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Title 3—The President

EXECUTIVE ORDER 11830

Enlarging the Membership of the Interagency Committee on Handicapped Employees

By virtue of the authority vested in me by section 501 (a) of the Rehabilitation Act of 1973 (Public Law 93-112; 87 Stat. 390), it is hereby ordered as follows:

SECTION 1. The Interagency Committee on Handicapped Employees shall be comprised of the following (or their designees whose positions are executive level IV or higher):

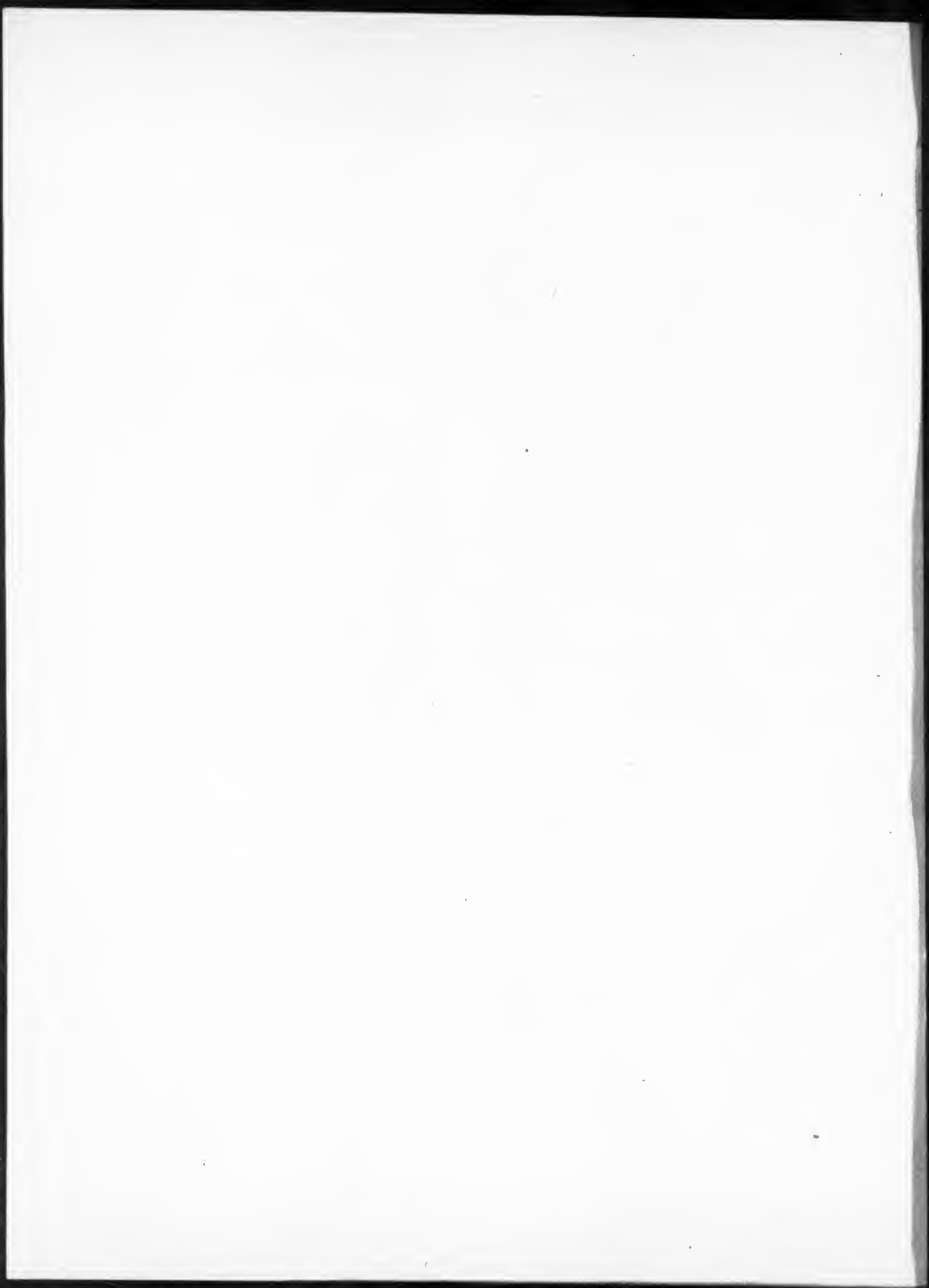
- (1) The Secretary of Defense.
- (2) The Secretary of Labor.
- (3) The Secretary of Health, Education, and Welfare.
- (4) The Chairman of the Civil Service Commission.
- (5) The Administrator of Veterans Affairs.
- (6) The Administrator of General Services.
- (7) The Chairman of the Federal Communications Commission, and
- (8) such other members as the President may, from time to time, designate.

SEC. 2. The Secretary of Health, Education, and Welfare and the Chairman of the Civil Service Commission, under the provisions of section 501 (a) of the Rehabilitation Act of 1973, shall serve as Co-chairmen of the Committee.



THE WHITE HOUSE,
January 9, 1975.

[FR Doc. 75-1220 Filed 1-10-75; 10:00 am]



EXECUTIVE ORDER 11831

Amending Executive Order No. 11768, Placing Certain Positions in Levels IV and V of the Executive Schedule

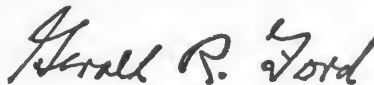
By virtue of the authority vested in me by section 5317 of title 5 of the United States Code, as amended, section 1 of Executive Order No. 11768, of February 20, 1974, as amended, placing certain positions in level IV of the Executive Schedule, is further amended as follows:

(1) By deleting "(3) Administrator, Health Services and Mental Health Administration, Department of Health, Education, and Welfare." and inserting in lieu thereof "(3) Administrator, Health Services Administration, Department of Health, Education, and Welfare."

(2) By deleting "(12) Deputy Under Secretary for Legislative Affairs, Department of Commerce." and inserting in lieu thereof "(12) Assistant to the Secretary for Congressional Affairs, Department of Commerce."

(3) By deleting "(15) Commissioner General of the International Exposition on the Environment, Department of Commerce.", and inserting in lieu thereof "(15) Adviser to the Secretary (Counselor, Economic Policy Board), Department of the Treasury, to terminate effective as of March 1, 1975.", and

(4) By deleting "(16) Assistant Secretary for Oceans and International Environmental and Scientific Affairs, Department of State."



THE WHITE HOUSE,
January 9, 1975.

[FR Doc.75-1221 Filed 1-10-75;10:00 am]



EXECUTIVE ORDER 11832

**Establishing a National Commission on the Observance of
International Women's Year, 1975**

There is increasing recognition of, and interest in, the contributions of women to the national life of this country in all its important aspects—cultural, political, economic, and social. Significant progress continues in advancing the rights and responsibilities of women, in opening new opportunities, and in overcoming political, legal, social, and economic handicaps to which women have long been subject. Americans must now deal with those inequities that still linger as barriers to the full participation of women in our Nation's life. We must also support and strengthen the laws that prohibit discrimination based on sex.

The United Nations General Assembly, by proclaiming 1975 as International Women's Year, has offered us an exceptional opportunity to focus attention throughout the country on the rights and responsibilities of women. Presidential Proclamation No. 4262 of January 30, 1974, called upon the Congress and the people of the United States, interested groups and organizations, officials of the Federal Government and of State and local governments, educational institutions, and all others who can be of help to provide for the national observance of International Women's Year with practical and constructive measures for the advancement of women in the United States.

I have now determined that it would be in the public interest to establish a National Commission on the Observance of International Women's Year, 1975.

NOW, THEREFORE, by virtue of the authority vested in me as President of the United States, it is ordered:

SECTION 1. *Establishment of a National Commission.* (a) There is hereby established a National Commission on the Observance of International Women's Year, 1975.

(b) The Commission shall consist of not more than 35 members to be appointed by the President from among citizens in private life. The President shall designate the presiding officer, who may designate from among the members of the Commission as many vice presiding officers as necessary.

(c) The President of the Senate and the Speaker of the House of Representatives are invited to designate two Members of each House to serve on the Commission.

(d) The members of the Commission shall serve without compensation, but shall be entitled to receive travel expenses, including per diem, in lieu of subsistence as authorized by law (5 U.S.C. 5703).

SEC. 2. *Functions of the Commission.* (a) The Commission shall promote the national observance in the United States of International Women's Year. To this end, it will focus attention on the need to encourage appropriate and relevant cooperative activity in the field of women's rights and responsibilities.

THE PRESIDENT

(b) The Commission shall take as its action agenda the relevant parts of the resolution adopted by the United Nations General Assembly proclaiming 1975 as International Women's Year:

(1) To promote equality between men and women.

(2) To ensure the full integration of women in the total development effort, especially by emphasizing women's responsibility and important role in economic, social and cultural development at the national, regional and international levels, particularly during the Second United Nations Development Decade.

(3) To recognize the importance of women's increasing contribution to the development of friendly relations and cooperation among States and to the strengthening of world peace.

(c) The Commission shall keep itself informed of activities undertaken or planned by various organizations and groups in the United States in observance of the Year and shall consult with such groups including the United States Center for International Women's Year.

(d) The Commission shall encourage the public and private sectors to set forth objectives to be achieved as part of the program observing International Women's Year, as provided in the Presidential Proclamation.

(e) The Commission shall, through close liaison with appropriate Government agencies and their public advisory committees, keep itself informed about and make known to the public all major programs and special efforts during International Women's Year which are supported by those agencies.

(f) The Commission shall hold meetings at such times and places as the presiding officer shall determine. It may assemble and disseminate information, issue reports and other publications and conduct such other activities as it may deem appropriate to provide for effective participation of the United States in the domestic observance of International Women's Year.

(g) The Commission may establish, within the limits of available funds, such subcommittees or working groups as may be necessary for the fulfillment of its tasks. The membership may include persons not members of the Commission.

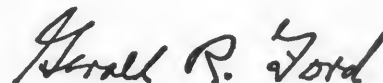
(h) The Commission shall conclude its work by the end of the year 1975 and make a report to the President within thirty days thereafter. The Commission shall then be terminated.

SEC. 3. *Assistance and Cooperation.* (a) The Commission may request any agency of the Executive branch of the Government to furnish it with such information, advice, and services as may be useful for the fulfillment of the Commission's functions under this Order.

(b) The agencies of the Executive branch are authorized, to the extent permitted by law, to provide the Commission with administrative services, information, facilities and funds necessary for its activities.

(c) The Commission may procure, subject to the availability of funds, the temporary professional services of individuals to assist in its work, in accordance with the provisions of Section 3109 of Title 5 of the United States Code.

SEC. 4. *Responsibilities of Government Departments.* Each agency of the Executive branch shall designate at least two persons, preferably a man and a woman, to be responsible for planning and implementation of projects and programs within such departments and agencies for the domestic observance of International Women's Year. Persons so designated shall constitute membership of an interdepartmental task force for International Women's Year. The Department of State shall designate the presiding officer. The task force will coordinate the activities undertaken by the Executive branch of the United States Government as well as those undertaken by the Commission in the domestic observance of International Women's Year.



THE WHITE HOUSE,
January 9, 1975.

[FR Doc.75-1262 Filed 1-10-75;11:14 am]



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.

Title 13—Business Credit and Assistance CHAPTER I—SMALL BUSINESS ADMINISTRATION

[Rev. 2]

PART 101—ADMINISTRATION

Correction

In the FEDERAL REGISTER published on December 19, 1974 (39 FR 43827), there was an omission in the listing of field offices. Section 101.3-1 should read as follows:

§ 101.3-1 Listing of Field Offices.

(e) Region V. Regional Office, 219 South Dearborn Street, Chicago, IL 60604. Having jurisdiction over the following district and branch offices and post-of-duty stations:

(2) 502 East Monroe Street, Springfield, IL 62701. Serving the Illinois counties of

Macoupin, Madison, Marion, Mason, Monroe.

Dated: January 7, 1975.

RICHARD J. SADOWSKI,
Director,

Reports Management Division.

[FR Doc.75-1019 Filed 1-10-75; 8:45 am]

Title 7—Agriculture

SUBTITLE A—OFFICE OF THE SECRETARY OF AGRICULTURE

PART 2—DELEGATIONS OF AUTHORITY BY THE SECRETARY OF AGRICULTURE AND GENERAL OFFICERS OF THE DE- PARTMENT

Responsibility for Department Policies Relating to Physical Security

Part 2, Subtitle A, of 7 CFR is amended to delegate authority for direction of the Department's physical security program and related activities to the Office of Investigation and to revoke the present delegations to the Assistant Secretary for Administration and the Office of Operations as follows:

Subpart C—Delegations of Authority to the Under Secretary, Assistant Secre- taries and Director of Agricultural Eco- nomics

Section 2.25(f) (1) (xi) is revoked and reserved as follows:

§ 2.25 Delegations of authority to the Assistant Secretary for Administra- tion.

(f) *Related to operations.*

(1) * * *

(xi) [Reserved].

Subpart D—Delegations of Authority to Other General Officers and Agency Heads

Section 2.33 is amended by adding a new paragraph (h) as follows:

§ 2.33 Delegation of authority to the Director, Office of Investigation.

(h) Promulgate departmental policies, standards, techniques, and procedures, and represent the Department in maintaining the security of physical facilities, self-protection, and warden systems.

Subpart J—Delegations of Authority by the Assistant Secretary for Administra- tion

Section 2.79(a) (1) (xi) is revoked and reserved as follows:

§ 2.79 Director, Office of Operations.

(a) * * *

(1) * * *

(xi) [Reserved].

Effective date. These amendments shall become effective on January 13, 1975.

For Subparts C and D.

Dated: January 6, 1975.

EARL L. BUTZ,
Secretary of Agriculture.

For Subpart J.

Dated: January 8, 1975.

JOSEPH R. WRIGHT, JR.,
Assistant Secretary
for Administration.

[FR Doc.75-1044 Filed 1-10-75; 8:45 am]

PART 2—DELEGATIONS OF AUTHORITY BY THE SECRETARY OF AGRICULTURE AND GENERAL OFFICERS OF THE DE- PARTMENT

Subpart J—Delegations of Authority by the Assistant Secretary for Administration Disadvantaged Business Assistance Programs

Sections 2.79 and 2.80, Title 7, Code of Federal Regulations, are amended to revise the delegations of authority to the

Director of Operations and the Director of Equal Opportunity to re-order responsibilities with respect to disadvantaged business assistance programs within the Department.

1. In § 2.79, paragraph (a) (1) (ii) is amended to read as follows:

§ 2.79 Director, Office of Operations.

(a) * * *

(1) * * *

(ii) Socioeconomic programs relating to contracting, including small business assistance, labor surplus area assistance, labor standards, and disadvantaged business assistance: *Provided*, That with respect to disadvantaged business assistance this delegation is limited to promulgating departmental policies, standards, techniques and procedures, in consultation with the Director, Office of Equal Opportunity.

2. Section 2.80(a) (8) is amended to read as follows:

§ 2.80 Director, Office of Equal Oppor- tunity.

(a) *Delegations* * * *

(8) Provide leadership to and coordinate the Department's programs of assistance to disadvantaged business: *Provided*, That this delegation does not include the authority to promulgate departmental policies, standards, techniques and procedures with respect to such programs.

Dated: January 8, 1975.

JOSEPH R. WRIGHT, JR.,
Assistant Secretary
for Administration.

