty-five days of this notice. Comments should be addressed to Regional Director, Bureau of Outdoor Recreation, Northeast Region, Federal Office Building, 600 Arch Street, Philadelphia, Pa. 19106. Lands totaling approximately 2,701 acres of inholding and development of picnic, day use, and interpretive areas are being financed with a Federal grant from the Land and Water Conservation Fund matched with an equal share of State money. The acquisition will consist of 46 inholdings and will result in the dedication of 6,609 acres for park and open space use and the relocation of 6 families.

Copies are available for inspection at the following locations:

Office of Communications, Office of the Secretary, Department of the Interior, Washington, D.C. 20240.

Office of Communications, Bureau of Outdoor Recreation, Room 242, South Building, Department of the Interior, Washington, D.C. 20240.

Bureau of Outdoor Recreation, Northeast Region, Federal Office Building, 600 Arch Street, Philadelphia, Pa. 19106.

A-95 Clearinghouse, Department of State Planning, 301 West Preston Street, Baltimore, Md. 21201.

Maryland National Capital Park and Planning Commission, 8787 Georgia Avenue, Silver Spring, Md. 20907.

Seneca State Park Office, Gaithersburg, Md. 20760.

Department of Natural Resources, C-3 Tawes State Office Building, Annapolis, Md. 21401.

A limited number of single copies is available and may be obtained by writing to the Regional Director, Northeast Region, Bureau of Outdoor Recreation, Federal Office Building, 600 Arch Street, Philadelphia, Pa. 19106.

Dated: October 17, 1977.

LARRY E. MEIEROTTO,  
*Deputy Assistant  
Secretary of the Interior.*

[FR Doc.77-30687 Filed 10-19-77;8:45 am]

#### [ 4310-70 ]

##### National Park Service

#### ASSATEAGUE ISLAND NATIONAL SEASHORE

##### Announcement of Pre-Planning Public Workshops

The National Park Service, U.S. Fish and Wildlife Service, and the Maryland Park Service invite all those interested in the future of Assateague Island to attend a Pre-Planning Public Workshop. A series of these workshops will be held in Worcester County, Md., Accomack County, Va., and the Washington-Baltimore metropolitan area during the week of November 14, 1977.

As these agencies begin the planning effort, they are soliciting the public's participation. Past and future island users' wishes, needs, and opinions are needed. These workshops will provide a forum for this exchange.

Written comments are invited and will be accepted until December 2, 1977. Comments should be addressed to any of the three agencies listed below.

Further information can be obtained from:

Superintendent, Assateague Island National Seashore, Route 2, Box 294, Berlin, Md. 21811.

Manager, Chincoteague National Wildlife Refuge, P.O. Box 62, Chincoteague, Va. 23336.

Superintendent, Assateague State Park, Route 2, Box 293, Berlin, Md. 21811.

Dated: September 27, 1977.

BENJAMIN J. ZERBEY,  
*Acting Regional Director,  
Mid-Atlantic Region.*

[FR Doc.77-30559 Filed 10-19-77;8:45 am]

#### [ 4310-70 ]

#### GOLDEN GATE NATIONAL RECREATION AREA ADVISORY COMMISSION

##### Meeting

Notice is hereby given in accordance with the Federal Advisory Committee Act that a hearing of the Golden Gate National Recreation Area Advisory Commission will be held at 9:30 a.m. (PST) on Saturday, November 19, 1977 at the Fort Mason Officers' Club, Fort Mason, San Francisco, Ca. 94129.

The Advisory Commission was established by Pub. L. 92-589 to provide for the free exchange of ideas between the National Park Service and the public and to facilitate the solicitation of advice or other counsel from members of the public on problems pertinent to the National Park Service system in Marin and San Francisco counties.

Members of the Advisory Commission are as follows:

Mr. Frank Boerger, Chairman  
Ms. Amy Meyer, Secretary  
Mr. Ernest Ayala  
Mr. Richard Bartke  
Mr. Fred Blumberg  
Ms. Daphne Greene

Mr. John Jacobs  
 Mr. Peter Haas, Sr.  
 Ms. Gimmy Park Li  
 Mr. Joseph Mendoza  
 Mr. John Mitchell  
 Mr. Merritt Robinson  
 Mr. Jack Spring  
 Dr. Edgar Wayburn  
 Mr. Joseph Williams

The major item on the agenda will be to receive public comment to aid in developing the General Management Plan for Alcatraz Island, a unit of the Golden Gate National Recreation Area.

The hearings will be open to the public. Any member of the public may file with the Commission a written statement concerning the matters to be discussed.

Persons wishing further information concerning this meeting or who wish to submit written statements may contact Jerry L. Schober, Acting General Manager, Bay Area National Parks, Fort Mason, San Francisco, Ca. 94123, telephone 415-556-2920.

Minutes of the hearing will be available for public inspection by December 19, 1977 in the Office of the General Manager, Bay Area National Parks, Fort Mason, San Francisco, Ca.

Dated: October 13, 1977.

JOHN H. DAVIS,  
 Acting Regional Director,  
 Western Region.

[FR Doc.77-30557 Filed 10-19-77; 8:45 am]

#### [ 4310-70 ]

#### MINING PLAN OF OPERATIONS AT DEATH VALLEY NATIONAL MONUMENT

##### Availability

Notice is hereby given that pursuant to the provisions of Section 2 of the Act of September 28, 1976, 16 U.S.C. 1901 et seq., and in accordance with the provisions of Section 9.17 of 36 CFR Part 9, Desert Minerals, Inc. has filed a Plan of Operations in support of proposed mining activities on lands embracing its Big Talc Mining Claim Group within the Death Valley National Monument. This plan is available for public inspection during normal business hours at the Death Valley National Monument Headquarters, Death Valley, California.

Dated: September 13, 1977.

DONALD M. SPALDING,  
 Superintendent,  
 Death Valley National Monument.

Dated: September 22, 1977.

HOWARD H. CHAPMAN,  
 Regional Director,  
 Western Region.

[FR Doc.77-30558 Filed 10-19-77; 8:45 am]

#### [ 7020-02 ]

#### INTERNATIONAL TRADE COMMISSION

[AA1921-Inq.-71]

#### METHYL ALCOHOL FROM BRAZIL

#### Commission Determines "No Reasonable Indication of Injury"

OCTOBER 13, 1977.

On September 13, 1977, the United States International Trade Commission received advice from the Department of the Treasury that, in accordance with section 201(c)(1) of the Antidumping Act of 1921, as amended, an antidumping investigation was being initiated with respect to methyl alcohol from Brazil, and that, pursuant to section 201(c)(2) of the act, information developed during Treasury's preliminary investigation led to the conclusion that there is substantial doubt that an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of such methyl alcohol into the United States from Brazil. Accordingly, the Commission on September 19, 1977, instituted inquiry AA1921-Inq.-7 under section 201(c)(2) of the act to determine whether there is no reasonable indication that an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of such merchandise into the United States.

A public hearing was held on October 3, 1977, in Houston, Tex. Public notice both of the institution of the inquiry and of the hearing was duly given by posting copies of the notice at the Secretary's Office in the Commission in Washington, D.C., and at the Commission's Office in New York City, and by publishing the original notice in the FEDERAL REGISTER on September 26, 1977 (42 FR 48942).

The Treasury instituted its investigation after receiving a properly filed complaint on August 11, 1977, from the Celanese Corp., New York, N.Y. The Treasury's notice of its antidumping proceeding was published in the FEDERAL REGISTER of September 16, 1977 (42 FR 46626).

On the basis of information developed during the course of this inquiry the Commission (Chairman Minchew, Vice Chairman Parker, and Commissioners Moore, Bedell, and Ablondi) determines that there is no reasonable indication that an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of methyl alcohol into the United States from Brazil allegedly sold at less than fair value as indicated by the Department of the Treasury.

STATEMENT OF REASONS OF VICE CHAIRMAN JOSEPH O. PARKER AND COMMISSIONERS GEORGE M. MOORE, CATHERINE BEDELL AND ITALO H. ABLONDI

On September 13, 1977, the United States International Trade Commission received advice from the Department of the Treasury that during the course of a preliminary investigation with respect to methyl alcohol from Brazil, Treasury had concluded from the information available to it "that there is substantial doubt that an industry in the United States is being, or is likely to be injured, or is prevented from being established, by reason of the importation of this merchandise into the United States." Acting upon this advice, the Commission, on September 19, 1977, instituted inquiry No. AA1921-Inq.-7 under section 201(c)(2) of the Antidumping Act, 1921, as amended, to determine whether there is no reasonable indication that an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of such merchandise into the United States.

##### DETERMINATION

On the basis of information developed during the course of this inquiry, we determine that there is no reasonable indication that an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of methyl alcohol into the United States from Brazil allegedly sold at less than fair value as indicated by the Department of the Treasury.

##### DISCUSSION

The legislative intent in the enactment of section 201(c)(2) of the Antidumping Act, 1921, as amended, is "to eliminate unnecessary and costly investigations which are an administrative burden and an impediment to trade."<sup>1</sup> This intent is effectuated when the Commission determines, pursuant to section 201(c)(2), that "there is no reasonable indication that a domestic industry is being or is likely to be injured" by reason of the subject imports, thereby eliminating an unnecessary, costly, and burdensome investigation. Although the quantum of proof required in inquiries under section 201(c)(2) is less than that required in a full investigation under section 201(a)

<sup>1</sup> Prevention of establishment of an industry in this inquiry is not in question and will not be discussed further in these views.

<sup>2</sup> See S. Rept. No. 93-1298, 93d Cong., 2d sess., p. 171, of the Committee on Finance of the U.S. Senate, which accompanied H.R. 10710, the bill which became the Trade Act of 1974.

of the Antidumping Act, 1921, as amended, the information obtained in this inquiry requires a finding that there is no reasonable indication that an industry in the United States is being or is likely to be injured by reason of the importation of methyl alcohol into the United States from Brazil allegedly sold at less than fair value as indicated by the Department of the Treasury.

The antidumping complaint filed with the Department of the Treasury was based on allegations with respect to a quantity of methyl alcohol from Brazil which had been contracted for but not delivered. Although there were no imports of methyl alcohol from Brazil at any time during the period January 1972-July 1977, one shipment—amounting to 5,188 metric tons—was received by Mitsui and Co. at Houston, Tex., on September 20, 1977. The entire shipment was resold by Mitsui to a U.S. purchaser at prices comparable with those received by U.S. producers on their domestic sales of methyl alcohol. On October 1, 1977, at approximately the time the shipment of methyl alcohol from Brazil was received and resold, the complainant increased its standard price for methyl alcohol by approximately 5 percent.

The September 1977 shipment of Brazilian methyl alcohol fulfilled the only contract known to exist between any potential U.S. purchaser and any potential Brazilian supplier of methyl alcohol. The prices that Brazilian producers of methyl alcohol can receive in their home market appear to be substantially higher than prices they can receive on sales to the United States which, in the absence of a surplus supply, would deter exports to the United States. Demand for methyl alcohol in Brazil is also increasing. In addition, it should be noted that the United States has been a net exporter of methyl alcohol to Brazil; in 1976, U.S. exports to Brazil amounted to 13,000 metric tons. Furthermore, U.S. imports from Canada are far larger than the total Brazilian potential for export and are increasing rapidly; in 1976, U.S. imports from Canada amounted to 98,000 metric tons. In view of these facts, the September 1977 shipment appears to be the result of an isolated, nonrecurring sale. In the absence of evidence to the contrary, increased shipments to the United States of methyl alcohol from Brazil do not appear to be likely in the near future.

In view of the extremely small quantity involved in the September 1977 shipment (equivalent to only 0.2 percent of 1976 apparent U.S. consumption of methyl alcohol and 0.6 percent of 1976 U.S. open-market consumption), the nonrecurring nature of the shipment, and the absence of any evidence of underselling, or price depression or suppression, we have concluded that there is no reasonable indication that an industry in the United States is being or is likely to be injured by reason of the importation of methyl alcohol into the United States from Brazil allegedly sold

at less than fair value as indicated by the Department of the Treasury.

#### STATEMENT OF REASONS OF CHAIRMAN DANIEL MINCHEW

On September 13, 1977, the United States International Trade Commission (Commission) received advice from the Department of the Treasury that, in accordance with section 201(c) of the Antidumping Act of 1921, as amended, an antidumping investigation was being initiated with respect to methyl alcohol from Brazil. The Department of the Treasury concluded, pursuant to a summary investigation, that there is substantial doubt whether an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of this merchandise into the United States. Upon receipt of this information, the Commission, on September 19, 1977, instituted inquiry No. AA1921-Inq. 7 under section 201(c)(2) of the Antidumping Act of 1921, as amended, to determine whether there is no reasonable indication that an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation into the United States of methyl alcohol from Brazil, which is the subject of the pending Department of Treasury investigation.

Investigations conducted by the Commission on inquiries under section 201(c)(2) must be completed within 30 days.

#### DETERMINATION

On the basis of the information developed in this inquiry, I have determined that there is no reasonable indication that an industry in the United States is being or is likely to be injured, or is prevented from being established,<sup>3</sup> by reason of the importation into the United States of methyl alcohol from Brazil allegedly sold at less than fair value (LTFV).

#### THE PRODUCT

Methyl alcohol, considered in this inquiry, is a synthetic, colorless, volatile, flammable liquid made from natural gas feedstock, which is suitable for making formaldehyde, solvents, chloromethanes and numerous other products, as well as for direct use as a fuel. The largest use of methyl alcohol is in the production of formaldehyde, which is used extensively in the making of adhesives for the plywood and particle board industries.

#### THE INDUSTRY

There are two major operations involved in the making of methyl alcohol: mixing of natural gas with water to form carbon monoxide, carbon dioxide and hydrogen, and removal of carbon dioxide from the resultant mixture with copper catalysts. Most of the U.S. production<sup>4</sup>

<sup>3</sup> The question of no reasonable indication of the prevention of establishment of an industry is not at issue in this inquiry.

high pressure process, which uses significantly more natural gas and is less efficient than the newly developed low pressure processes.

Methyl alcohol is produced in the United States by nine multinational companies.<sup>5</sup> The share of production accounted for by captive consumption by U.S. producers in their own production of intermediate and end products has increased substantially in recent years. In 1976, captive production accounted for 66 percent of U.S. production. U.S. purchasers of open-market methyl alcohol have had to rely on imports to meet part of their raw material requirement.

#### NO REASONABLE INDICATION OF INJURY TO THE U.S. INDUSTRY

Section 201(c)(2) of the Antidumping Act of 1921, as amended, provides—

If, in the course of making a determination under paragraph (1), the Secretary concludes, from the information available to him, that there is substantial doubt whether an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of such merchandise into the United States, he shall forward to the Commission the reasons for such substantial doubt and a preliminary indication based upon whatever price information is available, concerning possible sales at less than fair value, including possible margins of dumping and the volume of trade. If, within thirty days after receipt of such information from the Secretary, the Commission, after conducting such inquiry as it deems appropriate, determines there is no reasonable indication that an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of such merchandise into the United States, it shall advise the Secretary of its determination, and any investigation under subsection (b) then in progress shall be terminated.

The purpose of this section, which was an amendment to the Antidumping Act [in the Trade Act of 1974] was—

To eliminate unnecessary and costly investigations which are an administrative burden and an impediment to trade.<sup>6</sup>

In determining whether there is no reasonable indication of injury or likelihood of injury, it is my feeling that the Commission should look at the usual indices of injury, such as the idling of productive facilities, slackening of production, operations at lower than reasonable levels of profitability, domestic industry unemployment or underemployment, slumping sales, inventory growth and lower wage trends, of cri-

<sup>4</sup> Prior to September 1977, when one company ceased production, there were ten companies producing methyl alcohol in the United States.

<sup>5</sup> *Trade Reform Act of 1974: Report of the Committee on Finance* . . . , S. Rept. No. 93-1298 (93d Cong., 2d Sess.), 1974, p. 171.

tical importance for "causation" is the level of penetration or the possible less than fair value sales.

In my opinion, the low level of imports at possible less than fair value, is the most important factor in my determination.

Apparent U.S. consumption of methyl alcohol reached an all time high of 6.2 billion pounds in 1973. Supply was reportedly very tight at times during 1973-74, when the building industry was vigorous. A downturn in the economy (particularly the housing industry) contributed to a slight decline in 1974, and a sharp drop in 1975 to 4.8 billion pounds. Consumption rebounded to 6.0 billion pounds in 1976 and, for the first six months of 1977, was 3.3 billion pounds (more than 0.4 billion pounds ahead of the level reached in the first half of 1976). U.S. production followed a trend similar to that for consumption, although the severity of the 1975 decline was greater because of a sharp drop in exports also.

U.S. exports of methyl alcohol declined from 1.1 billion pounds in 1972 to 0.5 billion pounds in 1975. Exports amounted to 0.6 billion pounds in 1976. Exports for the first half of 1977 (0.2 billion pounds) were 0.1 billion pounds less than they were in the same period of 1976.

Brazil is one of the principal U.S. export markets. Imports of methyl alcohol from Brazil, on the other hand, were nonexistent until the arrival of a single shipment, which will probably appear in the October 1977 import statistics.

U.S. imports of methyl alcohol increased from a negligible level in 1972 to 0.3 billion pounds in 1976. During January-July 1977, U.S. imports amounted to 0.2 billion pounds, almost double the quantity imported during January-July 1976. Canada supplied from 60 to 70 percent of all U.S. imports in 1975 and 1976, and 97 percent of all U.S. imports during January-July 1977. Imports from Brazil were nonexistent until the arrival of a single shipment in September 1977. The ratio of imports to consumption increased from 2 percent in 1974 to 5 percent in 1976 and 6 percent in the first 6 months of 1977.

Data supplied by the Department of the Treasury indicate a possible less-than-fair-value margin of 211 percent for the Brazilian shipment that arrived in September 1977. Although the U.S. importer apparently paid less-than-fair-value for the September 1977 Brazilian shipment, the methyl alcohol so purchased was not resold at such prices in the U.S. market.

In view of the small quantities of Brazilian methyl alcohol involved (equivalent to only 0.2 percent of total 1976 U.S. consumption) and lack of evidence of substantial underselling of U.S. producers' prices in the U.S. market I find that there is no reasonable indication that an industry in the United States is being injured by reason of the importation of methyl alcohol from Brazil that may have been sold at less than fair value in the United States. The remain-

ing question to be answered is whether an industry is likely to be injured by imports from Brazil sold at less than fair value.

The September 1977 shipment of Brazilian methyl alcohol fulfilled all contractual obligations between the importer and exporter, and there is no evidence to indicate that additional deliveries are imminent. In addition, the potential threat to the U.S. industries from future deliveries appears slight when viewed with regard to possible expansion of Brazilian capacity increasing Brazilian demand for methyl alcohol, probable selling price to U.S. purchasers, and the amount of growth of Canadian imports. Therefore, I find that there is no reasonable indication that the domestic industry is likely to be injured by Brazilian imports that may be sold at less than fair value in the United States.

By order of the Commission:

KENNETH R. MASON,  
Secretary.

[FR Doc.77-30678 Filed 10-19-77;8:45 am]

### [ 7020-02 ]

#### REPORT TO THE PRESIDENT

OCTOBER 14, 1977.

To the President: In accordance with section 203(i) of the Trade Act of 1974 (88 Stat. 1978), the United States International Trade Commission herein reports the results of an investigation conducted under section 203(i)(2) of that act with respect to certain stainless and alloy tool steel.

The investigation to which this report relates was undertaken for the purpose of advising the President as to the Commission's judgment as to the probable economic effect on the domestic industry concerned if the relief provided by Presidential Proclamation 4445, as modified by Proclamation 4477, were to be reduced or terminated by (1) excluding from the quantitative restrictions imposed thereby any of the steel covered by TSUS items 923.20, 923.21, 923.22, 923.23, or 923.26; or (2) increasing the quantitative restrictions for the second and third restraint periods for any of the steel covered by the aforementioned five TSUS items. The Commission's advice in this matter is provided separately for the steel covered by each of these five TSUS items.

The investigation was instituted on June 17, 1977, following receipt on May 25, 1977, of a request for such advice from the Special Representative for Trade Negotiations.

Public notice of the investigation and hearing were given by publishing the original notice in the FEDERAL REGISTER of June 24, 1977, (42 FR 32323). On July 15, 1977, the Commission cancelled the hearings scheduled for August 23, 1977, and ordered the hearing to be held on September 7, 1977. Notice of the change of the hearing date was published in the FEDERAL REGISTER on July 18, 1977 (42 FR 36897).

A public hearing in connection with the investigation was held during the period September 7-10, 1977, in the Commission's Hearing Room in Washington, D.C. All interested persons were afforded an opportunity to be present, to present evidence, and to be heard.

The information contained in this report was obtained from fieldwork and from the Commission's files, other Government agencies, and information presented at the hearing and in briefs filed by interested parties.

By order of the Commission.

Issued: October 17, 1977.

KENNETH R. MASON,  
Secretary.

[FR Doc.77-30677 Filed 10-19-77;8:45 am]

### [ 7536-01 ]

#### NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

##### FEDERAL-STATE PARTNERSHIP ADVISORY PANEL

##### Meeting

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 94-463), notice is hereby given that a meeting of the Federal-State Partnership Advisory Panel to the National Council on the Arts will be held on November 2, 1977, from 9:00 a.m. to 4:30 p.m.; November 3, 1977, from 9:00 a.m. to 5:00 p.m., and on November 4, 1977, from 9:00 a.m. to 4:00 p.m. On November 2, 1977, the meeting will be held in the Scheman Building, Iowa State University, Ames, Iowa; on November 3, 1977, in the COC Briefing Center, Ruan Building, 7th and Grants Streets, Des Moines, Iowa and on November 4, 1977, at Drake University, Des Moines, Iowa.

A portion of these meetings will be open to the public on a space available basis on November 2, 1977, from 9:00 a.m. to 4:30 p.m., November 3, 1977, from 9:00 a.m. to 12:00 noon, and on November 4, 1977, from 9:00 a.m. to 4:00 p.m. The agenda for these meetings will include a discussion on policy. There will be a question and answer period following these discussions.

The remaining session of this meeting November 3, 1977, from 12:00 noon to 5:00 p.m. is for the purpose of Panel review, discussion, evaluation, and recommendation on applications for financial assistance under the National Foundation on the Arts and Humanities Act of 1965, as amended, including discussion of information given in confidence to the agency by grant applicants. In accordance with the determination of the Chairman published in the FEDERAL REGISTER March 17, 1977, this session will be closed to the public pursuant to subsections (c) (4), (6), and 9(B) of section 552(b) of Title 5, United States Code.

Further information with reference to this meeting can be obtained from Mr. Robert M. Sims, Advisory Commit-

tee Management Officer, National Endowment for the Arts, Washington, D.C. 20506, or call 202-634-6378.

ROBERT M. SIMS,  
Administrative Officer,  
National Endowment for the Arts.

OCTOBER 14, 1977.

[FR Doc.77-30632 Filed 10-19-77;8:45 am]

[ 7536-01 ]

**MEDIA ARTS ADVISORY PANEL**

**Meeting**

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), notice is hereby given that a closed meeting of the Media Arts Advisory Panel to the National Council on the Arts will be held on November 4, 1977, from 9:00 a.m. to 5:00 p.m., in room 1219 of the Columbia Plaza Building, 2401 E Street NW., Washington, D.C. 20506.

This meeting is for the purpose of Panel review, discussion, evaluation, and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including discussion of information given in confidence to the agency by grant applicants. In accordance with the determination of the Chairman published in the FEDERAL REGISTER of March 17, 1977, these sessions may be closed to the public pursuant to subsections (c) (4), (6), and 9(B) of section 552b of Title 5, United States Code.

Further information with reference to this meeting can be obtained from Mr. Robert M. Sims, Advisory Committee Management Officer, National Endowment for the Arts, Washington, D.C. 20506, or call 202-634-6377.

ROBERT M. SIMS,  
Administrative Officer,  
National Endowment for the  
Arts, National Foundation on  
the Arts and the Humanities.

[FR Doc.77-30631 Filed 10-19-77;8:45 am]

[ 7590-01 ]

**NUCLEAR REGULATORY  
COMMISSION**

**ADVISORY COMMITTEE ON REACTOR  
SAFEGUARDS**

**Proposed Meetings**

In order to provide advance information regarding proposed meetings of the ACRS Subcommittees and Working Groups and of the full Committee, the following preliminary schedule is being published. This preliminary schedule reflects the current situation, taking into account additional meetings which have been scheduled and meetings which have been postponed or canceled since the last list of proposed meetings published in the FEDERAL REGISTER on September 22, 1977, page 47898. Those meetings which are definitely scheduled have had, or will have, an individual notice published in

the FEDERAL REGISTER approximately 15 days (or more) prior to the meeting. Those Subcommittee and Working Group meetings for which it is anticipated that there will be a portion or all of the meeting open to the public are indicated by an asterisk (\*). It is expected that the sessions of the full Committee meeting designated by an asterisk (\*) will be open in whole or in part to the public. Information as to whether a meeting has been firmly scheduled, canceled, or rescheduled, or whether changes have been made in the agenda for the November 3-5, 1977, ACRS full Committee meeting can be obtained by a prepaid telephone call to the Office of the Executive Director of the Committee (telephone 202-634-1374, Attn: Mary E. Vanderholt) between 8:15 a.m. and 5:00 p.m., EDT through October 29 and EST after that date.

**SUBCOMMITTEE AND WORKING GROUP  
MEETINGS**

\**Environmental*, October 20, 1977, Washington, D.C. The Subcommittee will review the concepts of Regulatory Guides 1.52 and 1.ZZ, and the Radiological Assessment Branch Technical Position (BTP) on Radiological Environmental Monitoring. Notice of this meeting was published in the FEDERAL REGISTER on October 3, 1977, page 53691.

\**Atlantic Generating Station*, October 21-22, 1977, Atlantic City, N.J. Postponed indefinitely.

\**Working Group No. 4 of the Reactor Safety Research Subcommittee*, rescheduled from October 25 to November 11, 1977, Washington, D.C.

\**Fluid/Hydraulic Dynamic Effects*, October 26, 1977, Portland, Oreg. The Subcommittee will continue discussion of the effects of blowdown forces on reactor pressure vessel supports. Notice of this meeting was published in the FEDERAL REGISTER on October 11, 1977, page 54894.

\**Fire Protection Working Group*, October 26, 1977, Albuquerque, N. Mex. Postponed indefinitely. Notice of this meeting was published in the FEDERAL REGISTER on October 11, 1977, page 54892 and October 14, 1977, page 55504.

\**Joint Meeting of the ACRS Subcommittees on Seismic Activity, the Skagit Nuclear Project, the Pebble Springs Nuclear Plant, and the Washington Public Power Supply System Nuclear Projects*, October 27-28, 1977, Portland, Oreg. The Subcommittees will continue ACRS review of regional tectonics of the Pacific Northwest and of the 1872 earthquake and the implications regarding nuclear plants in the Pacific Northwest. Review will be continued of (1) the application of the Portland General Electric Co. for a permit to construct the Pebble Springs Nuclear Plant, Units 1 and 2, and (2) the application of the Pudget Sound Power and Light Co. for a permit to construct the Skagit Nuclear Plant. Notice of this meeting was published in the FEDERAL REGISTER on October 11, 1977, page 54895.

\**Resolution of Generic Items*, November 1, 1977, Washington, D.C. The Subcommittee will review the status of ge-

neric issues identified in "Status of Generic Items Relating to Light Water Reactors: Report No. 5," dated February 24, 1977, and any additional issues identified subsequent to that report. Notice of this meeting was published in the FEDERAL REGISTER on October 14, 1977, page 55503.

\**Regulatory Activities*, November 2, 1977, Washington, D.C. The Subcommittee will review working papers, future Regulatory Guides and changes to existing Regulatory Guides; also, it will discuss pertinent activities which affect the current licensing process and/or reactor operation. Notice of this meeting was published in the FEDERAL REGISTER on October 14, 1977, page 55503.

\**Procedures*, November 2, 1977, Washington, D.C. The Subcommittee will discuss proposed ACRS procedures and criteria for Committee participation in review of plant operations at stretch power, ACRS responses to public inquiries regarding reactor safety, and the needs of the Committee with respect to new members. Notice of this meeting was published in the FEDERAL REGISTER on October 14, 1977, pages 55506.

\**Zion Generating Station, Units 1 and 2*, November 10, 1977, Washington, D.C. The Subcommittee will review the status of items identified in the ACRS letter on the Zion Generating Station, dated June 17, 1977.

\**Siting Evaluation*, November 10, 1977, Washington, D.C. The Subcommittee will discuss the current criteria used in the evaluation of potential sites for nuclear reactors and will establish a schedule for future activities of the Subcommittee.

\**Working Group No. 4 of the Subcommittee on Reactor Safety Research*, November 11, 1977 (rescheduled from October 25, 1977), Washington, D.C. The Working Group will review NRC sponsored research on advanced reactor technology. Notice of this meeting was published in the FEDERAL REGISTER on October 6, 1977, page 54474, and October 14, 1977 on page 55504.

\**Transportation of Radioactive Materials*, November 16, 1977, Chicago, Ill. The Working Group will continue its review of NUREG-0170, "Final Environmental Statement on the Transportation of Radioactive Materials by Air and Other Modes."

\**Diablo Canyon Nuclear Station, Unit No. 1*, November 29-30, 1977, San Francisco, Calif. The Subcommittee will review the application of the Pacific Gas and Electric Co. for an interim operating license for Unit No. 1.

\**Fluid/Hydraulic Dynamic Effects*, December 1, 1977, San Francisco, Calif. The Subcommittee will continue discussion of the effects of blowdown forces on reactor pressure vessel supports.

\**D. C. Cook Nuclear Plant, Unit No. 2*, December 3, 1977, Benton Harbor, Mich. The Subcommittee will review the application of the Indiana and Michigan Power Co. for a permit to operate Unit No. 2.

\**Working Group No. 2 of the Reactor Safety Research Subcommittee*, December 6, 1977, Washington, D.C. The Work-

ing Group will continue its review of research and development programs which pertain to fuel behavior and materials and metallurgy. The emphasis of this meeting will be on those aspects concerning pressurized water reactors.

\**Regulatory Activities*, December 7, 1977, Washington, D.C. The Subcommittee will review working papers, future Regulatory Guides and changes to existing Regulatory Guides; also, it will discuss pertinent activities which affect the current licensing process and/or reactor operations.

\**Yellow Creek Nuclear Power Plant*, December 16, 1977, Cornith, Miss. The Subcommittee will meet to review the application of the Tennessee Valley Authority for a permit to construct the Yellow Creek Nuclear Power Plant.

\**Anticipated Transients Without Scram (ATWS)*, December 20, 1977, Washington, D.C. The Subcommittee is tentatively scheduled to discuss various issues pertaining to anticipated transients during reactor operations that might take place without the occurrence of reactor scram.

\**Environmental*, December 21, 1977, Washington, D.C. The Subcommittee will meet with the NRC Staff and various industry representatives to discuss measures to keep occupational radiation exposure at reasonably low values.

\**Reactor Fuel*, December 28, 1977, Washington, D.C. The Subcommittee will review the design and performance of the General Electric Co.'s 8 x 8 fuel assemblies.

\**Edwin I. Hatch, Unit No. 2*, December 29, 1977, Washington, D.C. The Subcommittee will meet to review the application of the Georgia Power Co. for an operating license for Unit No. 2.

#### FULL ACRS MEETINGS

NOVEMBER 3-5, 1977

A. \*Skagit Nuclear Power Plant—Construction Permit Review.

B. \*Regional Tectonics of the Pacific Northwest Area of the United States.

C. \*ACRS Report on Reactor Safety Research.

DECEMBER 8-10, 1977

Agenda to be announced:

Dated: October 14, 1977.

SAMUEL J. CHILK,  
Secretary of the Commission.

[FR Doc.77-30689 Filed 10-19-77;8:45 am]

#### [ 7590-01 ]

#### ADVISORY COMMITTEE ON REACTOR SAFEGUARDS SUBCOMMITTEE ON FLUID/HYDRAULIC DYNAMIC EFFECTS Meeting

The notice of the October 26, 1977 meeting of the ACRS Subcommittee on Fluid/Hydraulic Dynamic Effects, announced in the **FEDERAL REGISTER** on October 11, 1977, page 54894, has been changed as follows:

(1) Delete the word "open" from the first sentence.

(2) Add the following paragraph to the agenda:

It may be necessary for the Subcommittee to hold one or more closed sessions for the purpose of exploring matters involving proprietary information. I have determined, in accordance with Subsection 10(d) of Public Law 92-463, that, should such sessions be required, it is necessary to close these sessions to protect proprietary information (5 U.S.C. 552b(c)(4)).

All other matters regarding this meeting remain the same as announced in the above cited **FEDERAL REGISTER** notice.

Dated: October 18, 1977.

JOHN C. HOYLE,  
Advisory Committee  
Management Officer.

[FR Doc.77-30752 Filed 10-19-77;8:45 am]

#### [ 7590-01 ]

[Docket Nos. 50-317 and 50-318]

#### BALTIMORE GAS AND ELECTRIC CO.

##### Issuance of Amendments to Facility Operating Licenses

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment Nos. 25 and 8 to Facility Operating License No. DPR-53, and DPR-69 (respectively), issued to Baltimore Gas & Electric Company (the licensee), which revised the licenses and their appended Technical Specifications for operation of the Calvert Cliffs Nuclear Power Plant Unit Nos. 1 and 2 (the facilities) located in Calvert County, Maryland. The amendments are effective as of their date of issuance.