[FR Doc.75-1045 Filed 1-10-75; 8:45 am]

PART 2—DELEGATIONS OF AUTHORITY BY THE SECRETARY OF AGRICULTURE AND GENERAL OFFICERS OF THE DE- PARTMENT

Assistant Secretary for International Affairs and Commodity Programs

Part 2, Subtitle A, Title 7, Code of Federal Regulations, is amended to revise the delegations of authority to and by the Assistant Secretary for International Affairs and Commodity Programs so as to reflect the transfer of the responsibility for obtaining and reporting information with respect to export sales to the Foreign Agricultural Service.

Subpart C—Delegations of Authority to the Under Secretary, Assistant Secretaries and Directors

1. Section 2.21 is amended by adding new paragraph (d) (23) to read as follows:

§ 2.21 Delegations of authority to the Assistant Secretary for International Affairs and Commodity Programs.

(d) *Related to foreign agriculture.*

(23) Administer the program under section 812 of the Agricultural Act of 1970, as added by the Agriculture and Consumer Protection Act of 1973 (7 USC 612c-3), relating to export sales contract reporting operations.

Subpart H—Delegations of Authority by the Assistant Secretary for International Affairs and Commodity Programs

2. Section 2.68 is amended by adding new paragraph (a) (23) to read as follows:

§ 2.68 Administrator, Foreign Agricultural Service.

(a) . . .

(23) Administer the program under section 812 of the Agricultural Act of 1970, as added by the Agriculture and Consumer Protection Act of 1973 (7 USC 612c-3), relating to export sales contract reporting operations.

Effective date. October 7, 1974.

Dated: January 7, 1975.

For Subpart C:

EARL L. BUTZ,
Secretary of Agriculture.

For Subpart H:

CLAYTON YEUTTER,
Assistant Secretary for International Affairs and Commodity Programs.

[FR Doc.75-991 Filed 1-10-75; 8:45 am]

CHAPTER XVIII—FARMERS HOME ADMINISTRATION, DEPARTMENT OF AGRICULTURE

SUBCHAPTER A—GENERAL REGULATIONS

[FmHA Instruction 426.1]

PART 1806—INSURANCE

Real Property Insurance

On pages 39732-39733 of the FEDERAL REGISTER of November 11, 1974, there was published a notice of proposed rulemaking to add paragraph (b) (6) to § 1806.2 to permit insurance companies insuring FmHA borrowers to furnish master sets of insurance forms and to use a declaration page in the form of a computer printout for each FmHA borrower insured by the company in lieu of an original policy for each borrower. Section 1806.2(g) (4) was amended to reflect the

change in the new § 1806.2(b) (6). Interested parties were given until December 10, 1974 to submit comments, suggestions, or objections regarding the proposed regulations.

No written objections have been received and the proposed regulations are hereby adopted without change, and are set forth below.

Effective date. This amendment is effective on January 13, 1975.

Dated: January 2, 1975.

FRANK B. ELLIOTT,
Administrator,
Farmers Home Administration.

1. In § 1806.2, paragraphs (b) (6) and (g) (4) read as follows:

§ 1806.2 Companies and policies.

(b) *Insurance policies.* . . .

(6) Master sets may be accepted in lieu of an original policy for each FmHA borrower provided the master sets meet all of the requirements of this Subpart.

(i) One complete master set of the different insurance forms for policies issued by the insurance company must be on file in each county office where the company insures property of FmHA borrowers.

(ii) The "Declaration Page" furnished by the insurance company for each borrower insured in lieu of a complete policy will be filed in the borrower's case folder. When a "Declaration Page" in the form of a computer printout is used by an insurance company, an endorsement on every policy issued by that company or a letter from that company will be obtained and attached to the printout. However, a letter signed by an authorized official of the company and addressed to the State Director may cover all policies issued by that company in the State. Any such endorsements or letters should clearly state that the company considers the printout(s) to be an original "Declaration Page(s)." Such endorsements or letters are not necessary if the printout itself clearly states that it is an original "Declaration Page."

(g) *Mortgage clause.* . . .

(4) The FmHA and all other mortgages whose interests are insured by the policy will be shown either in the mortgage clause or in the "Declaration Page" in the order of priority of their mortgages.

((7 U.S.C. 1989; 42 U.S.C. 1480); delegation of authority by the Sec. of Agri., 7 CFR 2.23; delegation of authority by the Assist, Sec or Rural Development, 7 CFR 2.70)

[FR Doc.75-989 Filed 1-10-75; 8:45 am]

Title 14—Aeronautics and Space

CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Docket No. 14237; SFAR No. 29]

PART 21—CERTIFICATION PROCEDURES FOR PRODUCTS AND PARTS

PART 29—AIRWORTHINESS STANDARDS: TRANSPORT CATEGORY ROTORCRAFT

PART 91—GENERAL OPERATING AND FLIGHT RULES

FAA Study of Limited IFR Operations in Rotorcraft

The purpose of this Special Federal Aviation Regulation is to provide for the issue by the Administrator of approvals for limited operations under instrument flight rules (IFR) of certain transport category rotorcraft that are limited by their type certificates to operations under visual flight rules (VFR). Such operations are necessary to permit the collection of operational data in connection with an FAA study of limited rotorcraft operations in IFR conditions.

Under the current Federal Aviation Regulations a transport category rotorcraft is certificated for VFR operation only unless it has been shown that the rotorcraft fully complies with all of the airworthiness requirements for IFR operations. The FAA believes that certain IFR operations can safely be conducted over low density routes, in off-airways operations, and in uncontrolled airspace with transport category rotorcraft that do not meet all of the present flight characteristics requirements. In this connection the FAA is conducting a study to determine whether a "limited" IFR category should be established for these rotorcraft, including flight characteristics and equipment requirements, operating procedures and limitations, flight crew requirements, and training requirements. After this study has been completed, rulemaking action may be initiated to amend the Federal Aviation Regulations to permit limited IFR operations with transport category rotorcraft that do not meet all of the present airworthiness requirements of Part 29 for unlimited operation under IFR.

Some data has already been collected from an operator of specially equipped Bell Model 212 helicopters that are flown by flight crews trained in operating those rotorcraft in IFR conditions in the Gulf of Mexico. These operations have been conducted under the authority of an exemption from the Federal Aviation Regulations. Based on information and data collected during these operations, the FAA believes the study should be expanded to include operations in other geographic areas. The FAA has also determined that any operator of transport category rotorcraft, whose aircraft equipment, procedures, and area of operation

ensure a level of safety under limited IFR operations equivalent to that provided by the present requirements of Part 29, should be allowed to participate in this study. This Special Federal Aviation Regulation will allow this participation, which the FAA has determined will be in the public interest and will not compromise safety.

Under this Special Federal Aviation Regulation, the operator of a rotorcraft that is not otherwise certificated for IFR operations may conduct an approved limited IFR operation in the rotorcraft when an approval for the operation has been issued by the Administrator. Factors that will be considered by the Administrator in issuing an approval include:

1. The inherent characteristics of the rotorcraft to be operated, including flight characteristics, performance, approach speed and ability to terminate an approach.

2. The duality, redundancy, and independence of equipment in the rotorcraft, including controls, flight instruments, electrical, communication, and navigation systems, and power and fuel systems.

3. The operator's pilot training program, with special emphasis on crew coordination during IFR operations.

4. The experience of the pilots of the rotorcraft in the environment and weather conditions in which IFR operations are to be conducted.

5. The size and relative simplicity of the area in which IFR operations are to be conducted and the distance flown on each route segment.

This Special Federal Aviation Regulation also provides as part of the study that the FAA may approve the carriage in IFR operations of less than the 45 minutes of additional fuel reserve required by § 91.23(c). In pertinent part, § 91.23 requires that, in IFR conditions, the rotorcraft must have enough fuel to complete the contemplated flight, to fly from the airport of intended landing to the alternate airport, and fly thereafter for 45 minutes at normal cruising speed. This Special Federal Aviation Regulation permits the approval of less than 45 minutes, but not less than 30 minutes, of additional fuel reserve. A factor considered in granting this approval will be the environment in which the rotorcraft is to be operated.

In view of the fact that this amendment temporarily relieves a restriction in connection with operations conducted as part of an FAA study, and since there is an immediate need for the data to be derived from the study, I find that notice and public procedure thereon are impractical and unnecessary, and good cause exists for making this amendment effective in less than 30 days.

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

In consideration of the foregoing, the following Special Federal Aviation Regulations is adopted, effective January 14, 1975:

SPECIAL FEDERAL AVIATION REGULATION No. 29

1. Contrary provisions of Parts 21 and 29 of the Federal Aviation Regulations notwithstanding, an operator of a rotorcraft that is not otherwise certificated for IFR operations may conduct an approved limited IFR operation in the rotorcraft when—

(a) FAA approval for the operation has been issued under paragraph 2 of this SFAR:

(b) The operator complies with all conditions and limitations established by this SFAR and the approval; and

(c) A copy of the approval and this SFAR are set forth as a supplement to the rotorcraft flight manual.

2. FAA approval for the operation of a rotorcraft in limited IFR operations may be issued when the following conditions are met:

(a) The operation is approved as part of the FAA study of limited rotorcraft IFR operations.

(b) Specific FAA approval has been obtained for the following:

(i) The rotorcraft (make, model, and serial number).

(ii) The flight crew.

(iii) The routes over which the rotorcraft is to be flown or its area of operation.

(iv) The procedures to be followed in the operation of the rotorcraft under IFR and the equipment that must be operable during such operations.

(c) The conditions and limitations necessary for the safe operation of the rotorcraft in limited IFR operations have been established, approved, and incorporated in the operating limitations section of the Rotorcraft Flight Manual.

3. An approval issued under paragraph 2 of this Special Federal Aviation Regulation and the change to the Rotorcraft Flight Manual specified in paragraph 2(c) of this Special Federal Aviation Regulation constitute a supplemental type certificate for each rotorcraft approved under paragraph 2 of this SFAR. Each approval issued under this SFAR terminates on December 31, 1975, unless sooner superseded, rescinded, or otherwise terminated pursuant to the Federal Aviation Regulations.

4. Notwithstanding § 91.23(c) of the Federal Aviation Regulations, a person may operate a rotorcraft in a limited IFR operation approved under paragraph 2(a) of this Special Federal Aviation Regulation with enough fuel to fly, after reaching the alternate airport, for not less than 30 minutes, when that period of time has been approved.

This Special Federal Aviation Regulation terminates on December 31, 1975, unless sooner superseded or rescinded.

Issued in Washington, D.C., on January 3, 1975.

ALEXANDER P. BUTTERFIELD,
Administrator.

[FR Doc.75-968 Filed 1-10-75; 8:45 am]

[Airspace Docket No. 74-NE-50]

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

Establishment of Control Zone

On November 15, 1974, (39 FR 41181), the Federal Aviation Administration issued a Notice of Proposed Rulemaking stating that it was considering an amendment to § 71.171 of Part 71 of the Federal Aviation Regulations that would

designate a control zone at Beverly Municipal Airport to coincide with the establishment of a new air traffic control tower at Beverly Municipal Airport, Beverly, Massachusetts, on January 2, 1975.

On November 26, 1974, (39 FR 43091), the Federal Aviation Administration amended the Notice, stating that the establishment of the control tower at Beverly Municipal Airport had been changed to January 13, 1975, and the effective date of the control zone designation would be changed to January 13, 1975.

Interested persons were given until December 27, 1974 to comment on the proposed designation. No objections were received.

In consideration of the fact that the air traffic control tower at the Beverly Municipal Airport will become operational on January 13, 1975, it is found it would be impractical and contrary to the public interest to have the control zone become effective later than January 13, 1975.

In view of the foregoing, the proposed regulations are hereby adopted effective 0901 g.m.t., January 13, 1975.

(Sec. 307(a) of the Federal Aviation Act of 1958 [72 Stat. 749; 49 U.S.C. 1348] and sec. 6(c) of the Department of Transportation Act [49 U.S.C. 1655(c)])

Issued in Burlington, Massachusetts, on December 27, 1974.

WILLIAM E. CROSBY,
Acting Director,
New England Region.

BEVERLY MUNICIPAL AIRPORT, BEVERLY,
MASSACHUSETTS

Within 5-mile radius of Beverly Municipal Airport (latitude 42°35'06" N., longitude 70°55'06" W.), and within 3.5 miles each side of the 333° bearing from the Topsfield RBN, extending 8 miles northwest of the NDB. This control zone is effective from 0700 to 1900 hours, local time, daily or during the specific dates and times established by a Notice to Airmen which, thereafter, will be continuously published in the Airmen's Information Manual.

[FR Doc.75-970 Filed 1-10-75; 8:45 am]

[Airspace Docket No. 74-CE-19]

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

Designation of Transition Area

On Page 38238 of the FEDERAL REGISTER dated October 30, 1974, the Federal Aviation Administration published a Notice of Proposed Rule Making which would amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to designate a transition area at Monroe City, Missouri.

Interested persons were given 30 days to submit written comments, suggestions or objections regarding the proposed amendment.

No objections have been received and the proposed amendment is hereby

adopted without change and is set forth below.

This amendment shall be effective 0901 g.m.t., February 27, 1975.

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

Issued in Kansas City, Missouri, on December 16, 1974.

A. L. COULTER,
Director, Central Region.

In § 71.181 (40 FR 441), the following transition area is added:

MONROE CITY, MISSOURI

That airspace extending upward from 700 feet above the surface within a 5 mile radius of Monroe City, Missouri Airport (latitude 39°38'05" N., longitude 91°43'40" W.) and within 4 miles each side of the 239° radial of the Quincy, Illinois VORTAC, extending from the 5 mile radius area to 8 miles northeast of the airport, and that airspace extending upward from 1,200 feet above the surface within the area southwest of the Quincy, Illinois VORTAC bounded on the north by the south edge of V116, on the west by the east edge of V175, and on the southeast by the northwest edge of V63.

[FR Doc.75-971 Filed 1-10-75;8:45 am]

[Airspace Docket No. 74-CE-18]

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

Designation of Transition Area

On Page 36596 of the FEDERAL REGISTER dated October 11, 1974, the Federal Aviation Administration published a Notice of Proposed Rule Making which would amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to designate a transition area at Ozark, Missouri.

Interested persons were given 30 days to submit written comments, suggestions or objections regarding the proposed amendment.

No objections have been received and the proposed amendment is hereby adopted without change and is set forth below.

This amendment shall be effective 0901 g.m.t., February 27, 1975.

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

Issued in Kansas City, Missouri, on December 16, 1974.

A. L. COULTER,
Director, Central Region.

In § 71.181 (40 FR 441), the following transition area is added:

OZARK, MISSOURI

That airspace extending upward from 700 feet above the surface within a 5 mile radius of the Air Park South Airport (latitude 37°03'35" N., longitude 93°14'08" W.); within 2.75 miles either side of the Springfield, Missouri VORTAC (latitude 37°21'21" N., longitude 93°21'02" W.) 163T radial, extending from the 5 mile radius to 4.5 miles north, excluding that portion which overlies the Springfield, Missouri control zone and 700 feet transition areas.

[FR Doc.75-972 Filed 1-10-75;8:45 am]

[Airspace Docket No. 74-GL-39]

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

Alteration of Transition Area

On Page 38390 of the FEDERAL REGISTER dated October 31, 1974, the Federal Aviation Administration published a Notice of Proposed Rule Making which would amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to alter the transition area at Defiance, Ohio.

Interested persons were given 30 days to submit written comments, suggestions or objections regarding the proposed amendment.

No objections have been received and the proposed amendment is hereby adopted without change and is set forth below.

This amendment shall be effective March 27, 1975.

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

Issued in Des Plaines, Illinois, on December 17, 1974.

R. O. ZIEGLER,
*Acting Director,
Great Lakes Region.*

In § 71.181 (40 FR 441), the following transition area is amended to read:

DEFIANCE, OHIO

That airspace extending upward from 700 feet above the surface within a 6.5 mile radius of the Defiance Memorial Airport (Latitude 41°20'15" N., Longitude 84°25'45" W.); within 3.5 miles each side of the 303° bearing from the airport extending from the 6.5 mile radius area to 11.5 miles northwest of the airport.

[FR Doc.75-973 Filed 1-10-75;8:45 am]

[Airspace Docket No. 74-SO-112]

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

Alteration of Transition Area

On December 3, 1974, a Notice of Proposed Rule Making was published in the FEDERAL REGISTER (39 FR 41855), stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the Greenville, Miss., transition area.

Interested persons were afforded an opportunity to participate in the rule making through the submission of comments. All comments received were favorable.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 g.m.t., February 27, 1975, as hereinafter set forth.

In § 71.181 (40 FR 441), the Greenville, Miss., transition area is amended as follows:

" * * * north of the VOR * * * " is deleted and " * * * north of the VOR; within 3 miles each side of the 181° bearing from Metcalf RBN, extending from the 8.5-mile radius area south of the RBN * * * " is substituted therefor.

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

Issued in East Point, Ga., on December 31, 1974.

DUANE W. FREER,
*Acting Director,
Southern Region.*

[FR Doc.75-974 Filed 1-10-75;8:45 am]

Title 21—Food and Drugs

CHAPTER I—FOOD AND DRUG ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

SUBCHAPTER C—DRUGS

PART 135—NEW ANIMAL DRUGS

PART 135e—NEW ANIMAL DRUGS FOR USE IN ANIMAL FEEDS

Tylosin and Sulfamethazine

The Commissioner of Food and Drugs has evaluated new animal drug applications filed by the following applicants proposing safe and effective use of tylosin and sulfamethazine premix in the manufacture of animal feed: Quali Tech Products, Inc., Chaska, MN 55318 (97-981V); Land O'Lakes, Inc., Agricultural Services, Fort Dodge IA 50501 (98-156V); Doboy Feeds, Domain Industries, Inc., New Richmond, WI 54017 (98-432V); Feed Fortifiers, Inc., Manson, IA 50563 (98-639V). The applications are approved.

To facilitate referencing, Land O'Lakes, Inc., is being assigned a code number and placed in the list of firms in § 135.501(c) (21 CFR 135.501(c)).

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 512(i), 82 Stat. 347; 21 U.S.C. 360b(1)) and under authority delegated to the Commissioner (21 CFR 2.120), Parts 135 and 135e are amended as follows:

1. In § 135.501(c) by adding a new sponsor as follows:

§ 135.501 Names, addresses, and code numbers of sponsors of approved applications.

Code No.	Firm name and address
128.....	Land O'Lakes, Inc., Agricultural Services, 2827 Eighth Ave. South, Fort Dodge, IA 50501.

Principal ingredient	Grams per ton	Limitations	Indications for use
1. Tylosin and sulfamethazine.
2. do.....do.....do.....			Maintaining weight gains and feed efficiency in the presence of atrophic rhinitis; lowering the incidence and severity of <i>Bordetella bronchiseptica</i> rhinitis; prevention of swine dysentery (vibronic); control of swine pneumonias caused by bacterial pathogens (<i>Pasteurella multocida</i> and/or <i>Corynebacterium pyogenes</i>).

Effective date. This order shall be effective January 13, 1975. (Sec. 512(i), 82 Stat. 347; 21 U.S.C. 360b(1).) Dated: January 3, 1975. FRED J. KINGMA, Acting Director, Bureau of Veterinary Medicine. [FR Doc.75-879 Filed 1-10-75;8:45 am]

Title 22—Foreign Relations CHAPTER I—DEPARTMENT OF STATE SUBCHAPTER G—INTERNATIONAL EDUCATIONAL AND CULTURAL EXCHANGE [Departmental Reg. 108.709]

PART 61—PAYMENTS TO AND ON BEHALF OF PARTICIPANTS IN THE INTERNATIONAL EDUCATIONAL AND CULTURAL EXCHANGE PROGRAM

Per Diem and Maintenance Allowances The regulations governing International Educational and Cultural Exchange are revised to provide increased per diem or maintenance allowance to participants who come to the United States to observe, consult with colleagues, demonstrate special skills or engage in specialized programs; to lecture, teach and engage in research; or to study. Accordingly, §§ 61.3(c), 61.4(c) and 61.5 (c and d) are revised as follows:

2. In § 135e.36 by revising paragraph (b) (1) and (2) and adding a new paragraph (b) (3); and by amending the table in paragraph (f) by designating the present text as item 1. and adding an additional item 2. to read as follows:

§ 135e.36 Tylosin and sulfamethazine.

(b) Approvals. Premix levels, a combination of equal amounts of tylosin and sulfamethazine, granted to firms as sponsor(s) and identified by sponsor code numbers in the list of firms in § 135.501(c) of this chapter for the conditions of use indicated in paragraph (f) of this section:

- (1) To 014: 40 grams per pound each, item 1.
 - (2) To 014, 101: 10 grams per pound each, item 1.
 - (3) To 106, 117, 127, 128: 10 grams per pound each, item 2.
- (f)

1. In § 61.3, paragraph (c) is revised to read as follows:

§ 61.3 Grants to foreign participants to observe, consult, demonstrate special skills, or engage in specialized programs.

(c) Per diem allowances. Per diem allowance not to exceed \$40 in lieu of subsistence expenses while participating in the program in the United States, its territories or possessions and while traveling within or between the United States, its territories or possessions: Provided, however, That, in accordance with standards and procedures prescribed from time to time by the Assistant Secretary of State for Educational and Cultural Affairs, a per diem allowance of not to exceed \$50 may be established in the case of participants whose status and position require special treatment; And provided further, That the Assistant Secretary of State for Educational and Cultural Affairs may in the case of any particular participant authorize a per diem allowance in excess of \$50. The participant shall be considered as remaining in a travel status during the entire period covered by his grant unless otherwise designated.

2. In § 61.4, paragraph (c) is revised to read as follows:

§ 61.4 Grants to foreign participants to lecture, teach and engage in research.

(c) Per diem allowance. Per diem allowance not to exceed \$35 in lieu of subsistence expenses while participating in the program in the United States, its territories or possessions and while traveling within or between the United States, its territories or possessions: Provided however, That the Assistant Secretary of State for Educational and Cultural Affairs may, in the case of any particular participant, authorize a per diem allowance in excess of \$35, but not to exceed \$50.

3. In § 61.5, paragraphs (c) and (d) (1) are revised to read as follows:

§ 61.5 Grants to foreign participants to study.

(c) Per diem allowance. Per diem allowance not to exceed \$20 in lieu of subsistence expenses while traveling (i) from point of entry in the United States, its territories or possessions, to orientation centers and while in attendance at such centers, for purposes of orientation, not to exceed 30 days, (ii) to educational institutions of affiliation, and (iii) to point of departure; and while participating in authorized field trips or conferences.

(d) Allowances. (1) A maintenance allowance of not to exceed \$375 per month while present and in attendance at an educational institution, facility or organization.

Since these revisions relate solely to per diem and maintenance allowances for foreign participants in the international educational and cultural exchange program of the Department of State, who will receive actual notice in each instance of the allowances to be received, notice of proposed rulemaking and delayed effective date under 5 U.S.C. 553 is considered to be unnecessary in this instance.

Effective date: These revisions will become effective January 2, 1975.

(Sec. 4, 63 Stat. 111, as amended, 75 Stat. 527-538 (22 U.S.C. 2658, 2451 note))

For the Secretary of State.

Dated: January 2, 1975.

L. DEAN BROWN, Deputy Under Secretary for Management.

[FR Doc.75-1018 Filed 1-10-75;8:45 am]

RULES AND REGULATIONS

Title 24—Housing and Urban Development

CHAPTER X—FEDERAL INSURANCE ADMINISTRATION, DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

SUBCHAPTER B—NATIONAL FLOOD INSURANCE PROGRAM

[Docket No. FI 444]

PART 1914—AREAS ELIGIBLE FOR THE SALE OF INSURANCE

Status of Participating Communities

Section 1914.4 of Part 1914 of Subchapter B of Chapter X of Title 24 of the Code of Federal Regulations is amended by adding in alphabetical sequence a new entry to the table. In this entry, a complete chronology of effective dates appears for each listed community. Each date appearing in the fourth column of the table is followed by a designation which indicates whether the date signifies (1) the effective date of the authorization of the sale of flood insurance in the area under the emergency or under the regular flood insurance program; (2) the effective date on which the community became ineligible for the sale of flood insurance because of its failure to submit land use and control measures as required pursuant to § 1909.24 (a); or (3) the effective date of a community's formal reinstatement in the program pursuant to § 1909.24(b). The entry reads as follows:

§ 1914.4 Status of participating communities.

State	County	Location	Effective date of authorization of sale of flood insurance for area	Hazard area identified	State map repository	Local map repository
Alabama	Calhoun	Jacksonville, city of	Dec. 31, 1974. Emergency	May 17, 1974		
Arkansas	Chicot	Dermott, city of	do	Mar. 22, 1974		
New Jersey	Atlantic	Corbin City, city of	do	Dec. 6, 1974		
Do	Morris	Netcong, borough of	do	May 3, 1974		
Ohio	Clermont	New Richmond, village of	do	Mar. 1, 1974		
Oregon	Linn	Harrisburg, city of	do	do		
Pennsylvania	Northampton	Easton, city of	Dec. 19, 1974. Suspension withdrawn.	do		
Texas	Washing on	Brenham, city of	Dec. 31, 1974. Emergency	May 24, 1974		
Vermont	Chittenden	Richmond, village of	do	May 10, 1974		

(National Flood Insurance Act of 1968 (title XIII of the Housing and Urban Development Act of 1968), effective Jan. 28, 1969 (33 FR 17804, Nov. 28, 1968), as amended (secs. 408-410, Pub. L. 91-152, Dec. 24, 1969), 42 U.S.C. 4001-4127; and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, Feb. 27, 1969) as amended 39 FR 2787, Jan. 24, 1974)

Issued: December 24, 1974.

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

[FR Doc.75-900 Filed 1-10-75;8:45 am]

[Docket No. FI 445]

PART 1914—AREAS ELIGIBLE FOR THE SALE OF INSURANCE

Status of Participating Communities

Section 1914.4 of Part 1914 of Subchapter B of Chapter X of Title 24 of the Code of Federal Regulations is amended by adding in alphabetical sequence a new entry to the table. In this entry, a complete chronology of effective dates appears for each listed community. Each date appearing in the fourth column of the table is followed by a designation which indicates whether the date signifies the effective date of the authorization of the sale of flood insurance in the area under the emergency or the regular flood insurance program. The entry reads as follows:

§ 1914.4 Status of participating communities.

State	County	Location	Effective date of authorization of sale of flood insurance for area	Hazard area identified	State map repository	Local map repository
Alabama	Sumter	York, city of	Jan. 7, 1975. Emergency			
Arizona	Gila	Globe, city of	do	May 24, 1974		
Connecticut	Fairfield	Easton, town of	do	Oct. 18, 1974		
Florida	Orange	Edgewood, city of	do	July 19, 1974		
Missouri	New Madrid	Gideon, city of	do	Mar. 29, 1974		
Pennsylvania	Centre	Port Matilda, borough of	do	Jan. 16, 1974		
Utah	Plute	Junction, town of	do	do		

(National Flood Insurance Act of 1968 (title XIII of the Housing and Urban Development Act of 1968), effective Jan. 28, 1969 (33 FR 17804, Nov. 28, 1968), as amended (secs. 408-410, Pub. L. 91-152, Dec. 24, 1969), 42 U.S.C. 4001-4127; and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, Feb. 27, 1969) as amended 39 FR 2787, Jan. 24, 1974)

Issued: December 31, 1974.

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

[FR Doc.75-901 Filed 1-10-75;8:45 am]

[Docket No. FI 446]

PART 1914—AREAS ELIGIBLE FOR THE SALE OF INSURANCE

Status of Participating Communities

Section 1914.4 of Part 1914 of Subchapter B of Chapter X of Title 24 of the Code of Federal Regulations is amended by adding in alphabetical sequence a new entry to the table. In this entry, a complete chronology of effective dates appears for each listed community. Each date appearing in the fourth column of the table is followed by a designation which indicates whether the date signifies the effective date of the authorization of the sale of flood insurance in the area under the emergency or the regular flood insurance program. The entry reads as follows:

§ 1914.4 Status of participating communities.

State	County	Location	Effective date of authorization of sale of flood insurance for area	Hazard area identified	State map repository	Local map repository
Illinois	Cook	Blue Island, city of	Jan. 10, 1975. Emergency	Mar. 22, 1974		
Minnesota	Fillmore	Preston, city of	do	May 10, 1974		
Nebraska	Washington	Herman, village of	do	Nov. 15, 1974		
Pennsylvania	Snyder	Franklin, township of	do	do		
Do	Allegheny	Franklin Park, borough of	do			
Do	do	Homestead, borough of	do	Nov. 30, 1973		
Do	Fayette	Perry, township of	do			
West Virginia	Logan	Chapmanville, town of	Jan. 29, 1971. Emergency Aug. 27, 1971. Regular Apr. 15, 1973. Suspended. Jan. 3, 1975. Reinstated.	Aug. 28, 1971		

(National Flood Insurance Act of 1968 (title XIII of the Housing and Urban Development Act of 1968), effective Jan. 28, 1969 (33 FR 17804, Nov. 28, 1968), as amended (secs. 408-410, Pub. L. 91-152, Dec. 24, 1969), 42 U.S.C. 4001-4127; and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, Feb. 27, 1969) as amended 39 FR 2787, Jan. 24, 1974.

Issued: January 2, 1975.