The amendments permitted deletion of certain hydraulic shock suppressors as part of a complete redesign of the support systems of the containment spray rings.

The application for the amendments complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendments. Prior public notice of these amendments was not required since the amendments do not involve a significant hazards consideration.

The Commission has determined that the issuance of these amendments will not result in any significant environmental impact and that pursuant to 10 CFR § 51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of the amendments.

For further details with respect to this action, see (1) the application for amendment dated April 26, 1977, and supplements dated July 29, 1977, and September 8 and 14, 1977, (2) Amend-

ment No. 25 to License No. DPR-53, and Amendment No. 8 to License No. DPR 69, and (3) the Commission's related Safety Evaluation. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C., and at the Calvert County Library, Prince Frederick, Md. 20678. A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Operating Reactors.

Dated at Bethesda, Md., this 30th day of September 1977.

For the Nuclear Regulatory Commission,

DON K. DAVIS,  
Acting Chief, Operating Reactors Branch No. 2, Division of Operating Reactors.

[FR Doc.77-30286 Filed 10-19-77;8:45 am]

#### [ 7590-01 ]

[Docket No. 50-271]

#### VERMONT YANKEE NUCLEAR POWER CORP.

##### Issuance of Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 39 to Facility Operating License No. DPR-28, issued to Vermont Yankee Nuclear Power Corp. (the licensee), which revised Technical Specifications for operation of the Vermont Yankee Nuclear Power Station (VYNPS) located near Vernon, Vt. The amendment is effective as of its date of issuance.

This amendment modifies the Technical Specifications relating to the replacement of 192 of 368 fuel assemblies in the reactor core of VYNPS constituting refueling of the core for cycle 5 operation.

In addition, this amendment: (1) Raises from 10 percent to 20 percent, the power level below which the Rod Worth Minimizer must be operable, (2) incorporates into the Technical Specifications qualification requirements for the plant health physicist and the requirement that an individual qualified in radiation protection procedures be onsite when there is fuel in the reactor, and (3) changes the acceptance criterion for surface indications detected during the in-service inspection of category F welds.

The applications for the amendment comply with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Ch. I, which are set forth in the license amendment. Prior public notice of this amendment was not required since the amendment does not involve a significant hazards consideration.

The Commission has determined that the issuance of this amendment will not result in any significant environmental impact and that pursuant to 10 CFR 51.5(d)(4) an environmental statement, or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of this amendment.

For further details with respect to this action, see (1) the applications for amendment dated March 3, 1977; June 8, 1977; July 1, 1977, as supplemented; and September 16, 1977, (2) Amendment No. 39 to License No. DPR-28, and (3) the Commission's related Safety Evaluation. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C., and at the Brooks Memorial Library, 224 Main Street, Brattleboro, Vt. A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Operating Reactors.

Dated at Bethesda, Md., this 30th day of September 1977.

For the Nuclear Regulatory Commission.

MORTON B. FAIRFIE,  
Acting Chief, Operating Reactors Branch No. 4, Division of Operating Reactors.

[FR Doc.77-30593 Filed 10-19-77;8:45 am]

#### [ 7590-01 ]

[Docket Nos. 50-269, 50-270 and 50-287]

#### DUKE POWER CO.

#### Issuance of Amendments to Facility Operating Licenses

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment Nos. 47, 47 and 44 to Facility Operating License Nos. DPR-38, DPR-47 and DPR-55, respectively, issued to Duke Power Company which revised the Technical Specifications for operation of the Oconee Nuclear Station, Unit Nos. 1, 2 and 3, located in Oconee County, South Carolina. The amendments are effective as of the date of issuance.

These amendments revise the Technical Specifications to establish operating limits for Unit 1 cycle 4 operation and tighten leakage limits through the Steam Generator tubes.

The application for the amendments complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendments. Prior public notice of these amendments was not required since the amendments do not involve a significant hazards consideration.

The Commission has determined that the issuance of these amendments will not result in any significant environ-

mental impact and that pursuant to 10 CFR § 51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with the issuance of these amendments.

For further details with respect to this action, see (1) the application for amendments dated March 30, 1977, as supplemented June 21, August 23, September 8, 14 and 24, 1977, (2) Amendment Nos. 47, 47 and 44 to License Nos. DPR-38, DPR-47, and DPR-55, respectively, and (3) the Commission's related Safety Evaluation. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. and at the Oconee County Library, 201 South Spring St., Walhalla, S.C. 29691. A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Operating Reactors.

Dated at Bethesda, Maryland, this 4th day of October 1977.

For the Nuclear Regulator Commission.

A. SCHWENCER,  
Chief, Operating Reactors Branch No. 1, Division of Operating Reactors.

[FR Doc.77-30287 Filed 10-19-77;8:45 am]

#### [ 7590-01 ]

[Dockets Nos. 50-250 and 50-251]

#### FLORIDA POWER AND LIGHT CO.

#### Issuance of Amendments to Facility Operating Licenses

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendments Nos. 29 and 26 to Facility Operating Licenses Nos. DPR-31 and DPR-41, respectively, issued to Florida Power and Light Company which revised Environmental Technical Specifications for operation of the Turkey Point Nuclear Generating Units Nos. 3 and 4, located in Dade County, Florida. The amendments are effective as of the date of issuance.

The amendments will revise the Environmental Technical Specifications to authorize deletion of the monthly and quarterly monitoring of the E-series wells from the groundwater monitoring programs.

The application for the amendments complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendments. Prior public notice of these amendments was not required since the amendments do not involve a significant hazards consideration.

The Commission has determined that the issuance of these amendments will

not result in any significant environmental impact and that pursuant to 10 CFR § 51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of these amendments.

For further details with respect to this action, see (1) the application for amendments dated February 23, 1977, as supplemented by letter dated April 25, 1977, and (2) Amendments Nos. 29 and 26 to Licenses Nos. DPR-31 and DPR-41. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. and at the Environmental and Urban Affairs Library, Florida International University, Miami, Fla. 33199. A copy of item (2) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Operating Reactors.

Dated at Bethesda, Maryland, this 7th day of October 1977.

For the Nuclear Regulatory Commission.

GEORGE LEAR,  
Chief, Operating Reactors Branch No. 3, Division of Operating Reactors.

[FR Doc.77-30288 FR 10-19-77;8:45 am]

#### [ 7590-01 ]

[Docket No. 50-321]

#### GEORGIA POWER CO. ET AL.

#### Issuance of Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 46 to Facility Operating License No. DPR-57 issued to Georgia Power Company, Oglethorpe Electric Membership Corporation, Municipal Electric Association of Georgia and City of Dalton, Georgia, which revised Technical Specifications for operation of the Edwin I. Hatch Nuclear Plant, Unit No. 1, located in Appling County, Georgia. The amendment is effective as of its date of issuance.

The amendment consists of changes to the Technical Specifications which revises the range listed for the shroud water level indicator shown in Table 3.2-11.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment was not required since the amendment does not involve a significant hazards consideration.

The Commission has determined that the issuance of this amendment will not

result in any significant environmental impact and that pursuant to 10 CFR § 51.5(d) (4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of this amendment.

For further details with respect to this action, see (1) the application for amendment dated November 1, 1976, (2) Amendment No. 46 to License No. DPR-57 and (3) the Commission's related Safety Evaluation. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. and at the Appling County Public Library, Parker Street, Baxley, Ga. 31513. A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Operating Reactors.

Dated at Bethesda, Maryland, this 7th day of October 1977.

For the Nuclear Regulatory Commission.

GEORGE LEAR,  
Chief, Operating Reactors  
Branch No. 3, Division of  
Operating Reactors.

[FR Doc.77-30289 Filed 10-19-77;8:45 am]

#### [ 7590-01 ]

[Docket No. 50-344]

#### PORTLAND GENERAL ELECTRIC CO. ET AL.

#### Issuance of Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 17 to Facility Operating License No. NPF-1 issued to Portland General Electric Company, the City of Eugene, Oregon, and Pacific Power and Light Company which revised Technical Specifications for operation of the Trojan Nuclear Plant (the facility), located in Columbia County, Oregon. The amendment became effective on August 12, 1977. Formal issuance of this license amendment occurred on.

This amendment changes the maximum allowed average temperature of the cooling tower basin water from 90°F to 95°F.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment was not required since the amendment does not involve a significant hazards consideration.

The Commission has determined that the issuance of this amendment will not result in any significant environmental impact and that pursuant to 10 CFR § 51.5(d) (4) an environmental impact

statement or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of this amendment.

For further details with respect to this action, see (1) the application for amendment dated August 10 and August 11, 1977, (2) Amendment No. 17 to License No. NPF-1 and (3) the Commission's related Safety Evaluation. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. 20555 and at the Columbia County Courthouse, Law Library, Circuit Court Room, St. Helens, Ore. 97051. A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Operating Reactors.

Dated at Bethesda, Maryland, this 22nd day of September 1977.

For the Nuclear Regulatory Commission.

A. SCHWENCER,  
Chief, Operating Reactors  
Branch No. 1, Division of Op-  
erating Reactors.

[FR Doc.77-30290 Filed 10-19-77;8:45 am]

#### [ 7590-01 ]

[Docket No. 50-335]

#### FLORIDA POWER AND LIGHT CO.

#### Consideration of Proposed Modification to Facility Spent Fuel Storage Pool; Corrected

On September 15, 1977, a "Notice of Consideration of Proposed Modification to Facility Spent Fuel Storage Pool" was published on page 42 FR 46427 without a date. The date that should have been entered at the end of the notice is "Dated at Bethesda, Maryland, this ninth day of September, 1977."

The notice related to proposed modification of the spent fuel storage pool of the Florida Power & Light Co.'s St. Lucie Unit No. 1 pressurized water reactor located in St. Lucie County, Fla., and currently authorized for operation at power levels up to 2,560 MWt.

Dated at Bethesda, Md., this 13th day of October, 1977.

For the Nuclear Regulatory Commission.

DON K. DAVIS,  
Acting Chief, Operating Re-  
actors Branch No. 2, Division  
of Operating Reactors.

[FR Doc.77-30591 Filed 10-19-77;8:45 am]

#### [ 7590-01 ]

#### POWER AUTHORITY OF THE STATE OF NEW YORK, (GREENE COUNTY NU- CLEAR POWER PLANT)

[Docket No. 50-549; Case 80006]

#### Joint Notice of Hearing Schedule

OCTOBER 12, 1977.

An Atomic Safety and Licensing Board  
of the United States Nuclear Regulatory

Commission (Commission) and a Presiding Examiner and an Associate Examiner of the Board on Electric Generation Siting and the Environment of the State of New York (Siting Board) will conduct joint hearings in the above indicated matters at the times set forth in the following schedule:

- (1) November 14 through November 17.
- (2) December 5 through December 9.
- (3) December 19 through December 22.
- (4) January 3 through January 6.

The first day of each week's hearing will begin at 10:30 a.m.

All hearings will take place at the offices of the Public Service Commission, Agency Building 3, Empire State Plaza, Albany, N.Y.

It is so ordered.

For the Atomic Safety and Licensing Board.

Dated at Bethesda, Md., this 12th day of October 1977.

JOHN F. WOLF,  
Chairman.

For the New York State Siting Board.

EDWARD D. COHEN,  
Presiding Examiner.

[FR Doc.77-30592 Filed 10-19-77;8:45 am]

#### [ 7590-01 ]

[Docket No. 50-376]

#### PUERTO RICO WATER RESOURCES AUTHORITY

#### Availability of Final Environmental State- ment (Spanish Translation) for North Coast Nuclear Plant, Unit No. 1

Pursuant to the National Environmental Policy Act of 1969 and the United States Nuclear Regulatory Commission's regulations in 10 CFR Part 51, notice is hereby given that a Final Environmental Statement (Spanish translation) has been prepared by the Commission's Office of Nuclear Reactor Regulation related to the suitability of the site proposed for construction of the North Coast Nuclear Plant, Unit No. 1. The proposed site is located on the north central coast of Puerto Rico (Islote). The Final Environmental Statement (NUREG-0211) is available for inspection by the public in the Commission's Public Document Room at 1717 H Street, NW., Washington, D.C., the Arecibo City Hall Library, Post Office Box 1086, Arecibo, PR 00612 and the Entien Totti Public Library, College of Engineers, Architects and Surveyors, Orb Roosevelt Development, Hato Rey, PR 00918. The Final Statement is also being made available at the Puerto Rico Planning Board, P.O. Box 4119, Minallas Station, Santurce, PR 00940.

The notice of availability of the Final Environmental Statement (English version) related to the suitability of the Islote Site and was published in the FEDERAL REGISTER (42 FR 21672) on April 26, 1977. The comments received from Federal, Commonwealth and local officials and interested members of the pub-



lic have been included as an appendix to the Final Environmental Statement.

Single copies of the Spanish translation of Final Environmental Statement (Document No. NUREG-0211) are available from the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attn: Director, Division of Document Control.

Dated at Bethesda, Maryland, this 17th day of October 1977.

For the Nuclear Regulatory Commission,

GEORGE W. KNIGHTON,  
Chief, Environmental Projects  
Branch 1, Division of Site  
Safety and Environmental  
Analysis.

[FR Doc. 77-30690 Filed 10-19-77; 8:46 am]

[ 4910-58 ]

[N-AR 77-42]

### ACCIDENT REPORTS; SAFETY RECOMMENDATIONS AND RESPONSES

#### Availability and Receipt

**Highway Accident Report No. NTSB-HAR-72-2.**—At 10:55 a.m. on May 21, 1976, a charter bus carrying 52 persons struck and mounted a section of the bridge rail system on the Marina Vista offramp of I-680 near Martinez, California. The bus rolled off the top of the curved bridge rail and landed on its roof. Twenty-nine of the occupants died and the rest sustained injuries ranging from minor to serious.

The National Transportation Safety Board has completed its investigation of this accident and has determined that the probable cause was the failure of the driver, who was unfamiliar with the bus, to correctly monitor the service brake air-pressure gauge, recognize the loss of air, and take appropriate action, including application of the emergency air brake.

Contributing to the accident were: (1) The failure of the air-compressor drivebelt, (2) the failure of the maintenance program and pretrip inspection to detect and replace the deteriorated air-compressor drivebelt, (3) the failure of the signing system to adequately alert the driver to the critical geometrics of the ramp, (4) the severe radius of the curvature of the ramp, (5) the presence of the curb as part of the ramp railing, and (6) a bridge rail system that did not redirect the bus.

The bus was owned and operated by the Student Transportation Lines, Inc., of Carmichael and Marysville, California. At the time of the accident, the bus was chartered by the Yuba City High School choir for a trip to Orinda, California.

As a result of its investigation, the Safety Board on October 13 issued the following safety recommendations:

*To the Federal Highway Administration, U.S. Department of Transportation—*

Prepare and issue an advisory document citing the proper techniques for inspecting

air compressor drivebelts. The bulletin should be disseminated widely throughout the commercial motor carrier industries and to all agencies charged with the regulation of intrastate motor carrier safety. (H-77-11)

Develop bridge railing designs that will meet performance standards to be established by FHWA for various classes of vehicles and that will be sufficient in number to meet the various State requirements with regard to climatic and other physical conditions that affect the operation and maintenance of a roadway system. Such bridge barrier railing designs should be available to States that do not desire to develop their own designs in accordance with mandatory performance standards issued by FHWA. (H-77-12)

Investigate through dynamic crash testing and analytical procedures the effects of various geometric configurations and adjacent roadway surfaces on the performance of traffic barrier rail systems. The investigation should also consider how maintenance practices or the lack of maintenance affects the performance of the barrier rail systems. (H-77-13)

In cooperation with the States, establish priority guidelines for improving, through modification or retrofit, the performance of existing traffic barrier rail systems at bridges. Consideration should be given in the priority guidelines to the potential for multi-fatality accidents involving high occupancy vehicles such as buses. (H-77-14)

In cooperation with the States, determine if the current design and placement of guide, directional, advisory, and warning signs, and other necessary traffic control devices on highway exit ramps are adequate to provide a driver with understandable and performance-related information necessary for the selection and safe negotiation of the desired ramp. The results of the investigation should be used to improve the criteria contained in the Manual on Uniform Traffic Control Devices. (H-77-15)

*To the California Department of Transportation—*

Erect at the approach to the Marina Vista offramp an exit sign that incorporates a diagram of the curvature of the ramp to illustrate its severity and relocate or supplement the advisory exit speed sign to improve its warning to approaching drivers. (H-77-16)

*To the California Highway Patrol—*

Initiate a program that will insure the availability of information about carrier terminal ratings and their meanings to all users of charter-party and schoolbus carriers' services. (H-77-17)

Modify the enforcement policy set forth in its Motor Vehicle Safety Operations Program to provide for letters of warning and/or the initiation of charges against those carriers/terminals upon the receipt of a second consecutive "C" rating. (H-77-18)

Modify its Motor Carrier Safety Operations Program to require that each carrier is held responsible to insure that all drivers—both new and experienced—are properly tested and examined to assure their driving capability and that such drivers are thoroughly familiar with all of the operational functions and controls of each vehicle they drive. (H-77-19)

Recommendation H-77-16 directed to the California Department of Transportation is designated "Class I—Urgent Followup." Each of the other recommendations is designated "Class II—Priority Followup."

Members of the Safety Board on September 29 formally approved the Martinez accident investigation report.

**Railroad Accident Report No. NTSB-RAR-77-7.**—Also approved on September 29 was the investigation report on the derailment of Burlington Northern freight train Extra 5743 East at Belt, Montana, on November 26, 1976. Twenty-four cars of the train derailed, injuring 22 persons. Two persons are missing. About 200 people were evacuated because of subsequent fires and explosions. Five houses, a Farmers Union Cooperative facility, and several other buildings were destroyed or damaged; 19 motor vehicles were destroyed and Belt Creek was contaminated. Damage was estimated to be \$4.5 million, most of which involved non-railroad property.

Investigation revealed a rail failure which originated from a detectable internal defect in a 90-pound rail that was more than 70 years old. The wheel loads to which the rail was regularly subjected exceeded the design capability of the section. In addition, the Board noted, the rail was rolled many years before the "control-cooled" process was adopted by American steel mills to prevent the development of transverse fissures.

Federal regulations did not require that the rail be tested annually for internal defects because it was in Class 3 track that was not used by passenger trains. However, Burlington Northern had tested the rail inductively and ultrasonically in a way that would comply with regulations for higher class trackage. In spite of the tests 4 months before the accident, transverse fissures developed from a detectable inclusion and the rail failed under the dynamic loads of the train.

As a result of its investigation of this accident, the Safety Board on October 13 issued the following recommendations—

*To the Federal Railroad Administration, U.S. Department of Transportation—*

Revise 49 CFR 218.237, Inspection of Rail, to insure the discovery of internal defects in all track, Classes 3 to 6, inclusive, before those defects develop into failures. (R-77-29)

*To Burlington Northern—*

Evaluate the capability of its internal rail defect testing program and make the necessary changes to insure that internal defects are detected before they develop to the failure stage. (R-77-30)

Relegate rail section of 100 pounds or less, made of noncontrol-cooled steel, to locations where service failures will not result in catastrophic derailments. (R-77-31)

Each of the above three safety recommendations is designated "Class II—Priority Followup."

### RESPONSES TO SAFETY RECOMMENDATIONS

*From the Federal Aviation Administration—*

**A-77-49 and 50.**—A serious defect in the pilots' seatbelt attachment fittings, noted during investigation of a Dassault Falcon Jet accident at Naples, Florida, last November 12, led the Safety Board to issue these recommendations on July 11. (See 42 FR 37459, July 21, 1977.)

Recommendation A-77-49 asked FAA to issue an Airworthiness Directive to inspect seatbelt fittings on all Dassault pilot seats for compliance with Dassault's manufacturing procedures and to replace those fittings which are found to be defective. FAA's October 7 response notes that both argon welding and oxyacetylene brazing are approved for the seatbelt retaining pin; also, tests of the SIMCA type 262/263 crew seats with brazing demonstrated strength in excess of certification requirements. FAA is confident that "Dassault's manufacturing and quality control procedures are without fault." The component failures referenced in A-77-49, FAA states, were caused by "instant lateral loads which exceeded design criteria by as much as a factor of three (3) to five (5) times." In view of this, FAA does not believe that a mandatory requirement for inspection would have the safety yield imagined.

In answer to A-77-50, recommending that FAA review the manufacture and quality-control practices of the Dassault pilot seats to insure that they are in accordance with Dassault procedures and FAA criteria, FAA reports that the manufacture and quality-control practices used in producing the SIMCA type 262/263 seats have been reviewed, and FAA finds them in compliance with TSO C39a (Spec. USNA 809) and approved data.

A-77-51.—This recommendation resulted from investigation of the overturn last May 16 of a New York Airways helicopter atop the Pan American Building in New York City. (See 42 FR 37459, July 21, 1977.) The recommendation asked that FAA require that the sliding cockpit door on the Sikorsky S-61 helicopter be removed or retained open so that it cannot obstruct the entrance from the cockpit to the cabin area.

FAA's letter of September 30 reports that FAA has discussed the recommendation with New York Airways, the only air carrier operator using the Sikorsky S-61, and they have agreed to replace the sliding cockpit doors with manufacturer supplied frangible curtains. Also, FAA is preparing an operations bulletin which will direct FAA field inspectors to recommend to all operators of Sikorsky S-61 helicopters that sliding cockpit doors be removed or retained open. This bulletin will be issued within the next 60 days, FAA said.

A-77-52 and 53.—Investigation of the near midair collision last November 17 between two Trans World Airline airplanes—one a B-727, the other a DC-9—near Appleton, Ohio, prompted the Safety Board to issue these recommendations. (See 42 FR 39514, August 4, 1977.)

Recommendation A-77-52 asked FAA to amend ATP Handbook 7110.65 to specify that a controller who issues an altitude assignment and/or a vector heading assignment to an aircraft in flight be required to request readback of the clearance if he does not receive one from the crew; pilot acknowledgment without readback should not be accepted by the controller.

In its response dated September 30, FAA, agreeing in principle with the recommendation, states that its preliminary studies to date preclude adoption as specifically recommended. FAA fore-

sees workload and communications difficulties, especially in the busier terminal air traffic areas, which may be unjustified. FAA notes that a proposal which would revise ATP Handbook 7110.65 by requiring controllers to solicit readbacks of clearances containing altitudes or vectors should pilots omit the readback is being circulated. FAA expects to have a decision on this aspect by December 1, and will advise the Safety Board of its proposed action after the study is completed.

Regarding A-77-53, which recommended that FAA instruct its Air Carrier District Office Chiefs and General Aviation District Office Chiefs to alert their personnel to the circumstances surrounding this incident and require those facilities to assure that pilots are aware of communications procedural requirements and understand why strict adherence to recommended procedures is essential to safe flight, FAA says it will issue a notice advising principal operations inspectors to request their assigned certificate holders to assure that their pilots are aware of the necessity for using proper communications procedures. This notice will be issued within the next 90 days.

A-77-54 and 55.—These recommendations were issued July 26 after the Safety Board determined that three fairly recent Bell Model 206B helicopter accidents had been caused by the failure of the main rotor hub tension/torsion strap assembly, P/N 206-010-105-3, which resulted in immediate separations of the main rotor hub and blade installation from the rotorcraft. (See 42 FR 39514, August 4, 1977.)

In its October 4 response to A-77-54, recommending issuance of an Airworthiness Directive to reduce the service life of tension/torsion strap assembly P/N 206-010-105-3 and -5 from 1,200 hours to 600 hours until the cause of failure can be determined and eliminated, FAA reports that a notice of proposed rulemaking is being prepared to require replacement of this tension/torsion strap assembly every 600 hours for those straps having the CAYTUR 21 covering; retirement time for straps with the MOCA covering will remain at 1,200 hours. FAA expects to issue the notice within the next 30 days.

Recommendation A-77-55 asked FAA to expedite development of a tension/torsion strap fabricated from a material less susceptible to fatigue and corrosion than that currently used and require a retrofit as soon as the replacement strap is available. FAA reports that both Bell Helicopter and FAA have investigated the design of the tension/torsion straps and found that during the Model 206 life from time of type certification to present the covering material of the straps had been changed from MOCA to CAYTUR 21. FAA says, "Also, it was found that the accidents in which tension/torsion straps were suspect, only the CAYTUR 21-covered straps were involved." Accordingly, MOCA-covered straps are now available for field installation. Since the investigation revealed that the coating rather than strap material was the cause of the problem, FAA believes that the service

life reduction of the CAYTUR 21 straps precludes any requirement for retrofit.

*From the U.S. Coast Guard—*

M-74-36.—This recommendation was issued by the Safety Board following investigation into the loss of numerous vessels during heavy weather in the vicinity of Chetco River, Oregon, on or about August 16, 1972.

USCG's October 5 response to the recommendation, which sought the use of all available means of communications, including Citizens Band radio, in situations where a more rapid rescue could be provided, reports the issuance on September 16, 1977, of a policy change stating that Coast Guard will participate to a very limited extent in the use of Citizens Band radio service (CB) to enhance maritime safety. CB calls, Coast Guard states, will be monitored at "search and rescue stations on a secondary, not to interfere, basis with primary voice guards remaining on VHF-FM and 2182 KHZ. No special antennas or remoting equipment will be used." Coast Guard adds, "The coverage area will be whatever can be gained using FCC-type accepted equipment and a simple antenna installed at SAR stations." Coast Guard hopes that CB monitors will be able to provide some additional safety to the large number of small boaters equipped with CB. CB service should be available in time for the 1978 recreational boating season, Coast Guard stated.

M-71-32 and 33.—These recommendations followed investigation into the explosion which occurred aboard the *SS Badger State* on December 26, 1969, in the North Pacific Ocean. The recommendations were discussed at the last joint USCG/NTSB quarterly meeting held August 8, 1977.

Recommendation M-71-32 asked Coast Guard, assisted by the U.S. Navy and U.S. Army, to develop military explosives stowage criteria to meet specific vessel response to dynamic environmental conditions, these criteria to include shipboard measurable parameters of angles of roll and period of roll. Information should be provided to the master of the ship so that he can determine the safety margin remaining in a threatening situation and select available options accordingly; also, this information is important to operational commanders and the weather routing service as a basis for weather routing or diversion to ports of refuge when sea state predictions exceed the design limits.

Coast Guard's letter of October 5 reports completion of the development of a military explosives stowage criteria to meet specific vessel response to dynamic environmental conditions. Copies of the joint Army, Navy publication, "Loading and Stowage of Military Ammunition and Explosives Aboard Breakbulk Merchant Ships," and Coast Guard publication, "Prediction of Extreme Ammunition Cargo Forces at Sea," were provided with the October 5 letter. Coast Guard says that implementation of the loading and stowage manual, along with other improved practices, has resulted in an overall improvement in dunnage security since the time of the *BADGER STATE* casualty.

Considering the present state of the art, Coast Guard states that the concept of providing the master of a ship with information to determine the safety margin remaining in a threatening situation is virtually impossible to meet, citing the study on the prediction of extreme ammunition cargo forces at sea as an illustration of the magnitude of this problem. Coast Guard studies have led to the conclusion that: (1) Break-bulk shipments of palletized military explosives, shored in accordance with the Army/Navy publication, can reasonably be expected to survive any conditions that the ship itself can survive; (2) breakbulk shipments are rapidly being phased out and being replaced by containerized cargoes; (3) there have been no reported incidents of damage to ships or cargoes since the BADGER STATE; (4) there is no possibility of providing "criteria \* \* \* to the master of the ship so that he can determine the safety margin remaining in a threatening situation . . ." with any degree of accuracy such that the figure would be reliable and could be developed at an acceptable cost; and (5) no further work is justified at this time.

Recommendation M-77-33 urged Coast Guard, assisted by the U.S. Navy and U.S. Army to develop, on an engineering basis, stowage design requirements supporting the criteria required in M-71-32. These design requirements must not only be structurally adequate, but should minimize the susceptibility of the stowage to a chain reaction from single-point failures and should minimize the dependence of the stowage to the quality of workmanship resulting from prevalent custom-fitting of dunnage. The study must also recognize that the hull and bulkheads work somewhat in a seaway and therefore cannot be considered as providing rigid supports for blocking and bracing, particularly in heavy seas.

Coast Guard's October 5 response indicates that the risk of "chain reaction" failures can be reduced by greater subdivision of Congress. "A maximum of subdivision is, of course, obtained by containerizing the cargo," Coast Guard stated. As in response to M-71-32, Coast Guard notes that break-bulk shipments are being rapidly replaced by containerized cargo shipments. Coast Guard further notes that much thought and concerted effort in the armed services has been expended in the study and analysis of loading explosives aboard merchant vessels, adding that the movement of military explosives now presents a greatly reduced risk of accident as compared with the risk which existed before the BADGER STATE casualty.

From the Materials Transportation Bureau, U.S. Department of Transportation—

P-77-4.—This recommendation was issued following the Safety Board's investigation into the natural gas accident of August 8, 1976, at Allentown, Pennsylvania. (See 42 FR 30701, June 16, 1977.) The recommendation asked MTB to encourage, coordinate, and monitor development of equipment which could be used to detect the location of sinkholes in the vicinity of underground utilities.

MTB's response of September 30 expresses concern about the unique problem that affects Allentown's cast-iron mains. These facilities are located in potentially unstable soil due to the presence of limestone underlying the soil in this area. This type of soil substructure can be affected by underground or rain water creating sinkholes which will expose the existing cast-iron pipe to additional stresses from either soil overburden or other external forces. However, MTB states, funds are not now available for developing equipment to detect the location of sinkholes in the vicinity of underground utilities. The limited research funds for pipeline safety administered by MTB are principally directed to conducting studies of problem areas having general nationwide applicability.

MTB reports that its State agent, the Pennsylvania Public Utilities Commission, advises that UGI Corporation and some geophysical companies are continuing research to develop economically feasible methods and equipment capable of locating sinkholes or potential sinkholes in areas containing cast-iron natural gas mains. MTB will continue to encourage development of this equipment. In addition, MTB assures that line operators will follow the Department's gas pipeline Federal safety standards containing requirements for surveillance of facilities to act in any situation, such as the development of sinkholes, that could result in an unsafe condition to the public and pipeline.

NOTE.—The above summarizes Safety Board documents made available, and recommendation response letters received, during the preceding week.

Single copies of the Board's safety recommendation issuance in their entirety are available to the public without charge. Copies of the full text of response letters may be obtained at a cost of \$4.00 for service and 10¢ per page for reproduction.

Copies of the complete accident reports Nos. NTSB-HAR-72-2 and NTSB-RAR-77-7 cannot be printed for several weeks. Notice will be given when the reports are available, at which time single copies may be obtained from the Safety Board without charge.

All requests for copies must be in writing, identified by the report or recommendation number and the date of publication of this Notice in the FEDERAL REGISTER, and addressed to: Public Inquiries Section, National Transportation Safety Board, Washington, D.C. 20594.

(Secs. 304(a) (2) and 307 of the Independent Safety Board Act of 1974 (Pub. L. 93-633, 88 Stat. 2169, 2172 (49 U.S.C. 1903, 1906)).)

MARGARET L. FISHER,  
Federal Register  
Liaison Officer.

OCTOBER 17, 1977.

[FR Doc.77-30618 Filed 10-19-77;8:45 am]

#### [ 4910-58 ]

### NATIONAL TRANSPORTATION SAFETY BOARD

[Docket No. SA-459]

MT. ILIAMNA, ALASKA

Aircraft Accident; Accident Investigation  
Hearing

Notice is hereby given that the National Transportation Safety Board will

convene an accident investigation hearing at 9 a.m., (local time) on November 9, 1977, in the McKinley Room of the Anchorage International Inn, Anchorage, Alaska.

The public hearing will be held in connection with the Safety Board's investigation of an accident involving an Alaska Aeronautical Industries, Inc., DeHavilland DHC-6, N563MA, which occurred September 6, 1977, on Mt. Iliamna, Alaska.

JAMES W. KUEHL,  
Senior Hearing Officer.

OCTOBER 11, 1977.

[FR Doc.77-30619 Filed 10-19-77;8:45 am]

#### [ 4910-14 ]

### DEPARTMENT OF TRANSPORTATION

Coast Guard

[CGD 77-171]

#### CHANGE OF RADIO FREQUENCIES

The Coast Guard provides a duplex radiotelephone service on 4, 6, 8, 12, and 16 MHz at selected times, frequencies, and coast stations as part of its responsibilities relating to marine safety, and search and rescue. The principal communications consist of the collection of Automated Mutual-assistance Vessel Rescue (AMVER) System reports and weather observations. In addition, the Coast Guard will handle maritime safety related traffic from all ships having appropriate HF SSB capability, in those instances where communications could not be established on regularly designated safety channels, such as 2182 KHz or 156.8 MHz.

The weather observations will supplement reports received from regular weather reporting stations and ships which may be too far from a storm center to provide accurate weather conditions in coastal waters.

The AMVER System is a maritime assistance program that facilitates and coordinates search and rescue efforts in the oceans of the world. Necessary data is collected by means of a communications system whereby merchant vessels and other qualified vessels report their sail plans and periodic position reports to the Coast Guard for entry into a computer that maintains dead reckoning positions of participating vessels throughout their voyages. Because of the implementation of provisions resulting from the 1974 Maritime Mobile World Administrative Radio Conference, the Coast Guard duplex radiotelephone frequencies for AMVER, and other communications described above, will change on January 1, 1978. The frequencies in current use are effective until December 31, 1977. The new frequencies become effective on January 1, 1978.