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

[FR Doc.75-902 Filed 1-10-75;8:45 am]

[Docket No. FI 446]

PART 1915—IDENTIFICATION OF SPECIAL HAZARD AREAS

List of Communities With Special Hazard Areas

The Federal Insurance Administrator finds that comment and public procedure and the use of delayed effective dates in identifying the areas of communities which have special flood or mudslide hazards, in accordance with 24 CFR Part 1915, would be contrary to the public interest. The purpose of such identifications is to guide new development away from areas threatened by flooding. Since this publication is merely for the purpose of informing the public of the location of areas of special flood hazard and has no binding effect on the sale of flood insurance or the commencement of construction, notice and public procedure are impractical, unnecessary, and contrary to the public interest. Inasmuch as this publication is not a substantive rule, the identification of special hazard areas shall be effective on the date shown. Accordingly, § 1915.3 is amended by adding in alphabetical sequence a new entry to the table, which entry reads as follows:

§ 1915.3 List of communities with special hazard areas.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Alabama	Dallas	Unincorporated areas.	II 010063 01 through II 010063 06	Alabama Development Office, Office of State Planning, State Office Bldg., 501 Dexter Ave., Montgomery, Ala. 36104. Alabama Insurance Department, Room 453, Administrative Bldg., Montgomery, Ala. 36104.	Chairman, County of Dallas, Dallas County, Ala. No Zip.	Jan. 3, 1975.
Arkansas	Washington	Winslow, city of	II 050221 01	Division of Soil and Water Resources, State Department of Commerce, 1920 West Capitol Ave., Little Rock, Ark. 72204 Arkansas Insurance Department, 400 University Tower Bldg., Little Rock, Ark. 72204.	Mayor and County Planning Board City Hall, Winslow, Ark. 72959.	Do.
California	Mendocino	Unincorporated areas.	II 060183 01 through II 060183 47	Department of Water Resources, P.O. Box 388, Sacramento, Calif. 95802. California Insurance Department, 107 South Broadway, Los Angeles, Calif. 90012.	Chairman, Mendocino County Board of Supervisors, Courthouse, County of Mendocino, Ukiah, Calif. 95482.	Do.
Do	San Luis Obispo	do	II 060304 01 through II 060304 19	do	City Engineer's City Hall, 990 Paim St., San Luis Obispo, Calif. 93401.	Do.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Do.	San Joaquin	Ripon, city of	H 060487 01	do.	Mayor, City Hall, City of Ripon, Ripon, Calif. 95366.	Do.
Do.	Alameda	Oakland, city of	H 065048 01 through H 065048 33	do.	Office of the City Clerk, City Hall, City of Oakland, 14th and Washington St., Oakland, Calif. 94612.	Do.
Colorado	Gunnison	Unincorporated areas.	H 080078 01 through H 080078 03	Colorado Water Conservation Board, Room 102, 1845 Sherman St., Denver, Colo. 80203. Colorado Division of Insurance, 106 State Office Bldg., Denver, Colo. 80203.	Chairman, County Council, County of Gunnison, Gunnison, Colo. No Zip.	Do.
Connecticut	Litchfield	Kent, town of	H 090186 01 through H 090186 14	Department of Environmental Protection, Division of Water and Related Resources, Room 207, State Office Bldg., Hartford, Conn. 06115. Connecticut Insurance Department, State Capitol Bldg., 165 Capitol Ave., Hartford, Conn. 06115.	Mayor, Town of Kent, Kent, Conn. 06112.	Do.
Florida	Franklin	Unincorporated areas.	H 120088 01 through H 120088 07	Department of Community Affairs, 2571 Executive Center Circle East, Howard Bldg., Tallahassee, Fla. 32301. State of Florida Insurance Department, Treasurer's Office, The Capitol, Tallahassee, Fla. 32304.	Clerk, Circuit Court, County of Franklin, Apalachicola, Fla. 32320.	Do.
Do.	Okaloosa	do.	H 120173 01 through H 120173 06	do.	Clerk of the Circuit Court, Okaloosa County Courthouse, Okaloosa County, Okaloosa Island Authority Bldg., Fort Walton Beach, Fla. 32548.	Do.
Georgia	Appling	Surrency, town of	H 130003 01	Department of Natural Resources, Office of Planning and Research, 270 Washington St. SW., Room 707, Atlanta, Ga. 30334. Georgia Insurance Department, State Capitol, Atlanta, Ga. 30334.	Mayor, City Hall, Surrency, Ga. 31563.	Do.
Do.	Wayne	Odum, city of	H 130189 01 through H 130189 02	do.	Mayor, City Hall, City of Odum, Odum, Ga. 31555.	Do.
Illinois	DuPage	Naperville, city of	H 170213 A 01 through H 170213 A 06	Governor's Task Force on Flood Control, P.O. Box 475, Lisle, Ill. 60532. Illinois Insurance Department, 509 State Office Bldg., Springfield, Ill. 62702.	Municipal Center, 175 West Jackson Ave., City of Naperville, Naperville, Ill. 60540.	Apr. 12, 1974. Jan. 3, 1975.
Do.	La Salle	Ottawa, city of	H 170405 A 01 through H 170405 A 05	do.	Mayor, City Hall, City of Ottawa, Ottawa, Ill. 61350.	Apr. 5, 1974. Jan. 3, 1975.
Do.	Platt	Cerro Gordo, village of	H 170545 01	do.	President, Village of Cerro Gordo, Village Board, Cerro Gordo, Ill. 61818.	Jan. 3, 1975.
Do.	do.	Mansfield, village of	H 170549 01	do.	President, Village of Mansfield, Village Board, Mansfield, Ill. 61854.	Do.
Do.	Schuyler	Unincorporated areas.	H 170605 01 through H 170605 03	do.	Schuyler County Judge, County of Schuyler, Schuyler County, Ill. 61335.	Do.
Do.	McHenry	do.	H 170432 01 through H 170432 06	do.	McHenry County Regional Planning Commission, 208-210 South Throop St., McHenry County, Woodstock, Ill. 60098.	Do.
Indiana	Jefferson	do.	H 180104 01 through H 180104 07	Division of Water, Department of Natural Resources, 608 State Office Bldg., Indianapolis, Ind. 46204. Indiana Insurance Department, 509 State Office Bldg., Indianapolis, Ind. 46204.	County Courthouse, Surveyor's Office, Jefferson County, Main and Jefferson Sts., Madison, Ind. 47250.	Do.
Do.	Newton	do.	H 180179 01 through H 180179 02	do.	Newton County Commissioners, County of Newton, County Courthouse, Kentland, Ind. 47951.	Do.
Do.	Putnam	do.	H 180213 01 through H 180213 04	do.	Chairman County Commissioners, County of Putnam, Courthouse, Greencastle, Ind. 46135.	Do.
Do.	Spencer	do.	H 180237 01 through H 180237 04	do.	Planning and Zoning Administration, County Plan Commission, County of Spencer, Main Floor Courthouse, Rockport, Ind. 47586.	Do.
Do.	Vigo	do.	H 180263 01 through H 180263 16	do.	Vigo County, West Central Indiana, Economic Development District, P.O. Box 627, 700 Wabash Ave., Terre Haute, Ind. 47606.	Do.

RULES AND REGULATIONS

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Iowa	Hardin	Steamboat Rock, town of.	II 190141 01 through II 190141 02	Iowa Natural Resources, Council, James W. Grimes Bldg., Des Moines, Iowa 50319. Iowa Insurance Department, Lucas State Office Bldg., Des Moines, Iowa 50319.	Mayor, Town Hall, Town of Steamboat Rock, Steamboat Rock, Iowa. No Zip.	Do.
Do.	Jasper	Lynnville, town of	II 190165 01	do.	Mayor, Town Hall, Town of Lynnville, Lynnville, Iowa. No Zip.	Do.
Kansas	Johnson	Overland Park, city of.	II 200174 01 through II 200174 15	Division of Water Resources, State Board of Agriculture, Topeka, Kans. 66612. Kansas Insurance Department, 1st Floor, Statehouse, Topeka, Kans. 66612.	Director of Public Works, City of Overland Park, 8500 Sante Fe Dr., Overland Park, Kans. 66212.	Do.
Do.	Lyon	Neosho Rapids, city of.	II 200204 01	do.	Mayor, City of Neosho Rapids, Neosho Rapids, Kans. 66864.	Do.
Do.	Marion	Durham, city of.	II 200205 01	do.	City Building, P.O. Box 87, City of Durham, Durham, Kans. 67433.	Do.
Do.	Mitchell	Simpson, city of.	II 200229 01	do.	Mayor, City of Simpson, Simpson, Kans. 67478.	Do.
Do.	Morris	Dunlap, city of.	II 200235 01	do.	Mayor, City of Dunlap, Dunlap, Kans. 66843.	Do.
Do.	Ottawa	Culver, city of.	II 200257 01	do.	Mayor, City Hall, Culver City, Culver, Kans. 67435.	Do.
Do.	do.	Tescott, city of.	II 200258 01	do.	Mayor, City of Tescott, City Hall, Tescott, Kans. 67484.	Do.
Do.	Pawnee	Rozel, city of.	II 200260 01	do.	Mayor, City Hall, City of Rozel, Rozel, Kans. 67574.	Do.
Do.	Phillips	Long Island, city of.	II 200266 01	do.	Mayor, City Hall, City of Long Island, Long Island, Kans. 67647.	Do.
Do.	Pottawatomie	St. George, city of.	II 200174 01	do.	Mayor, City Hall, City of St. George, St. George, Kans. 66535.	Do.
Do.	Rush	Liebenthal, city of.	II 200309 01	do.	Mayor, City Hall, City of Liebenthal, Liebenthal, Kans. 67553.	Do.
Do.	do.	Timken, city of.	II 200313 01	do.	Mayor, City of Timken, City Hall, Timken, Kans. 67582.	Do.
Kentucky	Breathitt	Unincorporated areas.	II 210023 01 through II 210023 04	Division of Water, Kentucky, Department of Natural Resources, Capitol Plaza, Office Tower, Frankfort, Ky. 40601. Kentucky Insurance Department, Old Capitol Annex, Frankfort, Ky. 40601.	Breathitt County Judge, County of Breathitt, Jackson, Ky. 41349.	Do.
Do.	Cumberland	do.	II 210060 01 through II 210060 05	do.	Cumberland County Judge, County of Cumberland, Courthouse, Burkesville, Ky. 42717.	Do.
Do.	Scott	do.	II 210207 01 through II 210207 05	do.	County Mayor, County of Scott, Scott County, Ky. 40324.	Do.
Do.	do.	Sadleville, city of.	II 210260 01	do.	Enforcement Officer, City of Sadleville, Land Use Planning, City Hall, Georgetown, Ky. 40324.	Do.
Do.	do.	Stamping Ground, city of.	II 210261 01	do.	Enforcement Officer, Land Use Planning, City Hall, City of Stamping Ground, Georgetown, Ky. 40324.	Do.
Louisiana	Bossier and Casso Parishes.	Shreveport, city of.	II 220036 01 through II 220036 37	State Department of Public Works, P.O. Box 44155, Capitol Station, Baton Rouge, La. 70804. Louisiana Insurance Department, Box 44214, Capitol Station, Baton Rouge, La. 70804.	Metropolitan Planning Commission, City Hall, City of Shreveport, Shreveport, La. 71130.	Do.
Do.	Washington Parish.	Angle, village of.	II 220231 01	do.	Mayor, Village of Angle, Angle, La. 70426.	Do.
Maine	Lincoln	Alna, town of.	II 230083 01 through II 230083 07	Maine Soil and Water Conservation Commission, Augusta, Maine 04330. Maine Insurance Department, Capitol Shopping Center, Augusta, Maine 04330.	1st Selectman, Town of Alna, Alna, Maine 04535.	Do.
Do.	Oxford	Hiram, town of.	II 230094 01 through II 230094 07	do.	Chief Selectman, Town of Hiram, Hiram, Maine 04041.	Do.
Do.	Sagadahoc	West Bath, town of.	II 230211 01 through II 230211 06	do.	City Manager, City Hall, Bath, Maine 04530.	Do.
Do.	Lincoln	Edgecomb, town of.	II 230217 01 through II 230217 08	do.	Town Manager, Town of Edgecomb, Edgecomb, Maine. No Zip.	Do.
Do.	do.	Westport, town of.	II 230222 01 through II 230222 05	do.	Town Manager, Town of Westport, Westport, Maine. No Zip.	Do.
Do.	Knox	Cushing, town of.	II 230224 01 through II 230224 09	do.	Town Manager, Town of Cushing, Cushing, Maine No Zip.	Do.
Do.	do.	Friendship, town of.	II 230225 01 through II 230225 10	do.	Town Manager, Town of Friendship, Friendship, Maine 04547.	Do.
Do.	Hancock	Waltham, town of.	II 230301 01 through II 230301 04	do.	Town Manager, Town of Waltham, Waltham, Maine. No Zip.	Do.
Do.	Somerset	Ripley, town of.	II 230368 01 through II 230368 07	do.	Town Manager, Town of Ripley, Ripley, Maine. No Zip.	Do.
Do.	Penobscot	Bradford, town of.	II 230373 01 through II 230373 12	do.	Town Manager, Town of Bradford, Bradford, Maine 04410.	Do.
Do.	do.	Veazle, town of.	II 230403 01 through II 230403 02	do.	Town Manager, Town of Veazle, Veazle, Maine 04401.	Do.
Do.	Aroostook	Bridgewater, town of.	II 230421 01 through II 230421 12	do.	Town Manager, Town of Bridgewater, Bridgewater, Maine 04735.	Do.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Michigan	Benzle	Lake, township of.	H 260030 01 through H 260030 13	Water Resources Commission, Bureau of Water Management, Stevens T. Mason Bldg., Lansing, Mich. 48926. Michigan Insurance Bureau, 111 North Mosmer St., Lansing, Mich. 48913.	Municipal Bldg., Lake Township, Lake Township Hall, Bridgman, Mich. 49106.	Do.
Do.	Iosco	Alabaster, township of.	H 260249 01 through H 260249 08	do.	Office of the Township Supervisor, 1760 South U.S. 23, Township of Alabaster, Tawas City, Mich. 48763.	Do.
Do.	Allegan	Laketown, township of.	H 260253 01 through H 260253 07	do.	Laketown Township Supervisor, Township of Laketown, 710 W. 48th St., Route 1, Holland, Mich. 49423.	Do.
Do.	Delta	Unincorporated areas.	H 260260 01 through H 260260 05	do.	Delta County Courthouse, Delta County, 310 L. dington St., Escanaba, Mich. 49829.	Do.
Do.	Shiawassee	Caledonia, township of.	H 260300 01 through H 260300 12	do.	Caledonia Township Hall, 135 North State Rd., Township of Caledonia, Corunna, Mich. 48817.	Do.
Minnesota	Anoka	Centerville, city of.	H 270008 A 01	Division of Water, Soils, and Minerals, Department of Natural Resources, Centennial Office Bldg., St. Paul, Minn. 55101. Minnesota Division of Insurance, R-210 State Office Bldg., St. Paul, Minn. 55101.	Mayor, City of Centerville, Hugo, Minn. 55638.	May 3, 1971. Jan. 3, 1975.
Do.	Ramsey	Unincorporated areas.	H 270374 01 through H 270374 13	do.	Chairman, Ramsey County, Ramsey, Minn. No Zip.	Jan. 3, 1975.
Do.	Redwood	Redwood Falls, city of.	H 270393 A 01 through H 270393 A 02	do.	Mayor, City Hall, City of Redwood Falls, Redwood Falls, Minn. 56283.	June 7, 1974. Jan. 3, 1975.
Do.	Mahnomen	Bejou, city of.	H 270555 01	do.	City Manager, City of Bejou, Bejou, Minn. 56516.	Jan. 3, 1975.
Do.	Blue Earth	Vernon Center, city of.	H 270608 01	do.	City Manager, City of Vernon Center, Vernon Center, Minn. 56090.	Do.
Do.	Sherburne	Clearlake, city of.	H 270664 01	do.	Mayor, City Hall, City of Clearlake, Clearlake, Minn. 55319.	Do.
Do.	Wright	Annandale, city of.	H 270665 01	do.	Mayor, City Hall, City of Annandale, Annandale, Minn. 55302.	Do.
Missouri	St. Louis	Peerless Park, village of.	H 290378 01	Department of Natural Resources, Division of Program and Policy Development, Jefferson City, Mo. 65101. Division of Insurance, P.O. Box 690, Jefferson City, Mo. 65101.	Village Hall, Village of Peerless Park, Peerless Park, Mo. 63068.	Do.
Montana	Golden Valley	Ryegate, town of.	H 300032 01	Montana Department of Natural Resources and Conservation, Water Resources Division, 32 South Ewing St. Helena, Mont. 59601. Montana Insurance Department, Capitol Building, Helena, Mont. 59601.	Chairman, Board of County Commissioners, Town of Ryegate, Ryegate, Mont. 59074.	Do.
Do.	Roosevelt	Brainville, town of.	H 300066 01	do.	Mayor, Town of Brainville, Brainville, Mont. 59212.	Do.
Do.	Park	Clyde Park, town of.	H 300091 01	do.	Mayor, Town of Clyde Park, City Hall, Clyde Park, Mont. 59018.	Do.
Nebraska	Boyd	Bristow, village of.	H 310012 01	Nebraska Natural Resources Commission, 7th Floor, Terminal Bldg., Lincoln Nebr. 68508. Nebraska Insurance Department 1835 L St., Lincoln, Nebr. 68509.	Mayor, Village of Bristow, Bristow, Nebr. 68719.	Do.
Do.	Madison and Platte	Newman Grove, city of.	H 310393 01 through H 310393 02	do.	Mayor, City of Newman Grove, City Hall, Newman Grove, Nebr. 68758.	Do.
Nevada	Douglas	Unincorporated areas.	H 320008 01 through H 320008 04	Division of Water Resources, Department of Conservation and Natural Resources, Nye Bldg., Carson City, Nev. 89701. Nevada Insurance Division, Department of Commerce, Nye Bldg., Carson City, Nev. 89701.	Building Department, Court House, Douglas County, Minden, Nev. 89423.	Do.
New Hampshire	Cheshire	Keene, city of.	H 330023 01 through H 330023 12	Office of State Planning, Division of Community Planning, State House Annex, Concord, N.H. 03301. New Hampshire Insurance Department, 78 North Main St., Concord, N.H. 03301.	City Planning Department, City Hall, City of Keene, 3 Washington St., Keene, N.H. 03431.	Do.
Do.	Grafton	Hebron, town of.	H 330058 01 through H 330058 04	do.	Chairman, Planning Board, Hebron, N.H. 03241.	Do.
Do.	Sullivan	Langdon, town of.	H 330159 01 through H 330159 02	do.	Chairman, Board of Selectman, Town of Langdon, Alstead, N.H. 03602.	Do.
Do.	Cheshire	Slurry, town of.	H 330170 01 through H 330170 02	do.	Town Manager, Town of Slurry, Slurry, N.H. 03431.	Do.
Do.	do.	Troy, town of.	H 330173 01 through H 330173 02	do.	Town Manager, Town of Troy, Troy, N.H. 03465.	Do.
Do.	Rockingham	Atkinson, town of.	H 330175 01 through H 330175 02	do.	Town Manager, Town of Atkinson, Atkinson, N.H. 03811.	Do.
Do.	Belknap	Barnstead, town of.	H 330177 01 through H 330177 05	do.	Town Manager, Town of Barnstead, Barnstead, N.H. 03218.	Do.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Do.	Carroll	Brookfield, town of.	II 330179 01 through II 330179 03	do.	Town Manager, Town of Brookfield, Brookfield, N.H.	Do.
Do.	do.	Chatham, town of.	II 330181 01 through II 330181 07	do.	Town Manager, Town of Chatham, Chatham, N.H.	Do.
Do.	Coos	Clarksville, town of.	II 330184 01 through II 330184 08	do.	Town Manager, Town of Clarksville, Clarksville, N.H.	Do.
Do.	do.	Columbia, town of.	II 330185 01 through II 330185 08	do.	Town Manager, Town of Columbia, Columbia, N.H.	Do.
Do.	do.	Randolph, town of.	II 330187 01 through II 330187 12	do.	Town Manager, Town of Randolph, Randolph, N.H. 03563.	Do.
Do.	Cheshire	Richmond, town of.	II 330188 01 through II 330188 04	do.	Town Manager, Town of Richmond, Richmond, N.H.	Do.
Do.	Strafford	Rollinsford, town of.	II 330190 01 through II 330190 03	do.	Town Manager, Town of Rollinsford, Rollinsford, N.H. 03869.	Do.
Do.	Rockingham	Sandown, town of.	II 330191 01 through II 330191 02	do.	Town Manager, Town of Sandown, Sandown, N.H. 03873.	Do.
New Jersey	Atlantic	Galloway, township of.	II 340008 01 through II 340008 28	Bureau of Water Control, Department of Environmental Protection, P.O. Box 1390, Trenton, N.J. 08625. New Jersey Department of Insurance, State House Annex, Trenton, N.J. 08625.	Township Clerk's Office, Galloway Township, Municipal Bldg., Cologne, N.J. 08213.	Do.
Do.	Bergen	Rocklegh, borough of.	II 340071 01	do.	Mayor, Rocklegh Rd., Rocklegh, N.J. 07647.	Do.
Do.	Morris	Hanover, township of.	II 340343A 01 through II 340343A 04	do.	Municipal Bldg., 1000 Route 10, Township of Hanover, Whippany, N.J. 07981.	Dec. 28, 1973. Jan. 3, 1975.
Do.	Warren	Washington, township of.	II 340496A 01 through II 340496A 06	do.	Mayor, Township of Washington, Rural Delivery No. 1, Washington, N.J. 07882.	Jan. 3, 1975.
New Mexico	Dona Ana	Unincorporated areas.	II 350012 01 through II 350012 22	State Engineer's Office, Bataan Memorial Bldg., Santa Fe, N. Mex. 87501.	Chairman, Dona Ana County Commission, County of Dona Ana, County Courthouse, Las Cruces, N. Mex. 89001.	Do.
New York	Broomo	Vestal, town of.	II 360057A 01 through II 360057A 14	New Mexico Department of Insurance, P.O. Box 1269, Santa Fe, N. Mex. 87501. New York State Department of Environmental Conservation, Division of Resources Management Services, Bureau of Water Management, Albany, N.Y. 12201. New York State Insurance Department, 123 William St., New York, N.Y. 10038.	Town Supervisor, Town of Vestal, 605 Vestal Parkway West, Vestal, N.Y. 13850.	Apr. 5, 1974. Jan. 3, 1975.
Do.	Sullivan	Delaware, town of.	II 360818A 01 through II 360818A 03	do.	Town Supervisor, Town of Delaware, Callicoon, N.Y. 12723.	Jan. 3, 1975.
Do.	Allegany	Friendship, town of.	II 361100 01 through II 361100 12	do.	Mayor, Town of Friendship, Friendship, N.Y. 14739.	Do.
Do.	Franklin	Altamont, town of.	II 361162 01 through II 361162 33	do.	Town Supervisor, Town of Altamont, Altamont, N.Y. 12009.	Do.
Do.	St. Lawrence	Brasher, town of.	II 361171 01 through II 361171 26	do.	Town Manager, Town of Brasher, Brasher, N.Y. 13613.	Do.
Do.	Steuben	Greenwood, town of.	II 361210 01 through II 361210 12	do.	Town Manager, Town of Greenwood, Greenwood, N.Y. 14839.	Do.
Do.	Washington	Whitehall, town of.	II 361239 04 through II 361239 07	do.	Mayor, Town of Whitehall, Whitehall, N.Y. 12887.	Do.
Do.	Livingston	Lima, town of.	II 361286 01 through II 361286 03	do.	Town Manager, Town of Lima, Lima, N.Y. 14485.	Do.
Do.	Columbia	Hillsdale, town of.	II 361320 01 through II 361320 16	do.	Mayor, Town Hall, Town of Hillsdale, Hillsdale, N.Y. 12529.	Do.
Do.	Allegany	Birdsall, town of.	II 361362 01 through II 361362 03	do.	Town Manager, Town of Birdsall, Birdsall, N.Y.	Do.
Do.	do.	Granger, town of.	II 361363 01 through II 361363 03	do.	Town Manager, Town of Granger, Granger, N.Y.	Do.
Do.	Cattaraugus	Delevan, village of.	II 361368 01	do.	Village Manager, Village of Delevan, Delevan, N.Y. 14042.	Do.
Do.	Chautauqua	Mina, town of.	II 361371 01 through II 361371 04	do.	Town Manager, Town of Mina, Mina, N.Y.	Do.
Do.	Clinton	Altona, town of.	II 361379 01 through	do.	Town Manager, Town of Altona, Altona, N.Y. 12910.	Do.
Do.	Franklin	Burke, town of.	II 361394 01 through II 361394 03	do.	Town Manager, Town of Burke, Burke, N.Y. 12917.	Do.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Do.	do.	Constable, town of.	II 361395 01 through II 361395 02	do.	Town Manager, Town of Constable, Constable, N.Y. 12926.	Do.
Do.	Herkimer	Ohio, town of.	II 361408 01 through II 361408 23	do.	Town Manager, Town of Ohio, Ohio, N.Y.	Do.
Do.	Madison	Stockbridge.	II 361412 01 through II 361412 02	do.	Town Manager, Town of Stockbridge, Stockbridge, N.Y.	Do.
Do.	Oswego	Boylston, town of.	II 361415 01 through II 361415 04	do.	Town Manager, Town of Boylston, Boylston, N.Y.	Do.
Do.	Otsego	Laurens, town of.	II 361419 01 through II 361419 04	do.	Town Manager, Town of Laurens, Laurens, N.Y. 13766.	Do.
Do.	St. Lawrence	Clare, town of.	II 361422 01 through II 361422 06	do.	Town Manager, Town of Clare, Clare, N.Y.	Do.
Do.	do.	Stockholm, town of.	II 361429 01 through II 361429 06	do.	Town Manager, Town of Stockholm, Stockholm, N.Y.	Do.
Do.	Schoharie	Blenheim, town of.	II 361430 01 through II 361430 06	do.	Town Manager, Town of Blenheim, Blenheim, N.Y.	Do.
Do.	do.	Broome, town of.	II 361431 01 through II 361431 04	do.	Town Manager, Town of Broome, Broome, N.Y.	Do.
Do.	Washington	Hampton, town of.	II 361442 01 through II 361442 02	do.	Town Manager, Town of Hampton, Hampton, N.Y. 12837.	Do.
Do.	Steuben	North Hornell, village of.	II 361477 01	do.	Mayor, Village of North Hornell, Village Hall, West Maplewood Ave., North Hornell, N.Y. 14843.	Do.
Do.	Franklin	Burke, village of.	II 361479 01	do.	Village Manager, Village of Burke, Burke, N.Y. 12917.	Do.
Do.	do.	Chateaugay, village of.	II 361481 01	do.	Village Manager, Village of Chateaugay, Chateaugay, N.Y. 12920.	Do.
Do.	Fulton	Broadalbin, village of.	II 361482 01	do.	Town Manager, Town of Broadalbin, Broadalbin, N.Y. 12025.	Do.
Do.	Clinton	Dannamora, village of.	II 361487 01	do.	Village Manager, Village of Dannamora, Dannamora, N.Y. 12929.	Do.
Do.	do.	Mooers, village of.	II 361488 01	do.	Village Manager, Village of Mooers, Mooers, N.Y. 12958.	Do.
Do.	Chautauqua	Forestville, village of.	II 361501 01	do.	Village Manager, Village of Forestville, Forestville, N.Y. 14062.	Do.
Do.	do.	Sherman, village of.	II 361502 01	do.	Town Board, Town Hall, 124 Chautauqua Ave., Village of Sherman, Lakewood, N.Y. 14750.	Do.
Do.	Jefferson	Black River, village of.	II 361525 01 through II 361525 04	do.	Mayor, Village of Black River, Black River, N.Y. 13612.	Do.
Do.	Steuben	Canton, town of.	II 361539 01 through II 361539 04	do.	Town Manager, Town of Canton, Canton, N.Y.	Do.
North Carolina	Alamance	Unincorporated areas.	II 370601 01 through II 370601 07	North Carolina Office of Water and Air Resources, Department, of Natural and Economic Resources, P.O. Box 27687, Raleigh, N.C. 27611.	County Commissioners, Courthouse Annex, Alamance County, Graham, N.C. 27253.	Do.
Do.	Ashe	do.	II 370607 01 through II 370607 05	do.	Chairman, Ashe County Board of Commissioners, Ashe County, Jefferson, N.C. 28640.	Do.
Do.	Avery	do.	II 370610 01 through II 370610 04	do.	Chairman, Avery County Board of Commissioners, Courthouse, Avery County, Newland, N.C. 28657.	Do.
Do.	Johnston	do.	II 370138 01 through II 370138 08	do.	Chairman, Johnston County Commissioners, Johnston County, Johnston, N.C.	Do.
Do.	Pasquotank	do.	II 370184 01 through II 370184 05	do.	Chairman, Pasquotank County Planning Board, Pasquotank County, Elizabeth City, N.C. 27909.	Do.
Do.	Randolph	do.	II 370195 01 through II 370195 02	do.	Chairman, County Commissioners, Courthouse, Randolph County, Asheboro, N.C. 27203.	Do.
Ohio	Hardin	do.	II 390250 01 through II 390250 03	Ohio Department of Natural Resources, Fountain Square, Columbus, Ohio 43224.	Mayor, County Hardin, City Hall, Ada, Ohio 45810.	Do.
Do.	Pike	do.	II 390450 01 through II 390450 07	Director of Insurance, State of Ohio, Department of Insurance, 115 East Rich St., Columbus, Ohio 43215.	Chairman, Pike County Board of Commissioners, Courthouse, County of Pike, Waverly, Ohio 45690.	Do.
Do.	Vinton	do.	II 390553 01 through II 390553 02	do.	Mayor, County of Vinton, Vinton, Ohio No ZIP.	Do.
Do.	Wayne	do.	II 390574 01 through II 390574 02	do.	Mayor, City Hall, County of Wayne, Wayne, Ohio 43466.	Do.
Do.	Lawrence	South Point, village of.	II 390630 01	do.	Village Manager, Village of South Point, South Point, Ohio 45680.	Do.
Do.	Franklin	Dublin, village of.	II 390673 01 through II 390673 04	do.	Village of Dublin, 129 South High St., Dublin, Ohio 43017.	Do.