COAST STATION SCHEDULE UNTIL  
DECEMBER 31, 1977

Calling and working frequencies for ship-shore-ship communications will be in the duplex frequency mode as indicated below. Guard times on the ship station frequencies are in GMT. Frequencies shown are carrier frequencies and emission is single sideband voice.

Coast XMIT-(Kilohertz).....	4393.4	6521.8	8760.8	13144	17290
Ship XMIT-(Kilohertz) (guarded by coast stations).....	4094.8	6207.2	8226.8	12365	16495
Miami (NMA).....		0000-2400		(1)	(1)
San Francisco (NMC).....	0000-2400	0000-2400	0000-2400	(1)	(1)
Boston (NMF).....		0000-2400			
New Orleans (NMG).....	0200-1200	0000-2400	0000-2400	1200-0200	(1)
Portsmouth (NMN).....	0200-1200	0000-2400	0000-2400	1200-0200	(1)
Honolulu (NMO).....	0000-2400	0000-2400	0000-2400	(1)	(1)
Kodiak (NOJ).....	(1)	0000-2400	(1)	(1)	(1)
Adak (NOX).....	1700-0500	0000-2400	(1)		
Guam (NRV).....		0900-2100		2100-0900	

<sup>1</sup> On request.

**COAST STATION SCHEDULE EFFECTIVE JANUARY 1, 1978**

Calling and working frequencies for ship-shore-ship communications will be in the duplex frequency mode as indicated below. Guard times on the ship station frequencies are in GMT. Frequencies shown are carried frequencies and emission is single sideband voice.

Coast XMIT (Kilohertz).....	4428.7	6506.4	8765.4	13113.2	17307.3
Ship XMIT (Kilohertz) (guarded by coast station).....	4134.3	6200	8241.5	12342.4	16534.4
Miami (NMA).....		0000-2400		(1)	(1)
San Francisco (NMC).....		0000-2400	0000-2400	(1)	(1)
Boston (NMF).....		0000-2400			
New Orleans (NMG).....	0200-1200	0000-2400	0000-2400	1200-0200	(1)
Portsmouth (NMN).....	0200-1200	0000-2400	0000-2400	1200-0200	(1)
Honolulu (NMO).....	0000-2400	0000-2400	0000-2400	(1)	(1)
Kodiak (NOJ).....	(1)	0000-2400	(1)	(1)	(1)
Adak (NOX).....	1700-0500	0000-2400	(1)		
Guam (NRV).....		0900-2100		2100-0900	

<sup>1</sup> On request.

Dated: October 11, 1977.

**C. C. HOB DY, Jr.,**  
*Acting Chief of Operations.*

[FR Doc.77-30683; Filed 10-19-77; 8:45 am]

[ 4910-14 ]

**Coast Guard**  
[77-195]

**DELAWARE BAY, DELAWARE RIVER VESSEL TRAFFIC SERVICE**

**Public Hearing**

The U.S. Coast Guard will conduct, pursuant to authority of the Ports and Waterways Safety Act of 1972 (Sec. 102, 86 Stat. 426; 33 U.S.C. 1224), a public hearing on Wednesday, November 16, 1977, in the auditorium of the Social Security Administration Building, Third and Spring Garden Streets, Philadelphia, Pa. The hearing is scheduled to begin at 10 a.m.

The purpose of this hearing is to provide the Coast Guard with comments from public and private sectors relative to evaluation of present vessel traffic services, including aids to navigation, and to help determine the relative need for additional vessel traffic management techniques in the Delaware Bay-Delaware River area.

Public comment is encouraged regarding the following issues: (a) the scope and degree of hazards related to vessel traffic on the Delaware Bay and its main tributary, the Delaware River; (b) vessel traffic characteristics including minimum interference with the flow of commercial traffic, traffic volume, the sizes and types of vessels, the usual nature of local cargoes, and similar factors; (c) port and waterway configurations and different geographic, climatic and other conditions and circumstances; (d) environmental factors; (e) economic impact and effects; (f) adequacy of existing

vessel traffic systems, services and schemes and (g) local practices and customs.

Interested persons are invited to attend the hearing and present oral statements. Persons wishing to present oral statements are requested to complete a registration card, available from the Commander (mps), Third Coast Guard District, Building 108, Governors Island, N.Y. 10004, Telephone 212-264-8723, and return it by 4 p.m., on November 1, 1977. Persons may also submit written statements to the above address. All written statements received by November 30, 1977, and oral statements presented at the hearing will be fully considered by the Coast Guard before it takes any action that affects the vessel traffic services.

**W. F. REA III,**  
*Vice Admiral, U.S. Coast Guard Commander, Third Coast Guard District.*

[FR Doc.77-30684 Filed 10-19-77; 8:45 am]

[ 4910-13 ]

**Federal Aviation Administration**  
**RADIO TECHNICAL COMMISSION FOR AERONAUTICS (RTCA) EXECUTIVE COMMITTEE**

**Meeting**

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463; 5 U.S.C. App. 1) notice is hereby given of a meeting of the RTCA Executive Committee to be held November 16, 1977, Sheraton National Motor Hotel North I Room, Arlington, Va., commencing

at 2 p.m. The Agenda for this meeting is as follows: (1) Chairman's Introductory Remarks; (2) Summary Report of Special Committee Activities for past year; (3) RTCA/EUROCAE Activities and Cooperation; (4) Needed Technical Areas of International Cooperation and Coordination; (5) Need for International Standards Organization TC-20/SC-5 and RTCA/EUROCAE Cooperation in Developing Environmental Test Standards; (6) Summary Commentary by International Associates Representatives, and (7) Other Business.

Attendance is open to the interested public but, limited to space available. With the approval of the Chairman, members of the public may present oral statements at the hearing. Persons wishing to attend and persons wishing to present oral statements should notify, not later than the day before the meeting, and information may be obtained from, RTCA Secretariat, 1717 H Street, NW., Washington, D.C. 20006; 202-296-0484. Any member of the public may present a written statement to the committee at any time.

Issued in Washington, D.C., on October 14, 1977.

**KARL F. BIERACH,**  
*Designated Officer.*

[FR Doc.77-30695 Filed 10-19-77; 8:45 am]

[ 4910-60 ]

**Materials Transportation Bureau**  
**ASSOCIATED UNIVERSITIES, INC.; APPLICATION FOR INCONSISTENCY RULING**  
**Date, Time and Location for Public Hearing**

In the October 6, 1977 FEDERAL REGISTER (42 FR 54487) the Materials Transportation Bureau announced that a public hearing would be held on the application by Associated Universities, Inc. for an administrative ruling on whether Section 175.111 of the New York City Health Code, which restricts the transportation of radioactive materials in and through the City of New York, is inconsistent with and thus preempted by the Hazardous Materials Transportation Act or regulations issued thereunder.

The date, time and location of the public hearing, which were not definite at the time of the October 6, 1977 public notice, have now been determined. The hearing will be held beginning at 9:30 AM on November 10, 1977 in the Oval Room, 43d Floor, #1 World Trade Center (North Tower), entrance located on Church Street (between West Vesey and Liberty Streets), New York, New York. Seating will be limited to approximately 200 persons. Other than for those making oral presentations, no reserved seating will be available, and attendance will be on a first-come, first-served basis. (49 U.S.C. 1811; 49 CFR 1.53(e); 49 CFR, Part 107, Subpart C.)

Issued in Washington, D.C. on October 12, 1977.

**ALAN I. ROBERTS,**  
*Director, Office of Hazardous Materials Operations.*

[FR Doc.77-30550 Filed 10-19-77; 8:45 am]

[ 7035-01 ]

**INTERSTATE COMMERCE  
COMMISSION**

[Drought Order No. 71 (Sub-No. 3)]

**COMMONWEALTH OF VIRGINIA**

It appearing, that by reasons of drought conditions existing in certain portions of the Commonwealth of Virginia, hereinafter referred to as the disaster area, the Secretary of the United States Department of Agriculture has requested the Commission to enter an order under Section 22 of the Interstate Commerce Act authorizing railroads subject to the Commission's jurisdiction to transport hay to the disaster area at reduced rates:

*It is ordered,* That carriers by railroad participating in transportation of hay to the counties of:

Bedford	Grayson
Floyd	Lunenburg

all located in the Commonwealth of Virginia, referred to herein as the disaster area, be, and they are hereby, authorized under Section 22 of the Interstate Commerce Act to establish and maintain until December 31, 1977, reduced rates for such transportation, the rates to be published and filed in the manner prescribed in Section 6 of the Interstate Commerce Act except that they may be effective upon not less than one day's notice to the Commission and the public.

*It is further ordered,* That the class of persons entitled to such reduced rates is hereby defined as persons designated as being in distress and in need of relief by the United States Department of Agriculture or by such State agents or agencies as may in turn be designated by the United States Department of Agriculture to assist in relieving the distress caused by the drought.

*It is further ordered,* That, during the period in which any reduced rates authorized by this order are effective the carriers may, notwithstanding the provisions of Section 4 of the Interstate Commerce Act, maintain higher rates to directly intermediate points and maintain through rates in excess of the aggregate of intermediate rates over the same routes if one or more of the factors of such aggregate of intermediate rates is a reduced rate established under the authority of the order.

*It is further ordered,* That, any tariffs or tariff provisions published under the authority of this order shall explicitly so state, making reference to this order by number and date.

*It is further ordered,* That, subject to the conditions in the succeeding paragraphs hereof, the use of reduced rates established by authority of this order may be conditioned upon the release by the shipper of the value of the commodity, which released value, in its relationship to the invoice value of the property at time of shipment, shall be in the same percentage relation which

the reduced rates bear to the rates which otherwise would apply.

*It is further ordered,* That tariffs containing release rates filed under authority of this order shall show in connection with such rates the following notation:

The release value must be entered on shipping order and bill of lading in the following form:

The agreed or declared value of the property is hereby specifically stated by the shipper to be not in excess of (show percent) of the invoice value of the property herein described.

If the shipper fails or declines to execute the above statement, shipments will not be accepted for transportation at the rates subject hereto. Rates published elsewhere in other tariffs lawfully filed with the Interstate Commerce Commission will apply in such a case. Rates herein published on released value have been authorized by the Interstate Commerce Commission in Drought Order No. 71 (Sub-No. 3) of October 14, 1977.

*And it is further ordered,* That notice to the affected railroads and the general public shall be given by depositing a copy of this order in the Office of the Secretary of the Commission and by filing a copy with the Director, Office of Federal Register; the Governor of Virginia; and that copies be mailed to the Chairman of the Traffic Executive Association—Eastern Railroads, New York, N.Y.; the Chairman of the Southern Freight Association, Atlanta, Ga.; the Chairman of the Executive Committee, Western Railroads Traffic Association, Chicago, Ill.; the Vice President and Director, Economics and Finance Department, Association of American Railroads, Washington, D.C.; and to the President of the American Short Line Railroads Association, Washington, D.C.

This is not a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969.

Dated at Washington, D.C., this 14th day of October 1977.

By the Commission, Vice Chairman Clapp.

H. G. HOMME, Jr.,  
Acting Secretary.

[FR Doc.77-30644 Filed 10-19-77;8:45 am]

[ 7035-01 ]

**FOURTH SECTION APPLICATION FOR  
RELIEF**

OCTOBER 17, 1977.

An application, as summarized below, has been filed requesting relief from the requirements of Section 4 of the Interstate Commerce Act to permit common carriers named or described in the application to maintain higher rates and charges at intermediate points than those sought to be established at more distant points.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the General Rules of

Practice (49 CFR 1100.40) and filed on or before November 4, 1977.

FSA No. 43448—*Chemicals Between Points in Louisiana and Texas.* Filed by Southwestern Freight Bureau, Agent (No. B-711), for interested rail carriers.

Rates on chemicals, in tank-car loads, as described in the application, between specified points in Louisiana and Texas, and Bay City and Midland, Mich., and Sarnia, Ontario, Canada.

Grounds for relief—Rate relationship and kindred articles.

Tariff—Supplement 19 to Southwestern Freight Bureau, Agent, tariff 12-K, I.C.C. No. 5272.

Rates are published to become effective on November 9, 1977.

By the Commission.

H. G. HOMME, Jr.,  
Acting Secretary.

[FR Doc.77-30641 Filed 10-19-77;8:45 am]

[Ex Parte No. MC-101]

**INITIAL PROCESSING OF MOTOR CARRIER  
FINANCE PROCEEDINGS**

On June 13, 1977, the Commission entered a Notice and Policy Statement (Statement) in this proceeding which provided that enforcement of compliance with the contained provisions would commence on August 23, 1977.

The Commission has received a number of comments in response to the Statement and in order to adequately consider all of the issues raised prior to implementation of the provisions it will be necessary to again postpone enforcement of compliance.

*It is ordered, therefore:*

1. That the Notice and Policy Statement entered June 13, 1977, be, and it is hereby, modified so as to provide that enforcement of compliance with the contained provisions shall commence on November 14, 1977.

2. That this order shall be effective on the date it is served.

Decided October 7, 1977.

By the Commission. Vice Chairman Clapp and Commissioner Murphy did not participate in the disposition of this proceeding.

H. G. HOMME, Jr.,  
Acting Secretary.

[FR Doc.77-30645 Filed 10-19-77;8:45 am]

[ 7035-01 ]

**MOTOR CARRIER TRANSFER  
PROCEEDINGS**

OCTOBER 20, 1977.

Application filed for temporary authority under Section 210a(b) in connection with transfer application under Section 212(b) and Transfer Rules, 49 CFR Part 1132:

No. MC-FC 77362. By application filed October 13, 1977, AIR LAND TRANSPORT, INC., 591 West 67th Avenue,

Anchorage, Alaska 99502, seeks temporary authority to transfer the operating rights of Aurora Delivery, Inc., Star Rte. A, Box 493-C, Anchorage, Alaska 99507, under section 210a(b). The transfer to air Land Transport, Inc., of the operating rights of Aurora Delivery, Inc., is presently pending.

By the Commission.

H. G. HOMME, Jr.,  
Acting Secretary.

[FR Doc. 77-30643 Filed 10-19-77; 8:45 am]

### [ 7035-01 ]

[Notice No. 242]

#### MOTOR CARRIER BOARD TRANSFER PROCEEDINGS

The following publications include motor carrier, water carrier, broker, and freight forwarder transfer applications filed under Section 212(b), 206(a), 211, 312(b), and 410(g) of the Interstate Commerce Act.

Each application (except as otherwise specifically noted) contains a statement by applicants that there will be no significant effect on the quality of the human environment resulting from approval of the application.

Protests against approval of the application, which may include a request for oral hearing, must be filed with the Commission within 30-days after the date of this publication. Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest must be served upon applicants' representative(s), or applicants (if no such representative is named), and the protestant must certify that such service has been made.

Unless otherwise specified, the signed original and six copies of the protest shall be filed with the Commission. All protests must specify with particularity the factual basis, and the section of the Act, or the applicable rule governing the proposed transfer which protestant believes would preclude approval of the application. If the protest contains a request for oral hearing, the request shall be supported by an explanation as to why the evidence sought to be presented cannot reasonably be submitted through the use of affidavits.

The operating rights set forth below are in synopsis form, but are deemed sufficient to place interested persons on notice of the proposed transfer.

No. MC-FC-77219, filed October 12, 1977. Transferee: CURLEY'S TRUCKING, INC., P.O. Box 1107, Monahans, Tex. 79756. Transferor: R. R. Kennedy Trucking, Inc., McCamey, Tex. Applicants' representative: William D. Lynch, Attorney at Law, P.O. Box 912, Austin, Tex. 78767. Authority sought for purchase by transferee of the operating rights of transferor, as set forth in Certificate of Registration No. MC 98868 (Sub-No. 2), issued April 20, 1964, as follows: Specified commodities between all points in Texas. Transferee presently

holds no authority from this Commission. Application has not been filed for temporary authority under Section 210a(b).

No. MC-FC-77332, filed September 27, 1977. Transferee: HERMAN POWELL & SONS, INC., P.O. Box 216, Phenix City, Ala. 36867. Transferor: Herman Powell, P.O. Box 216, Phenix City, Ala. 36867. Applicant's representative: Richard Y. Bradley, P.O. Box 2707, Columbus, Ga. 31902. Authority sought for purchase by transferee of the operating rights of transferor, as set forth in Permits Nos. MC 109729 (Sub-No. 1), MC 109729 (Sub-No. 3), and MC 109729 (Sub-No. 4), issued by the Commission September 23, 1948, April 5, 1960, and May 2, 1973, respectively, as follows: (1) Tile and clay products, between Phenix City, Ala., and points in Alabama, within ten miles of Phenix City, on the one hand, and, on the other, points in Georgia; (2) Clay products, from Phenix City, Ala., and points within ten miles thereof, to points in that part of Florida on and west of the Aucilla River, and empty containers for other such incidental facilities used in transporting the latter commodities on return; for the account of Bickerstaff Clay Products Co., of Phenix City, Ala.; and (3) Ceramic tile, bricks, and concrete blocks, from points in Russell and Jefferson Counties, Ala., Cobb County, Ga., and Escambia County, Fla., to points in Alabama, Georgia, Mississippi, and Tennessee, and to points in that part of Florida in and west of Hamilton, Suwannee, Lafayette, and Dixie Counties, Fla., for the account of Bickerstaff Clay Products Co., Inc. Transferee presently holds no authority from this Commission. Application for temporary authority has not been filed under Section 210a(b).

No. MC-FC-77333, filed September 27, 1977. Transferee: PERILLO MOTOR LINES, INC., 499 Central Ave., New Providence, N.J. 07974. Transferor: Wheelways, Inc., 499 Central Ave., New Providence, N.J. 07974. Applicants' representative: Robert B. Pepper, 168 Woodbridge Ave., Highland Park, N.J. 08904. Authority sought for purchase by transferee of the operating rights of transferor, as set forth in Certificates No. MC 117669 and MC 117669 (Sub-No. 3), issued July 24, 1968, and June 30, 1977, respectively, as follows: General commodities (with exceptions) from points in the District of Columbia, Delaware, and New Jersey, points in New York on and south of U.S. Highway 6, points in Pennsylvania on and east of a line beginning at the Pennsylvania-New York State line and extending along U.S. Highway 6 to Milford, Pa., thence along U.S. Highway 209 to Pottsville, Pa., thence along Pennsylvania Highway 61 (portion formerly U.S. Highway 122) to Reading, Pa., thence along Pennsylvania Highway 10 (portion formerly U.S. Highway 122) to Morgantown, Pa., thence continuing along Pennsylvania Highway 10 to Oxford, Pa., and thence along U.S. Highway 1 to the Pennsylvania-Maryland State line, and points in Maryland on and east of a line beginning at the Maryland-

Pennsylvania State line and extending along U.S. Highway 1 to the Maryland-District of Columbia line, thence along U.S. Highway 50 to junction Maryland Highway 450, thence along Maryland Highway 450 to Annapolis, Md., thence across the Chesapeake Bay to the eastern shore and thence along the eastern shore to the Maryland-Virginia State line, to Philadelphia, Pa., with no transportation for compensation on return except as otherwise authorized. *Electrical supplies, equipment, fittings, fixtures, and accessories, between Philadelphia, Pa., on the one hand, and, on the other, points in the District of Columbia, Delaware, and New Jersey, and points in Pennsylvania, and Maryland on and east of a line as described above. Sewing, knitting, and pressing machines, with parts, equipment fittings, fixtures, and accessories therefor, between Philadelphia, Pa., on the one hand, and, on the other, points in New Jersey, and points in that part of New York on and south of U.S. Highway 6. Soap chemicals and textile and lubricating oils, in containers, from Philadelphia, Pa., to New York, N.Y., and Bayonne, Beverly, and Camden, N.J., with no transportation for compensation on return except as otherwise authorized. Radios and television sets, incidental parts, batteries and supplies, and electrical equipment, between points in Philadelphia County, Pa. Between Philadelphia, Pa., on the one hand, and, on the other, Wilmington and Dover, Del., Newark, Perth Amboy, Elizabeth, Trenton, Hammonton, Edgewater, Atlantic City, and Camden, N.J., and points in the New York, N.Y., Commercial Zone as defined by the Commission in 1 M.C.C. 665. (1) Electrical equipment, fittings, and fixtures, and (2) materials, supplies, and equipment used in the production of the commodities in (1) (except commodities in bulk). Between Union, N.J., on the one hand, and, on the other, points in Connecticut, Maine, Massachusetts, New Hampshire, New York (except New York, N.Y., and points in Westchester, Nassau, and Suffolk Counties, N.Y.), Rhode Island, and Vermont. Transferee is presently authorized to operate as a common carrier under Certificate No. MC 117669 and subs thereafter. Application has not been filed for temporary authority under Section 210a(b).*

No. MC-FC-77336, filed September 30, 1977. Transferee: SERVICE BUS CO., INC., 798 Nepperhan Ave., Yonkers, N.Y. Transferor: Holiday Bus Corp., 798 Nepperhan Ave., Yonkers, N.Y. Applicants' representative: Sidney J. Leshin, Attorney at Law, 575 Madison Ave., New York, N.Y. 10022. Authority sought for purchase by transferee of the operating rights of transferor, as set forth in Certificate No. MC 877, issued May 17, 1974, as follows: Passengers and their baggage, restricted to traffic originating at the points indicated immediately below, in round-trip charter operations. From New York, N.Y., to points in New Jersey,

Pennsylvania, and Connecticut, and return. Transferee is presently authorized to operate as a common and contract carrier under Permit No. MC 126317 (Sub-No. 1) and Certificate No. MC 103210 and subs thereafter. Application has not been filed for temporary authority under Section 210a(b).

No. MC-FC-77337, filed September 30, 1977. Transferee: SERVICE BUS CO., INC., 798 Nepperhan Ave., Yonkers, N.Y. Transferor: Bronxville Transit Corp., 798 Nepperhan Ave., Yonkers, N.Y. Applicants' representative: Sidney J. Leshin, Attorney at Law, 575 Madison Ave., New York, N.Y. 10022. Authority sought for purchase by transferee of the operating rights of transferor, as set forth in Permit No. MC 138428, issued June 20, 1974, as follows: Passengers, between points in New Jersey, on the one hand, and, on the other, the site of Camp Hillard at Hartsdale, N.Y., during the period from June 15 to September 10, inclusive, of each year. Restriction: The operations authorized herein are limited to a transportation service to be performed, under a continuing contract, or contracts with Camp Hillard, of Hartsdale, N.Y. Transferee is presently authorized to operate as a common and contract carrier under No. MC 126317 (Sub-No. 1) and Certificate No. MC 103210 and subs thereafter. Application has not been filed for temporary authority under Section 210a(b).

No. MC-FC-77342, filed October 4, 1977. Transferee: WES-MAR TRANSPORTATION, INC., 333 North Marine Ave., Wilmington, Calif. 90744. Transferor: Mercury Freight Lines, 2845 Workman Mill Rd., Whittier, Calif. 90601. Applicants' representative: R. Y. Schurman, Attorney at Law, 1545 Wilshire Blvd., Los Angeles, Calif. 90017. Authority sought for purchase by transferee of the operating rights of transferor, as set forth in Certificate of Registration No. MC 99991 (Sub-No. 1), issued April 15, 1977, as follows: General commodities, with exceptions, between points in the described Los Angeles (California) Basin Region. Transferee presently holds no authority from this Commission. Application has not been filed for temporary authority under Section 210a(b).

H. G. HOMME, Jr.,  
Acting Secretary.

[FR Doc.77-30642 Filed 10-19-77;8:45 am]

### [ 7035-01 ]

[Notice 36574]

#### PETITION OF RAILROADS SEEKING AUTHORIZATION TO WAIVE DEMURRAGE CHARGES CAUSED BY SEVERE WINTER WEATHER

OCTOBER 14, 1977.

In an order served August 12, 1977, the Commission granted specified rail carriers the right to waive a portion of demurrage charges caused by severe winter weather. (Published in the FEDERAL REGISTER, on August 19, 1977, vol. 42, p. 41,948.) In that order, the Commission stated that other carriers who want to

participate in the proposal could, upon notifying the Commission in writing of their intent to do so. In a letter filed October 3, 1977, The Lake Erie & Eastern Railroad Co., gave notice of its intent to participate in the approved proposal.

H. G. HOMME, Jr.,  
Acting Secretary.

[FR Doc.77-30646 Filed 10-19-77;8:45 am]

### [ 7035-01 ]

[Volume No. 39]

#### PETITIONS, APPLICATIONS, FINANCE MATTERS (INCLUDING TEMPORARY AUTHORITIES), RAILROAD ABANDONMENTS, ALTERNATE ROUTE DEVIATIONS, AND INTRASTATE APPLICATIONS

OCTOBER 14, 1977.

##### PETITIONS FOR MODIFICATION, INTERPRETATION, OR REINSTATEMENT OF OPERATING RIGHTS AUTHORITY

The following petitions seek modification or interpretation of existing operating rights authority, or reinstatement of terminated operating rights authority.

The Commission has recently provided for easier identification of substantive petition matters and all documents should clearly specify the "docket", "sub", and "suffix" (e.g. M1, M2) numbers identified by the FEDERAL REGISTER notice.

An original and one copy of protests to the granting of the requested authority must be filed with the Commission within 30 days after the date of this FEDERAL REGISTER notice. Such protest shall comply with Special Rule 247 (d) of the Commission's General Rules of Practice (49 CFR 1100.247)<sup>1</sup> and shall include a concise statement of protestant's interest in the proceeding and copies of its conflicting authorities. Verified statements in opposition should not be tendered at this time. A copy of the protest shall be served concurrently upon petitioner's representative, or petitioner if no representative is named.

No. MC 9071 M1 (Notice of filing of petition to remove restriction) filed August 22, 1977. Petitioner: David Steinman, doing business as N. Steinman Trucking Co., River Street and North Washington Ave., Scranton, Pa. 18503. Petitioner's representative: Joseph F. Hoary, 121 South Main Street, Taylor, Pa. 18517. Petitioner holds a motor common carrier certificate in No. MC 9071, issued September 18, 1964, authorizing transportation, as pertinent, over regular routes, of: *General commodities* (except classes A and B explosives, household goods as defined by the Commission, and commodities in bulk), between Carbondale, Pa., and Scranton, Pa., serving all intermediate points from Carbondale over U.S. Highway 6 to

<sup>1</sup> Copies of Special Rule 247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

Scranton, and return over the same route; from Carbondale over county highways known as the Montdale Road and O'Neill Highway to Scranton, and return over the same route. Restriction: The service to be performed by carrier shall be limited to service which is auxiliary to, or supplemental of, rail service of the New York, Ontario and Western Railway Co., hereinafter called the railway. Carrier shall not serve any point not a station on the rail line of the railway. All contractual arrangements between carrier and the railway shall be reported to the Commission and shall be subject to revision if and as the Commission finds it to be necessary in order that such arrangements shall be fair and equitable to the parties. Such further specific conditions as the Commission, in the future, may find it necessary to impose in order to restrict carrier's operation to service which is auxiliary to, or supplemental of, rail service. By the instant petition, petitioner seeks to delete the above "restriction" in its entirety.

No. MC 103926 (Sub-No. 14), M1 (Notice of filing of petition for modification of certificate) filed August 24, 1977. Petitioner: W. T. MAYFIELD SONS TRUCKING CO., P.O. Box 947, Mableton, Ga. 30059. Petitioner's representative: William H. Driskell (same address as applicant). Petitioner holds a motor common carrier certificate in No. MC 103926 (Sub-No. 14), issued October 30, 1974, authorizing transportation over irregular routes, of: *Tractors* (except truck tractors) and *parts, implements, attachments, accessories and supplies* therefor, when moving incidentally thereto as a part of the same shipment, between points in Arkansas, North Carolina, South Carolina, Florida, Georgia, Tennessee, Alabama, and Mississippi, restricted to the transportation of office originating at and destined to points within the States described above. By the instant petition, petitioner seeks (1) to remove from the commodity description the phrase "when moving incidentally thereto as a part of the same shipment," and (2) to delete the restriction which reads "restricted to the transportation of traffic originating at and destined to points within the States described above."

No. MC 119547 (Sub-No. 43) (M1) (Notice of filing of petition to add an origin point), filed August 29, 1977. Petitioner: EDGAR W. LONG, INC., 3815 Old Wheeling Road, Zanesville, Ohio 43701. Petitioner's representative: Richard H. Brandon, P.O. Box 97, Dublin, Ohio 43017. Petitioner holds a motor common carrier certificate in No. MC 119547 (Sub-No. 43), issued August 29, 1977, authorizing transportation, over irregular routes, of (1) *Glassware*, from Jeannette, Pa., to points in Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, Washington, and Wyoming; (2) *Chinaware and stoneware*, from Sebring, Ohio, to points in the destination States listed in (1) above; and (3) *Plastic ware*, from Lake City

and Girard, Pa., to points in the destination States listed in (1) above. By the instant petition, petitioner seeks to add the origin point of Bedford Heights, Ohio in part (2) above.

REPUBLICATIONS OF GRANTS OF OPERATING RIGHTS AUTHORITY PRIOR TO CERTIFICATION

The following grants of operating rights authorities are republished by order of the Commission to indicate a broadened grant of authority over that previously noticed in the FEDERAL REGISTER.

An original and one copy of a petition for leave to intervene in the proceeding must be filed with the Commission on or before November 21, 1977. Such pleading shall comply with Special Rule 247 (d) of the Commission's General Rules of Practice (49 CFR 1100.247) addressing specifically the issue(s) indicated as the purpose for republication, and including copies of intervenor's conflicting authorities and a concise statement of intervenor's interest in the proceeding setting forth in detail the precise manner in which it has been prejudiced by lack of notice of the authority granted. A copy of the pleading shall be served concurrently upon the carrier's representative, or carrier if no representative is named.

No. MC 116686 (Sub-No. 3) (Republication) (Notice of filing of petition for modification of certificate, filed January 25, 1977, published in the FEDERAL REGISTER issue of May 5, 1977, and republished this issue. Petitioner: G. S. FURNITURE SERVICES, INC., 1080-B, Route No. 9, North Lindenhurst, N.Y. 11757. Petitioner's representative: Roy A. Jacobs, 550 Mamaroneck Avenue, Harrison, N.Y. 10528. An Order of the Commission, Review Board No. 3, dated September 29, 1977, and served October 6, 1977, finds that the present and future public convenience and necessity require modification of petitioner's certificate in No. MC 116686 (Sub-No. 3), issued April 16, 1975, (1) by deleting from petitioner's certificate the phrase "Between the facilities of G. S. Furniture Services, Inc., at Central Islip, N.Y., on the one hand" and substituting in lieu thereof "Between the facilities of Long Island Furniture Express, Inc., at North Lindenhurst, N.Y., on the one hand" and (2) by deleting from petitioner's certificate the phrase "and points in Bergen, Essex, Hudson, Passaic, Union, Middlesex, Somerset and Morris Counties, N.J.," and substituting in lieu thereof "and points in New Jersey." Petitioner is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. The purpose of this republication is to indicate in (2) above the authorization of all points in New Jersey in lieu of the eight New Jersey counties presently authorized.

No. MC 130331 (Republication), filed July 14, 1975, published in the FEDERAL REGISTER issue of October 9, 1975, and re-

published this issue. Applicant: MON-ARCH TOURS, INC., P.O. Box 692, Manchester, Mo. 63011. Applicant's representative: Donald R. Wilson, 940 Pierre Laclede Center, 7733 Forsyth Blvd., St. Louis, Mo. 63105. An order of the Commission, Review Board No. 2, dated September 20, 1976, and served October 4, 1976, finds that the present and future public convenience and necessity require operation by applicant at Manchester, Mo., as a broker in arranging for transportation by motor vehicle, in interstate or foreign commerce, of passengers and their baggage, in special operations, in round-trip all expense tours, beginning and ending at points in the St. Louis, Mo.-East St. Louis, Ill., commercial zone, and points in St. Louis and St. Charles Counties, Mo., and extending to points in the United States, including Alaska but excluding Hawaii that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder.

The purpose of this republication is to change "in charter operations" to "in special operations" in lieu of the authority that was previously published.

No. MC 141274 (Sub-No. 1) (Republication), filed August 11, 1976, published in the FEDERAL REGISTER issue of September 30, 1976, and republished this issue. Applicant: C. C. Ankeney, Inc., P.O. Box 1034, Whittier, Calif. 90609. Applicant's representative: Charles C. Ankeney (same address as applicant). A Decision and Order of the Commission, Review Board Number 2, dated August 3, 1977, and served September 12, 1977, as corrected September 29, 1977, finds that operation by applicant, in interstate or foreign commerce, as a contract carrier, by motor vehicle, over irregular routes, in the transportation of plastic scrap, pellets, plastic scrap flakes, and plastic scrap powders (except commodities in bulk), from Beaumont, Orange, Port Arthur, Houston, Galveston, Bay City, and Odessa, Tex., and New Orleans and Lake Charles, La., to Warren, Ohio, Mayfield, N.Y., Woodland, Calif., and points in Los Angeles, Orange, and San Francisco Counties, Calif., under a continuing contract, or contracts, with Go-Plas Enterprises, of Orange, Calif., that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. The purpose of this republication is to eliminate the restriction "in tank vehicles" and to broaden the commodity and territorial descriptions.