RULES AND REGULATIONS

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State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Pennsylvania	Tioga	Sullivan, township of	H 421183 01 through H 421183 12	Department of Community Affairs, Commonwealth of Pennsylvania, Harrisburg, Pa. 17120 Pennsylvania Insurance Department, 108 Finance Bldg., Harrisburg, Pa. 17120.	Chairman, Board of Supervisors, Township of Sullivan, Rural Delivery No. 3, Columbia Cross Roads, Pa. 16914.	Do.
Do.	Adams	Franklin, township of	H 421250 01 through H 421250 18	.....do.....	Chairman, Board of Supervisors, Township of Franklin, Rural Delivery No. 1, Orrtanna, Pa. 17353.	Do.
Do.	do.	Straban, township of	H 421259 01 through H 421259 11	.....do.....	Chairman, Board of Supervisors, Township of Straban, Rural Delivery No. 4, Gettysburg, Pa. 17325.	Do.
Do.	Allegheny	Bradford Woods, borough of	H 421262 01	.....do.....	Mayor, Bradford Rd, Bradford Woods, Pa. 15015.	Do.
Do.	Bedford	Colerain, township of	H 421334 01 through H 421334 13	.....do.....	Chairman, Board of Supervisors, Township of Colerain, Rural Delivery No. 4, Bedford, Pa. 15522.	Do.
Do.	do.	Hopewell, township of	H 421339 01 through H 421339 11	.....do.....	Chairman, Board of Supervisors, Rural Delivery No. 1, Hopewell, Pa. 16650.	Do.
Do.	do.	Liberty, township of	H 421343 01 through H 421343 10	.....do.....	Chairman, Board of Supervisors, Township of Liberty, Rural Delivery, Saxton, Pa. 16678.	Do.
Do.	do.	Lincoln, township of	H 421344 01 through H 421344 06	.....do.....	Chairman, Board of Supervisors, Township of Lincoln, Rural Delivery No. 1, Alum Bank, Pa. 15521.	Do.
Do.	do.	Union, township of	H 421352 01 through H 421352 07	.....do.....	Chairman, Board of Supervisors, Township of Union, Rural Delivery 1, Imler, Pa. 16655.	Do.
Do.	Blair	Logan, township of	H 421391 01 through H 421391 15	.....do.....	Chairman, Board of Supervisors, Township of Logan, Rural Delivery 1, Box 489, Altoona, Pa.	Do.
Do.	Carbon	Lausanne, township of	H 421454 01 through H 421454 02	.....do.....	Chairman, Board of Supervisors, Township of Lausanne, Rural Delivery 2, Weatherly, Pa. 18253.	Do.
Do.	Clearfield	Graham, township of	H 421522 01 through H 421522 13	.....do.....	Chairman, Board of Supervisors, Township of Graham, Rural Delivery 1, Morrisdale, Pa. 16858.	Do.
Do.	Columbia	Conyngham, township of	H 421549 01 through H 421549 03	.....do.....	Chairman, Board of Supervisors, Township of Conyngham, 345 3d St., Wilburton, Pa. 17888.	Do.
Do.	Crawford	Spartansburg, borough of	H 421561 01	.....do.....	Mayor, Borough of Spartansburg, Spartansburg, Pa. 16344.	Do.
Do.	Cumberland	Diekison, township of	H 421580 01 through H 421580 06	.....do.....	Chairman, Board of Supervisors, Township of Diekinson, Rural Delivery 5, Carlisle, Pa. 17013.	Do.
Do.	do.	Penn, township of	H 421584 01 through H 421584 07	.....do.....	Chairman, Board of Supervisors, Township of Penn, Rural Delivery 1, Newville, Pa. 17241.	Do.
Do.	do.	Upper Frankford, township of	H 421588 01 through H 421588 07	.....do.....	Chairman, Board of Supervisors, Township of Upper Frankford, Rural Delivery 3, Newville, Pa. 17241.	Do.
Do.	Fayette	German, township of	H 421627 01 through H 421627 04	.....do.....	Chairman, Board of Supervisors, Township of German, Rural Delivery 1, Box 375, McClellandtown, Pa. 15458.	Do.
Do.	do.	Jefferson, township of	H 421629 01 through H 421629 04	.....do.....	Chairman, Board of Supervisors, Township of Jefferson, Rural Delivery 1, Fayette City, Pa. 15438.	Do.
Do.	do.	South Union, township of	H 421637 01 through H 421637 07	.....do.....	South Union Township Bldg., Township of South Union, Municipal Bldg., Rural Delivery No. 2, Box 623, Uniontown, Pa. 15491.	Do.
Do.	Franklin	Guilford, township of	H 421650 01 through H 421650 20	.....do.....	Chairman, Board of Supervisors, Township of Guilford, P.O. Box 116, Marion, Pa. 17235.	Do.
Do.	Huntingdon	Lincoln, township of	H 421693 01 through H 421693 06	.....do.....	Chairman, Board of Supervisors, Township of Lincoln, Entriken, Pa. 16638.	Do.
Do.	Indiana	Brush Valley, township of	H 421710 01 through H 421710 04	.....do.....	Chairman, Board of Supervisors, Township of Brush Valley, Rural Delivery 4, Indiana, Pa. 15701.	Do.
Do.	do.	Montgomery, township of	H 421719 01 through H 421719 08	.....do.....	Chairman, Board of Supervisors, Township of Montgomery, Cherry Tree, Pa. 15724.	Do.
Do.	do.	Pine, township of	H 421720 01 through H 421720 05	.....do.....	Chairman, Board of Supervisors, Township of Pine, Rural Delivery 1, Barnesboro, Pa. 15714.	Do.
Do.	Juniata	Millford, township of	H 421743 01 through H 421743 14	.....do.....	Chairman, Board of Supervisors, Township of Millford, Rural Delivery 2, Port Royal, Pa. 17082.	Do.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Do.	Lackawanna	Fell, township of.	II 421753 01 through II 421753 06	do.	Chairman, Board of Supervisors, Township of Fell, 721 Morss Ave., Simpson, Pa. 18407.	Do.
Do.	do.	Madison, township of.	II 421755 01 through II 421755 07	do.	Chairman, Board of Supervisors, Township of Madison, State Route, Moscow, Pa. 18444.	Do.
Do.	Luzerne	Huntington, township of.	II 421832 01 through II 421832 05	do.	Huntington Township Election House, Rural Delivery No. 2, Township of Huntington, York Springs, Pa. 17372.	Do.
Do.	Monroe	Jackson, township of.	II 421889 01 through II 421889 09	do.	Chairman, Board of Supervisors, Township of Jackson, Rural Delivery No. 3, Stroudsburg, Pa. 18340.	Do.
Do.	do.	Tobyhanna, township of.	II 421897 01 through II 421897 10	do.	Chairman, Board of Supervisors, Township of Tobyhanna, Pocono Pines, Pa. 18350.	Do.
Do.	Pike	Lackawaxen, township of.	II 421966 01 through II 421966 24	do.	Chairman, Board of Supervisors, Township of Lackawaxen, Greasley, Pa. 18425.	Do.
Do.	do.	Lehman, township of.	II 421967 01 through II 421967 15	do.	Chairman, Board of Supervisors, Township of Lehman, Rural Delivery No. 1, Bushkill, Pa. 18324.	Do.
Do.	Schuylkill	Hegins, township of.	II 422008 01 through II 422008 12	do.	Chairman, Board of Supervisors, 801 East Main St., Hegins, Pa. 17938.	Do.
Do.	Snyder	Perry, township of.	II 422038 01 through II 422038 09	do.	Chairman, Board of Supervisors, Township of Perry, Rural Delivery No. 1, Mount Pleasant Mills, Pa. 17853.	Do.
Do.	Somerset	Summit, township of.	II 422056 01 through II 422056 07	do.	Chairman, Board of Supervisors, Township of Summit, Rural Delivery 3, Meyersdale, Pa. 15552.	Do.
Do.	Tioga	Farmington, township of.	II 422097 01 through II 422097 11	do.	Chairman, Board of Supervisors, Rural Delivery 1, Tioga, Pa. 16946.	Do.
Do.	Washington	Dunlevy, borough of.	II 422133 01	do.	Mayor, Box 129, Dunlevy, Pa. 15432.	Do.
Do.	do.	Somerset, township of.	II 422154 01 through II 422154 11	do.	Chairman, Board of Supervisors, Township of Somerset, Rural Delivery 1, Eighty Four, Pa. 15330.	Do.
Do.	York	Carroll, township of.	II 422116 01 through II 422116 05	do.	Carroll Township, Municipal Bldg., Rural Delivery 2, Chestnut Grove Rd., Dillsburg, Pa. 17019.	Do.
Do.	do.	Shrewsbury, township of.	II 422230 01 through II 422230 15	do.	Chairman, Board of Supervisors, Township of Shrewsbury, Rural Delivery 3, Glen Rock, Pa. 17327.	Do.
Do.	Chester	Parkesburg, borough of.	II 422277 01 through II 422277 03	do.	Mayor, 369 Strassburg Ave., Parkesburg, Pa. 19365.	Do.
Do.	do.	Eiverson, borough of.	II 422287 01 through II 422287 03	do.	Mayor, Main St., Eiverson, Pa. 19520.	Do.
Do.	Beaver	Brighton, township of.	II 422309 01 through II 422309 06	do.	Chairman, Board of Supervisors, Township of Brighton, 2410 Dutch Rd., Rural Delivery 1, Beaver, Pa. 15009.	Do.
Do.	do.	Homewood, borough of.	II 422318 01	do.	Mayor, Borough of Homewood, Box 52, Racine, Pa. 15010.	Do.
Do.	do.	New Sewickly, township of.	II 422323 01 through II 422323 04	do.	Chairman, Board of Supervisors, Township of New Sewickly, Rural Delivery 1, Rochester, Pa. 16074.	Do.
Do.	Bucks	Silverdale, borough of.	II 422338 01	do.	Mayor, Silverdale, Pa. 18962.	Do.
Do.	Clarion	Monroe, township of.	II 422372 01 through II 422372 03	do.	Chairman, Board of Supervisors, Township of Monroe, Rural Delivery No. 1, Sligo, Pa. 16255.	Do.
Do.	Clearfield	Ferguson, township of.	II 422380 01 through II 422380 10	do.	Chairman, Board of Supervisors, Township of Ferguson, Rural Delivery No. 2, Curwensville, Pa. 16833.	Do.
Do.	Crawford	Rome, township of.	II 422395 01 through II 422395 13	do.	Chairman, Board of Supervisors, Township of Rome, Rural Delivery No. 1, Centerville, Pa. 16404.	Do.
Do.	do.	South Shenango, township of.	II 422397 01 through II 422397 09	do.	Chairman, Board of Supervisors, Township of South Shenango, Rural Delivery No. 1, Jamestown, Pa. 16134.	Do.
Do.	Greene	Freeport, township of.	II 422432 01	do.	Chairman, Board of Supervisors, Township of Freeport, Rural Delivery No. 2, New Freeport, Pa. 15332.	Do.
Do.	Jefferson	Clover, township of.	II 422442 01 through II 422442 06	do.	Chairman, Board of Supervisors, Township of Clover, Rural Delivery No. 1, Corsica, Pa. 15823.	Do.

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State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Do.....do.....		Ringgold, township of.	II 422447 01 through H 422447 06	do.....do.....	Chairman, Board of Supervisors, Township of Ringgold, Rural Delivery 4, Box 98-R, Punxsutawney, Pa. 15767.	Do.
Do.....	Lackawanna.....	Jefferson, township of.	II 422457 01 through H 422457 11 H 422477 01	do.....do.....	Chairman, Board of Supervisors, Township of Jefferson, Rural Delivery 4, Lake Ariel, Pa. 18436.	Do.
Do.....	Mercer.....	Fredonia, borough of.	II 422479 01 through H 422479 02 H 422481 01	do.....do.....	Mayor, 1009 2d St., Fredonia, Pa. 16124.	Do.
Do.....do.....		Jamestown, borough of.	II 422508 01 through H 422508 06 H 422509 01 through H 422509 04	do.....do.....	Mayor, P.O. Box 94, Jamestown, Pa. 16134.	Do.
Do.....	Somerset.....	Addison, township of.	II 422518 01 through H 422518 05 H 422519 01 through H 422519 03	do.....do.....	Chairman, Board of Supervisors, Rural Delivery 1, Addison, Pa. 15411.	Do.
Do.....do.....		Allegheny, township of.	II 422520 01 through H 422520 03 H 422524 01 through H 422524 09	do.....do.....	Chairman, Board of Supervisors, Township of Allegheny, Fairhope, Pa. 15538.	Do.
Do.....do.....		Middlecreek, township of.	II 422533 01 through H 422533 02 H 422556 01 through H 422556 02	do.....do.....	Chairman, Board of Supervisors, Township of Middlecreek, Rural Delivery 3, Rockwood, Pa. 15557.	Do.
Do.....do.....		Milford, township of.	II 422563 01 through H 422563 03 H 422567 01 through H 422567 12 H 422570 01 through H 422570 03	do.....do.....	Chairman, Board of Supervisors, Township of Milford, Rural Delivery 1, Rockwood, Pa. 15557.	Do.
Do.....do.....		Northampton, township of.	II 422570 03 through H 422570 03 H 422585 01 through H 422585 04	do.....do.....	Chairman, Board of Supervisors, Township of Northampton, Rural Delivery 1, Glencoe, Pa. 15542.	Do.
Do.....do.....		Stoneycreek, township of.	II 422585 01 through H 422585 04 H 422600 01 through H 422600 04	do.....do.....	Chairman, Board of Supervisors, Township of Stoneycreek, Rural Delivery 1, Berlin, Pa. 15550.	Do.
Do.....	Washington.....	Ellsworth, borough of.	II 422602 01 through H 422602 02 H 422605 01 through H 422605 04	do.....do.....	Mayor, Borough of Ellsworth, Ellsworth, Pa. 15331.	Do.
Do.....do.....		Hopewell, township of.	II 422605 04 through H 440016 01 through H 440016 08	do.....do.....	Chairman, Board of Supervisors, Rural Delivery 1, Township of Hopewell, Avella, Pa. 15312.	Do.
Do.....do.....		South Franklin, township of.	II 422602 01 through H 422602 02 H 422605 01 through H 422605 04	do.....do.....	Chairman, Board of Supervisors, Township of South Franklin, Rural Delivery 6, Washington, Pa. 15301.	Do.
Do.....	Wayne.....	Lebanon, township of.	II 422605 04 through H 422605 04 H 440016 01 through H 440016 08	do.....do.....	Chairman, Board of Supervisors, Township of Lebanon, Rural Delivery 3, Honesdale, Pa. 18431.	Do.
Do.....	York.....	Fawn Grove, borough of.	II 422605 04 through H 422605 04 H 422602 01 through H 422602 02 H 422605 01 through H 422605 04	do.....do.....	Mayor, Fawn Grove, Pa. 17321.	Do.
Do.....	Greene.....	Franklin, township of.	II 422605 04 through H 422605 04 H 422602 01 through H 422602 02 H 422605 01 through H 422605 04	do.....do.....	Chairman, Board of Supervisors, Township of Franklin, Rural Delivery 4, Waynesburg, Pa. 15307.	Do.
Do.....	Chester.....	Easttown, township of.	II 422605 04 through H 422605 04 H 422602 01 through H 422602 02 H 422605 01 through H 422605 04	do.....do.....	Chairman, Board of Supervisors, Township of Easttown, Box 66, Berwyn, Pa. 19312.	Do.
Do.....do.....		West Fallowfield, township of.	II 422605 04 through H 422605 04 H 422602 01 through H 422602 02 H 422605 01 through H 422605 04	do.....do.....	Chairman, Board of Supervisors, township of West Fallowfield, Cochranville, Pa. 19330.	Do.
Do.....	Cambria.....	Cresson, township of.	II 422605 04 through H 422605 04 H 440016 01 through H 440016 08	do.....do.....	Chairman, Board of Supervisors, township of Cresson, 703 Portage Rd., Cresson, Pa. 16630.	Do.
Rhode Island....	Providence.....	Cumberland, town of.	II 440016 01 through H 440016 08	Rhode Island Statewide Planning Program, 265 Melrose St., Providence, R.I. 02907. Rhode Island Insurance Division, 169 Weybosset St., Providence, R.I. 02903.	Chairman, town council, town of Cumberland, R.I. 02864.	Do.
Do.....	Washington.....	New Shoreham, town of.	II 440036 01 through H 440036 05 H 450002 01 through H 450002 20	do.....do.....	President, town council, town of New Shoreham, New Shoreham, R.I.	Do.
South Carolina..	Aiken.....	Unincorporated areas.	II 450002 01 through H 450002 20	South Carolina Resources, P.O. Drawer 164, 700 Knox Abbott Drive, Cayce, S.C. 29033. South Carolina Insurance Department, 2711 Middleburg St., Columbia, S.C. 29204.	Mayor, county of Aiken, Aiken, S.C. 29201.	Do.
Do.....	Calhoun.....	Cameron, town of.	II 450032 01	do.....do.....	Mayor, town of Cameron, P.O. Box 641, Cameron, S.C. 29030.	Do.
Do.....	Georgetown.....	Unincorporated areas.	II 450085 01 through H 450085 19 H 460068 01	do.....do.....	Chairman, county council, courthouse, Georgetown County, Georgetown, S.C. 29440.	Do.
South Dakota....	Potter.....	Lebanon, town of.	II 460068 01	South Dakota Planning Agency, State Capitol Bldg., Pierre, S. Dak. 57501. South Dakota Department of Insurance, Insurance Bldg., Pierre, S. Dak. 57501.	Mayor, town of Lebanon, city hall, Lebanon, S. Dak. 57455.	Do.
Tennessee.....	Dyer.....	Trimble, town of.	II 470223 01	Tennessee State Planning Office, 660 Capitol Hill Bldg., Nashville, Tenn. 37219. Tennessee Department of Insurance & Banking, 114 State Office Bldg., Nashville, Tenn. 37219.	Mayor, City Hall, Town of Trimble, Trimble, Tenn. 38259.	Do.
Do.....	Gibson.....	Medina, city of.	H 470225 01	do.....do.....	Mayor, City Hall, City of Medina, Medina, Tenn. 38355.	Do.
Do.....	Lauderdale.....	Gates, town of.	H 470232 01	do.....do.....	Mayor, Town Hall, Town of Gates, Gates, Tenn. 38037.	Do.
Do.....do.....		Henning, town of.	II 470233 01	do.....do.....	Mayor, Town Hall, Town of Henning, Henning, Tenn. 38041.	Do.
Do.....	Oblon.....	Rives, city of.	II 470235 01	do.....do.....	Mayor, City Hall, City of Rives, Rives, Tenn. 38253.	Do.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
Vermont	Bennington	Landgrove, town of.	H 500178 01	Management and Engineering Division, Water Resources Department, State Office Bldg., Montpelier, Vt. 05602.	Town manager, town of Landgrove, Landgrove, Vt.	Do.
Do.	Chittenden	Westford, town of.	H 500203 01 through H 500203 03	do.	Town Manager, Town of Westford, Westford, Vt. 05494.	Do.
Do.	Rutland	West Haven, town of.	H 500272 01 through H 500272 03	do.	Town Manager, Town of West Haven, West Haven, Vt.	Do.
Do.	Windham	Newfane, village of.	H 500284 01	do.	Chairman, Newfane Board of Selectmen, Newfane, Vt. 05345.	Do.
Do.	Windsor	Perkinsville, village of.	H 500296 01	do.	Village Manager, Village of Perkinsville, Perkinsville, Vt. 05151.	Do.
Do.	Chittenden	Charlotte, town of.	H 500309 01 through H 500309 04	do.	Town Manager, Town of Charlotte, Charlotte, Vt. 05445.	Do.
Do.	Orleans	Westmore, town of.	H 500311 01 through H 500311 04	do.	Town manager, town of Westmore, Westmore, Vt. 05874.	Do.
Virginia	Independent	Charlottesville, city of.	H 510033A 01 through H 510033A 03	Bureau of Water Control Management, State Water Control Bldg., 11 South 10th St., Richmond, Va. 23219. Virginia Insurance Department, 200 Blanton Bldg., P.O. Box 1157, Richmond Va. 23209.	Mayor, city hall, city of Charlottesville, Charlottesville, Va. 22002.	Do.
Washington	Columbia	Starbuck, city of.	H 530031 01	Department of Ecology, Olympia, Wash. 98501. Washington Insurance Department, Insurance Bldg., Olympia, Wash. 98501.	City council, city of Starbuck, Starbuck, Wash. 98359.	Do.
West Virginia	Boone	Unincorporated areas.	H 540007 01 through H 540007 34	Office of Federal-State Relations, Room W. 115, Capitol Bldg., Charleston, W. Va. 25305. West Virginia Insurance Department, State Capitol, Charleston, W. Va. 25305.	County manager, county of Boone, Boone County, W. Va. 25130.	Do.
Do.	Gilmer	do.	H 540035 01 through H 540035 22	do.	County court of Gilmer County, county of Gilmer, Glenville, W. Va. 26351.	Do.
Do.	Summers	do.	H 540186 01 through H 540186 26	do.	Summers county court, county of Summers, Hinton, W. Va. 26951.	Do.
Do.	Pleasants	do.	H 540225 01 through H 540225 11	do.	County manager, county of Pleasants, Pleasants County, W. Va.	Do.
Do.	Wayne	Ceredo, town of.	H 540232 01 through H 540232 03	do.	Town Manager, Town of Ceredo, Ceredo, W. Va. 25507.	Do.
Wisconsin	Dodge	Unincorporated areas.	H 550094 01 through H 550094 03	Department of Natural Resources, P.O. Box 450, Madison, Wis. 53701. Wisconsin Insurance Department, 212 N. Bassett St., Madison, Wis. 53703.	Dodge County Courthouse, Dodge County, Juneau, Wis. 53039.	Do.