MOTOR CARRIER, WATER CARRIER, AND FREIGHT FORWARDER OPERATING RIGHTS APPLICATIONS

The following applications are governed by Special Rule 247 of the Commission's General Rules of Practice (49 CFR 1100.247). These rules provide, among other things, that a protest to the granting of an application must be filed

with the Commission within 30 days after the date of notice of filing on the application is published in the FEDERAL REGISTER. Failure to seasonably file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with section 247(d)(3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one copy of the protest shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of section 247(d)(4) of the special rules, and shall include the certification required therein.

Section 247(f) further provides, in part, that an applicant who does not intend timely to prosecute its application shall promptly request dismissal thereof, and that failure to prosecute an application under procedures ordered by the Commission will result in dismissal of the application. Further processing steps will be by Commission order which will be served on each party of record. Broadening amendments will not be accepted after the date of this publication except for good cause shown, and restrictive amendments will not be entertained following publication in the Federal Register of a notice that the proceeding has been assigned for oral hearing. Each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

No. MC 2253 (Sub-No. 76), filed August 29, 1977. Applicant: CAROLINA FREIGHT CARRIERS CORP., P.O. Box 697, Cherryville, N.C. 28021. Applicant's representative: J. S. McCallie (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) cast iron pipe and fittings, from Charlotte, N.C., to points in Maine, New Hampshire, and Vermont, and (2) plastic pipe and fittings, from Bakers, N.C., to points in Maine, New Hampshire, and Vermont.

NOTE.—If a hearing is deemed necessary the applicant requests that it be held at either Charlotte, N.C., or Washington, D.C.

No. MC 10169 (Sub-No. 4), filed September 8, 1977. Applicant: HATCHER TRUCKING CO., INC., 1515 11th Street



N.E., Roanoke, Va. 24012. Applicant's representative: Nancy Pyeatt, 815 15th Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Bassett, Danville, Ferrum, Martinsville, and Rocky Mount, Va., on the one hand, and, on the other, points in North Carolina.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Greensboro, N.C., or Charlotte, N.C.

No. MC 20916 (Sub-No. 29), filed September 7, 1977. Applicant: JOHN T. SISK, Route 2, Box 182-B, Culpeper, Va. 22701. Applicant's representative: Frank B. Hand, Jr., P.O. Drawer C, Berryville, Va. 22611. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber*, (1) from points in Nottoway County, Va., to points in Maryland, Pennsylvania, West Virginia, New Jersey, and the District of Columbia, and (2) from points in Highland, Bedford, Rockbridge, and Prince William Counties, and Lynchburg, Va., to points in North Carolina.

NOTE.—Applicant holds motor contract carrier authority in No. MC 134427 and Sub-No. 2 thereto, therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests that it be held at Washington, D.C.

No. MC 27817 (Sub-No. 136), filed August 31, 1977. Applicant: H. C. GABLER, INC., R.D. No. 3, Chambersburg, Pa. 17201. Applicant's representative: Christian V. Graf, 407 North Front Street, Harrisburg, Pa. 17101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lawn and garden products* (except commodities in bulk), from the facilities of O. M. Scott & Sons Co., at or near Marysville, Ohio, and Columbus, Ohio, to points in Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, West Virginia, District of Columbia, and North Carolina. Restricted to traffic originating at the above origins and destined to the named destination States.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Harrisburg, Pa., or Washington, D.C.

No. MC 30657 (Sub-No. 28), filed September 9, 1977. Applicant: DIXIE HAULING COMPANY, (a corporation), 540 Englewood Ave. SE Atlanta, Ga. 30315. Applicant's representative: Archie B. Culbreth, Suite 246, 1252 West Peachtree St., NW., Atlanta, Ga. 30309. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) Corrugated fibreboard boxes, and pulpboard, other than corrugated, from the plantsite and warehouse facilities of Container Corporation

of America located at or near Chattanooga, TN, to points in Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina and Virginia. (2) Steel fibreboard and pulpboard drums, corrugated fibreboard boxes, and plastic articles, other than expanded, from the plantsite and warehouse facilities of Container Corporation of America located at or near Lithonia, Ga., to points in Alabama, Florida, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee and Virginia. (3) Fibreboard boxes, other than corrugated, and pulpboard trays, from the plantsite and warehouse facilities of Container Corporation of America located at or near Stone Mountain, Ga., to points in Alabama, Florida, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia. (4) Fibreboard cans, and aluminum or steel can ends, from the plantsite and warehouse facilities of Container Corporation of America located at or near Atlanta, Ga., to points in Alabama, Florida, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee and Virginia. (5) Corrugated fibreboard boxes from the plantsites and warehouse facilities of Container Corporation of America located at or near Knoxville and Nashville, Tenn., to points in Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee and Virginia. (6) Materials and supplies used in the manufacture and distribution of commodities named in (1) through (5) above (except commodities in bulk), from points in Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee and Virginia, to Atlanta, Lithonia, and Stone Mountain, Ga., and Chattanooga, Knoxville, and Nashville, Tenn. Restricted to transportation under a continuing contract(s) with Container Corporation of America.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 37248 (Sub-No. 21), filed September 8, 1977. Applicant: VIRGINIA-CAROLINA FREIGHT LINES, INCORPORATED, P.O. Box 4988, Martinsville, Va. 24112. Applicant's representative: Terrell C. Clark (same address as applicant). Authority sought to operate as a *common carrier*, over irregular routes, transporting: *Floor covering, and commodities used or useful in the installation, maintenance, sale, or distribution of floor covering* (except commodities in bulk). From Lancaster County, Pa., to Florence, S.C.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests that it be held at Washington, D.C.

No. MC 46737 (Sub-No. 52), filed September 6, 1977. Applicant: GEO. F. ALGER CO., a corporation, 26380 Van Born Rd., Dearborn Heights, Mich. 48125. Applicant's representative: Martin J. Leavitt, 22375 Haggerty Rd., P.O. Box 400, Northville, Mich. 48167. Authority sought

to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement* from points in Emmet County, Mich., to points in Indiana, Ohio, Wisconsin and Illinois.

NOTE.—If a hearing is deemed necessary, the applicant requests that it be held at either Detroit, Mich., or Chicago, Ill.

No. MC 52704 (Sub-No. 153), filed September 6, 1977. Applicant: GLENN McCLENDON TRUCKING COMPANY, INC., P.O. Drawer "H", LaFayette, Ala. 36862. Applicant's representative: Archie B. Culbreth, Suite 246, 1252 West Peachtree St., NW., Atlanta, Ga. 30309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Paper and paper articles, plastic bags and plastic sheeting*, From the plantsite and warehouse facilities of Hudson American Corp. at or near Richmond, Va., to points in Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana, Maryland, Mississippi, Missouri, North Carolina, Oklahoma, South Carolina, Tennessee, Texas, and the District of Columbia, and (2) *Materials, equipment and supplies* (except in bulk) used in the manufacture and distribution of paper and paper articles, plastic bags and plastic sheeting, From points in the States named in (1) above to the plantsite and warehouse facilities of Hudson American Corp. at or near Richmond, Va.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 57697 (Sub-No. 11), filed August 29, 1977. Applicant: LESTER SMITH TRUCKING, INC., P.O. Box 1642, Denver, Colo. 80216. Applicant's representative: Michael J. Norton, P.O. Box 2135, Suite 404, Boston Bldg., Salt Lake City, Utah 84110. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber, Lumbermill products, Sawmill products, Wood products, Composition Board, and Wallboard*, from points in South Dakota to points in Arizona, Arkansas, Colorado, Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, New Mexico, Oklahoma, Texas, Utah, and Wisconsin.

NOTE.—If a hearing is deemed necessary the applicant requests it be held at either Denver, Colo., or Rapid City, S. Dak. Common control may be involved.

No. MC 59531 (Sub-No. 105), filed September 8, 1977. Applicant: AUTO CONVOY CO., 3020 South Haskell Ave., Dallas, Tex. 75223. Applicant's representative: Walter N. Bieneman, 100 West Long Lake Rd., Suite 102, Bloomfield Hills, Mich. 48013. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Motor vehicles*, in secondary movement, in truckaway service, from Shreveport, La., to points in Arkansas, Louisiana, Mississippi, Tennessee, Oklahoma, and Texas, restricted to the transportation of traffic having an immediately prior movement by rail.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Washington, D.C.

No. MC 60887 (Sub-No. 5), filed August 25, 1977. Applicant: HARRY H. LONG MOVING STORAGE & EXPRESS, INC., P.O. Box 1425, Appleton, Wis. 54911. Applicant's representative: John R. Long (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General Commodities* (except classes A & B explosives, household goods, commodities in bulk, commodities because of size or weight which requires the use of special equipment), restricted to rail, steamship, trailers, and containers, having a prior or subsequent movement by rail, water or air, between points in Wisconsin.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Milwaukee, Wis., or Chicago, Illinois.

No. MC 61396 (Sub-No. 336), filed September 6, 1977. Applicant: HERMAN BROS. INC., 2565 St. Marys Ave., P.O. Box 189, Omaha, Nebr. 68101. Applicant's representative: John E. Smith, II (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia*, in bulk, in tank vehicles, (1) from Crawfordville, Mt. Vernon and Terre Haute, Ind.; Bellevue, Iowa; Crystal City, Mo.; and Henderson, Ky., to points in Illinois, and (2) from Niota and Albany, Ill., to points in Iowa.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Springfield, Ill. or Omaha, Nebr.

No. MC 61403 (Sub-No. 247), filed August 30, 1977. Applicant: THE MASON AND DIXON TANK LINES, INC., Highway 11-W, P.O. Box 969, Kingsport, Tenn. 37662. Applicant's representative: W. C. Mitchell, Suite 1201, 370 Lexington Ave., New York, N.Y. 10017. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Crude cottonseed oil*, in bulk, in tank vehicles, from Montgomery, Ala. to the plantsite of Cincinnati Milacron Chemicals, Inc., at or near Reading Ohio.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at either Cincinnati, Ohio or Louisville, Ky.

No. MC 61592 (Sub No. 406), filed August 29, 1977. Applicant: JENKINS TRUCK LINE, INC., P.O. Box 697, Jeffersonville, Ind. 47130. Applicant's representative: E. A. DeVine, 101 First Ave., P.O. Box 737, Moline, Ill. 61265. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Doors, door parts and materials and supplies* (except commodities in bulk), Between Cameron, Tex. and Tupelo, Miss., on the one hand, and on the other, points in the United States (except Alaska and Hawaii).

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Denver, Colo.

No. MC 73165 (Sub-No. 418), filed September 6, 1977. Applicant: EAGLE MOTOR LINES, INC., 830 North 33rd Street, Birmingham, Ala. 35202. Applicant's representative: John W. Cooper, Suite 200, Woodward Bldg., 1927 1st Avenue North, Birmingham, Ala. 35203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Electric welders, together with carriages and parts therefor*, from the plant site and warehousing facilities of Miller Electric Manufacturing Company, located in Appleton and Neenah, Wis., and Dallas and Fort Worth, Tex., to points in and east of Minnesota, Iowa, Missouri, Arkansas, and Texas.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Milwaukee, Wis. or Chicago, Ill.

No. MC 77972 (Sub-No. 30), filed August 22, 1977. Applicant: MERCHANTS TRUCK LINE, INC., P.O. Box 908, New Albany, Miss. 38652. Applicant's representative: Donald B. Morrison, 1500 Deposit Guaranty Plaza, P.O. Box 22628, Jackson, Miss. 39205. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment): (1) Between Eutaw, Ala. and the Alabama-Georgia State line: From Eutaw over Interstate 20 to the Alabama-Georgia State line, and return over the same route, serving all intermediate points; (2) between Columbus, Miss. and Tuscaloosa, Ala.: From Columbus, Miss. over U.S. Highway 82 to Tuscaloosa, Ala., and return over the same route, serving all intermediate points; (3) between Birmingham, Ala. and the Alabama-Georgia State line: From Birmingham, Ala. over U.S. Highway 11 and/or Interstate 59 to the Alabama-Georgia State line, and return over the same route, serving all intermediate points; (4) between Birmingham, Ala. and the Alabama-Tennessee State line: From Birmingham, Ala. over U.S. Highway 31 and/or Interstate 65 to the Alabama-Tennessee State line, and return over the same route, serving all intermediate points; (5) between Anniston, Ala. and the Alabama-Tennessee State line: From Anniston, Ala. over U.S. Highway 431 to the Alabama-Tennessee State line north of Huntsville, Ala., and return over the same route, serving all intermediate points; (6) between Birmingham, Ala. and Scottsboro, Ala.: From Birmingham, Ala. over Alabama Highway 79 to Scottsboro, Ala., and return over the same route serving all intermediate points; (7) between Pell City, Ala. and Huntsville, Ala.: From Pell City, Ala. over U.S. Highway 231 to Huntsville, Ala., and return over the same route, serving all intermediate points; (8) between Hamilton, Ala. and the Alabama-Georgia State line: From Hamilton, Ala. over U.S. Highway 278 to the Alabama-Georgia State line, and return over the same route, serving all

intermediate points, including Hamilton, Ala.; (9) between Hamilton, Ala. and Birmingham, Ala.: From Hamilton, Ala. over U.S. Highway 78 to Birmingham, and return over the same route, serving all intermediate points; (10) between Tuscaloosa, Ala. and the Alabama-Tennessee State line: From Tuscaloosa, Ala. over U.S. Highway 43 to Florence, Ala.; thence over Alabama Highway 17 to the Alabama-Tennessee State line, and return over the same route, serving all intermediate points; (11) between Tuscaloosa, Ala. and Arab, Ala.: From Tuscaloosa, Ala., over Alabama Highway 69 to Arab, Ala., and return over the same route, serving all intermediate points; (12) between Memphis, Tenn. and the Alabama-Tennessee State line: From Memphis, Tenn. over U.S. Highway 72 and Alternate 72 to the Alabama-Tennessee State line near Bridgeport, Ala., and return over the same route, serving all intermediate points on said routes in Mississippi and Alabama lying between Corinth, Miss. and the Alabama-Tennessee State line, including Corinth, Miss.:

(13) between Tupelo, Miss. and Corinth, Miss.: From Tupelo, Miss. over U.S. Highway 45 to Corinth, Miss., and return over the same route, serving all intermediate points; (14) between Tremont, Miss. and Decatur, Ala.: From Tremont, Miss. over Mississippi Highway 23 to Red Bay, Ala.; thence over Alabama Highway 24 to Decatur, Ala., and return over the same route, serving all intermediate points; (15) between Booneville, Miss. and Red Bay, Ala.: From Booneville, Miss. over Mississippi Highway 30 to Red Bay, Ala., and return over the same route, serving all intermediate points; (16) between Fulton, Miss. and Iuka, Miss.: From Fulton, Miss. over Mississippi Highway 25 to Iuka, Miss., and return over the same route, serving all intermediate points; (17) between Jasper, Ala. and the junction of Alabama Highway 5 and U.S. Highway 43 near Phil Campbell, Ala.: From Jasper, Ala. over Alabama Highway 5 to its junction with U.S. Highway 43 near Phil Campbell, Ala., and return over the same route serving all intermediate points; (18) between Millport, Ala. and Fayette, Ala.: From Millport, Ala. over Alabama Highway 96 to Fayette, Ala. and return over the same route, serving all intermediate points; (19) between Birmingham, Ala. and the Alabama-Georgia State line: From Birmingham, Ala. over Alabama Highway 75 to the Alabama-Georgia State line, and return over the same route serving all intermediate points; (20) between Clebume, Ala. and Scottsboro, Ala.: From Clebume, Ala. over Alabama Highway 9 to its junction with Alabama Highway 35 near Lawrence, Alabama; thence over Alabama Highway 35 to Scottsboro, Ala., and return over the same route, serving all intermediate points; (21) between Muscle Shoals, Ala. and Cullman, Ala.: From Muscle Shoals, Ala. over Alabama Highway 157 to its junction with U.S. Highway 31; thence over U.S. Highway 31 to Cullman, Ala., and return over the same route, serving all intermediate points;

(22) between Anniston, Ala. and Piedmont, Ala.: From Anniston, Ala. over Alabama Highway 21 to Piedmont, Ala., and return over the same route, serving all intermediate points; (23) between Decatur, Ala. and the junction of Alabama Highway 67 and U.S. Highway 278: From Decatur, Ala. over Alabama Highway 67 to its junction with U.S. Highway 231 near Summit, Ala., and return over the same route, serving all intermediate points; (24) between Columbus, Miss. and York, Ala.: From Columbus, Miss. and Mississippi Highway 69 to Pickensville, Ala.; thence over Alabama Highway 14 to Aliceville, Ala.; thence over Alabama Highway 17 to York, Ala., and return over the same route, serving all intermediate points; (25) service Pelham and Talladega, Ala. as off-route points in connection with the above described regular routes; and (26) serving as intermediate and off-route points all points in the State of Alabama lying on and north of Interstate Highway 20, restricted against the transportation of shipments received from another carrier at a point in Ala. for delivery to a point in Ala. and further restricted against the pickup of shipments at points in Ala. for delivery to an interline carrier at another point in Ala.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests that it be held at Memphis, Tenn., Birmingham, Ala.; Jackson, Miss.; and Tupelo, Miss.

No. MC 83539 (Sub-No. 467), filed September 6, 1977. Applicant: C & H TRANSPORTATION CO., INC., 1936-2010 West Commerce St., P.O. Box 5976, Dallas, Tex. 75222. Applicant representative: Thomas E. James (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: *Yard tractors*, between Lyons, Ill., on the one hand, and, on the other, points in the United States, including Alaska but excluding Hawaii.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at either Chicago, Ill., or Washington, D.C.

No. MC 83835 (Sub-No. 146), filed September 6, 1977. Applicant: WALES TRANSPORTATION, INC., P.O. Box 6186, Dallas, Tex. 75222. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier* by motor vehicle, over irregular routes, transporting: *Cooling towers, cooling tower parts and accessories*, from the facilities of E.D. Goodfellow Co., Inc., located at Tulsa, Okla. to points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary applicant requests it be held at Dallas, Texas.

No. MC 85970 (Sub-No. 11), filed September 6, 1977. Applicant: SARTAIN TRUCK LINE, INC., 1354 N. 2nd Street, Memphis, Tenn. 38107. Applicant's representative: Robert L. Baker,

618 United American Bank Bldg, Nashville, Tenn. 37219. Authority sought to operate as a *common carrier* by motor vehicle, over irregular routes, transporting: *Containers, and materials, equipment and supplies used in the manufacture of containers* between the plantsite and storage facilities of Tote Systems, Division of Hoover Ball and Bearing Co., in Dyer County, Tenn., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii).

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests that it be held in Memphis, Tennessee or Nashville, Tennessee.

No. MC 95540 Sub-No. 991), filed September 6, 1977. Applicant: Watkins Motor Lines, Inc., 1144 West Griffin Rd., P.O. Box 1636, Lakeland, Fla. 33802. Applicant's representative: Benjy W. Fincher (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Frozen food-stuffs* (except commodities in bulk, in tank vehicles), and (2) *Frozen meats and meat-by-products*, unfit for human consumption (except commodities in bulk, in tank vehicles); From the facilities of Wiscold, Inc., at or near Beaver Dam and Milwaukee, Wis., to points in Arkansas, Ala., and Mississippi and Louisiana.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Milwaukee, Wis., Washington, D.C. or Tampa, Fla.

No. MC 95876 (Sub-No. 209), filed September 6, 1977. Applicant: ANDERSON TRUCKING SERVICE, INC., 203 Cooper Avenue North, St. Cloud, Minn. 56301. Applicant's representative: Val M. Higgins, 1000, First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Fertilizer handling equipment and front end loaders*, from Willmar, Minn., to points in the United States (except Alaska and Hawaii), and (2) *materials, equipment and supplies* used in the manufacture of fertilizer handling equipment and front end loaders, from points in Ohio, to Willmar, Minn.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests that it be held at Minneapolis-St. Paul, Minn.

No. MC 95876 (Sub-No. 211), filed September 8, 1977. Applicant: ANDERSON TRUCKING SERVICE, INC., 203 Cooper Avenue North, St. Cloud, Minn. 56301. Applicant's representative: Robert D. Gisvold, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, over irregular routes, transporting: (1) *Agricultural machinery, implements, equipment, and parts and accessories*, from Kaukauna, Wis., to points in the United States in and east of Montana, Wyoming, Colorado and New Mexico; (2) *Material, equipment and supplies used in the manufacture of the*

commodities described in part (1) above, from the destination States involved in part (1), to Kaukauna, Wis.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests that it be held at Minneapolis-St. Paul, Minn.

No. MC 98399 (Sub-No. 5), filed August 31, 1977. Applicant: SHULL TRUCK LINE COMPANY, INC., P.O. Box A, Savannah, Tenn. 38372. Applicant's representative: Robert L. Baker, 618 United American Bank Bldg., Nashville, Tenn. 37219. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A & B explosives, household goods as defined by the Commission, commodities in bulk and commodities requiring special equipment), (1) Between Nashville, Tenn., and Selmer, Tenn.; from Nashville over U.S. Highway 31 to Columbia, Tenn., thence over U.S. Highway 43 to Lawrenceburg, Tenn., thence over U.S. Highway 64 to Selmer, Tenn., and return over the same route, serving all intermediate points between Selmer and Waynesboro, including Selmer and Waynesboro, and serving all other points in Hardin and McNairy Counties, Tenn., as off-route points in connection with the carrier's regular route authority; (2) between Adamsville, Tenn., and Pickwick Dam, Tenn.; from Adamsville over U.S. Highway 64 to its junction with unnumbered highway known as the Gilchrist Road, thence over the Gilchrist Road to its junction with Tennessee Highway 57, thence over Tennessee Highway 57 to Pickwick Dam, Tenn., and return over the same route, serving all intermediate points; (3) between Savannah, Tenn., and Counce, Tenn.; from Savannah, Tenn., over Tennessee Highway 128 to Pickwick Dam, Tenn., thence over Tennessee Highway 57 to Counce, Tenn., and return over the same route, as an alternate route for operating convenience only; (4) between Savannah, Tenn., and the Yellow Creek Port Authority and Industrial Park, Miss.; from Savannah, Tenn., over Tennessee Highway 128 to its junction with Tennessee Highway 57, thence over Tennessee Highway 57 to its junction with Mississippi Highway 25, thence over Mississippi Highway 25 to the Yellow Creek Port Authority and Industrial Park, and return over the same route, serving the Yellow Creek Port Authority and Industrial Park in or near Tishomingo and Alcorn Counties, Miss.; (5) between the junction of U.S. Highway 43 and Tennessee Highway 20, (serving said junction for joinder only) and the junction of U.S. Highway 64 and the Summertown Pike (unnumbered) as an alternate route for operating convenience only in connection with carrier's regular route authority; from the junction of U.S. Highway 43 and Tennessee Highway 20 over Tennessee Highway 20 to its junction with the Summertown Pike, to its junction with U.S. Highway 64, and return over the same route; (6) between

Nashville, Tenn., and Columbia, Tenn., for operating convenience only in connection with carrier's regular route authority and serving Columbia for the purpose of joinder only; from Nashville over Interstate Highway 65 to its junction with Tennessee Highway 99, thence over Tennessee Highway 99 to Columbia, and return over the same route.

NOTE.—Authority sought in Routes 1, 2, and 3 above is to convert existing Certificates of Registration to Certificates of Public Convenience and Necessity. If a hearing is deemed necessary, applicant requests that it be held at Savannah, Tenn.

No. MC 99610 (Sub-No. 27), filed: Sept. 8, 1977. Applicant: Ross Neely Express, Inc., 1500 Second St., Pratt City Station, Birmingham, Ala. 35214. Applicant's representative: Edward G. Villalon, 1032 Pennsylvania Building, Pennsylvania Ave. & 13th St. NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, over regular routes, transporting general commodities (except household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment); (1) Between junction of U.S. Highways 72 and 43 at or near Tusculumbia, Ala., and Memphis, Tenn. From junction of U.S. Highways 72 and 43 over U.S. Highway 72 to Memphis, Tenn., and return over the same route, serving all intermediate points in Alabama. (2) Between Hamilton, Ala., and Memphis, Tenn. From Hamilton, Ala., over U.S. Highway 78 to Memphis, Tenn., and return over the same route, serving all intermediate points in Alabama. (3) Between Reform, Ala., and Memphis, Tenn. From Reform, Ala., over U.S. Highway 82 to Columbus, Miss., thence over U.S. Highway 45 via Aberdeen, Nettleton, Shannon, and Verona to Tupelo, Miss., thence over U.S. Highway 78 to Memphis, Tenn., and return over the same routes, serving all intermediate points in Alabama. (4) Between Atlanta, Ga., and Memphis, Tenn. From Atlanta, Ga., over U.S. Highway 78 to Memphis, Tenn., and return over the same route, serving all intermediate points in Alabama. Service under Routes 1 through 4 above includes service to Memphis, Tenn., commercial zone. Authority is sought for applicant to tack Routes 1 through 4 with applicant's authority presently held under Certificate of Public Convenience and Necessity No. MC 99610 (Sub-No. 14) and to interline with other carriers at all points of interchange in Alabama, and at Memphis, Tenn.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Birmingham, Ala., or Memphis, Tenn.

No. MC 100666 (Sub-No. 366), filed September 9, 1977. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Wilburn L. Williamson, 280 National Foundation Life Building, 3535 Northwest 58th Street, Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting:

*lumber and lumber products*, from points in Missouri to points in Indiana, Michigan, Minnesota, and Ohio.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Kansas City, Mo.

No. MC 105045 (Sub-No. 69), filed September 8, 1977. Applicant: R. L. JEFFRIES TRUCKING CO., INC., 1020 Pennsylvania Street, Evansville, Ind. 47701. Applicant's representative: Paul F. Sullivan, 711 Washington Building, Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, equipment, materials and supplies* used in, or in connection, with the discovery, development, production, refining, manufacture, processing, storage, transmission and distribution of natural gas and petroleum and their products and byproducts, and machinery, materials, equipment, and supplies used in, or in connection with construction, operation, repair, servicing, maintenance and dismantling of pipe lines, including the stringing and picking up thereof, between points in Maine, New Hampshire, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, North Carolina, South Carolina, Georgia, and Florida, on the one hand, and, on the other, points in the United States in and east of Texas, Oklahoma, Kansas, Nebraska, South Dakota, and North Dakota.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Dallas, Tex.

No. MC 106074 (Sub-No. 43), filed September 9, 1977. Applicant: B AND P MOTOR LINES, INC., Oakland Road, P.O. Box 727, Forest City, N.C. 28043. Applicant's representative: George W. Clapp, 109 Hartsville Street, P.O. Box 836, Taylors, S.C. 29687. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Decorations and ornaments*, from Gastonia, N.C., and points in its commercial zone, to points in Illinois, Indiana, Michigan, Ohio, and Wisconsin, and points in and west of Minnesota, Iowa, Missouri, Arkansas, and Louisiana (except Alaska and Hawaii).

NOTE.—Applicant holds motor contracts carrier authority in No. MC 140842 (Sub-No. 1), therefore, dual operations may be involved. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Charlotte, N.C., or Washington, D.C.

MC 107460, Sub-No. 71, filed September 7, 1977. Applicant: WILLIAM Z. GETZ, INC., 3055 Yellow Goose Road, Lancaster, Pa., 17601. Applicant's representative: Donald D. Shipley (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting *Metal roofing and accessories*, (except commodities in bulk), from the plantsites of Fabral Corp., located at or near Lancaster, Pa., and Gridley, Ill., to

the distribution centers of Sears Roebuck Co., located at or near Los Angeles, Calif., and Seattle, Wash., under a continuing contract or contracts with Fabral Corporation.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Washington, D.C., or Harrisburg, Pa.

No. MC 107496 (Sub-No. 1106), filed September 7, 1977. Applicant: RUAN TRANSPORT CORPORATION, 3200 Ruan Center, 666 Grand Avenue, Des Moines, Iowa 50304. Applicant's representative: E. Check, P.O. Box 855, Des Moines, Iowa 50304. Applicant seeks authority to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Acids, chemicals, alcohol, denatured alcohol solvent and polyethylene resins*, in bulk, in tank or hopper-type vehicles, from Tuscola, Ill., to points in the United States on and east of U.S. Highway 85, including points in Utah.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Des Moines, Iowa.

No. MC 107541 (Sub-No. 47), filed August 15, 1977. Applicant: WASHINGTON-OREGON LUMBER FREIGHTERS, INC., 12925 Northeast Rockwell Drive, Vancouver, Wash. 98665. Applicant's representative: David C. White, 2400 Southwest Fourth Ave., Portland, Ore. 97201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) Soda products, from points in Sweetwater County, Wyo., to the ports of entry on the international boundary line between the United States and Canada, located at points in Washington and Idaho, restricted to traffic destined to the Province of British Columbia, Canada; (2) Borax and boric acid, from the facilities of U.S. Borax Corp., at or near Boron, Calif., and from Trona and Wilmington, Calif., to the ports of entry on the international boundary line between the United States and Canada, located at points in Washington and Idaho, restricted to traffic destined to the Province of British Columbia, Canada; (3) Copper oxide, from Santa Fe Springs, Calif., to the ports of entry on the international boundary line between the United States and Canada, located at points in Washington and Idaho, restricted to traffic destined to the Province of British Columbia, Canada; and (4) Fly ash, from the ports of entry on the international boundary line between the United States and Canada, located at points in Washington and Idaho, to Santa Fe Springs, Calif., restricted to traffic originating at the Province of British Columbia, Canada.

NOTE.—Applicant states it intends to join authority with corresponding British Columbia authority or with British Columbia carrier to provide through service. If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash.

No. MC 110563 (Sub No. 208), filed September 8, 1977. Applicant: COLD-

WAY FOOD EXPRESS, INC., P.O. Box 747, St. Route 29 North, Sidney, Ohio 45365. Applicant's representative: Joseph M. Scanlan, 111 West Washington Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: Prepared Frozen Foods, from Marshall, Macon, Moberly, and Carrollton, Mo., to points in Ohio, Pennsylvania, West Virginia, Virginia, New York, Maryland, Delaware, New Jersey, Connecticut, Rhode Island, Massachusetts, Vermont, New Hampshire, Maine, and District of Columbia.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at St. Louis, Mo.

No. MC 111214 (Sub-No. 12), filed September 6, 1977. Applicant: GREENWOOD STORAGE & TRUCKING CO., INC., P.O. Box 443, Greenwood, Miss. 38930. Applicant's representative: Donald B. Morrison, 1500 Deposit Guaranty Plaza, P.O. Box 22628, Jackson, Miss. 39205. Authority sought to operate as a *contract carrier* by motor vehicle, over irregular routes, transporting: *pre-cast and pre-stressed concrete products*, from Pass Christian, Miss., to points in Alabama, Florida, Louisiana, and Texas, under a continuing contract or contracts with Gulf Coast Pre-Stress Co., Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests that it be held at Jackson, Miss.

No. MC 112298 (Sub-No. 4), filed September 8, 1977. Applicant: RAY'S GARAGE, INC., 14429 West County Highway 24, Hales Corners, Wis. 53130. Applicant's representative: Michael J. Wyngaard, 329 West Wilson Street, P.O. Box 8004, Madison, Wis. 53708. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Self-propelled aerial work platforms*, from the plant and warehouse facilities of Krause Mfg. Co., Inc., at Milwaukee, Wis., to points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Milwaukee or Madison, Wis.

No. MC 112669 (Sub-No. 14), filed September 2, 1977. Applicant: FRIESEN TRUCK LINE, INC., P.O. Box 891, Hutchinson, Kans. 67501. Applicant's representative: Larry E. Gregg, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Ice cream, dairy products and ice products*, from the facilities of Jackson Ice Cream Co. in Hutchinson, Kans., to points in Iowa, Nebraska, and Oklahoma.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 112822 (Sub-No. 426) (Correction), filed August 26, 1977, published in the FEDERAL REGISTER issue of October 6, 1977, and republished as corrected this issue. Applicant: BRAY LINES INC., 1401 N. Little Street, P.O. Box 1191, Cush-

ing, Okla. 74023. Applicant's representative: Charles D. Midkiff (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Foodstuffs*; (2) *pharmaceutical materials, supplies and products*; (3) *chemicals*; (4) *alcoholic beverages*; (5) *tobacco products*; (6) *pet foods*; (7) *such commodities as are dealt in by distribution or consolidation warehouses for the commodities described in (1), (2), (3), (4), (5), and (6)*; and (8) *exempt commodities when moving with regulated commodities*, (a) from Denver, Colo., to points in the United States (except Alaska and Hawaii) in and west of Minnesota, Iowa, Missouri, Arkansas, and Louisiana, and (b) from points in the United States (except Alaska and Hawaii) in and west of Minnesota, Iowa, Missouri, Arkansas, and Louisiana, to Denver, Colo. Restricted against the transportation of commodities in bulk.

NOTE.—Common control may be involved. Hearing scheduled for November 14, 1977, at 9:30 a.m. local time in Denver, Colo. (one week). To be consolidated with No. MC 111375 (Sub-No. 85) et al. The purpose of this republication is to give notice that applicant intends to tack paragraphs (a) and (b) above at Denver, Colo.

No. MC 113280 (Sub-No. 9), filed September 6, 1977. Applicant: BUCHMEIER & SONS, INC., P.O. Box 68, Hubertus, Wis. 53023. Applicant's representative: Richard C. Alexander, Suite 412, Empire Building, 710 North Plankinton Avenue, Milwaukee, Wis. 53203. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, in containers, (1) from Cold Spring, Minn., to Mequon, Shawano, and Watertown, Wis., and (2) from Dubuque, Iowa, to Germantown, Wis., under continuing contracts with Suburban Beverages, Inc., located at Mequon, Wis., Schuppert Distributing Co., Inc., located at Watertown, Wis., Better Brands Distributing Co., Inc., located at Germantown, Wis., and Tony's Distributing, located at Shawano, Wis.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Milwaukee, Wis.

No. MC 113475 (Sub-No. 27), filed September 8, 1977. Applicant: RAWLINGS TRUCK LINE, INC., P.O. Box 831, Emporia, Va. 23847. Applicant's representative: Harry J. Jordan, 1000 16th Street NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber* (a) from Wakefield and McKenny, Va., to points in Delaware, Maryland, New Hampshire, New Jersey, New York, Pennsylvania, Virginia, West Virginia, and the District of Columbia, and (b) from Petersburg, Va., to points in Connecticut, Delaware, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Richmond, Va., or Washington, D.C.

No. MC 113651 (Sub-No. 226) (correction), filed July 25, 1977, published in the FEDERAL REGISTER issue of September 8, 1977, and republished as corrected this issue. Applicant: INDIANA REFRIGERATOR LINES, INC., P.O. Box 552, Muncie, Ind. 47305. Applicant's representative: George E. Batty, P.O. Box 552, Muncie, Ind. 47305. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products and articles distributed by meat packinghouses*, as described in Sections A and C of Appendix I to the Report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from Worthington, Ind., to points in Alabama, Arkansas, California, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Massachusetts, Missouri, Michigan, Minnesota, Mississippi, Maryland, Nebraska, New Hampshire, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, District of Columbia, and ports of entry on the International Boundary Line Between the United States and Canada located at Buffalo and Niagara Falls, N.Y., and Detroit, Mich. Restriction: Restricted to traffic originating at the plant site and storage facilities of Herkly Packing Co. located at or near Worthington, Ind., and destined to the named destination states or to traffic destined to the named ports of entry for movement to final destinations located in Canada.

NOTE.—The purpose of this correction is to indicate that applicant seeks service to Ohio, Oklahoma, Pennsylvania, Rhode Island, and South Carolina as destination states. If a hearing is deemed necessary, applicant requests that it be held at Indianapolis, Ind., or Chicago, Ill.

No. MC 113908 (Sub-No. 406), filed September 6, 1977. Applicant: ERICKSON TRANSPORT CORP., 2105 East Dale St., P.O. Box 3180 G.S.S., Springfield, Mo. 65804. Applicant's representative: B. B. Whitehead (same address as applicant). Authority sought to operate as a *common carrier* by motor vehicle, over irregular routes, transporting: (1) *Yogurt*, in bulk, from Farmington, Minn., and Lebanon and Springfield, Mo., to Atlanta, Ga.; Hutchinson, Kans.; and Denver, Colo., and (2) *liquid yogurt mix*, in bulk, from Evansville, Ind., to Bryon, Tex.; Southbury, Conn.; and Burbank, Calif.

NOTE.—If a hearing is deemed necessary, applicant requests it be held in Kansas City, Mo., or Washington, D.C.

No. MC 114273 (Sub-No. 296), filed September 6, 1977. Applicant: CRST, INC., P.O. Box 68, Cedar Rapids, Iowa 52406. Applicant's representative: Kenneth L. Core (same address as appli-

cant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wall-board, and materials and supplies used in the installation thereof* (except commodities in bulk), from Beaver Falls, Pa., to points in Colorado, Iowa, Kansas, Minnesota, Missouri, Nebraska, North Dakota, South Dakota, and Wisconsin. Restriction: Restricted to traffic originating at the plantsite and shipping facilities utilized by Armstrong Cork Co. at or near Beaver Falls, Pa., and destined to the above named points.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held either at Chicago, Ill., or Washington, D.C.

No. MC 114273 (Sub-No. 297), filed September 6, 1977. Applicant: CRST, INC., P.O. Box 68, Cedar Rapids, Iowa 52406. Applicant's representative: Kenneth L. Core (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lawn and garden products* (except commodities in bulk, in tank vehicle), from Marysville, Ohio, to points in Illinois, Iowa, Kansas, Minnesota, Missouri, and Nebraska. Restricted to traffic originating at the plantsite and storage facilities of O. M. Scott & Sons at or near Marysville, Ohio, and destined to the above-named points.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at either Chicago, Ill., or Washington, D.C.

No. MC 114533 (Sub-No. 362), filed September 9, 1977. Applicant: BANKERS DISPATCH CORE, 1106 West 35th St., Chicago, Ill. 60609. Applicant's representative: Warren W. Wallin (same address as applicant). Authority sought to operate as a *common carrier* by motor vehicle over irregular routes, transporting: *Audit Media and other business records*, (1) between Lawrence, Kans., on the one hand, and, on the other, Kansas City, Mo., and (2) between Indianapolis, Ind., on the one hand, and, on the other, Lafayette, Rossville, and Frankfort, Ind. Restricted to traffic having a prior or subsequent movement by air.

NOTE.—Applicant holds motor contract carrier authority in No. MC 128616 and subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 114569 (Sub-No. 190), filed September 6, 1977. Applicant: SHAFFER TRUCKING, INC., P.O. Box 418, New Kingstown, Pa. 17072. Applicant's representative: N. L. Cummins (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (except in bulk), from the plantsite and storage facilities of RJR Foods, Inc., located at or near Cambridge, Md., to Denver, Colo.; Haskell, Okla.; Highlands, Tex.; Ortonville, Minn.; Phoenix, Ariz.; and Plymouth, Ind.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Winston-Salem, N.C., or Washington, D.C.

No. MC 115162 (Sub-No. 383), filed August 29, 1977. Applicant: POOLE TRUCK LINE, INC., P.O. Drawer 500, Evergreen, Ala. 36401. Applicant's representative: Robert E. Tate (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Plastic bags, plastic can liners, plastic containers, and plastic articles* from the facilities utilized by Bes-Pak & Co., Inc. located in Montgomery County, Ala., to all points in the United States in and east of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas; and (2) *Materials and supplies used in the manufacture of plastic bags, plastic can liners, plastic containers, and plastic articles* (except commodities in bulk, in tank vehicles) from all points in the United States in and east of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas to the facilities utilized by Bes-Pak & Co., Inc. located in Montgomery County, Ala.

NOTE.—If a hearing is deemed necessary the applicant requests it be held at either Montgomery, Ala., or Atlanta, Ga.

No. MC 115331 (Sub-No. 429), filed September 2, 1977. Applicant: TRUCK TRANSPORT INC., 29 Clayton Hills Lane, St. Louis, Mo. 63131. Applicant's representative: J. R. Ferris, 230 St. Clair Avenue, East St. Louis, Ill. 62201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities as are dealt in by wholesale and retail hardware, farm supply, grocery, drug and chain store businesses*, from the facilities of the Gillette Co. located at or near St. Paul, Minn., and the facilities of Gillette Co., Hyponex Division located at or near Copley, Ohio, to points in Illinois, Indiana, Kentucky, Kansas, Michigan, Missouri, Minnesota, Ohio, and Wisconsin.

NOTE.—Common control may be involved. If a hearing is deemed necessary the applicant requests that it be held at either St. Paul, Minn., or St. Louis, Mo.

No. MC 115331 (Sub-No. 430), filed September 7, 1977. Applicant: TRUCK TRANSPORT INC., 29 Clayton Hills Lane, St. Louis, Mo. 63131. Applicant's representative: J. R. Ferris, 230 St. Clair Avenue, East St. Louis, Ill. 62201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, from the facilities of Illinois Cement Co. at or near La Salle, Ill., to points in Illinois, Indiana, Michigan, Iowa, Missouri, and Wisconsin.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests that it be held at Chicago, Ill., or St. Louis, Mo.

No. MC 115496 (Sub-No. 62), filed September 8, 1977. Applicant: LUMBER TRANSPORT, INC., P.O. Box 111, Coch-

ran, Ga. 31014. Applicant's representative: Virgil H. Smith, Suite 12, 1587 Phoenix Boulevard, Atlanta, Ga. 30349. Authority to operate as a *common carrier*, by motor vehicle, over irregular routes in the transportation of: *Roofing and roofing materials and panels*, from the facilities of Masonite Corp., located at or near Meridian, Miss., to points in Alabama, Florida, Georgia, Kentucky, North Carolina, South Carolina, and Tennessee.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 115496 (Sub No. 63), filed September 8, 1977. Applicant: LUMBER TRANSPORT, INC., P.O. Box 111, Cochran, Ga. 31014. Applicant's representative: Virgil H. Smith, Suite 12, 1587 Phoenix Boulevard, Atlanta, Ga. 30349. Authority to operate as a *common carrier*, by motor vehicle, over irregular routes in the transportation of: *Pipe, castings, valves, hydrants, fittings, and parts and accessories*, used in connection therewith, from the plant site of Central Foundry, Inc. at Holt, Ala., to points in Arkansas, Alabama, Georgia, Florida, Kentucky, Mississippi, Oklahoma, North Carolina, South Carolina, Tennessee, Texas, and Virginia.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 115826 (Sub-No. 272), September 2, 1977. Applicant: W. J. DIGBY, INC., P.O. Box 5088, Terminal Annex, Denver, Colo. 80217. Applicant's representative: Charles J. Kimball, 350 Capitol Life Center, 1600 Sherman Street, Denver, Colo. 80203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods* (except commodities in bulk in tank vehicles), between Laramie, Wyo., on the one hand, and, on the other, points in Connecticut, Delaware, Florida, Maine, Maryland, Massachusetts, Michigan, New Hampshire, Kentucky, North Carolina, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, West Virginia, and Virginia.

NOTE.—If an oral hearing is deemed necessary, applicant requests it be held at Denver, Colo. Common control may be involved.

No. MC 115841 (Sub-No. 550), filed September 8, 1977. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., 9041 Executive Park Drive, Knoxville, Tenn. 37919. Applicant's representative: E. Stephen Heisley, 805 McLachlen Bank Building, 666 Eleventh Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products, and articles distributed by meat packing-houses* (except in bulk), from Dallas, Fort Worth, and San Antonio, Tex., to points in the United States in the east of Minnesota, Iowa, Missouri, Arkansas, and Louisiana.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either

Dallas or San Antonio, Tex. Common control may be involved.

No. MC 115841 (Sub-No. 551), filed September 8, 1977. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., Suite 110, Bldg. 100, 9041 Executive Park Drive, Knoxville, Tenn. 37919. Applicant's representative: E. Stephen Heisley, 805 McLachlen Bank Building, 666 Eleventh Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned food products and canned pet food*, from the plantsite and warehouse facilities utilized by Allen Canning Co., located at or near Alma, Van Buren, Gentry, Siloam Springs, Ark.; and Proctor and Kansas, Okla., to points in Texas.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Little Rock, Ark., or Washington, D.C. Common control may be involved.

No. MC 117068 (Sub-No. 83), filed September 7, 1977. Applicant: MIDWEST SPECIALIZED TRANSPORTATION, INC., P.O. Box 6418, North Highway 63, Rochester, Minn. 55901. Applicant's representative: Paul F. Sullivan, 711 Washington Building, Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Compressors*, from Michigan City, Ind., to points in Iowa; (2) *Streetsweepers*, from Elgin, Ill., to points in Iowa; and (3) *Snow plow attachments*, from Clayton, N.Y., to points in Iowa.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa.

No. MC 117147 (Sub-No. 7), filed September 6, 1977. Applicant: STARR'S TRANSPORTATION, INC., Upper Main Street, North Troy, Vt. 05859. Applicant's representative: Mary E. Kelley, 11 Riverside Ave., Medford, Mass. 02155. Authority sought to operate as a *contract carrier* by motor vehicle over irregular route transporting: Material, equipment and supplies (except commodities in bulk) used or useful in the manufacture, sale, or distribution of lumber, forest products, and manufactured wood products from Ivoryton, Conn., to Morrisville, Vt., under a continuing contract with Pratt-Read Corp. of Ivoryton, Conn.

NOTE.—Applicant is presently authorized to transport lumber, forest products, and wood products from Morrisville, Vt., to Ivoryton, Conn. Applicant holds common carrier authority in No. MC 140956 (Sub-No. 2), therefore dual operations may be involved. If a hearing is deemed necessary applicant requests it be held at Boston, Mass.

No. MC 118038 (Sub-No. 15), filed August 29, 1977. Applicant: EASLEY HAULING SERVICE, INC., P.O. Box 1261, Yakima, Wash. 98907. Applicant's representative: Charles C. Flower, 303 East D Street, Suite 2, Yakima, Wash. 98901. Authority sought to operate as a *common carrier* by motor vehicle, over irregular routes, transporting: *Frozen*

*foods*, between points in Umatilla and Morrow Counties, Oreg., and points in Walla Walla, Franklin, Grant, Adams, Benton, and Spokane Counties, Wash.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Yakima, Wash.

No. MC 118846 (Sub-No. 19), filed September 8, 1977. Applicant: DALE JESUP, R. R. 1, Box 252, Camby, Ind. 46113. Applicant's representative: Walter F. Jones, Jr., 601 Chamber of Commerce Building, Indianapolis, Ind. 46204. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes transporting: Paper and plastic articles (1) From Mooresville, Ind. to Commerce, Calif.; Jacksonville, Fla.; Oskaloosa, Iowa; Detroit, Mich.; Flo-wood, Miss.; Austin and Irving, Tex. (2) (a) From Mt. Vernon and Lyonsdale, N.Y. to Commerce, Calif., and (b) between Mt. Vernon, N.Y. and the port of entry on the United States-Canada boundary line located at or near Buffalo, N.Y. (3) From Shawano, Wis. to the port of entry on the United States-Canada boundary line located at or near Detroit, Mich. (4) Used pallets from Mooresville, Ind. to Shawano, Wis. Restricted to service under Parts (1), (2), (3), and (4), to contracts or continuing contracts with Nice-Pak Products, Inc., Mooresville, Ind.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Indianapolis, Ind.

Docket No. MC 119090 (Sub-No. 2), filed September 2, 1977. Applicant: THRUWAY FREIGHT LINES, INC., P.O. Box 56, Elmwood Park, N.J. 07407. Applicant's representative: George A. Olsen, 69 Tonnele Ave., Jersey City, N.J. 07306. Authority sought to operate as a *common carrier*, over irregular routes, transporting: General Commodities (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring the use of special equipment), which are at the time moving on bills of lading of freight forwarders under part IV of the Interstate Commerce Act, between Philadelphia, Pa., Wilmington, Del., on the one hand, and, on the other, Baltimore, Md., and Washington D.C., and points in Delaware.

NOTE.—Applicant also seeks authority to tack its present authority in No. MC 119090 and Sub-No. 1, with that sought above at Philadelphia, Pa., to provide a through service from and to the New York, N.Y. commercial zone. Common control may be involved. If a hearing is deemed necessary applicant requests that it be held at New York, N.Y., or Washington, D.C.

No. MC 119560 (Sub-No. 16), filed September 6, 1977. Applicant: SOUTHERN BULK HAULERS, INC., P.O. Box 278, Harleyville, S.C. 29448. Applicant's representative: Harris G. Andrews, P.O. Box 4259, Greenville, S.C. 29608. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: Cement, from Har-

leyville, S.C., to points in Alabama, Florida, Kentucky, Maryland, Ohio, Tennessee, Virginia, and West Virginia.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Columbia, S.C.

No. MC 119789 (Sub-No. 371), filed September 8, 1977. Applicant: CARAVAN REFRIGERATED CARGO, INC., P.O. Box 6188, Dallas, Tex. 75222. Applicant's representative James K. Newbold, Jr., P.O. Box 6188, Dallas, Tex. 75222. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: Plastic film, (A) between Griffin, Ga., on the one hand, and, on the other, points in California; and (B) from Griffin, Ga., to points in Oregon and Washington.

NOTE.—If a hearing is deemed necessary, the applicant requests that it be held at Columbus, Ohio.

No. MC 121074 (Sub-No. 2), filed September 22, 1977. Applicant: ECHO FREIGHT LINES, INC., 844 Union Street, West Springfield, Mass. 01089. Applicant's representative: James E. Mahoney, 84 State Street, Boston, Mass. 02109. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: General commodities (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities requiring special equipment), between points in Massachusetts.

NOTE.—The purpose of this filing is to convert a Certificate of Registration to a Certificate of Public Convenience and Necessity. This matter is related to a Section 212(b) transfer proceeding in MC-FC 77322, published in a previous section of this FEDERAL REGISTER. If a hearing is deemed necessary, the applicant requests it be held either at Boston, Mass., or Hartford, Conn.

No. MC 125146 (Sub-No. 6) (correction), filed July 11, 1977, published in the FEDERAL REGISTER issue of August 25, 1977 as No. MC 125246 (Sub-No. 6), republished in the FEDERAL REGISTER issue of September 29, 1977 as No. MC 125246 (Sub-No. 6) and republished as corrected this issue. Applicant: BOB WHITAKER, doing business as BOB WHITAKER & SON, P.O. Box 65, Roswell, N. Mex. 88201. Applicant's representative: Edwin E. Piper, Jr., 1115 Sandia Savings Building, Albuquerque, N. Mex. 87102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: Meats, meat products, meat by-products and articles distributed by meat-packing houses, between points in Bernalillo, Chaves Counties, N. Mex.; Potter, Randall Counties, Tex.; DeSoto County, Miss.; Shelby County, Tenn., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii), under a continuing contract, or contracts, with Glover, Inc., restricted against traffic moving from the facilities of Glover, Inc.; at or near Roswell, N. Mex., to points in Arizona, California, and Texas.

**NOTE.**—The purpose of this republication is to correct the commodity description and also to indicate No. MC 125246 (Sub-No. 6) as the correct docket number, in lieu of No. MC 125246 (Sub-No. 6) as previously published.

Docket No. MC 125872 (Sub-No. 5), filed: September 6, 1977. Applicant: C. H. DREDGE & CO., INC., 918 South 2000 West, Syracuse, Utah 84041. Applicant's representative: Miss Irene Warr, 430 Judge Building, Salt Lake City, Utah 84111. Applicant seeks authority to operate as a *contract carrier*, by motor vehicle, over irregular routes in the transportation of *meats, meat products, meat by products, and articles distributed by meat packinghouses*, as described in Sections A and C of Appendix 1 to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides), (a) between the plant site of Joe Doctorman & Sons, Inc., located at or near South Salt Lake City, Utah, and points in Colorado in a non-radial movement; (b) from the plant site of Joe Doctorman & Sons, Inc., located at or near South Salt Lake City, Utah, to Hillsboro, and Portland, Oreg.; and (c) from Los Angeles and San Francisco, Calif., to the plant site of Joe Doctorman & Son, Inc., located at or near South Salt Lake City, Utah, under a continuing contract or contracts with Joe Doctorman & Sons, Inc.

**NOTE.**—If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Utah. Common control may be involved.

No. MC 126045 (Sub-No. 20), filed: August 29, 1977. Applicant: ALTER TRUCKING AND TERMINAL CORP., 1010 South Farragut Street, Davenport, Iowa 52802. Applicant's representative: William S. Rosen, 630 Osborn Building, St. Paul, Minnesota 55102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting coal from the barge terminals and storage facilities of Alter Co. located at or near Buffalo, Davenport, Burlington, and Council Bluffs, Iowa; St. Paul, Minn.; and LaCrosse, Wis., to points in Iowa, Illinois, Missouri, Minnesota, Nebraska, and Wisconsin.

**NOTE.**—If a hearing is deemed necessary, applicant requests that it be held in Washington, D.C. Applicant holds contract authority in MC 133880 (Sub-No. 2) therefore, dual operations may be involved.

Docket No. MC 128273 (Sub-No. 264), filed: September 7, 1977. Applicant: MIDWESTERN DISTRIBUTION, INC., P.O. Box 189, Fort Scott, Kans. 66701. Applicant's representative: Elden Corban (same address as applicant). Authority sought to operate as a *common carrier* by motor vehicle over irregular routes, transporting: *Glazing units, glass and glass products, and machinery, materials, equipment and supplies*, used in connection with the manufacture, sale, transportation or distribution of glazing units, glass and glass products (except commodities in bulk), between the plant-sites and storage facilities of the Fourco Glass Co., and its divisions located at or

near Clarksburg, and points in Taylor County, W. Va., on the one hand and, on the other other, points in the United States in and west of Wisconsin, Illinois, Missouri, Arkansas, and Mississippi (except Alaska and Hawaii).

**NOTE.**—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C., or Charleston, W. Va.

No. MC 133330 (Sub-No. 10) (Correction), filed August 12, 1977, published in the FEDERAL REGISTER issue of October 6, 1977 as No. MC 13330 (Sub-No. 10), and republished as corrected this issue. Applicant: HALVOR LINES, INC., P.O. Box 6227, Duluth, Minn. 55806. Applicant's representative: William Vinje (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) (a) *Loaders, cranes, and vehicles* equipped with loaders and components, parts and accessories for loaders and cranes from Superior, Wis., to points in the United States, including Alaska, but excluding Hawaii; (b) from Superior, Wis., to the ports of entry on the International Boundary Line between the United States and Canada located at Detroit, and Sault Ste. Marie, Mich.; Grand Portage; International Falls and Noyes, Minn.; Pembina and Portal, N. Dak.; Sweetgrass, Mont.; and Blaine, Wash.; restricted in (1) (b) above to traffic moving in foreign commerce and (2) *materials, equipment and supplies* used in the manufacture of commodities described in (1) above, (a) from points in the United States including Alaska, but excluding Hawaii; and (b) from the ports of entry on the International Boundary Line between the United States and Canada located at Detroit and Sault Ste. Marie, Mich.; Grand Portage, International Falls and Noyes, Minn.; Pembina and Portal, N. Dak.; Sweetgrass, Mont.; and Blaine, Wash., to Superior, Wis., restricted in (2) (b) above to traffic moving in foreign commerce and (3) *experimental and show display loaders and cranes, and vehicles* equipped with loaders and components, parts and accessories for loaders and cranes, between points in the United States (except Alaska and Hawaii), under a continuing contract or contracts with Barko Hydraulics, Inc., of Superior, Wis.

**NOTE.**—If a hearing is deemed necessary, the applicant requests it be held at either Duluth or Minneapolis, Minn. The purpose of this republication is to indicate the correct docket number in this proceeding as No. MC 133330 (Sub-No. 10) in lieu of No. MC 13330 (Sub-No. 10) as previously published in error.

No. MC 133841 (Sub-No. 4), filed September 2, 1977. Applicant: DAN BARCLAY, INC., 362 Main St., Lincoln Park, N.J. 07035. Applicant's representative: George A. Olsen, 69 Tonnele Ave., Jersey City, N.J. 07306. Authority sought to operate as a *common carrier*, over irregular routes, transporting: (1) *fibering machinery, floatation machinery, power pumps* used in conjunction with or independently with same, for sewage treatment plants, industrial plants, all

for environmental control, and (2) *related materials, equipment and supplies* used in the manufacture or sale of the foregoing commodities (except commodities in bulk) between the facilities of Komline-Sanderson, Inc., located at or near Peapack, N.J., Highbridge, N.J., and points on the international boundary line between the United States and Canada located in New York, on the one hand, and, on the other, points in the United States (except Alaska and Hawaii).

**NOTE.**—If a hearing is deemed necessary, applicant requests that it be held at New York, N.Y., or Washington, D.C.

No. MC 135732 (Sub-No. 27), filed September 2, 1977. Applicant: AUBREY FREIGHT LINES, INC., P.O. Box 503, Elizabeth, N.J. 07208. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306. Authority sought to operate as a *common carrier*, over irregular routes, transporting: (1) *Roofing and siding materials, and materials, equipment and supplies* used in the manufacture and sale thereof (except commodities in bulk), between the facilities of GAF Corp., located at South Bound Brook, N.J., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii); (2) *floor tiles, materials, equipment and supplies* used in the installation, manufacturing, and sale thereof (except commodities in bulk), between the facilities of GAF Corp., located at Vails Gate, N.Y., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii); (3) *floor coverings, materials, equipment and supplies* used in the manufacture, installation and sale thereof (except commodities in bulk), between the facilities of GAF Corp. located in Lehigh County, Pa., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii); (4) *plastic articles, materials, equipment and supplies* used in the manufacture and sale thereof, (except commodities in bulk), between the facilities of GAF Corp., located at or near Gloucester City and Thorofare, N.J., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii); (5) *foam products, materials, equipment and supplies* used in the manufacture and sale thereof, between the facilities of GAF Corp., located at St. Louis, Mo., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii).

**NOTE.**—If a hearing is deemed necessary, applicant requests that it be held at New York, N.Y., or Washington, D.C.

No. MC 136315 (Sub-No. 23), filed September 6, 1977. Applicant: OLEN BURRAGE TRUCKING, INC., Route 9, Box 22-A, Philadelphia, Miss. 39350. Applicant's representative: Fred W. Johnson, Jr., 1500 Deposit Guaranty Plaza, P.O. Box 22628, Jackson, Miss. 39205. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular



routes transporting: *Gypsum Wallboard*, from the facilities of Weyerhaeuser Co. at Briar, Ark., to points in Alabama, Kentucky, Louisiana, Mississippi, and Tennessee.

NOTE.—Applicant states it holds motor contract authority in No. MC 123905 and subnumbers thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests that it be held at Jackson, Miss., or Memphis, Tenn.

No. MC 136817 (Sub-No. 4), filed September 6, 1977. Applicant: HUNTER BROKERAGE, INC., 805 32d Avenue, Council Bluffs, Iowa 51501. Applicant's representative: Bradford E. Kistler, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Lumber*, (1) from points in Ohio, Tennessee, Indiana, Arkansas, Illinois, Iowa, Pennsylvania, Missouri, Michigan, Kentucky, and Wisconsin, to points in Utah and California; (2) from points in Iowa, to points in Colorado, Michigan, Kansas, and Alabama; and (3) from points in Missouri, to points in Minnesota, Wisconsin, Nebraska, Illinois, Iowa, Ohio, Kentucky, Tennessee, Georgia, North Carolina, Virginia, Indiana, Arkansas, Pennsylvania, Colorado, Michigan, Kansas, and Alabama, restricted to a transportation service to be performed under a continuing contract, or contracts, with McGuffin Lumber, Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests that it be held at either Chicago, Ill., or Omaha, Nebr. Common control may be involved.

MC 138468 (Sub-No. 3), filed August 29, 1977. Applicant: BI-COUNTY TRUCKING, INC., Rt. 1, Box 210, Warden, Wash. 98857. Applicant's representative: CHARLES C. FLOWER, 303 East "D" Street, Suite 2, Yakima, Wash. 98901. Authority sought to operate as a *common carrier* by motor vehicle, over irregular routes, transporting (1) *dry fertilizer* between Adams, Benton, Franklin, Grant, Walla Walla, and Yakima Counties, Wash., and Baker, Gilliam, Malheur, Morrow, Sherman, Umatilla, Union, and Wasco Counties, Oreg., and Latah, Kootenai, Nez Perce and Shoshone Counties, Idaho; (2) *liquid fertilizer* between Whitman, Washington, and Benewah, Latah and Lewis Counties, Idaho; (3) *liquid feed supplements* between Grant County, Wash., and Missoula, Ravalli, and Teton Counties, Mont., a nonradial movement.

NOTE.—If a hearing is determined necessary, Applicant requests it be held at Yakima, Washington.

No. MC 139495 (Sub-No. 265), filed September 6, 1977. Applicant: NATIONAL CARRIERS, INC., 1501 East 8th Street, P.O. Box 1358, Liberal, Kans. 67901. Applicant's representative: HERBERT ALAN DUBIN, 1320 Fenwick Lane, Suite 500, Silver Spring, Md. 20910. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: Such

merchandise as is dealt in by discount and variety stores, from Jersey City and Newark, N.J. to points in Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, Ohio, and Wisconsin.

NOTE.—Applicant holds contract authority in MC 133106 and subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests that it be held at Washington, D.C.

No. MC 140595 (Sub-No. 1), filed August 29, 1977. Applicant: ATLAS TOWING CO., a corporation, 1353 Pennsylvania Ave., St. Louis, Mo. 63133. Applicant's representative: Ernest A. Brooks, II, 1301 Ambassador Bldg., St. Louis, Mo. 63101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *wrecked, disabled, or repossessed motor vehicles and self-propelled equipment*, between points in Illinois on and south of U.S. Highway 136 and points in Missouri on and east of U.S. Highway 63, on the one hand, and, on the other, all points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either St. Louis, Mo., or Washington, D.C.

No. MC 140612 (Sub-No. 30), filed September 6, 1977. Applicant: ROBERT F. KAZIMOUR, P.O. Box 2207, Cedar Rapids, Iowa 52406. Applicant's representative: A. J. Swanson, 521 South 14th Street, P.O. Box 81849, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Appliances, furnaces, and air conditioners*, between points in California, Washington, Idaho, Oregon, Arizona, Utah, Nevada, Montana, and Columbia, Tenn.; and (2) *Appliances, furnaces, and air conditioners* (except commodities which, because of size or weight, require the use of special equipment) from Louisville, Ky., to points in Arizona, California, Idaho, Montana, Nevada, Oregon, Washington, and Utah. Restriction: Restricted in parts (1) and (2) above to the transportation of traffic originating at the facilities of General Electric Co. within the named origin territories and destined to the named points.

NOTE.—By the instant application, applicant seeks conversion of motor contract carrier authority held in No. MC 138003 (Sub-No. 2) and MC 138003 (Sub-No. 10). Applicant holds other motor contract carrier authority in MC 138003 and sub numbers thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at either Des Moines, Iowa, or Cedar Rapids, Iowa.

No. MC 141529 (Sub-No. 1), filed September 6, 1977. Applicant: WAINWRIGHT TRANSFER CORPORATION, OF VIRGINIA, P.O. Box 1854, Quantico, Va. 22134. Applicant's representative: Dwight L. Koerber, Jr., 666 Eleventh Street NW., No. 805, Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes transporting: *used*

*household goods*, between the warehouse facilities of Wainwright Transfer Corp., of Virginia, in Stafford County, Va., on the one hand, and, on the other, points in Stafford, Spotsylvania, Prince William, Fauquier, Loudoun, Fairfax, and Arlington Counties, Va.; Vienna, Fredericksburg, Manassas, Manassas Park, Alexandria, Falls Church, and Fairfax City, Va.; Washington, D.C.; and Prince Georges and Montgomery Counties, Md.

Restricted to the transportation of traffic having a prior or subsequent movement in containers, beyond the points authorized, and further restricted to the performance of pickup and delivery service in connection with packing, crating, and containerization or unpacking, uncrating, and decontainerization of such traffic.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 141557 (Sub-No. 1) (Correction), filed August 19, 1977, published in the FEDERAL REGISTER issue of October 6, 1977, as No. MC 143631, and republished as corrected this issue. Applicant: ROBERT L. CURTIS, doing business as CURTIS TRANSPORTS, P.O. Box 2464, Jackson, Tenn. 38301. Applicant's representative: James N. Clay, III, 2700 Sterick Building, Memphis, Tenn. 38103. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment): (1) Between Jackson, Tenn., and Humboldt, Tenn., as an alternate route for operating convenience only in connection with carrier's otherwise authorized regular-route operations, serving no intermediate points, from Jackson over U.S. Highway 45 to junction with U.S. Highway 45W, thence over U.S. Highway 45W to Humboldt, and return over the same route; (2) between Jackson, Tenn., and Milan, Tenn., as an alternate route for operating convenience only in connection with carrier's otherwise authorized regular-route operation, serving no intermediate points; from Jackson over U.S. Highway 45 to junction with U.S. Highway 45E and thence over U.S. Highway 45E to Milan, and return over the same route; (3) between Jackson, Tenn., and junction Tennessee Highway 20 and Alternate U.S. Highway 70 near Bells, Tenn., as an alternate route for operating convenience only in connection with carrier's otherwise authorized regular-route operations, serving no intermediate points, from Jackson over Tennessee Highway 20 to junction with Alternate U.S. Highway 70, and return over the same route; (4) between Jackson, Tenn., and Nashville, Tenn., as an alternate route for operating convenience only in connection with carrier's otherwise authorized regular-route operations, serving no intermediate points; from Jackson over Interstate Highway 40 to Nashville, Tenn., and return over the same

route; (5) between Jackson, Tenn., and Memphis, Tenn., as an alternate route for operating convenience only in connection with carrier's otherwise authorized regular-route operations, serving no intermediate points: From Jackson over Interstate Highway 40 to Memphis, Tenn., and return over the same route.

NOTE.—The purpose of this republication is to indicate applicant's correct docket number as No. MC 141557 (Sub-No. 1) in lieu of No. MC 143631 as previously published in error. If a hearing is deemed necessary, applicant requests that it be held at Memphis or Nashville, Tenn.