(National Flood Insurance Act of 1968 (title XIII of the Housing and Urban Development Act of 1968), effective Jan. 28, 1969 (33 FR 17804, Nov. 28, 1968), as amended (secs. 408-410, Pub. L. 91-152, Dec. 24, 1969), 42 U.S.C. 4001-4127; and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, Feb. 27, 1969)

Issued: January 2, 1975.

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

[FR Doc.75-903 Filed 1-10-75; 8:45 am]

Title 46—Shipping

CHAPTER II—MARITIME ADMINISTRATION, DEPARTMENT OF COMMERCE

SUBCHAPTER B—REGULATIONS AFFECTING MARITIME CARRIERS AND RELATED ACTIVITIES

PART 221—DOCUMENTATION, TRANSFER OR CHARTER OF VESSELS

Building of Certain Vessels for Foreign Account

Section 37 of the Shipping Act, 1916 (40 Stat. 901, 46 U.S.C. 835) prohibits during a war or a national emergency proclaimed by the President, without the approval of the Secretary of Commerce, the building of vessels in a United States shipyard for foreign account and the departure from the United States of vessels constructed in whole or in part in a United States shipyard, which have

never been cleared for a foreign port, before they have been documented under the laws of the United States. On December 29, 1972, the Assistant Secretary of Commerce for Maritime Affairs promulgated a rule that granted blanket approval with respect to such transactions. (46 CFR 221.4 (37 FR 28751).) Section 37 of the Shipping Act, 1916, also prohibits certain other transactions without such approval, and the foregoing rule granted blanket approval with respect to some such transactions involving vessels having an overall length of 65 feet or less. On March 15, 1974, the Assistant Secretary withdrew all such blanket approval with respect to vessels that are or will be engaged in the fishing industry. (46 CFR 221.4 (39 FR 10572).) The purpose of this amendment is to again grant such

blanket approval with respect to the building of vessels in a United States shipyard for foreign account and the departure from the United States of vessels constructed in whole or in part in a United States shipyard, which have never been cleared for a foreign port, before they have been documented under the laws of the United States.

It should be noted that this amendment to 46 CFR 221.4 is not retroactive. Thus, the blanket approval does not apply to any contract, agreement or understanding entered into prior to January 1, 1975, to construct in a United States shipyard for foreign account vessels that will be engaged in the fishing industry, or to vessels constructed by or under construction on said date. Such transactions will continue to be handled on a vessel-by-vessel basis.

RULES AND REGULATIONS

on the staff of the Council on Wage and Price Stability are excepted under Schedule A.

Effective on publication in the FEDERAL REGISTER, § 213.3199(r) is added as set out below.

§ 213.3199 Temporary boards and commissions.

(r) *Council on Wage and Price Stability.* (1) Until August 15, 1975, all positions on the staff of the Council.

(5 U.S.C. secs. 3301, 3302; E.O. 10577, 3 CFR 1954-68 Comp. p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.75-1167 Filed 1-13-75;8:45 am]

PART 294—AVAILABILITY OF OFFICIAL INFORMATION

Subpart A—General Provisions

PLACES WHERE INFORMATION MAY BE OBTAINED

Due to reorganization of the Bureaus of Manpower Information Systems and

Policies and Standards, § 294.105 is amended under the headings "Subject Matter" and "Bureau or Staff Office" by deleting "Official Personnel Folder, Bureau of Policies and Standards," and "Appeals, Bureau of Policies and Standards," and adding the following:

§ 294.105 [Amended]

(a) * * *

<i>Subject matter</i>	* * *	<i>Bureau or staff office</i>
Basic personnel records and files.	* * *	Bureau of Manpower, Information Systems.
Appeals, statistics and copies of bar decisions.	* * *	Bureau of Personnel Management Evaluation.

(5 USC 552.1104)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.75-1037 Filed 1-10-75;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.

DEPARTMENT OF THE TREASURY

Customs Service

[19 CFR Parts 4, 152, 174, and 177]

ADMINISTRATIVE RULINGS

Proposed Revision Relating to Issuance of Administrative Rulings by Headquarters Office

Notice is hereby given that under the authority of 5 U.S.C. 301, R.S. 251, as amended (19 U.S.C. 66), section 624, 46 Stat. 759 (19 U.S.C. 1624), and 77A Stat. 14 (General Headnote 11, Tariff Schedules of the United States; 19 U.S.C. 1202), it is proposed to revise the Customs Regulations to set forth in a new part, Part 177, provisions relating to the issuance of administrative rulings to importers and other interested persons by the Headquarters Office of the United States Customs Service.

The provisions of proposed Part 177 are intended to replace the administrative ruling procedures presently set forth in § 4.80a(d) and §§ 152.14 and 152.15 of the Customs Regulations (19 CFR 4.80a(d), 152.14-15), which relate to the application of the coastwise laws and to tariff classification matters, respectively. It is proposed to amend § 4.80a(d), to delete §§ 152.14 and 152.15, and to set forth in proposed Part 177 a uniform procedure under which rulings could be requested and issued with respect to Customs transactions involving these and other matters. The proposed provisions describe the situations in which a ruling will be issued, the procedures to be followed in requesting a ruling, and the effect of a ruling when it is issued, and provide for the publication of significant rulings in the Customs Bulletin.

To complement the proposed ruling procedures, proposed § 177.11 describes situations in which a Customs Service field office may request advice from the Headquarters Office to resolve questions arising in connection with a Customs transaction under consideration by the field office. Inasmuch as that section would permit the Headquarters Office to refuse to consider a request for such advice when the questions presented can be raised by the importer or other interested party in the form of a protest filed under Part 174 of the Customs Regulations (19 CFR Part 174), it is proposed to amend § 174.24 by adding a new paragraph, (d), to list the allegation of such a refusal as one of the criteria for granting further review of a protest.

The provisions of proposed Part 177 are not intended as a substitute for, and do not replace, the administrative rulings, determinations, or decisions which

may be requested under procedures set forth elsewhere in the Customs Regulations, including those set forth in Part 12 (relating to submissions of proof of admissibility of articles detained under section 307 of the Tariff Act of 1930 (19 U.S.C. 1307)), Part 103 (relating to disclosure of information in Customs files), Part 133 (relating to disputed claims of piratical copying of copyrighted matter), Subpart C of Part 152 (relating to determinations concerning the dutiable value of merchandise by Customs field officers), Part 153 (relating to enforcement of the Antidumping Act, 1921, as amended), Part 159 (insofar as it relates to countervailing duties), Part 171 (relating to fines, penalties, and forfeitures), Part 172 (relating to liquidated damages), Part 174 (relating to protests), and Part 175 (relating to petitions filed by American manufacturers, producers, or wholesalers, pursuant to section 516 of the Tariff Act of 1930, as amended (19 U.S.C. 1516)). In each of the cited areas, the applicable provisions for obtaining rulings, determinations, or decisions shall continue to be followed.

Accordingly, it is proposed to amend Chapter I of title 19 of the Code of Federal Regulations in the manner set forth below:

PART 4—VESSELS IN FOREIGN AND DOMESTIC TRADES

It is proposed to amend paragraph (d) of § 4.80a to read as follows:

§ 4.80a Passengers on foreign vessels taken on board and landed in the United States.

(d) The owner or charterer of a foreign vessel or any other interested party may request from Headquarters, United States Customs Service, an advisory ruling as to whether or not the primary object of a contemplated voyage would be considered to be coastwise transportation in violation of 46 U.S.C. 289. Such a request shall be filed in accordance with the provisions of Part 177 of this chapter.

PART 152—CLASSIFICATION AND APPRAISEMENT OF MERCHANDISE

It is proposed to amend Part 152 by deleting §§ 152.14 and 152.15, and to amend the first sentence of § 152.16 to read as follows:

§ 152.14-152.15 [Deleted]

§ 152.16 Judicial changes in classification.

The following procedures apply to changes in classification made by decision of either the United States Customs Court or the United States Court of Customs

and Patent Appeals, except to the extent otherwise provided in a ruling published in the Customs Bulletin pursuant to § 177.10(a) of this chapter:

PART 174—PROTESTS

It is proposed to amend § 174.24 by deleting the word "or", which appears after paragraph (b), by deleting the period (".") which appears after paragraph (c) and replacing it with a semicolon (";") and the word "or", and by adding a new paragraph, (d), to read as follow:

§ 174.24 Criteria for further review.

(d) Is alleged to involve questions which the Headquarters Office, United States Customs Service, refused to consider in the form of a request for internal advice pursuant to § 177.11(b)(5) of this chapter.

It is proposed to add a new part, Part 177—Administrative Rulings, to read as follows:

PART 177—ADMINISTRATIVE RULINGS

Sec.	Scope.
177.0	Scope.
177.1	General ruling practice and definitions.
177.2	Submission of ruling requests.
177.3	Nonconforming requests for rulings.
177.4	Oral discussion of issues.
177.5	Change in status of transaction.
177.6	Withdrawal of ruling requests.
177.7	Situations in which no ruling will be issued.
177.8	Issuance of rulings.
177.9	Effect of ruling letters; modification or revocation.
177.10	Publication of rulings.
177.11	Requests for advice by field offices.

AUTHORITY: R.S. 251, as amended, sec. 624, 46 Stat. 759, 77A Stat. 14; (5 U.S.C. 301), (19 U.S.C. 66, 1202) (General Headnote 11), 1624.

§ 177.0 Scope.

This part relates to the issuance of rulings to importers and other interested persons by the Headquarters Office of the United States Customs Service. It describes the situations in which a ruling may be requested, the procedures to be following in requesting a ruling, the conditions under which a ruling will be issued, the effect of a ruling when it is issued, and the publication of rulings in the Customs Bulletin. The rulings issued under the provisions of this part will usually be prospective in application and, consequently, will usually not relate to specific matters or situations presently or previously under consideration by any Customs Service field office. Accordingly, the rulings requested under the provisions of this part should be distinguished

from the administrative rulings, determinations, or decisions which may be requested under procedures set forth elsewhere in this chapter, including, but not limited to, those set forth in Part 12 (relating to submissions of proof of admissibility of articles detained under section 307 of the Tariff Act of 1930 (19 U.S.C. 1307)), Part 103 (relating to disclosure of information in Customs files), Part 133 (relating to disputed claims of piratical copying of copyrighted matter), Subpart C of Part 152 (relating to determinations concerning the dutiable value of merchandise by Customs field officers), Part 153 (relating to enforcement of the Anti-dumping Act, 1921, as amended), Part 159 (insofar as it relates to countervailing duties), Part 171 (relating to fines, penalties, and forfeitures), Part 172 (relating to liquidated damages), Part 174 (relating to protests), and Part 175 (relating to petitions filed by American manufacturers, producers, or wholesalers pursuant to section 516 of the Tariff Act of 1930, as amended). Neither do the provisions of Part 177 apply to requests for decisions of an operational, administrative, or investigative nature which are properly within the cognizance of a Customs Headquarters Office other than the Office of Regulations and Rulings.

§ 177.1 General ruling practice and definitions.