No. MC 141641 (Sub-No. 7), filed September 6, 1977. Applicant: WILSON CERTIFIED EXPRESS, INC., P.O. Box 717, Marshall, Mo. 65340. Applicant's representative: Donald L. Stern, Suite 530 Univac Building, 7100 West Center Road, Omaha, Nebr. 68106. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A & B explosives, household goods as defined by the Commission, frozen foods, commodities in bulk and those requiring special equipment) which are moving on bills of lading of freight forwarders operating pursuant to part IV of the Interstate Commerce Act, from Akron, Cincinnati, Cleveland, Ohio; Baltimore, Md.; Boston, Mass.; New Haven, Milford, Conn.; North Bergen, Moonachie, Secaucus, New Jersey; Philadelphia, Pennsylvania and Syracuse, New York, to Amarillo, Dallas, Fort Worth, El Paso, Houston, Laredo, Lubbock and San Antonio, Tex., and from Dallas, Tex. to Akron, Cincinnati, Cleveland, Ohio; Baltimore, Md.; Boston, Mass.; New Haven, Conn.; North Bergen, N.J.; Philadelphia, Pennsylvania and Syracuse, N.Y.

NOTE.—Applicant holds motor contract carrier authority in No. MC 136168 and subs thereunder, therefore dual operations may be involved. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 141804 (Sub-No. 78), filed September 6, 1977. Applicant: WESTERN EXPRESS, DIVISION OF INTERSTATE RENTAL, INC., P.O. Box 422, Goodlettsville, Tenn. 37072. Applicant's representative: Frederick J. Coffman (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Gymnasium equipment, sporting equipment and parts, attachments and accessories for gymnasium equipment and sporting equipment* (1) from the facilities of Universal Gym Equipment at or near Fresno and Irvine, Calif., and the facilities of Nissen Corp., at or near Cedar Rapids, Iowa, to Kansas City, Mo.; Oklahoma City, Okla.; Arlington, Tex.; Memphis, Tenn.; Atlanta, Ga.; Baltimore, Md.; Hempstead, N.Y.; Latrobe, Pa.; Chicago, Ill.; Hillsboro, Wis.; London, Ky.; Seattle, Wash.; Portland, Oreg.; Miami, Fla.; Phoenix, Ariz.; Albuquerque, N. Mex.; Houston, Tex.; Mon-

roe, La.; Ames, Iowa; and Minneapolis, Minn.; (2) between the facilities of Universal Gym Equipment, at or near Fresno and Irvine, Calif., on the one hand, and on the other, the facilities of Nissen Corp., at or near Cedar Rapids, Iowa.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests that it be held at Nashville, Tenn. or Los Angeles, Calif.

No. MC 141804 (Sub-No. 79), filed September 6, 1977. Applicant: WESTERN EXPRESS, DIVISION OF INTERSTATE RENTAL, INC., P.O. Box 422, Goodlettsville, Tenn. 37072. Applicant's representative: Frederick J. Coffman (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New Furniture* from points in Georgia to points in Washington, Montana, Idaho, Oregon, California, Nevada, Utah and Arizona.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests that it be held at Nashville, Tenn. or Atlanta, Ga.

No. MC 142778 (Sub-No. 4), filed September 7, 1977. Applicant: DON BAKER, R.F.D. No. 1, McLeansboro, Ill. 62859. Applicant's representative: Ernest A. Brooks II, 1301 Ambassador Bldg., St. Louis, Mo. 63101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coal*, in bulk, in dump vehicles, from Saline, Franklin, Jefferson, Williamson, Gallatin, Marion, Hamilton, Hardin, Pope, Johnson, Union, Jackson, White, Wabash, Perry and Washington Counties, Ill., to points in Vigo, Vermillion, Knox, Hamilton, Floyd, and Gibson Counties, Ind.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Springfield, Ill., or Evansville, Ind.

No. MC 142839 (Sub-No. 2), filed September 8, 1977. Applicant: JOHN KING ENTERPRISES, INC., Garden Valley Center Building, Suite 320, 2860 S. Circle Drive, Colorado Springs, Colo. 80906. Applicant's representative: Charles J. Kimball, 350 Capitol Life Center, 1600 Sherman Street, Denver, Colo. 80203. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: such commodities as are dealt in or used by restaurants, gift shops, and specialty shops for tourists, from Colorado Springs and Denver, Colo., to points in Colorado, California, Idaho, Montana, Nevada, Oregon, Utah, Washington, and Wyoming, under a continuing contract or contracts with Stuckey's, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 142898 (Sub-No. 1), filed September 6, 1977. Applicant: MAURICE G. RICHE, Daysmills Road, R.F.D. No. 1, Kennebunk, Maine 04043. Applicant's representative: Maurice G. Riche (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transport-

ing: *Such merchandise as are dealt in by chain grocery stores* from White River Junction, Vt., to points in Maine, under a continuing contract or contracts with P & C Food Markets, Inc., located at White River Junction, Vt.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Portland, Maine.

No. MC 143037 Sub-No. 1), filed August 23, 1977. Applicant: JERRY E. TILLER, doing business as T & T TRUCKING, 6632 East Parlier, Fowler, Calif. 93625. Applicant's representative: Edward L. Fanucchi, 2409 Merced Street, Suite 3, Fresno, Calif. 93721. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Vegetable oil shortening, shortening meat fat, imitation cheese made from vegetable oils, margarine liquid salad/cooking oil, salad dressing, lard, vegetable oil, and animal fat blend, table sauces and cheese*, from the plant and/or shipping facilities of Anderson Clayton & Co., located in Fresno County, Calif., to the warehouse facilities of Anderson Clayton & Co., located at or near Phoenix (Maricopa County), Ariz., and points in Arizona, under a continuing contract or contracts with Anderson Clayton & Co.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Fresno, or Sacramento, or San Francisco, Calif.

No. MC 143167 (Sub-No. 2), filed September 2, 1977. Applicant: SEYFORTH EXPRESS, INC., Suite 1209 Barnett Regency Tower, Jacksonville, Fla. 32211. Applicant's representative: Martin Sack, Jr., 1754 Gulf Life Tower, Jacksonville, Fla. 32207. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Drink preparation powder, vitamins, liquid food supplements, and cosmetics*, from West Chicago, Ill.; Hempstead, N.Y.; and Hawthorne, N.J., to points in the United States (except Alaska and Hawaii); (2) *bookbinders*, from Bay Shore, N.Y., and Vincent, Ala., to points in the United States (except Alaska and Hawaii); (3) *printed matter*, from Danbury, Conn., and Los Angeles, Calif., to points in the United States (except Alaska and Hawaii); and (4) *polyester bags*, from Los Angeles, Calif., to points in the United States (except Alaska and Hawaii), under a continuing contract or contracts with Seyforth Laboratories, Inc., restricted to traffic destined to the warehouses and facilities of Seyforth Laboratories, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Jacksonville, Fla.

No. MC 143250 (Sub-No. 3), filed September 6, 1977. Applicant: WILDCAT CONSTRUCTION CO., INC., St. Albans Bay, Vt. 05481. Applicant's representative: David M. Yarnell, 99 North Main Street, St. Albans, Vt. 05478. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cheese and cheese prod-*

ucts, from Swanton, Vt., to points in Florida, under a continuing contract or contracts with Lucille Farm Products, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Montpelier, Vt., Boston, Mass., or Albany, N.Y.

No. MC 143273 (Sub-No. 1), filed August 29, 1977. Applicant: JOHN THURSTON LYNCH, 651 N. Main Street, Marion, Va. 24354. Applicant's representative: John Thurston Lynch (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) Wood, plastic, and vinyl wrap moulding, from Marion, Va., to points in Alabama, Florida, Georgia, Indiana, Kentucky, Maryland, North Carolina, New York, Ohio, Pennsylvania, South Carolina, Tennessee, Virginia, West Virginia, New Jersey, and the District of Columbia, and (2) materials equipment, and supplies used in the manufacture of the commodities in (1) above, from points in the destination states named in (1) above, to Marion, Va., under a continuing contract or contracts with D. G. Shelter Products of Marion, Va.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Bristol or Roanoke, Va.

No. MC 143420 (Sub-No. 1) filed September 6, 1977. Applicant: HANDEY TRANSIT, INC., P.O. Box 127, Elcho, Wis. 54428. Applicant's representative: Colin Handeyside, P.O. Box 127, Elcho, Wis. 54428. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: Pallets, pallet parts, pallet related goods, from Elcho, Wis., to points in Illinois, and Minnesota, under a continuing contract or contracts with Northern Lakes Pallet, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Antigo, Wis. or Wausau, Wis.

No. MC 143471 (Sub-No. 1), filed September 6, 1977. Applicant: SHERIDAN HEIGHTS, INC., doing business as, KNECHT TRANSPORT, a corporation, 301 Mt. Rushmore Road, Rapid City, S. Dak. 57701. Applicant's representative: J. Maurice Andren, 1734 Sheridan Lake Road, Rapid City, S. Dak. 57701. Authority sought to operate as a *contract carrier* by motor vehicle, over irregular routes, transporting: *Such commodities as are handled or dealt in by wholesalers, warehousemen, retailers, manufacturers, processors or distributors of building materials and supplies; hardware; plumbing supplies; electrical supplies; cement materials; and landscaping materials;* (1) Between points in Campbell County, Wyo., and Pennington County, S. Dak., on the one hand, and, on the other, points in California, Colorado, Idaho, Iowa, Minnesota, Montana, Nebraska, Nevada, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming; and (2) Between points in Montana, Nebraska, North Dakota, South Dakota, and Wyoming, on the one hand,

and, on the other, points in California, Colorado, Idaho, Iowa, Minnesota, Montana, Nebraska, Nevada, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming; under a continuing contract, or contracts, with Knecht Industries, Inc., including their wholly owned, unincorporated divisions of Building Materials Distributors, Big K Cash & Carry, Mastercraft Factory, Homes by Knecht, Mastercraft Homes and Knecht Lumber Co.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at either Rapid City, or Pierre, S. Dak.

No. MC 143547 (Sub-No. 2), filed September 8, 1977. Applicant: GRADY WALKER doing business as GRADY WALKER USED CARS, P.O. Box 7820, Fort Worth, Tex. 76111. Applicant's representative: Billy R. Reid, P.O. Box 9092, Fort Worth, Tex. 76107. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Used passenger automobiles*, from Boston, Mass.; Detroit, Mich.; and Chicago, Ill.; to Dallas, Tex., under continuing contract or contracts with E. K. Arledge, Inc. and Texas Vehicle Management, Inc., located at or near Dallas, Tex.

NOTE.—If hearing is deemed necessary, applicant requests that it be held at either Dallas or Fort Worth, Tex.

No. MC 143565 (Sub-No. 1), filed September 6, 1977. Applicant: HIGHWAY TRANSPORTATION CO., a corporation, P.O. Box 1327, Bangor, Maine 04401. Applicant's representative: Frederick T. McGonagle, 36 Main Street, Gorham, Maine 04038. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Liquid sulphur*, in bulk, in tank vehicles, from the port of entry on the International Boundary line between the United States and Canada located at or near Calais, Maine, to Searsport, Maine, under a continuing contract or contracts with Delta Chemicals, Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Bangor, Maine, Portland, Maine, or Boston, Massachusetts.

No. MC 143568 (Sub-No. 2) (correction) filed August 12, 1977, published in the FEDERAL REGISTER issue of September 22, 1977 as No. MC 140690 (Sub-No. 3), and republished as corrected this issue. Applicant: SIMMONS TRUCKING, INC., P.O. Box 71, Glenwood, Mo. 63541. Applicant's representative: Frank W. Taylor, Jr., Suite 600, 1221 Baltimore Avenue, Kansas City, Mo. 64105. Authority sought to operate as a *common carrier* by motor vehicle, over irregular routes, transporting: *Coal and fly ash*, between points in Missouri, Iowa, and Illinois.

NOTE.—Applicant holds motor contract carrier authority in No. MC 140690 (Sub-No. 2); therefore dual operations may be involved. The purpose of this republication is to indicate the correct docket number assigned to this proceeding as No. MC 143568 (Sub-No.

2) in lieu of No. MC 140690 (Sub-No. 3) as previously published in error. If a hearing is deemed necessary, the applicant requests it be held at Kansas City, Mo.

No. MC 143569 (Sub-No. 1), filed September 1, 1977. Applicant: JAMES L. PARRAMORE, doing business as PARRAMORE TRUCKING CO., P.O. Box 1413, Valdosta, Ga. 31601. Applicant's representative: C. E. Walker, P.O. Box 1085, Columbus, Ga. 31902. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, in the transportation of: *Poles, piling, posts, lumber, and lumber materials*, between points in Alabama, Georgia, Florida, South Carolina, and North Carolina, under a continuing contract or contracts with Clark-Hill Lumber Co. of Jacksonville, Fla. and The Langdale Co. of Valdosta, Ga.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Valdosta, Ga. or Atlanta, Ga.

Docket No. MC 143616 (Sub-No. 2), filed September 6, 1977. Applicant: MADDOX AND STARLING TRUCK BROKERS, INC., P.O. Box 368, Sultana, California 93666. Applicant's representative: Harry C. Ames, Jr., Suite 805, 666 Eleventh Street NW., Washington, D.C. 20001. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Wire and Cable* from Gloucester City, N.J., and Virginia Beach, Va., to Atlanta, Ga., Houston, Tex., St. Louis, Mo., and points in Arizona, California, Utah, Idaho, Nevada, New Mexico, Oregon, and Washington, under continuing contract or contracts with Eastern International Wire & Cable Co.

NOTE.—If a hearing is deemed necessary, the applicant requests that it be held at either Philadelphia, Pa., or Washington, D.C.

No. MC 143664, filed August 31, 1977. Applicant: MEUWSEN PRODUCE & GRAIN, INC., 9525 Ransom, Zeeland, Mich. 49464. Applicant's representative: Karl L. Gotting, 1200 Bank of Lansing Building, Lansing, Mich. 48933. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *fertilizer and fertilizer ingredients in bulk, in dump vehicles*; and (2) *fertilizer, fertilizer ingredients and agricultural products in bags in van equipment*, from points in Illinois, Indiana, and Ohio, to plantsites, warehouses, and outlet of Smith Douglas, Division of Borden Chemicals located at points in Michigan, under a continuing contract or contracts with Smith Douglas, Division of Borden Chemical, Borden Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Lansing, or Grand Rapids, Mich.

No. MC 143683 (Sub-No. 1), filed September 6, 1977. Applicant: AMERICAN CONTRACT EXPRESS, INC., Route 1, Box 327, Sylacauga, Ala. 35150. Applicant's representative: Robert E. Tate, P.O. Box 517, Evergreen, Ala. 36401. Authority sought to operate as a *contract*

carrier, by motor vehicle, over irregular routes, transporting: *Paper and paper products, and equipment, materials, and supplies* used in, or in the operation of, paper mills, between the plantsite and warehouse of the Kimberly-Clark Corp., located in Talladega County, Ala., on the one hand, and, on the other, points in Georgia on and south of U.S. Highway 80, and points in Florida, under a continuing contract or contracts with Kimberly-Clark Corp. of Coosa Pines (Talladega County), Ala. Restricted against the transportation of commodities in bulk, in tank vehicles.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Sylacauga, Ala., or Birmingham, Ala.

No. MC 143691, filed September 6, 1977. Applicant: PONY EXPRESS COURIER CORPORATION, Post Office Box 4313, Atlanta, Ga. 30302. Applicant's representative: Francis J. Mulcahy (same address as applicant). Authority sought to operate as a *contract carrier* by motor vehicle, over irregular routes transporting: *microfilm, microfiche, microforms and related items* between Flora, Miss., on the one hand, and, on the other, points in Alabama, Georgia, Kentucky, Louisiana, North Carolina, Ohio, South Carolina and Tennessee, restricted to shipments under a continuing contract or contracts with banks, banking institutions and Southern Vital Records Center; (2) *microfilm, microfiche, microforms and related items* between Memphis, Tenn., on the one hand, and, on the other, points in Arkansas, Mississippi, and Missouri, restricted to shipments under a continuing contract or contracts with banks, banking institutions and Eastman Kodak; and (3) *microfilm, microfiche, microforms and related items* (a) between Jackson, Miss., on the one hand, and, on the other, Florida, Miss., and (b) between Orlando and Miami, Fla., on the one hand, and, on the other, points in Florida, restricted to the transportation of shipments having an immediately prior and subsequent movement by air and further restricted to the transportation of shipments under a continuing contract or contracts with banks, banking institutions and Southern Vital Records Center.

NOTE.—Applicant has motor common carrier authority pending in No. MC 142330 (Sub-No. 5), therefore dual operations may be involved. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Memphis, Tenn.

No. MC 143705, filed September 8, 1977. Applicant: AMERICAN INTERNATIONAL MOVERS, INC., 5611-208th Ave. SW., Lynnwood, Wash. 98036. Applicant's representative: Del Benedict (same address as applicant). Authority sought to operate as a *common carrier* by motor vehicle, over irregular routes, transporting *Used household goods*, between points in Washington. Restricted to the transportation of shipments having a prior or subsequent movement, in containers, beyond the points author-

ized, and further restricted to the performance of pickup and delivery service in connection with the packing, crating and containerization or unpacking, uncrating and decontainerization of such shipments.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Seattle or Olympia, Wash.

No. MC 143707, filed September 6, 1977. Applicant: KENNEDY ENTERPRISES, INC., 2420 Diana Drive, Hallandale, Fla. 33009. Applicant's representative: Frank J. Hathaway, 7615 Biscayne Boulevard, Miami, Fla. 33138. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between points in Dade, Broward, and Palm Beach counties, Fla., restricted to traffic having a prior or subsequent movement by rail.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Miami or Fort Lauderdale, Fla.

No. MC 143712, filed September 6, 1977. Applicant: A & D MOVING & STORAGE CO., Inc., 250 Globe Street, Radcliffe, Ky. 40160. Applicant's representative: Robert J. Gallagher, 1000 Connecticut Ave. NW., Suite 1200, Washington, D.C. 20036. Authority to operate as a *common carrier*, over irregular routes, in the transportation of *used household goods* as defined by the Commission, restricted (1) to the transportation of shipments having a prior or subsequent movement, in containers, beyond the points authorized, and (2) to the performance of pickup and delivery service in connection with packing, crating, or containerization, or unpacking, uncrating, or decontainerization of such shipment, between points in the counties of Jefferson, Bullitt, Spencer, Shelby, Oldham, Henry, Hardin, Meade, Nelson, Breckinridge, Trimble, and Owen, Ky., and the counties of Harrison, Floyd, Clark, Crawford, Perry, Jefferson, Scott Jennings, Jackson, Washington, Orange, and Dubois, Ind.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests that it be held at Radcliffe, Ky.

No. MC 108378 (Sub-No. 9), filed September 7, 1977. Applicant: SUN VALLEY BUS LINES, INC., 600 East Jefferson, Phoenix, Ariz. 85004. Applicant's representative: W. L. McCracken, Greyhound Tower, Phoenix, Ariz. 85077. Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: *passengers and their baggage*, in special operations, in sightseeing and pleasure tours, (1) in round trips from points in Maricopa, Yuma, Pinal, and Mohave Counties, Ariz., San Bernardino County, Calif., and Clark County, Nev., to points in the United States, including Alaska but excluding Hawaii, and return, (2) in one way operations from points in the counties in Arizona,

California, and Nevada named in (1) above, to points in the United States, including Alaska but excluding Hawaii.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests that it be held at Phoenix, Ariz. and Las Vegas, Nev.

#### FREIGHT FORWARDER

No. FF 502, filed September 8, 1977. Applicant: ANDREWS FORWARDERS, INC., Seventh and Park Avenue, Norfolk, Nebr. 68701. Applicant's representative: Alan F. Wohlstetter, 1700 K Street NW., Washington, D.C. 20006. Authority sought to engage in operation, in interstate and foreign commerce, as a *freight forwarder*, through the use of the facilities of common carriers by rail, motor, water and express, in the transportation of (a) *used household goods and unaccompanied baggage*, and (b) *used automobiles*, between points in the United States (including Hawaii but excluding Alaska) restricted in (b) to the transportation of export-import traffic.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests that it be held at Omaha, Nebr.

#### FINANCE APPLICATIONS; NOTICE

The following applications seek approval to consolidate, purchase, merge, lease operating rights and properties, or acquire control through ownership of stock, of rail carriers or motor carriers pursuant to sections 5(2) or 210a(b) of the Interstate Commerce Act.

An original and two copies of protests against the granting of the requested authority must be filed with the Commission within 30 days after the date of this FEDERAL REGISTER notice. Such protest shall comply with special rules 240 (c) or 240(d) of the Commission's General Rules of Practice (49 CFR 1100.240) and shall include a concise statement of protestant's interest in the proceeding. A copy of the protest shall be served concurrently upon applicant's representative, or applicant, if no representative is named.

No. MC-F-13308 (Correction) (KOWALSKY'S EXPRESS SERVICE—PURCHASE—KOWALSKY'S EXPRESS SERVICE), published in the September 8, 1977, issue of the FEDERAL REGISTER on pages 45093 and 45094. Prior notice should have read as follows: *Operating rights sought to be transferred: General commodities, with certain specified exceptions, as a common carrier primarily over irregular routes between points in defined portions of Delaware, Maryland, New Jersey, New York, and Pennsylvania \* \* \**

No. MC-F-13323. Authority sought for purchase by SCHUSTER EXPRESS, INC., 48 Norwich Avenue, Colchester, Conn. 06415, of a portion of the operating rights of M & M Transportation Co., 750 Third Avenue, New York, N.Y. 10007. Applicants' attorneys: Herbert Burstein, 2373 One World Trade Center, New York, N.Y. 10048, and Donald L. Caldera, 750 Third Avenue, New York, N.Y. 10017. Op-

erating rights sought to be purchased: General commodities, with exceptions, as a common carrier over regular routes between Albany, N.Y., and Buffalo, N.Y., serving all intermediate points, all points in Oneida County, N.Y., and the off-route points of Norwich, Glens Falls, Watervliet, Troy, Cohoes, Saratoga Springs, Oswego, Rochester, and those within 15 miles of the route specified: From Albany over New York Highway 5 to Buffalo, and return over the same route; Between Syracuse, N.Y., and Buffalo, N.Y., serving all intermediate points; From Albany, N.Y., and Utica, N.Y., serving all intermediate points, all points in Oneida County, N.Y., and the off-route points of Berlin, Georgetown, Hamilton, Leonardsville, Northville, Old Forge, Oswego, and Rochester, N.Y.; General commodities with exceptions over irregular routes between points in Onondaga County, N.Y., on the one hand, and on the other, points in Broome, Cattaraugus, Cayuga, Chemung, Chenango, Cortland, Erie, Genesee, Monroe, Niagara, Oneida, Onondaga, Ontario, Oswego, Otsego, Schuyler, Seneca, Tioga, Tompkins, Wayne, and Wyoming Counties, N.Y., and New York City, N.Y.; From points in Onondaga County, N.Y., to points in Allegany, Chautauqua, Columbia, Essex, and Suffolk Counties, N.Y., with no transportation for compensation on return except as otherwise authorized; Between Syracuse, N.Y., on the one hand, and, on the other, points in Albany, Fulton, Herkimer, Madison, Montgomery, Renesselaer, and Schenectady Counties, N.Y.; Between points in Albany, Erie, Monroe, and Oneida Counties, N.Y., on the one hand, and, on the other, points in Broome, Chemung, and Tioga Counties, N.Y., except as otherwise authorized herein, and for operating convenience only, with restrictions. Vendee is authorized to operate as a common carrier in New York, Massachusetts, and Connecticut. Application has been filed for temporary authority under section 210a(b).

No. MC-F-13335 (Correction) (FROELICH TRANSPORTATION CO., INC.—PURCHASE—FLEET TRANSPORTATION CO., INC.), published in the September 29, 1977, issue of the FEDERAL REGISTER on page 51722. Prior notice should have read as follows: Operating rights sought to be transferred: Under a Certificate of Registration in Docket No. MC-98591 (Sub-No. 2) covering the transportation of general commodities, as a common carrier, in interstate commerce, between points in the Commonwealth of Massachusetts. Vendee is authorized to operate as a common carrier under Certificate No. MC-1759 in the states of Connecticut, Massachusetts, New Jersey, New York, Vermont, New Hampshire, Maryland, Delaware, and Pennsylvania. Application has been filed for temporary authority under Section 210a(b).

NOTE.—Docket No. MC-1759 (Sub-No. 36) is a directly related matter.

No. MC-F-13356. Authority sought for purchase by PACIFIC MOTOR TRUCK-

ING CO., 9 Main St., San Francisco, Calif. 94105, of the operating rights of Charles Rufus Cadenhead, d.b.a. Valley Motor Express, 1831 Mills Ave., El Paso, Tex. 79901, and for acquisition by Southern Pacific Transportation Co., S.P. Bldg., One Market Plaza, San Francisco, Calif. 94105, of control of such rights through the transaction. Applicants' attorneys: Martin J. Rosen, 256 Montgomery Street, San Francisco, Calif. 94104, and John MacDonald Smith, Room 813, S.P. Bldg., One Market Plaza, San Francisco, Calif. 94105. Operating rights sought to be transferred: General commodities, in the performance of collection and delivery service for line-haul motor carriers, as a common carrier over irregular routes between points in El Paso County, Tex.; General commodities, with exceptions as a common carrier over regular routes between El Paso, Tex., and Tornillo, Tex., serving all intermediate points: From El Paso over U.S. Highway 80 to Tornillo, and return over the same route. Between Tornillo, Tex., and Esperanza, Tex., serving all intermediate points, and those off-route points within 5 miles of U.S. Highway 80: From Tornillo over U.S. Highway 80 to junction unnumbered county road about 12 miles east of McNary, Tex., and thence over unnumbered county road to Esperanza, and return over the same route. General commodities, with exceptions, between El Paso, Tex., and Berino, N. Mex., serving all intermediate points, and all off-route points within 2 miles of the route described below: From El Paso over U.S. Highway 80 to Berino, and return over the same route. Transferee, Pacific Motor Trucking Co., holds authority as a common carrier by motor in Docket No. MC-78786 and sub numbers, and permits as a motor contract carrier in Docket No. MC-78787 and sub numbers. It operates over a series of regular routes between El Paso, Tex., and Portland, Oreg., via Phoenix and Tucson, Ariz., Los Angeles, San Francisco, and Sacramento, Calif., and Medford, Oreg. States served include Texas, New Mexico, Arizona, California, Nevada, Oregon, and Washington. Pacific Motor Trucking Co. also operates as a contract carrier of new automobiles in initial and/or secondary movement in the states of Arizona, California, Nevada, and southern Oregon. Application has been filed for temporary authority under section 210a(b).

No. MC-F-13358. Authority sought for the purchase by RINGSBY TRUCK LINES, INC., 3980 Quebec Street, Denver, Colo. 80207, of all of the operating rights and tangible property of Ringsby-Pacific Ltd., 3980 Quebec Street, Denver, Colo. 80207 and for acquisition by J. W. Ringsby, J. V. Ringsby, and D. W. Ringsby, all of 3980 Quebec Street, Denver, Colo. 80207, and Susan Ringsby Pietrzak, Route 4, Box 170, Longmont, Colo. 80501 of control of such rights through the purchase. Applicants' attorney: Russell R. Sage, Suite 400, Overlook Building, 6121 Lincolnia Road, Alexandria, Va. 22312. Operating rights sought to be

transferred: (A) general commodities, with exceptions as a common carrier over regular routes: (1) between points in California, serving all intermediate and specified off-route points subject to restriction, as follows: (a) San Francisco and San Diego; (b) Los Angeles and Sacramento; (c) Sacramento and Woodland; (d) Sacramento and Yuba City; (e) San Francisco and Auburn; (f) San Francisco and Placerville; (g) Gilroy and Califa; (h) San Francisco and Manteca; (i) Tracy and Maricopa; (j) junction California Highway 166 and U.S. Highway 99 and Maricopa; (k) Davis and Portola; (l) junction California Highway 89 and Alternate U.S. Highway 40 and Greenville; (m) Crescent Mills and Taylorsville; (n) Greenville and Taylorsville; (o) Portola and Herlong; (p) Woodland and Sacramento; (q) junction California Highway 4 and U.S. Highway 40 and junction California Highway 4 and U.S. Highway 99; (r) junction California Highway 12 and U.S. Highway 40 and junction California Highway 12 and U.S. Highway 99; (s) Sacramento and junction California Highway 160 and 4; (t) Modesto and Vernalis; (u) Merced and Gustine; (v) Fresno and Famoso; (w) Tipton and Fresno; (x) Mendota and Fresno; (y) Coalinga and junction California Highway 198 and U.S. Highway 99; (z) Famoso and junction U.S. Highway 466 and California Highway 33; (aa) McKittrick and Bakersfield; (bb) Taft and Greenfield; and (cc) junction U.S. Highways 99W and 40 and Sacramento, on the one hand, and, on the other, San Francisco;

(2) Between Auburn, Calif., and junction California Highways 89 and 49 as an alternate route; (3) between junction California Highways 89 and 40 near Sierraville and Blairsden, Calif., as an alternate route; (4) between junction California Highways 89 and 49 near Sierraville and Vinton, Calif., as an alternate route; (5) between Spokane, Wash., and Oroville, Wash., serving specified intermediate and off-route points; (6) between Oroville, Wash., and the U.S.-Canada Boundary Line 8 miles north of Oroville, serving no intermediate points; (7) between Wenatchee, Wash., and Brewster, Wash., serving all intermediate points; (8) between Brewster, Wash., and Grand Coulee, Wash., serving all intermediate points; (9) between Tonasket, Wash., and Republic, Wash., serving all intermediate points; (10) between Grand Coulee, Wash., and Coulee City, Wash., serving all intermediate points; (11) between Coulee City, Wash., and Wenatchee, Wash., serving all intermediate points; (12) between Spokane, Wash., and Seattle, Wash., serving all intermediate points, subject to restriction; (13) between Quincy, Wash., and Ellensburg, Wash., serving all intermediate points, subject to restriction; (14) between Prosser, Wash., and Ellensburg, Wash., serving all intermediate points, subject to restriction; (15) between Yakima, Wash., and Portland, Oreg., serving specified intermediate and off-route points, subject to restriction; (16) between Biggs,

Oreg., and Maryhill, Wash., serving no intermediate points, subject to restriction; (17) between Biggs, Oreg., and Spokane, Wash., serving no intermediate points, subject to restriction; (18) between Kallispell, Mont., and Coram, Mont., serving all intermediate points and points within 5 miles of Coram as off-route points; (19) serving points within 15 miles of Spokane, Wash., as intermediate and off-route points;

(20) Between junction U.S. Highway 2 and unnumbered highway at a point northeast of Troy, Mont. (known as Yaak Junction, Mont.), and the site of the U.S. Air Force Base at or near Yaak, Mont., serving no intermediate points; (21) between Spokane, Wash., and Great Falls, Mont., serving all intermediate points between Milltown, Mont. (not including Milltown), and Great Falls; (22) between Coram, Mont., and Shelby, Mont., serving all intermediate points; (23) between Browning, Mont., and Great Falls, Mont., serving no intermediate points; and (24) between Shelby, Mont., and Great Falls, Mont., serving no intermediate points; (B) classes A, B, and C explosives as a common carrier over regular routes between junction U.S. Highway 395 and California Highway 70 and Reno, Nev., serving no intermediate points; subject to restriction; (C) general commodities, with exceptions, as a common carrier over irregular routes (1) between specified points and areas in California; and (2) from Portland, Oreg., to points in Yakima County, Wash., exclusive of certain points; and (D) specified commodities as a common carrier over irregular routes as follows: (1) latex, from points in the Los Angeles Harbor, Calif., Commercial Zone to points in the Los Angeles, Calif., Commercial Zone; (2) cotton, from Bakersfield, Calif., and points within 75 miles of Bakersfield, to Los Angeles Harbor, Calif.

(3) Wool, from points in Kern County, Calif., to Los Angeles Harbor, Calif., and from points in Kern County, Calif., east of U.S. Highway 6 to Stockton, San Francisco, and Oakland, Calif.; (4) electric conduit, farm machinery and equipment, and groceries, from Los Angeles Harbor, Calif., to Bakersfield, Calif.; (5) conduit, wire netting, steel and copperwire, lumber, paper, steel pipe and tubing, seed, nuts, honey, clay products, peat moss, grain, rice, bran, fish meal, tapioca meal, flaxseed meal, sesame seed meal, perilla meal, copra meal, peanut meal, fertilizer, and oil in drums, from Los Angeles Harbor and Long Beach, Calif., to Los Angeles and Vernon, Calif.; (6) clay products, fertilizer, talc, honey, and oil in drums, from Los Angeles and Vernon, Calif., to Los Angeles Harbor and Long Beach, Calif.; (7) fertilizer, from Los Angeles Harbor and Long Beach, Calif., to San Fernando, Whittier, Upland, Claremont, Glendora, Alta Loma, Rivera, Canoga Park, Covina, Pomona, and Pacoima, Calif., and points within five miles of each; (8) machinery, from Alhambra, Calif., to Los Angeles Harbor and Long Beach, Calif.; (9) burlap bags, bagging, and bale ties, from Los Angeles

Harbor, Calif., to Bakersfield, Calif., and points within 100 miles of Bakersfield, Calif.; (10) paper and paper products, except newsprint, from Los Angeles Harbor, Calif., to Bakersfield, Calif., and points within 15 miles of Bakersfield, Calif.;

(11) Pipe and heavy machinery and equipment, between Los Angeles Harbor, Calif., on the one hand, and, on the other, Bakersfield, Calif., and points within 75 miles of Bakersfield; (12) edible oils and linsed oil, in bulk, in tank vehicles, between points in the Los Angeles, Calif., Commercial Zone, on the one hand, and, on the other, points in the Los Angeles Harbor, Calif., Commercial Zone and between points in the Los Angeles and the Los Angeles Harbor, Commercial Zone, on the one hand, and, on the other, Buena Park and Norwalk, Calif.; (13) machinery, materials, supplies, and equipment incidental to, or used in, mining, milling, building construction, and highway building and maintenance, between points in a defined area of California and Malheur County, Oreg.; (14) machinery and machinery parts, and mining and construction materials, equipment, and supplies, (a) between points, both of which are located in the same state, in Washington and Oregon (except Malheur County, Oreg., subject to restriction, (b) between points in California, on the one hand, and, on the other, points in Oregon and Washington, (c) between points in Nevada, on the one hand, and, on the other, points in Oregon and Washington, and (d) between points in a defined area of California; (15) frozen berries, from Tacoma and Grandview, Wash., and Beaverton, Gresham, and Portland, Oreg., to points in Alameda County, Calif.; (16) frozen fruit, from Grandview, Wash., and Beaverton, Oreg., to points in Alameda County, Calif.

(17) Frozen vegetables, from Arlington, Wash., to San Francisco, Modesto, and Sacramento, Calif.; (18) canned goods, between points in a defined area of California; (19) farm products, from points in Yakima County, Wash. (with exceptions) to Portland, Oreg. and Seattle, Wash.; (20) paper, from Oregon City, Oreg., to Hanford, Wash., and points in Yakima County, Wash.; (21) spray and spray materials, (a) from Portland, Oreg., to Wenatchee, Wash., and (b) from Yakima, Wash., to Hood River, Oreg.; (22) powdered milk, from Sunnyside, Wash., to Portland, Oreg.; and (23) commodities which because of size or weight require the use of special equipment, and commodities not requiring the use of special equipment by reason of size or weight when moving in the same vehicle at the same time as the commodities set forth above, from one consignor to one consignee, between Las Vegas, Nev., on the one hand, and, on the other, points in Nevada. Ringsby Truck Lines, Inc., and Ringsby-Pacific Ltd. are currently commonly controlled. Ringsby Truck Lines, Inc. is authorized to operate in the States of Arizona, California, Colorado, Connecticut, Delaware,

District of Columbia, Georgia, Idaho, Illinois, Indiana, Iowa, Kansas, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Dakota, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin, and Wyoming. Application has not been filed for temporary authority under Section 210a(b).

NOTE.—F.D. 28563 is a directly related matter.

No. MC-F-13359. Authority sought for purchase by NUSSBERGER BROS. TRUCKING CO., INC., 929 Railroad Street, Prentice, Wis. 54556, of a portion of the operating rights of Robert J. Grall, P.O. Box 313, Manitowoc, Wis. 54220, and for acquisition by Donald Nussberger, of Catawba, Wis., and Willis Nussberger, of Prentice, Wis., of control of the rights through the purchase. Applicants' attorneys: Richard A. Westley, 4506 Regent Street, Suite 100, Madison, Wis. 53705, and Edward Solie, 4513 Vernon Boulevard, Suite 100, Madison, Wis. 53705. Operating rights sought to be purchased: Forest products, including rough and surface lumber, but not including veneer, plywood, dimension stock and cedar poles and posts, over irregular routes, between points in Baraga, Dickinson, Houghton, Iron, Marquette, Menominee, and Ontonagon Counties, Mich., on the one hand, and, on the other, points in Wisconsin; pallets, bin boxes, skids, and wooden cheese boxes, over irregular routes, from the plantsite of Millersville Box Co. located at or near Herman, Wis., to points in Illinois and Indiana, except points in the Chicago, Ill., Commercial Zone, as defined by the Commission; lumber, over irregular routes, from points in Wisconsin to points in Illinois, Indiana, and the Lower Peninsula of Michigan; lumber, from points in the Lower Peninsula of Michigan (except Gaylord) to points in Wisconsin (except Marshfield, Neenah, Two Rivers, and Algoma); pallets, bin boxes, and skids, from the Town of Lima (Sheboygan County), Wis., to points in the Lower Peninsula of Michigan; lumber and sawdust, between Oconto, Wis., on the one hand, and, on the other, points in Minnesota, Iowa, Illinois, Indiana, Ohio, and the Lower Peninsula of Michigan; sawdust, between Oconto, Wis., on the one hand, and, on the other, points in the Upper Peninsula of Michigan; and from Ironwood, Mich., to points in Minnesota, Iowa, Illinois, Indiana, Ohio, the Lower Peninsula of Michigan, and Wisconsin; lumber, from Ironwood and Menominee, Mich., to Oconto, Wis.; from Oconto, Wis., to points in the Upper Peninsula of Michigan; and from points in Iowa, Illinois, Indiana, Ohio, and Wisconsin (except Eagle River, Wis., and points in Wisconsin within 50 miles thereof) to Ironwood, Mich., wooden flooring, from Ironwood, Mich., to points in Wisconsin, Illinois, Iowa, Indiana, and Ohio; wood chips,

from Ironwood, Mich., to Oconto Falls, Wis.; plywood, veneer, wood paneling, and composition board, from Oshkosh, Wis., to points in Illinois, Indiana, Iowa, Michigan, Minnesota, and Ohio, as described in Certificate No. MC-119406 and Sub-Nos. 1, 3, 5, and 7. Vendee is authorized to operate as a contract carrier in all 48 states and the District of Columbia. Dual operations and duplicating authority may be involved. Application has been filed for temporary authority under Section 210a(b).

No. MC-F-13360. Authority sought for purchase by WINTZ MOTOR FREIGHT, INC. (no-carrier), 656 Pelham Boulevard, St. Paul, Minn. 55114, of a portion of the operating rights and properties of Connolly Cartage Corp., P.O. Box 3660, 1088 North Snelling Ave., St. Paul, Minn. 55165, and for acquisition by George L. Wintz, Jr., 656 Pelham Boulevard, St. Paul, Minn. 55114, of control of such rights through the transaction. Applicants' attorney: James E. Ballenthin, 630 Osborn Building, St. Paul, Minn. 55102. Operating rights sought to be transferred: Paper and paper products, as a common carrier over irregular routes from the plant site of International Paper Co. at Arden Hills, Minn., to points in Iowa, North Dakota, South Dakota, and Wisconsin (except La Crosse and points in its commercial zone as defined by the Commission), with no transportation for compensation on return except as otherwise authorized, with restrictions; Corrugated pulp board and corrugated products and materials and supplies used in the manufacture and sale thereof; paper scrap and paper waste, from the plant site of International Paper Co. at Arden Hills, Minn., to La Crosse, Wis., with no transportation for compensation on return except as otherwise authorized, with restrictions. Wintz Motor Freight, Inc., holds no authority from this Commission. However George L. Wintz, the individual who controls transferee, also controls Wintz Warehousing Co., a motor carrier holding authority issued by the Interstate Commerce Commission in Docket Nos. MC-117681 and MC-129757. The authority in Docket No. MC-117681 is contract authority to transport ink from Minneapolis, Minn., to points in North Dakota, South Dakota, Nebraska, Iowa, Wisconsin, and Minnesota. The authority in Docket No. MC-129757 is common carrier authority to transport meats, meat products, dairy products and articles distributed by meat packing houses to points in Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington Counties, Minn. Application has been filed for temporary authority under section 210a(b).

No. MC-F-13362. Authority sought for purchase by WINTZ MOTOR FREIGHT, INC., 656 Pelham Boulevard, St. Paul, Minn. 55114, of the operating rights and properties of OLSON TRANSFER CO., 6351 Oasis Avenue North, Stillwater, Minn. 55082, and for

acquisition by GEORGE L. WINTZ, JR., 656 Pelham Boulevard, St. Paul, Minn. 55114, of control of such rights through the transaction. Applicants' attorney: James E. Ballenthin, 630 Osborn Building, St. Paul, Minn. 55102. Operating rights sought to be transferred: General commodities, with exceptions as a common carrier over regular routes between Minneapolis, Minn., and Webster, Wis., from Minneapolis over city streets to St. Paul, Minn., thence over Minnesota Highway 212 to Houlton, Wis., and thence over Wisconsin Highway 35 to Webster, and return over the same route. Service is authorized to and from all intermediate points and the off route points of Luck, Milltown, Alden, Nye, Ubet, and Balsam Lake, Wis., and points and places within 10 miles of Balsam, and off route points within 5 miles of Webster, between Stillwater, Minn., and Frederic, Wis.; from Stillwater over Minnesota Highway 95 to junction Minnesota Highway 97, thence over Minnesota Highway 97 to Scandia, Minn., thence over unnumbered highway to Lindstrom, Minn., thence over U.S. Highway 8 to St. Croix Falls, Wis., and thence over Wisconsin Highway 87 to junction unnumbered highway five miles north of Cushing, Wis., thence over unnumbered highway to Trade Lake, Wis., thence over Wisconsin Highway 48, to Frederic, and return over the same route. Service is authorized to and from all intermediate points and the off route points of Chicago City, Minn., and West Sweden and Atlas, Wis., and those intermediate and off route points within 10 miles of St. Croix Falls, Wis. General commodities, except those of unusual value, and except dangerous explosives, household goods as defined in Practices of Motor Common Carriers of Household Goods, 17 M.C.C. 467, commodities in bulk, and those requiring special equipment over alternate regular routes for operating convenience only, in connection with said carrier's otherwise authorized routes, between Minneapolis, Minn., and junction Minnesota Highways 36 and 212: From Minneapolis over Minnesota Highway 36 to junction Minnesota Highway 212. Between St. Paul, Minn., and junction Minnesota Highways 36 and 212: From St. Paul over Minnesota Highway 51 to its junction with Minnesota Highway 36, and thence over Minnesota Highway 36 to its junction with Minnesota Highway 212. Return over these routes. Service is not authorized to or from intermediate points. Service is authorized to and from (1) points in the Minneapolis-St. Paul, Minn., commercial zone, as defined by the Commission and also Scotchlite, Minn., as intermediate or off route points in connection with said carrier's presently authorized regular route operations to or from Minneapolis and St. Paul, restricted to the transportation of such commodities as said carrier is presently authorized to transport to or from Minneapolis or St.

Paul over regular routes, and (2) points in the said commercial zone and Scotchlite, in lieu of Minneapolis and St. Paul, whichever is presently authorized to be served by said carrier over irregular routes, restricted to the transportation of such commodities as said carrier is presently authorized to transport to or from Minneapolis or St. Paul, over irregular routes; General commodities, with exceptions as a common carrier over regular routes serving the terminal site of Spector Freight System, Inc., on Minnesota Highway 49 in Eagan Township, Dakota County, Minn., approximately one-half mile south of junction Minnesota Highways 49 and 55, as an off route point in connection with carrier's presently authorized regular route operations. WINTZ MOTOR FREIGHT, INC., holds no authority from this Commission. However, GEORGE L. WINTZ, the individual who controls transferee, also controls WINTZ WAREHOUSING COMPANY, a motor carrier holding authority issued by the Interstate Commerce Commission in Docket No. MC 117681 and MC 129757. The authority in Docket No. MC 117681 is contract authority to transport ink from Minneapolis, Minn., to points in North Dakota, South Dakota, Nebraska, Iowa, Wisconsin, and Minnesota. The authority in Docket No. MC 129757 is common carrier authority to transport meats, meat products, dairy products, and articles distributed by meat packinghouses to points in Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington Counties, Minn. Application has been filed for temporary authority under section 210a(b).

No. MC-F-13365. Authority sought for purchase by TRANSCON LINES, 101 Continental Boulevard, El Segundo, Calif., 90245, of a portion of the operating rights of AUTOMOTIVE MERCHANDISERS OF TEXAS, INC., and OHIO MERCHANDISING CORPORATION, 1800 Moler Road, Columbus, Ohio, 43207. Vendee's attorney: Wentworth E. Griffin, 1221 Baltimore Avenue, Kansas City, Mo., 64105. Vendor's attorney: John Fessenden, Suite 1301, 1600 Wilson Boulevard, Arlington, Va. 22209. Operating rights sought to be transferred: General commodities, with the usual exceptions, as a common carrier, over regular routes between Point Pleasant, W. Va., and Charleston, W. Va., serving all intermediate points: From Point Pleasant over West Virginia Highway 17 to junction U.S. Highway 60, thence over U.S. Highway 60 to Charleston, and return over the same route; between Point Pleasant, W. Va., and Huntington, W. Va., serving all intermediate points; from Point Pleasant over West Virginia Highway 2 to Huntington, and return over the same route; between Point Pleasant, W. Va., and Columbus, Ohio, serving the intermediate points of Athens, Longan, Gallipolis, Ohio, and those on West Virginia Highway 62 and Ohio Highway 7, and the off route points in that part of Meigs County, Ohio, on and east of

Ohio Highway 7; from Point Pleasant over U.S. Highway 35 to Kanauga, Ohio, thence over Ohio Highway 7 to Pomeroy, Ohio, thence over U.S. Highway 33 to Columbus, and return over the same route; from Point Pleasant over West Virginia Highway 62 to Mason, W. Va., thence across the Ohio River to Pomeroy, Ohio, thence to Columbus as specified above, and return over the same route; from Point Pleasant over U.S. Highway 35 to Chillicothe, Ohio, thence over U.S. Highway 23 to Columbus, and return over the same route. Vendee is authorized to operate as a common carrier in Docket No. MC 110325 in Alabama, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, the District of Columbia, Georgia, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Mississippi, Missouri, Montana, Nebraska, Nevada, New Jersey, New Mexico, New York, North Carolina, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Dakota, South Carolina, Tennessee, Texas, Utah, Virginia, Washington, West Virginia, Wisconsin, and Wyoming. Application has been filed for temporary authority under section 210a(b).

NOTE.—The authority being purchased was formerly owned by Point Express, Inc., and is now owned by AUTOMOTIVE MERCHANTS OF TEXAS, INC., and OHIO MERCHANDISING CORPORATION, pursuant to MC-FC-77023, published in the FEDERAL REGISTER on April 11, 1977, approved April 4, 1977, effective May 16, 1977 and consummated May 25, 1977. A certificate has not yet been issued.

No. MC-F-13366. Authority sought for purchase by BLUE RIDGE TRANSFER COMPANY, INC., P.O. Box 13447, Roanoke, Va., 24034, of a portion of the operating rights of BERRY TRANSPORTATION, INC., P.O. Box 2147, Longview, Tex., 75601, and for acquisition by J. W. STANLEY, J. W. STANLEY, JR., G. H. STANLEY, and L. V. STANLEY, all of P.O. Box 13447, Roanoke, Va., 24034, of control of such rights through the purchase. Applicants' attorneys: John R. Sims, Jr., and John L. Boyd, Jr., 915 Pennsylvania Bldg., 425 13th St. NW., Washington, D.C. 20004. Operating rights sought to be transferred: That portion of BERRY TRANSPORTATION INC., authorizing, generally, the transportation of malt beverages and materials and supplies used in the manufacture and distribution thereof, as a common carrier over irregular routes (1) between San Antonio, Tex., on the one hand, and, on the other, points in Alabama and Tennessee, (2) from Fort Worth, Tex., to Hernando, Miss., and (3) from the plant-site and warehouse facilities of the Miller Brewing Co., at Fort Worth, Tex., to Hot Springs, Ark., and Clarksdale, Greenville, Jackson, Natchez, Vicksburg, and Yazoo City, Miss., returning with empty containers. Vendee is authorized to operate as a common carrier in New York, New Jersey, Maryland, Georgia, Indiana, Ohio, West Virginia, Virginia, Delaware, Illinois, South Carolina, North Carolina, the District of Columbia, Tennessee,

Alabama, Connecticut, Kentucky, Michigan, Florida, Arkansas, Louisiana, Mississippi, Oklahoma, Texas, and Pennsylvania. Application has not been filed for temporary authority under section 210a(b).

No. MC-F-13368. Authority sought for purchase by CAROLINA WESTERN EXPRESS, INC., 650 Eastwood Drive, P.O. Box 3961, Gastonia, N.C. 28052, of a portion of the operating rights of GLOSSON MOTOR LINES, INC. (Charles E. Herbert, trustee in bankruptcy), P.O. Box 1328, Lexington, N.C., and for acquisition by DAVID L. BAYNE and PEGGY I. BAYNE, also of Gastonia, N.C., of control of the rights through the purchase. Applicants' attorneys: Eric Meierhoefer, 1511 K St. NW., Washington, D.C. 20005, and Marshall Kragen, 1721 DeSales St. NW., Washington, D.C. 20036, for transferee, and Paul M. Daniell, P.O. Box 872, Atlanta, Ga. 30301, and Frank P. Holton, Jr., P.O. Box 1124, Lexington, N.C. 27292, for transferor. Operating rights sought to be purchased: General commodities, except those of unusual value, classes A and B explosives, household goods as defined by the Commission, liquids in bulk, in tank trucks, and commodities requiring special equipment, from New York, N.Y., Baltimore, Md., Philadelphia, Pa., and points in Union, Essex, Middlesex, Somerset, Mercer, Burlington, and Camden Counties, N.J., to points in that part of North Carolina bounded by a line beginning at the North Carolina-Virginia State line and extending along U.S. Highway 1 to the junction of U.S. Highway 15 south of Sanford, N.C., thence along U.S. Highway 15 to Carthage, N.C., thence along North Carolina Highway 27 to Charlotte, N.C., thence along U.S. Highway 74 to Asheville, N.C., thence along U.S. Highway 23 to the North Carolina-Tennessee State line, and thence along the North Carolina-Tennessee and North Carolina-Virginia State lines to point of beginning, including points on the specified portions of the highways indicated, with no transportation for compensation on return except as otherwise authorized. Electrical appliances and equipment, including radios and refrigerators, from New York, N.Y., Newark, N.J., and Wilmington, Del., to Salisbury, N.C., with no transportation for compensation on return except as otherwise authorized. Pianos, from Washington, D.C., and Philadelphia, and York, Pa., to Salisbury, N.C., with no transportation for compensation on return except as otherwise authorized. Bakery products, from Baltimore, Md., to Fayetteville, Greenville, Rockingham, Wilmington, and New River, N.C. General commodities (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, liquids, in bulk, in tank trucks, and commodities requiring special equipment), from New York, N.Y., Baltimore, Md., Philadelphia, Pa., and points in Union, Essex, Middlesex, Somerset, Mercer, Burlington, and Camden Counties, N.J., to points in North Carolina west

of Onslow, Jones, Carteret, Pamlico, Beaufort, Washington, Chowan, and Gates Counties and east of Transylvania County, Haywood County, and that portion of Madison County on and east of U.S. Highway 23, with no transportation for compensation on return except as otherwise authorized, as more fully described in MC 41255 and subs thereto. Vendee is authorized to operate pursuant to permit Nos. MC 136464 and MC 138635 as a contract and common carrier between points in all 48 of the contiguous United States. Approval of the transaction may result in dual operations but vendee expects to file an application seeking conversion of those rights in the immediate future. Application has been filed for temporary authority under section 210a(b).

No. MC-F-13369. Authority sought for purchase by OLD DOMINION FREIGHT LINE, P.O. Box 2006, High Point, N.C. 27261 of a portion of the operating rights of GLOSSON MOTOR LINES, INC. (Charles E. Herbert, trustee), P.O. Box 1328, Lexington, N.C. 27292 and also for acquisition by E. E. CONGDON, P.O. Box 2006, High Point, N.C. 27261, and J. R. CONGDON, P.O. Box 4265, Richmond, Va. 23224, of control of such rights through the transaction. Applicants' attorneys: K. Edward Wolcott, 1600 First Federal Building, Atlanta, Ga. 30303; Frank P. Holton, Jr., P.O. Box 1124, Lexington, N.C. 27292; Paul M. Daniell, P.O. Box 872, Atlanta, Ga. 30301. Operating rights sought to be transferred: General commodities, except classes A and B explosives, household goods as defined by the Commission, commodities of unusual value, commodities, in bulk, and those requiring special equipment, as a common carrier over irregular routes between points in that part of North Carolina east of Transylvania, Haywood, Madison, Yancey, Mitchell, Avery, Watauga, Ashe, and Alleghany Counties, and west of Onslow, Jones, Carteret, Pamlico, Beaufort, Washington, Chowan, and Gates Counties. Vendee is authorized to operate over regular and irregular routes in No. MC 107478 in the States of Alabama, Arkansas, Connecticut, Delaware, the District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Vermont, Virginia, West Virginia, and Wisconsin. Approval of the proposed transaction will result in Vendee acquiring duplicating authority as Vendee and Vendor operate between some common points in North Carolina. Approval of the proposed transaction will result in a split of Vendor's authority. Common control may be involved. Application has been filed for temporary authority under section 210a(b).

NOTES.—MC-107478 (Sub-No. 30) is a directly related matter.



MC-F-13370. Authority sought for purchase by BENNETT TRUCKING CO., P.O. Box 526, Hawkinsville, Ga. 31036 of the operating rights of J. D. LEWIS CORP., Route 3, Box 15, Cordele, Ga. 31015 and for acquisition by LAWRENCE L. BENNETT, P.O. Box 526, Hawkinsville, Ga. 31036 of control of the rights through the purchase. Applicants' attorney: Paul M. Daniell, P.O. Box 872, Atlanta, Ga. 30301. Operating rights sought to be purchased: (1) Lumber, rough, and wet and dried dressed lumber, as a common carrier over irregular routes, from Cordele, Nashville, Mystic, Perry, Fitzgerald and Ashburn, Ga. to points in Florida and sawdust and bark when transported in mixed shipments with sawdust from Cordele, Georgia, to points in Florida as more fully described in Certificate No. MC 115494 and subs; and; fertilizer in bags as a contract carrier from Cordele, Georgia to points in Alabama and Florida and from Tyner, Tenn. to points in Alabama, Florida, and Georgia as more fully described in Permit No. MC 125070. Vendee is authorized to operate pursuant to Certificate MC 126358 as a common carrier in the states of Alabama, Florida, Georgia, Indiana, Kentucky, Michigan, Mississippi, North Carolina, Ohio, South Carolina, Tennessee, Texas, and Virginia. Application has been filed for temporary authority under section 210a(b).

NOTE.—MC-126358 (Sub-No. 12), is a directly related matter.

#### OPERATING RIGHTS APPLICATION(S) DIRECTLY RELATED TO FINANCE PROCEEDINGS

The following operating rights application(s) are filed in connection with pending finance applications under section 5(2) of the Interstate Commerce Act, or seek tacking and/or gateway elimination in connection with transfer applications under section 212(b) of the Interstate Commerce Act.

An original and two copies of protests to the granting of the authorities must be filed with the Commission within 30 days after the date of this FEDERAL REGISTER notice. Such protests shall comply with special rules 247(d) of the Commission's General Rules of Practice (49 CFR 1100.-247) and include a concise statement of protestant's interest in the proceeding and copies of its conflicting authorities. Verified statements in opposition should not be tendered at this time. A copy of the protest shall be served concurrently upon applicant's representative, or applicant if no representative is named.

Each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

No. MC 94170 (Sub-No. 5), filed September 26, 1977. Applicant: MADDEN'S TRANSFER & STORAGE, INC., 12 Lake Flower Ave., Saranac Lake, N.Y. 12983. Applicant's representative: W. Norman Charles, 80 Bay Street (P.O. Box 724), Glens Falls, N.Y. 12801. Authority sought

to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between Saranac Lake, N.Y., and points in New York within 40 miles thereof, on the one hand, and, on the other, points in Kentucky and Tennessee. The purpose of this filing is to indicate applicant's intent to tack and eliminate the gateway of Knoxville, Md., and points in Maryland, Virginia, and West Virginia, within 20 miles of Knoxville, Md., to provide a through service to points in Kentucky and Tennessee.

NOTE.—This is a matter directly related to a Section 212(b) transfer proceeding in MC-FC-76703, published in the FEDERAL REGISTER issue of December 6, 1976.

No. MC 107478 (Sub-No. 30), filed October 5, 1977. Applicant: OLD DOMINION FREIGHT LINE (a corporation), P.O. Box 2006, High Point, N.C. 27261. Applicant's representative: K. Edward Wolcott, 1600 First Federal Bldg., Atlanta, Ga. 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes transporting: *General commodities*, except classes A and B explosives, household goods as defined by the Commission, commodities of unusual value, commodities in bulk, and those requiring special equipment. (1) Between points in that part of North Carolina in and east of Transylvania, Haywood, Madison, Yancey, Mitchell, Avery, Watauga, Ashe, and Alleghany Counties, in and west of Onslow, Jones, Carteret, Pamlico, Beaufort, Washington, Chowan, and Gates Counties on the one hand, and, on the other, points in South Carolina and Georgia. (2) Between points in that part of North Carolina in and west of Transylvania, Haywood, Madison, Yancey, Mitchell, Avery, Watauga, Ashe, and Alleghany Counties, on the one hand, and, on the other, points in that part of North Carolina in and east of Onslow, Jones, Carteret, Pamlico, Beaufort, Washington, Chowan, and Gates Counties.

NOTE.—The purpose of this application is to eliminate the gateways of Martinsville, Va. and Wilmington and Wilson, North Carolina. This application is directly related to a section 5 application in No. MC-F-13369 published in a previous section of this FEDERAL REGISTER. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 126358 (Sub-No. 12), filed October 4, 1977. Applicant: BENNETT TRUCKING CO. (a corporation), P.O. Box 526, Hawkinsville, Ga. 31036. Applicant's representative: Paul M. Daniell, P.O. Box 872, Atlanta, Ga. 30301. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes transporting: *Fertilizer, in bags*; (1) From Cordele, Ga. to points in Alabama and Florida; (2) From Tyner, Tenn. to points in Alabama, Florida and Georgia.

NOTE.—This application is directly related to a section 5(2) proceeding in MC-F-13370 Bennett Trucking Co., Purchase, J. D. Lewis

Corp., published in a previous section of this FEDERAL REGISTER. The purpose of this application is to convert a Permit to a Certificate of Public Convenience and Necessity. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

#### ABANDONMENT APPLICATIONS, NOTICE OF FINDINGS

Notice is hereby given pursuant to Section 1a(6)(a) of the Interstate Commerce Act that orders have been entered in the following abandonment applications which are administratively final and which found that subject to conditions the present and future public convenience and necessity permit abandonment.

A Certificate of Abandonment will be issued to the applicant carriers 30 days after this FEDERAL REGISTER publication unless the instructions set forth in the notices are followed.

[Docket No. AB-1 (Sub-No.9)]

CHICAGO AND NORTH WESTERN TRANSPORTATION COMPANY ABANDONMENT BETWEEN WREN, IOWA, AND IROQUOIS, SOUTH DAKOTA, IN SIOUX AND PLYMOUTH COUNTIES, IOWA, AND UNION, LINCOLN, TURNER, MCCOOK, MINER AND KINGSBURY COUNTIES, SOUTH DAKOTA

#### NOTICE OF FINDINGS

Notice is hereby given pursuant to Section 1a(6)(a) of the Interstate Commerce Act (49 U.S.C. 1a(6)(a)) that by an order entered on July 28, 1977, a finding, which is administratively final, was made by the Commission, Division 3, stating that, subject to the conditions for the protection of employees enacted in and developed pursuant to Section 405 of the Rail Passenger Service Act, the present and future public convenience and necessity permit the abandonment by the Chicago and North Western Transportation Company of its branch line of railroad between Wren, Iowa, and Iroquois, South Dakota, a distance of 155.7 miles but excluding that segment of the line between milepost 75.5 and milepost 76.4 at Salem, South Dakota. A certificate of abandonment will be issued to the Chicago and North Western Transportation Company based on the above-described finding of abandonment, 30 days after publication of this notice, unless within 30 days from the date of publication, the Commission further finds that:

(1) A financially responsible person (including a government entity) has offered financial assistance (in the form of a rail service continuation payment) to enable the rail service involved to be continued; and

(2) It is likely that such proffered assistance would: (a) Cover the difference between the revenues which are attributable to such line of railroad and the avoidable cost of providing rail freight service on such line, together with a reasonable return on the value of such line, or

(b) Cover the acquisition cost of all or any portion of such line of railroad.

## NOTICES

If the Commission so finds, the issuance of a certificate of abandonment will be postponed for such reasonable time, not to exceed 6 months, as is necessary to enable such person or entity to enter into a binding agreement, with the carrier seeking such abandonment, to provide such assistance or to purchase such line and to provide for the continued operation of rail services over such line. Upon notification to the Commission of the execution of such an assistance or acquisition and operating agreement, the Commission shall postpone the issuance of such a certificate for such period of time as such an agreement (including any extensions or modifications) is in effect. Information and procedures regarding the financial assistance for continued rail service or the acquisition of the involved rail line are contained in the Notice of the Commission entitled "Procedures for Pending Rail Abandonment Cases" published in the FEDERAL REGISTER on March 31, 1976, at 41 FR 13691. All interested persons are advised to follow the instructions contained therein as well as the instructions contained in the above-referenced order.

[Docket No. AB-12 (Sub-No. 33)]

SOUTHERN PACIFIC TRANSPORTATION COMPANY ABANDONMENT BETWEEN LEWIS SPRINGS AND FORT HUACHUCA IN COCHISE COUNTY, ARIZONA

## NOTICE OF FINDINGS

Notice is hereby given pursuant to Section 1a(6)(a) of the Interstate Commerce Act (49 U.S.C. 1a(6)(a)) that by an order entered on August 11, 1977, a finding, which is administratively final, was made by the Commission, Review Board Number 5, stating that, subject to the conditions for the protection of railway employees prescribed by the Commission in *Chicago, B. & Q.R. Co., Abandonment*, 257 ICC 700, and for public use as set forth in said order, the present and future public convenience and necessity permit the abandonment by the Southern Pacific Transportation Company of its line of railroad extending from milepost 1058.77 near Lewis Springs to the end of the branch at milepost 1070.99 near Fort Huachuca, a distance of 12.22 miles in Cochise County, Arizona. A certificate of abandonment will be issued to the Southern Pacific Transportation Company based on the above-described finding of abandonment, 30 days after publication of this notice, unless within 30 days from the date of publication, the Commission further finds that:

(1) A financially responsible person (including a government entity) has offered financial assistance (in the form of a rail service continuation payment) to enable the rail service involved to be continued; and

(2) It is likely that such proffered assistance would:

(a) Cover the difference between the revenues which are attributable to such line of railroad and the avoidable cost of providing rail freight service on such

line, together with a reasonable return on the value of such line, or

(b) Cover the acquisition cost of all or any portion of such line of railroad.

If the Commission so finds, the issuance of a certificate of abandonment will be postponed for such reasonable time, not to exceed 6 months, as is necessary to enable such person or entity to enter into a binding agreement, with the carrier seeking such abandonment, to provide such assistance or to purchase such line and to provide for the continued operation of rail services over such line. Upon notification to the Commission of the execution of such an assistance or acquisition and operating agreement, the Commission shall postpone the issuance of such a certificate for such period of time as such an agreement (including any extensions or modifications) is in effect. Information and procedures regarding the financial assistance for continued rail service or the acquisition of the involved rail line are contained in the Notice of the Commission entitled "Procedures for Pending Rail Abandonment Cases" published in the FEDERAL REGISTER on March 31, 1976, at 41 FR 13691. All interested persons are advised to follow the instructions contained therein as well as the instructions contained in the above-referenced order.

[Docket No. AB-12 (Sub-No. 42)]

SOUTHERN PACIFIC TRANSPORTATION COMPANY ABANDONMENT BETWEEN COPPER AVENUE AND ROCKFIELD IN FRESNO COUNTY, CALIFORNIA

## NOTICE OF FINDINGS

Notice is hereby given pursuant to Section 1a(6)(a) of the Interstate Commerce Act (49 U.S.C. 1a(6)(a)) that by an order entered on September 16, 1977, a finding, which is administratively final, was made by the Commission, Division 3, acting as an Appellate Division, stating that, subject to the conditions for the protection of employees enacted in and developed pursuant to Section 405 of the Rail Passenger Service Act, the present and future public convenience and necessity permit the abandonment by the Southern Pacific Transportation Company of its line of railroad extending from milepost 223.15 near Copper Avenue in a northerly direction to the end of the branch at milepost 225.77 near Rockfield, a distance of 2.62 miles, in Fresno County, California. A certificate of abandonment will be issued to the Southern Pacific Transportation Company based on the above-described finding of abandonment, 30 days after publication of this notice, unless within 30 days from the date of publication, the Commission further finds that:

(1) A financially responsible person (including a government entity) has offered financial assistance (in the form of a rail service continuation payment) to enable the rail service involved to be continued; and

(2) It is likely that such proffered assistance would: (a) Cover the differ-

ence between the revenues which are attributable to such line of railroad and the avoidable cost of providing rail freight service on such line, together with a reasonable return on the value of such line, or

(b) Cover the acquisition cost of all or any portion of such line of railroad.

If the Commission so finds, the issuance of a certificate of abandonment will be postponed for such reasonable time, not to exceed 6 months, as is necessary to enable such person or entity to enter into a binding agreement, with the carrier seeking such abandonment, to provide such assistance or to purchase such line and to provide for the continued operation of rail services over such line. Upon notification to the Commission of the execution of such an assistance or acquisition and operating agreement, the Commission shall postpone the issuance of such a certificate for such period of time as such an agreement (including any extensions or modifications) is in effect. Information and procedures regarding the financial assistance for continued rail service or the acquisition of the involved rail line are contained in the Notice of the Commission entitled "Procedures for Pending Rail Abandonment Cases" published in the FEDERAL REGISTER on March 31, 1976, at 41 FR 13691. All interested persons are advised to follow the instructions contained therein as well as the instructions contained in the above-referenced order.

Docket No. AB-18 (Sub-No. 10) (Correction), Chesapeake and Ohio Railway Company, Abandonment of the Pomeroy Branch between Oldtown and Pomeroy, Ohio, published in the September 22, 1977, issue of the FEDERAL REGISTER, on page 47937. Prior notice should read as follows: Notice is hereby given pursuant to Section 1a(6)(a) of the Interstate Commerce Act (49 U.S.C. 1a(6)(a)) that by an order entered on June 18, 1976, and the decision and order of the Commission, Division 3, served April 12, 1977, except as modified, affirmed and adopted the initial decision of the Administrative Law Judge entered on June 18, 1976, which is administratively final, stating that, (1) subject to the conditions for the protection of railway employees prescribed by the Commission in *Chicago, B. & Q. R. Co., Abandonment*, 257 I.C.C. 700, (2) subject to the continued operation by applicant of the involved trackage for 365 days subsequent to the effective date of the decision and order of Division 3, served April 12, 1977, approving the abandonment, and (3) for public use as set forth in said order, the present and future public convenience and necessity permit the abandonment by the Chesapeake and Ohio Railway Company of its line of railroad extending between milepost 51.21 near Oldtown and milepost 69.36 near Creola, Ohio, and its line of railroad extending between milepost 78.02 near Dundas and milepost 110 near Kerrs, Ohio, and operations over its line of railroad between milepost 110 near Kerrs and milepost 135.05 at the end of the line. A certificate of abandonment

will be issued to the Chesapeake and Ohio Railway Company based on the above-described finding of abandonment, 30 days after publication of this notice, unless within 30 days from the date of publication, the Commission further finds that:

(1) A financially responsible person (including a government entity) has offered financial assistance (in the form of a rail service continuation payment) to enable the rail service involved to be continued; and

(2) It is likely that such proffered assistance would: (a) Cover the difference between the revenues which are attributable to such line of railroad and the avoidable cost of providing rail freight service on such line, together with a reasonable return on the value of such line, or

(b) Cover the acquisition cost of all or any portion of such line of railroad.

If the Commission so finds, the issuance of a certificate of abandonment will be postponed for such reasonable time, not to exceed 6 months, as is necessary to enable such person or entity to enter into a binding agreement, with the carrier seeking such abandonment, to provide such assistance or to purchase such line and to provide for the continued operation of rail services over such line. Upon notification to the Commission of the execution of such an assistance or acquisition and operating agreement, the Commission shall postpone the issuance of such a certificate for such period of time as such an agreement (including any extensions or modifications) is in effect. Information and procedures regarding the financial assistance for continued rail service or the acquisition of the involved rail line are contained in the Notice of the Commission entitled "Procedures for Pending Rail Abandonment Cases" published in the FEDERAL REGISTER on March 31, 1976, at 41 FR 13691. All interested persons are advised to follow the instructions contained therein as well as the instructions contained in the above-referenced order.

[Docket No. AB-35 (Sub-No. 3)]

LOS ANGELES & SALT LAKE RAILROAD COMPANY, UNION PACIFIC RAILROAD COMPANY AND THE DENVER & RIO GRANDE WESTERN RAILROAD COMPANY ABANDONMENT—PORTION OF THE "IRONTON BRANCH" IN UTAH COUNTY, UTAH

#### NOTICE OF FINDINGS

Notice is hereby given pursuant to Section 1a of the Interstate Commerce Act (49 U.S.C. 1a) that by an Certificate and Order dated September 27, 1977, a finding, which is administratively final, was made by the Commission, Commissioner Brown, stating that, subject to the conditions for the protection of railway employees prescribed by the Commission in *Oregon Short Line R. Co.—Abandonment—Goshen* 354 I.C.C. 76 (1977), and those provided pursuant to Section 405 of the Rail Passenger Service Act (45 U.S.C. 565), the present and future public convenience and necessity permit the Los

Angeles & Salt Lake Railroad Co. and Rio Grande Western Railroad Co. to physically abandon and the Union Pacific Railroad Co. and the Denver & Rio Grande Western Railroad Co. to abandon operations over a branch line of railroad known as the Ironton Branch, which extends from milepost 0.00 to milepost 1.87 near Ironton in Utah County, Utah. A certificate of public convenience and necessity permitting abandonment was issued to the Los Angeles & Salt Lake Railroad Co., Union Pacific Railroad Co. and the Denver & Rio Grande Western Railroad Co. Since no investigation was instituted, the requirement of section 1121.38(a) of the Regulations that publication of notice of abandonment decisions in the FEDERAL REGISTER be made only after such a decision becomes administratively final was waived.

Upon receipt by the carrier of an actual offer of financial assistance, the carrier shall make available to the offeror the records, accounts, appraisals, working papers, and other documents used in preparing Exhibit I (sec. 1121.45 of the regulations). Such documents shall be made available during regular business hours at a time and place mutually agreeable to the parties.

The offer must be filed and served no later than 15 days after publication of this Notice. The offer, as filed, shall contain information required pursuant to section 1121.38(b) (2) and (3) of the regulations. If no such offer is received, the certificate of public convenience and necessity authorizing abandonment shall become effective 45 days from the date of this publication.

#### MOTOR CARRIER ALTERNATE ROUTES DEVIATIONS

The following letter-notices to operate over deviation routes for operating convenience only have been filed with the Commission under the Deviation Rules—Motor Carrier of Property (49 CFR 1042.4(c) (11)).

Protests against the use of any proposed deviation route herein described may be filed with the Commission in the manner and form provided in such rules at any time, but will not operate to stay commencement of the proposed operations unless filed within 30 days from the date of this FEDERAL REGISTER notice.

Each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its request.

#### MOTOR CARRIERS OF PROPERTY

No. MC 108449 (Deviation No. 9), INDIANHEAD TRUCK LINE, INC., Box 3355, St. Paul, Minn. 55165, filed October 7, 1977. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From junction U.S. Highway 18 and Interstate Highway 90 near Madison, Wis., over Interstate Highway 90 to Janesville, Wis., thence over U.S. Highway 14 to junction Illinois Highway 23,

thence over Illinois Highway 23 to Marenco, Ill., thence over U.S. Highway 20 to junction U.S. Highway 41 at Chicago, Ill., and return over the same route for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Madison, Wis., over U.S. Highway 18 to Milwaukee, Wis., thence over U.S. Highway 41 to Chicago, Ill., and return over the same route.

#### MOTOR CARRIER INTRASTATE APPLICATION(S)

The following application(s) for motor common carrier authority to operate in intrastate commerce seek concurrent motor carrier authorization in interstate or foreign commerce within the limits of the intrastate authority sought, pursuant to section 206(a) (6) of the Interstate Commerce Act. These applications are governed by special rule 245 of the Commission's General Rules of Practice (49 CFR 1100.245), which provides, among other things, that protests and requests for information concerning the time and place of State Commission hearings or other proceedings, any subsequent changes therein, and any other related matters shall be directed to the State Commission with which the application is filed and shall not be addressed to or filed with the Interstate Commerce Commission.

Florida Docket No. 770729-CCT, filed September 21, 1977. Applicant: G & C CARTAGE COMPANY, INC., 694 North Edgewood Ave., Jacksonville, Fla. 32205. Applicant's representative: O. C. Beakes, 1409 Barnett Bank Building, Jacksonville, Fla. 32202. Certificate of Public Convenience and Necessity sought to operate a freight service as follows: Transportation of: *General commodities*, between points in Jacksonville and its suburban territory (except points in Nassau County). Restricted against the transportation of household goods, articles of unusual value (including armored car service, and cash letters), classes A & B explosives, commodities in bulk, cement, commodities which because of size or weight require the use of special equipment, beer containers and closures therefor, building and construction materials on flatbed trailers, and traffic both originating at and destined to U.S. Naval U.S. facilities. Intrastate, interstate, and foreign commerce authority sought. Hearing: Date, time, and place not yet fixed. Requests for procedural information should be addressed to Florida Public Service Commission, 700 South Adams St., Tallahassee, Fla. 32302, and should not be directed to the Interstate Commerce Commission.

Kansas Docket No. 76.380. M, Route No. 7084, filed September 7, 1977. Applicant: ROSS TRUCK LINE, INC., 902 North Pearl St., Paola, Kans. Applicant's representative: Floyd E. Gehrt, P.O. Box 5186, Topeka, Kans. 66605. Certificate of Public Convenience and Necessity sought to a freight service as follows: Transportation of: *General commodities*, except

## NOTICES

those of unusual value, class A and B explosives, household goods, commodities in bulk, and those requiring special equipment, to, from and between Paola, Osawatomie, Beagle, Parker, La Cygne, Centerville, Greeley, Garnett, Lone Elm, Kincaid, Blue Mound, Mound City, Pleasanton, Trading Post, Jingo, Louisburg, Stilwell, Stanley, Overland Park, Olathe, Bonita, Spring Hill and Hillsdale, also, movements to, from and between Paola, Osawatomie, Beagle, Parker, La Cygne, Centerville, Greeley, Garnett, Lone Elm, Kincaid, Blue Mound, Mound City, Pleasanton, Trading Post, Jingo, Louisburg, Stilwell, Stanley, Overland Park, Kansas City, Bonita, Spring Hill and Hillsdale, also, between Garnett, on the one hand, and the Wolf Creek Generating Station and/or construction site located approximately 3 miles west of New Strawn, Kans., on the other hand, in connection with carrier's presently authorized operations. South from Garnett, Kans., on U.S. Highway 59 to its intersection with U.S. Highway 169, thence southwesterly to the intersection of U.S. Highway 169 and Kansas Highway 75; thence westerly to U.S. Highway 75; thence northerly over U.S. Highway 75 to New Strawn, Kans.; thence over county roads to the Wolf Creek Generating Station and/or construction site, and return over the same route, serving no intermediate points, with right of joinder to all authority held in Route 7084; also, southwesterly over county roads from Garnett, Kans., to Burlington, Kans.; thence north over U.S. Highway 75 to New Strawn, Kans.; thence west over county roads to the Wolf Creek Generating Station and/or construction site, and return over the same route, serving no

intermediate points, with right of joinder to all authority held in Route 7084, as an alternate route for operating convenience of the carrier. Intrastate, interstate, and foreign commerce authority sought. Hearing: Date, time, and place set for Tuesday 10 a.m., October 11, and Wednesday October 12, 1977, before the State Corporation Commission, State Office Building, 4th Floor, Topeka, Kans. Requests for procedural information should be addressed to the Kansas State Commission, State Office Building, Topeka, Kans. 66612, and should not be directed to the Interstate Commerce Commission.

Montana Docket No. MC 3437 filed August 31, 1977. Applicant: MOLERWAY FREIGHT LINES, INC., 1931 Broadwater Ave., Billings, Mont. 59102. Certificate of Public Convenience and Necessity sought to operate a freight service over regular routes, as follows: Transportation of: *General commodities* (except articles of unusual value, household goods as defined by the Commission, classes A and B explosives, commodities in bulk, and those requiring the use of special equipment): Between Lewistown and Billings, Mont., over U.S. Highway 87, serving the intermediate and off-route points of Grassrange and Roundup. Intrastate, interstate, and foreign commerce authority sought. Hearing: November 22, 1977, at 10 a.m., Billings, Mont., at a place to be later assigned. Requests for procedural information should be addressed on Montana Public Service Commission, 1227 11th Ave., Helena, Mont. 59601, and should not be directed to the Interstate Commerce Commission.

Tennessee Docket No. MC 4396 (Sub-No. 5), filed September 28, 1977. Appli-

cant: GENERAL TRUCKING COMPANY, INC., P.O. Box 269, 1100 School St., Columbia, Tenn. 38401. Applicant's representative: Edward C. Blank, II, P.O. Box 1004, Columbia, Tenn. 38401. Certificate of Public Convenience and Necessity sought to operate a freight service as follows: Transportation of: (1) *Plastic materials, flake granules, power mass waste*, for reclamation of raw materials, in truckload lots, from the plantsite of DuPont & Co., Inc., at Old Hickory Tenn., to the plantsite of DuPont & Co., Inc., at Columbia, Tenn.; and (2) *Sodium chloride, pig iron, coal tar pitch, and other commodities*, over irregular routes, in bulk, in dump trucks and dump trailers, from various points on the Tennessee River in west Tennessee, from the Alabama line, to the Kentucky line, and various points on the Cumberland River, from the Kentucky line, to the point where same crosses Tennessee Highway 109 south of Gallatin, Tenn., to all points (unspecified), in Tennessee, restricted to freight having a prior movement by water. Intrastate, interstate and foreign commerce authority sought. Hearing: November 30, 1977, at 9:30 a.m., CL-110 Cordell Hull Building, Nashville, Tenn. Requests for procedural information should be addressed to Tennessee Public Service Commission, CL-110 Cordell Hull Building, Nashville, Tenn. 37129, and should not be directed to the Interstate Commerce Commission.

By the Commission.

H. G. HOMME, Jr.,  
Acting Secretary.

[FR Doc.77-30537 Filed 10-19-77; 8:45 am]

# sunshine act meetings

This section of the FEDERAL REGISTER contains notices of meetings published under the "Government in the Sunshine Act" (Pub. L. 94-409), 5 U.S.C. 552b(e)(3).

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[ 6320-01 ]

1

### CIVIL AERONAUTICS BOARD.

OCTOBER 14, 1977.

Additions and deletions at the October 13, 1977, meeting.

**TIME AND DATE:** 10 a.m.—October 13, 1977.

**PLACE:** Room 1027, 1825 Connecticut Avenue NW., Washington, D.C. 20428.

**SUBJECT:**

1a. Docket 25908 et al., Transatlantic Route Proceeding (Memo No. 7492, OGC).

5. Proposed Amendment of Separation of Functions Rule (Memo No. 7473, OGC).

6. Docket 29818, Notice of Proposed Rulemaking SPDR-55, Free and reduced-rate transportation of travel agents on ABC's, ITC's, OTC's (Memo No. 6697-B, OGC).

8. Waivers for agent familiarization trips on OTC's, ITC's, and ABC's to destinations within the Western Hemisphere (Memo No. 7466, BOR, BFR).

20. Docket 28738, Horbach-Modern Acquisition Proceeding (Memo No. 6815-B, OGC).

**STATUS:** Open

**PERSON TO CONTACT:**

Phyllis T. Kaylor, the Secretary, 202-673-5068.

**SUPPLEMENTARY INFORMATION:** At the October 13, 1977, Board meeting the Board voted that item 1a be deleted from the October 13, 1977, agenda because the necessary material from the staff that was to be discussed was not ready for the Board's consideration, and that this item be rescheduled for a meeting October 17, 1977. Accordingly, the following Members voted that agency

business required the deletion of item 1a from the October 13, 1977, meeting agenda; that agency business required the rescheduling of this item for a meeting on less than seven days' notice for October 17, 1977; and that no earlier announcement of these changes was possible:

Chairman Alfred E. Kahn  
Vice Chairman Richard J. O'Melia  
Member G. Joseph Minetti  
Member Elizabeth E. Bailey

Since item 1a was deleted from the October 13, 1977, agenda and since items 5, 6, 8, and 20 had originally been deleted from the October 13, 1977, agenda to allow time to discuss item 1a, the Board voted to add these items to the October 13, 1977, agenda again. Upon advice from the General Counsel Office, however, that there would not be sufficient time to notify the public and the affected parties and that there was no apparent requirement for immediate Board consideration for most of the items, the Board reconsidered its vote to add these items and voted to delete again items 5, 6, and 8 but to consider item 20 on the October 13, 1977, agenda. Item 20, an uncontested matter, involved the transfer of operating authority and the provision of new services to the traveling public. Accordingly, the following Members voted that agency business required these deletions and this addition in the October 13, 1977, agenda and no earlier announcement of these changes was possible:

Chairman Alfred E. Kahn  
Vice Chairman Richard J. O'Melia  
Member G. Joseph Minetti  
Member Elizabeth E. Bailey

[S-1609-77 Filed 10-18-77;11:41 am]

[ 6320-01 ]

2

### CIVIL AERONAUTICS BOARD

OCTOBER 14, 1977.

Deletion of item from the October 20, 1977, meeting agenda.

**TIME AND DATE:** 10 a.m.—October 20, 1977.

**PLACE:** Room 1027, 1825 Connecticut Avenue NW., Washington, D.C. 20428.

**SUBJECT:**

5. Dockets 27124 and 26183; Continental's Subpart N Application; Application of Delta Air Lines (Houston-New Orleans Restriction) (Memo No. 5197-F, BOR).

12. Dockets 28848; 28778; 28800; 28961; 29186; 24778; and 28308, *Improved Authority to Wichita Case; Additional Dallas/Fort Worth-Kansas City Nonstop Service Case; Sacramento-Denver Nonstop Case; Memphis-Twin Cities/Milwaukee Case; and Greenville/Spartanburg - Washington / New York Subpart M Case*, Memorandum of Issues and Request for Instructions (Memo No. 7483, OGC).

**STATUS:** Open.

**PERSON TO CONTACT:**

Phyllis T. Kaylor, the Secretary, 202-673-5068.

**SUPPLEMENTARY INFORMATION:** Item 5 concerns Continental's Subpart N Application and the Application of Delta Air Lines, Dockets 27124 and 26183. A voting quorum will not be present at the meeting on this item since Member West will not be present and Chairman Kahn and Member Bailey are not qualified in this case. Therefore, it is necessary to delete this item from the October 20, 1977, agenda.

Item 12 concerns Memorandum of Issues and Request for Instructions in Dockets 28848; 28778; 28800; 28961; 29186; 24778; and 28308. It is now evident that all the briefs to the Board in these cases will not be filed by the October 20, 1977, meeting. Consequently, it is necessary to delete this item from the agenda of October 20, 1977.

[S-1610-77 Filed 10-18-77;10:41 am]

Accordingly, the following Members have voted that agency business requires the deletion of items 5 and 12 from the agenda of October 20, 1977, and that no earlier announcement of these deletions was possible:

Chairman Alfred E. Kahn  
Vice Chairman Richard J. O'Melia  
Member G. Joseph Minetti  
Member Elizabeth E. Bailey

[S-1610-77 Filed 10-18-77;10:41 am]

[ 6320-01 ]

3

### CIVIL AERONAUTICS BOARD.

OCTOBER 14, 1977.

**TIME AND DATE:** 2 p.m.—October 25, 1977.

**PLACE:** Room 1027, 1825 Connecticut Avenue NW., Washington, D.C. 20428.

**SUBJECT:** Pan American World Airways to make a presentation to the Board regarding its status.

**STATUS:** Open.

## PERSON TO CONTACT:

Phyllis T. Kaylor, the Secretary, 202-673-5068.

[S-1611-77 Filed 10-18-77;11:41 am]

[ 6335-01 ]

4

## COMMISSION ON CIVIL RIGHTS.

DATE AND TIME: September 27, 1977, 7:30 p.m. to finish.

PLACE: Room 800, 1121 Vermont Avenue NW., Washington, D.C.

STATUS: Closed to public.

MATTER TO BE CONSIDERED: Discussion of revised Affirmative Action Report.

## CONTACT PERSON FOR FURTHER INFORMATION:

Barbara Brooks, Public Affairs Unit, 202-254-6697.

[S-1607-77 Filed 10-17-77;2:50 pm]

[ 6712-01 ]

5

## FEDERAL COMMUNICATIONS COMMISSION.

TIME AND DATE: Followed 9:30 a.m. Open Meeting, Thursday, October 13, 1977.

PLACE: Room 856, 1919 M Street NW., Washington, D.C.

STATUS: Open Commission Meeting.

## MATTERS CONSIDERED:

*Agenda, Item No., and Subject*

General—2—Teleprompter Cable Communications Corp. v. FCC (D.C. Cir. No. 75-1563).

General—3—Internal investigation and management study.

The prompt and orderly conduct of Commission business did not permit announcement of these additional items prior to the meeting.

## CONTACT PERSON FOR MORE INFORMATION:

Samuel M. Sharkey, FCC Public Information Officer; telephone 202-632-7260.

Issued: October 14, 1977.

[S-1613-77 Filed 10-18-77;11:41 am]

[ 6712-01 ]

6

## FEDERAL COMMUNICATIONS COMMISSION.

TIME AND DATE: Followed 9:30 a.m. Open Meeting, Thursday, October 13, 1977.

PLACE: Room 856, 1919 M Street NW., Washington, D.C.

STATUS: Closed Commission Meeting.

MATTER CONSIDERED: The Commission's Public Notice issued October 6, 1977, 42 FR 54978, stated that prior to the consideration of the closed meeting items on Thursday, October 13, the Commissioners as a first order of business would vote on the matter of closing the meeting. A vote was taken on October 13, 1977, and Commissioners Lee, Quello, Washburn, Fogarty, and White voted to close the meeting.

## CONTACT PERSON FOR MORE INFORMATION:

Samuel M. Sharkey, FCC Public Information Officer; telephone 202-632-7260.

Issued: October 14, 1977.

[S-1614-77 Filed 10-18-77;11:41 am]

[ 6740-02 ]

7

## FEDERAL ENERGY REGULATORY COMMISSION.

FEDERAL REGISTER CITATION OF PREVIOUS ANNOUNCEMENT: 42 FR 55670.

PREVIOUSLY ANNOUNCED TIME AND DATE OF MEETING: October 20, 1977, 10 a.m.

CHANGE IN THE MEETING: The following items have been added:

*Item No., Docket No., and Company*  
GP-21.—CP77-476, Columbia Gas Transmission Corp.  
P-20.—ER77-533, Louisiana Power & Light Co.

KENNETH F. PLUMB,  
Secretary.

[S-1617-77 Filed 10-18-77;11:41 am]

[ 6730-01 ]

8

## FEDERAL MARITIME COMMISSION.

TIME AND DATE: October 26, 1977—10 a.m.

PLACE: Room 12126, 1100 L Street NW., Washington, D.C. 20573.

STATUS: Parts of the meeting will be open to the public. The rest of the meeting will be closed to the public.

## MATTERS TO BE CONSIDERED:

Portions open to the public:

1. Report on Notation Items Disposed of by the Commission during September 1977.

2. Report on times shortened for submitting comments on section 15 agreements pursuant to delegated authority during September 1977.

3. Report on Applications for Admission to Practice approved during September 1977.

4. Assignment of Informal Dockets during September 1977.

5. Docket No. 77-44—Agreement between Puerto Rico Maritime Shipping Authority and Puerto Rico Marine Management, Inc./Puerto Rico Marine

Operating Co., Inc.—Request for Oral Argument.

6. Docket No. 76-33—*Transoceanic Terminal Corporation v. Ceres Marine Terminals, Inc.*, and Docket No. 76-44—*Ceres Marine Terminals, Inc. v. Transoceanic Terminal Corporation and Calumet Barge Terminal, Inc.*—Determination whether to Review Order of Discontinuance.

7. Docket No. 77-6—In Re Agreement Nos. 8210-29 and 9214-19; A/AA Modifications—Determination whether to Review Order of Discontinuance.

Portions closed to the public:

1. Sea-Land Service, Inc.—General Rate Increase in the U.S. South Atlantic/Puerto Rico Trade.

2. Sea-Land Service, Inc.—General Rate Increase in the U.S. North Atlantic/Puerto Rico, Canada/Puerto Rico, and East Coast/Virgin Islands Trades.

3. Docket No. 76-15—*Thomas P. Gonzalez v. Westfal-Larsen & Co., A/S*—Petition to Correct Final Order.

4. Docket No. 77-39—Latinvan, Inc., Freight Forwarder License No. 1660—Motion to Dismiss Order to Show Cause.

## CONTACT PERSON FOR MORE INFORMATION:

Joseph C. Polking, Assistant Secretary, 202-523-5727.

[S-1618-77 Filed 10-18-77;11:41 am]

[ 6750-01 ]

9

## FEDERAL TRADE COMMISSION.

TIME AND DATE: 10:00 a.m., Tuesday, October 25, 1977.

PLACE: Room 432, Federal Trade Commission Building, 6th Street and Pennsylvania Avenue NW., Washington, D.C. 20580.

STATUS: Closed.

## MATTERS TO BE CONSIDERED:

## NONADJUDICATIVE MATTERS

(1) Approval of Minutes of Nonadjudicative Matters Considered at Meeting of October 18, 1977.

(2) Consideration of issuance of Investigational Resolution Authorizing Compulsory Process in a Part II Matter.

(3) Consideration of request for Formal Investigation and authorization to serve notice upon manufacturers, distributors, retailers and contractors of home insulation materials pursuant to section 205 of the Magnuson-Moss Warranty—FTC Improvement Act and for a resolution directing the use of compulsory process in an industry-wide investigation.

(4) Consideration of request for approval of an advertising substantiation round directed toward energy-related claims.

## ADJUDICATIVE MATTERS UNDER PART 3 OF THE RULES OF PRACTICE:

(1) Approval of Minutes of Adjudicative Matters Considered at Meeting of October 18, 1977.

(2) Consideration of Proposed Disposition of Respondent's Appeal from the Initial Decision in Docket No. 9059, Trans World Accounts et al.

**CONTACT PERSON FOR MORE INFORMATION:**

Leonard J. McEnnis, Jr., Office of Public Information, 202-523-3830; Recorded Message; 202-523-3806.

[S-1620-77 Filed 10-18-77;11:41 am]

**[ 6750-01 ]**

10

**FEDERAL TRADE COMMISSION.**

**TIME AND DATE:** 10:00 a.m., Wednesday, October 26, 1977.

**PLACE:** Room 432, Federal Trade Commission Building, 6th Street and Pennsylvania Avenue NW., Washington, D.C. 20580.

**STATUS:** Open.

**MATTERS TO BE CONSIDERED:**

(1) Consideration of making additional disclosures of background information and minutes relating to open meetings.

(2) Consideration of status report on rulemaking under Title V, Part B, Section 324 of the Energy Policy and Conservation Act.

(3) Consideration of proposal to initiate a rulemaking proceeding regarding thermal insulation Program 114.

(4) Report from General Counsel on Congressional Matters

**CONTACT PERSON FOR MORE INFORMATION:**

Leonard J. McEnnis, Jr., Office of Public Information: 202-523-3830; Recorded Message: 202-523-3806.

[S-1621-77 Filed 10-18-77;11:41 am]

**[ 7030-01 ]**

11

**INDIAN CLAIMS COMMISSION.**

**TIME AND DATE:** 10:15 A.M., October 27, 1977.

**PLACE:** Room 600, 1730 K Street NW., Washington, D.C.

**STATUS:** Open to the Public.

Docket 197, Nisqually.

Docket 206, Squaxin.

Docket 208, Steilacoom.

**FOR MORE INFORMATION:**

David H. Bigelow, Executive Director, Room 640, 1730 K Street NW., Washington, D.C. 20006. Tel 202-653-6174.

[S-1619-77 Filed 10-18-77;11:41 am]

**[ 4910-58 ]**

12

**NATIONAL TRANSPORTATION SAFETY BOARD.**

**TIME AND PLACE:** 9:30 a.m., Thursday, October 27, 1977 (NM-77-35).

**PLACE:** NTSB Board Room, National Transportation Safety Board, 800 Independence Avenue SW., Washington, D.C. 20594.

**STATUS:** The first five items on the agenda will be open to the public; the sixth item will be closed to the public.

**MATTERS TO BE CONSIDERED:**

1. *Aircraft Accident Report.*—Texas International Airlines, Inc., Stapleton International Airport, Denver, Colo., November 16, 1976.

2. *Aircraft Accident Report.*—Knob Hill, Inc., C-421, Nogales, Ariz., January 22, 1977.

3. *Marine Accident Report.*—SS EDGAR QUEENY and S/T CORINTHOS collision, explosion, and fire, near Marcus Hook, Pa., January 31, 1975.

4. *Letter to State Governors* urging consideration of Operation Lifesaver, a program to improve railroad/highway grade crossing safety.

5. *Brief of Accident.*—Bellanca 8GCBC, N86981, Edwards, Miss., April 7, 1977.

6. *Opinion and Order.*—Commandant, United States Coast Guard, v. Ogeron, Dkt. ME-63, disposition of appellant's appeal.

**CONTACT PERSON FOR MORE INFORMATION:**

Sharon Flemming, 202-755-4930.

[S-1612-77 Filed 10-18-77;11:41 am]

**[ 7590-01 ]**

13

**NUCLEAR REGULATORY COMMISSION.**

**TIME AND DATE:** As noted.

**PLACE:** Commissioners' Conference Room, 1717 H St. NW., Washington, D.C.

**STATUS:** Open and closed.

**MATTERS TO BE CONSIDERED:**

1. Meeting on New Mexico Uranium Mill Lawsuit (Closed—exemption 10) was rescheduled to 2:00 p.m., Thursday, October 13.

2. Discussion of Procedure for Processing User Office Research Requirements, scheduled approx. 11:00 a.m., Wednesday, October 19, will be a public meeting.

**CONTACT PERSON FOR MORE INFORMATION:**

Walter Magee, 202-634-1410.

Dated October 13, 1977.

WALTER MAGEE,  
Office of the Secretary.

[S-616-77 Filed 10-18-77;10:41 am]

**[ 8010-01 ]**

14

**SECURITIES AND EXCHANGE COMMISSION.**

**FEDERAL REGISTER CITATION OF PREVIOUS ANNOUNCEMENT:** 42 FR 55357, October 14, 1977.

**CHANGES IN THE MEETING SCHEDULE:**

The following item will be considered by the Commission at a closed meeting to be held on Monday, October 17, 1977, at 2 p.m.:

Regulatory matters bearing enforcement implications.

The following additional item will be considered by the Commission at the open meeting scheduled for Thursday, October 20, 1977, at 10 a.m.:

Proposed amendments to Regulation S-X concerning (1) the permanent exemption of mineral resource assets employed in oil and gas producing operations from Rule 3.17, replacement cost disclosures and (2) disclosure of information on the estimated future net revenues from proved oil and gas reserves.

Chairman Williams, Commissioners Evans and Karmel determined that Commission business determined consideration of these matters and that no earlier notice thereof was possible.

OCTOBER 17, 1977.

[S-1615-77 Filed 10-18-77;11:41 am]

**[ 8240-01 ]**

15

**UNITED STATES RAILWAY ASSOCIATION.**

**TIME AND DATE:** October 26, 1977, 9:00 a.m.

**PLACE:** Board Room, Room 2200, Trans Point Building, 2100 Second Street SW., Washington, D.C.

**STATUS:** Parts of this meeting will be open to the public. The rest of the meeting will be closed to the public.

**MATTERS TO BE CONSIDERED BY THE BOARD OF DIRECTORS:**

PORTIONS CLOSED TO THE PUBLIC  
(9:00 A.M.)

1. Consideration of internal personnel matters.

## SUNSHINE ACT MEETINGS

2. Review of ConRail proprietary and financial information for monitoring and investment purposes.

3. Review of Delaware & Hudson Railway Company proprietary and financial information for monitoring and investment purposes.

4. Review of Missouri-Kansas-Texas Railroad Company proprietary and financial information for monitoring and investment purposes.

5. Litigation Report.

## PORTIONS OPEN TO THE PUBLIC

1:00 P.M.

6. Approval of minutes of the September 28, 1977 Board of Directors meeting.

7. Election of President.

8. Consideration of resolution establishing Audit Committee.

9. Establishment of future Board of Directors schedule.

10. Report on ConRail Monitoring.

11. Discussion of Methodology for evaluating ConRail financial requirements.

12. Report on Delaware and Hudson Monitoring.

13. Report on Missouri-Kansas-Texas Railroad Monitoring.

14. Consideration of ConRail Draw-down Request for November-December 1977.

15. Status of Section 211(h) Loans to ConRail.

16. Budget Developments.

17. 1977 Fiscal Year End Financial Statements.

18. Litigation Report.

19. Contract Actions (extensions and approvals).

## CONTACT PERSON FOR MORE INFORMATION:

Alex Bilanow, 202-426-4250.

[S-1608-77 Filed 10-17-77;3:37 pm]

[ 7590-01 ]

16

NUCLEAR REGULATORY COMMISSION.

FEDERAL REGISTER CITATION OF PREVIOUS ANNOUNCEMENT: 42 FR 55518, October 17, 1977.

PREVIOUSLY ANNOUNCED TIME AND DATE OF THE MEETING: Week of October 17, 1977.

CHANGES IN THE MEETINGS: Meetings for Wednesday, October 19 have been revised as follows:

## WEDNESDAY, OCTOBER 19

11:00 a.m. (approximately)—Discussion of Procedure for Processing User Office Research Requirements (approximately 1 hour) (Closed—Tentative) (Meeting is Canceled; may be rescheduled at a later date).

4:05 p.m. (approximately)—Review of ALAB-425 (EXXON) (5 minutes) (Public Meeting) (Meeting is Canceled).

## CONTACT FOR MORE INFORMATION:

Walter Magee, 202-634-1410.

Dated at Washington, D.C. this 18th day of October, 1977.

JOHN C. HOYLE,  
Assistant Secretary  
of the Commission.

[S-1624-77 Filed 10-18-77;3:12 pm]