(a) *The issuance of rulings generally*—(1) *Prospective transactions.* It is in the interest of the sound administration of the Customs and related laws that persons engaging in any transaction affected by those laws fully understand the consequences of that transaction prior to its consummation. For this reason, the Headquarters Office of the United States Customs Service will give full and careful consideration to written requests from importers or other interested parties for rulings or information setting forth, with respect to a specifically described Customs transaction, a definitive interpretation of applicable law, or other appropriate information. Generally, a ruling may be requested under the provisions of this part only with respect to prospective transactions—that is, transactions which are not already pending before a Customs Service office by reason of arrival, entry, or otherwise.

(2) *Current or completed transactions*—(i) *Current transactions.* A question arising in connection with a Customs transaction already before a Customs Service office will normally be resolved by that office in accordance with the principles and precedents previously announced by the Headquarters Office. If such a question cannot be resolved on the basis of clearly established rules set forth in the Customs and related laws, or in the regulations thereunder, or in applicable Treasury Decisions, rulings, opinions, or court decisions published in the Customs Bulletin, that office may be requested to forward the question to the Headquarters Office for consideration, as more fully described in § 177.11.

(ii) *Completed transactions.* A question arising in connection with an entry of merchandise which has been liquidated, or in connection with any other completed Customs transaction, may not be the subject of a ruling request.

(b) *Oral advice.* The Customs Service will not issue rulings in response to oral requests, nor will Headquarters Office personnel ordinarily discuss a substantive Customs question prior to receiving a written request for a ruling. Oral opinions or advice of Customs Service personnel are not binding on the Customs Service. However, oral inquiries may be made to Customs Service offices regarding the types of transactions with respect to which the Headquarters Office will issue a ruling, regarding the scope of the ruling which may be issued, or regarding the procedures to be followed in submitting a ruling request, as described in this part.

(c) *Who may request a ruling.* A ruling may be requested by any person who, as an importer or exporter of merchandise, or otherwise, has a direct and demonstrable interest in the question or questions presented in the ruling request, or by the authorized agent of such person. A "person" in this context includes an individual, corporation, partnership, association, or other entity or group.

(d) *Definitions.* (1) A "ruling" is a written statement issued by the Headquarters Office that interprets and applies the provisions of the Customs and related laws to a specific set of facts. A "ruling letter" is a ruling issued in response to a written request therefor and set forth in a letter addressed to the person making the request or his designee. A "published" ruling is one which has been published in the Customs Bulletin in sufficient detail to permit its application to other transactions.

(2) An "information letter" is a written statement issued by the Headquarters Office that does no more than call attention to a well-established interpretation or principle of Customs law, without applying it to a particular set of facts. An information letter may be issued in response to a request for a ruling when (i) the request suggests that general information, rather than a ruling, is actually being sought, (ii) the request is incomplete or otherwise fails to meet the requirements set forth in this part, or (iii) the ruling requested cannot be issued for any other reason, and (iv) it is believed that general information may be of some benefit to the party making the request.

(3) A "Customs transaction" is an act or activity to which the Customs and related laws apply. A "prospective" Customs transaction is one that is contemplated or is currently being undertaken and has not resulted in any arrival or the filing of any entry or other document, or in any other act to bring the transaction, or any part of it, under the jurisdiction of any Customs Service office. A "current" Customs transaction is one which is presently under consideration by a field office (port, district, or region)

of the Customs Service. A "completed" Customs transaction is one which has been acted upon by a Customs Service field office and with respect to which that office has issued a determination which is final in nature, but subject to appeal, petition, protest, or other review, as provided in the applicable Customs laws and regulations.

(4) An "authorized agent" is a person expressly authorized by a principal to act on his behalf. A ruling requested by an attorney or other person acting as an agent must include a statement describing the authority under which the request is made. With the exception of attorneys whose authority to represent is known, any person appearing before the Customs Service as an agent in connection with a ruling request may be required to present evidence of his authority to represent the principal. The foregoing requirements will not apply to an individual representing his full-time employer, or to a bona-fide officer, director, or other qualified representative of a corporation, association, or organized group.

(5) The term "Customs and related laws," as generally used in this part, includes any provision of the Tariff Act of 1930, as amended (including the Tariff Schedules of the United States), or the Customs Regulations, or any provision contained in other legislation (including the navigation laws), regulations, treaties, orders, proclamations, or other agreements administered by the Customs Service.

(6) The term "Headquarters Office," as used herein, means the Office of Regulations and Rulings at Headquarters, United States Customs Service, Washington, D.C.

§ 177.2 Submission of ruling requests.

(a) *Form.* A request for a ruling should be in the form of a letter addressed to the Commissioner of Customs, Attention: Office of Regulations and Rulings, Washington, D.C. 20229. The Division and Branch in the Office of Regulations and Rulings to which the request should be directed may also be indicated, if known.

(b) *Content*—(1) *Generally.* Each request for a ruling must contain a complete statement of all relevant facts relating to the transaction. Such facts include the names, addresses, and other identifying information of all interested parties (if known); the name of the port or place at which any article involved in the transaction will arrive or be entered, or which will otherwise have jurisdiction with respect to the act or activity described in the transaction; and a description of the transaction itself, appropriate in detail to the type of ruling requested.

(2) *Description of transaction*—(i) *Generally.* The Customs transaction to which the ruling request relates must be described in sufficient detail to permit the proper application of relevant Customs and related laws.

(ii) *Tariff classification rulings.* If the transaction involves the importation of an article for which a ruling as to its

proper classification under the provisions of the Tariff Schedules of the United States is requested, the request for a ruling should include, a full and complete description of the article and, whenever germane to the proper classification of the article, information as to the article's chief use in the United States, its commercial, common, or technical designation, and, where the article is composed of two or more materials, the relative quantity (by weight and by volume) and value of each. The ruling request should also note the purchase price of the article, and its approximate selling price in the United States.

(iii) *Valuation rulings.* If the transaction involves the valuation of an article for Customs purposes, the request for a ruling should include all of the information described in Subpart C of Part 152 of this chapter, and, insofar as practicable, the information which would be required on a Special Customs Invoice, as described in Subpart F of Part 141 of this chapter. The request should also describe the nature of the transaction (whether f.o.b./c.i.f., ex-factory, or some other arrangement), the relationship (if any) of the parties, whether the transaction was at arm's-length, whether there have been other sales of the same or similar merchandise in the country of exportation, whether an agency relationship exists, or any other information relevant to a determination under section 402 or 402a of the Tariff Act of 1930, as amended (19 U.S.C. 1401a, 1402).

(iv) *Carrier rulings.* If the transaction involves a vessel, the request for a ruling should include information relating to place of build and nationality of registration and, if to be used in waters under the jurisdiction of the United States, the exact place or places of intended use, if known. If the request for a ruling involves a determination as to whether or not the primary object of a contemplated voyage would be considered to be coastwise transportation in violation of 46 U.S.C. 289 (see § 4.80a of this chapter), the request should completely identify the voyage, including the proposed time of arrival at and departure from every port on the itinerary and any coordination of the voyage with special events at coastwise ports, and should be accompanied by samples, if available, of brochures, advertising, and other information that may be relevant to a determination of the primary object of the proposed voyage.

(3) *Samples.* Each request for a ruling regarding the status of an article under any Customs or related law affecting the importation or arrival of that article should be accompanied by photographs, drawings, or other pictorial representations of the article and, whenever possible, by a sample article, unless a precise description of the article is not essential to the ruling requested. Any article consisting of materials in chemical or physical combination for which a laboratory analysis has been prepared by or for the manufacturer should include a copy of that analysis. A sample sub-

mitted in connection with a request for a ruling becomes a part of the Customs Service file in the matter and will be retained until the ruling is issued or the ruling request is otherwise disposed of. If the return of the sample is desired, the ruling request should so state and should specify the desired means of return. A sample should only be submitted with the understanding that all or a part of it may be damaged or consumed in the course of examination, testing, analysis, or other actions undertaken in connection with the ruling request.

(4) *Related documents.* If the question or questions presented in the ruling request directly relate to matters set forth in any invoice, contract, agreement, or other document, a copy of the document must be submitted with the request. (Original documents should not be submitted inasmuch as any documents or exhibits furnished with the ruling request become a part of the Customs Service file in the matter and cannot be returned.) The relevant facts reflected in any documents submitted, and an explanation of their bearing on the question or questions presented, must be expressly set forth in the ruling request.

(5) *Prior or current transactions.* Each request for a ruling must state whether, to the knowledge of the person submitting the request, the same transaction, or one identical to it, has ever been considered, or is currently being considered by any Customs Service office or whether, to the knowledge of the person submitting the request, the issues involved have ever been considered, or are currently being considered, by the United States Customs Court, the United States Court of Customs and Patent Appeals, or any court of appeal therefrom. Where the transaction described in the ruling request is but one of a series of similar and related transactions, that fact must also be stated.

(6) *Statement of position.* If the request for a ruling asks that a particular determination or conclusion be reached in the ruling, a statement must be included in the request setting forth the basis for that determination or conclusion, together with a citation of all relevant supporting authority.

(c) *Signing; instructions as to reply.* The request for a ruling must be signed by a person authorized to make the request, as described in § 177.1(c). A ruling requested by a principal or authorized agent may direct that the ruling letter be addressed to the other.

(d) *Requests for immediate consideration.* The Headquarters Office will normally process requests for rulings in the order they are received and as expeditiously as possible. However, a request that a particular matter be given consideration ahead of its regular order, if made in writing at the time the request is submitted, or subsequent thereto, and showing a clear need for such treatment, will be given consideration as the particular circumstances warrant and permit. Requests for special consideration

made by telegram will be treated in the same manner as requests made by letter, but rulings will not ordinarily be issued by telegram. In no event can any assurance be given that a particular request for a ruling will be acted upon by the time requested. However, upon request and where a clear need is shown for such action, a collect telephone call will be made to advise that the ruling has been issued and is being mailed.

§ 177.3 Nonconforming requests for rulings.

A person submitting a request for a ruling that does not comply with all of the provisions of this part will be so notified in writing, and the requirements that have not been met will be pointed out. Such person will be given a period of 30 days from the date of the notice (or such longer period as the notice may provide) to supply any additional information that is requested or to otherwise conform the ruling request to the requirements referred to in the notice. The Customs Service file with respect to ruling requests which are not brought into compliance with the provisions of this part within the period of time allowed will be administratively closed and the request removed from active consideration until such time as the deficiencies cited in the notice are corrected. A request for a ruling that is removed from active consideration by reason of failing to comply with the provisions of this part may be treated as withdrawn.

§ 177.4 Oral discussion of issues.

(a) *Generally.* A person submitting a request for a ruling and desiring an opportunity to orally discuss the issue or issues involved should indicate that desire in writing at the time the ruling request is filed. Such a discussion will only be scheduled when, in the opinion of the Headquarters Office personnel by whom the ruling request is under consideration, a conference will be helpful in deciding the issue or issues involved or when a determination or conclusion contrary to that advocated in the ruling request is contemplated. Conferences are scheduled for the purpose of affording the parties an opportunity to freely and openly discuss the matters set forth in the ruling request. Accordingly, the parties will not be bound by any argument or position advocated or agreed to, expressly or by implication, during the conference unless either party subsequently agrees to be so bound in writing. No ruling will be issued at the conclusion of the conference.

(b) *Time, place, and number of conferences.* If a request for a conference is granted, the person making the request will be notified of the time and place of the conference. Except under highly unusual circumstances, the conference will be held at the Headquarters Office of the United States Customs Service in Washington, D.C. No more than one conference with respect to the matters set forth in a ruling request will be scheduled unless, in the opinion of the Headquarters Office personnel by whom the

ruling request is under consideration, additional conferences are necessary.

(c) *Representation.* A person whose request for a conference has been granted may be accompanied at that conference by counsel or other representatives, or may designate such persons to attend the conference in his place.

(d) *Additional information presented at conferences.* It will be the responsibility of the person submitting the request for a ruling to provide for inclusion in the Customs Service file in the matter a written record setting forth any and all additional information, documents, and exhibits introduced during the conference to the extent that person considers such material relevant to the consideration of the ruling request by the Headquarters Office.

§ 177.5 Change in status of transaction.

Each person submitting a request for a ruling in connection with a Customs transaction shall immediately advise the Headquarters Office in writing of any change in the status of that transaction, as defined in § 177.1(d)(3). In particular, the Headquarters Office must be advised when any transaction described in the ruling request as prospective becomes current and under the jurisdiction of any Customs Service field office. In addition, any person engaged in a Customs transaction coming under the jurisdiction of a Customs Service field office and having previously requested a ruling with respect to that transaction shall advise the field office of that fact. The field office will normally withhold action with respect to any transaction for which a ruling has previously been requested pending the disposition of the ruling request by the Headquarters Office.

§ 177.6 Withdrawal of ruling requests.

Any request for a ruling may be withdrawn by the person submitting it at any time prior to the issuance of a ruling letter or any other final disposition of the request by the Headquarters Office. All correspondence, documents, and exhibits submitted in connection with the request will be retained in the Customs Service file and will not be returned. In addition, the Headquarters Office may forward to Customs Service field offices which have or may have jurisdiction over the transaction to which the ruling request relates, its views in regard to the transaction or the issues involved therein, as well as appropriate information derived from materials in the Customs Service file.

§ 177.7 Situations in which no ruling will be issued.

(a) *Generally.* No ruling will be issued in response to a request for a ruling which fails to comply with the provisions of this part. Moreover, no ruling will be issued with regard to transactions or questions which are essentially hypothetical in nature or in any instance in which it appears contrary to the sound administration of the Customs and related laws to do so. No ruling letter will be issued in regard to a completed transaction.

(b) *Pending litigation in the United States Customs Court.* No ruling will be issued with respect to any issue which is pending before the United States Customs Court, the United States Court of Customs and Patent Appeals, or any court of appeal therefrom. Litigation before any other court will not preclude the issuance of a ruling, provided neither the Customs Service nor any of its officers or agents is named as a defendant.

§ 177.8 Issuance of rulings.

(a) *Ruling letters—(1) Generally.* The Headquarters Office will endeavor to issue a ruling letter setting forth its determinations with respect to a specifically-described Customs transaction whenever a request for such a ruling is submitted in accordance with the provisions of this part and it is in the interest of the sound administration of the Customs and related laws to do so. Otherwise, a request for a ruling will be answered by an information letter or, in those situations in which general information is likely to be of little or no value, by a letter stating that no ruling can be issued.

(2) *Submission of ruling letters to field offices.* Any person engaging in a Customs transaction with respect to which a ruling has been issued by the Headquarters Office shall ascertain that a copy of the ruling letter is attached to the documents filed in connection with that transaction with the appropriate Customs Service field office. A copy of any ruling letter received after the filing of such documents shall be forwarded immediately to the appropriate Customs Service field office.

(3) *Disclosure of ruling letters.* The person to whom the ruling letter is addressed, or any other person having an interest in the transaction to which the ruling letter relates, shall have a period of fifteen (15) calendar days from the date of the ruling letter to notify the Headquarters Office, in writing, of any part of the ruling letter which is privileged or confidential in nature and exempt from disclosure by law. Such notification must clearly identify the part or parts claimed to be privileged or confidential and the reasons therefor, including the citation of the statutory authority under which exemption from disclosure is claimed. Any part or parts of the ruling letter which the Commissioner of Customs, pursuant to notification, determines to be privileged or confidential shall be treated as exempt from disclosure. Otherwise, copies of ruling letters issued by the Headquarters Office may be inspected and copied, upon request, at the Headquarters Office.

(b) *Other rulings.* The Headquarters Office may from time to time issue other rulings with respect to issues or transactions described or suggested by requests for rulings submitted under the provisions of this part, or with respect to issues or transactions otherwise brought to its attention. These rulings, which are statements of the official position of the Customs Service which are

likely to be of widespread interest and application, are published in the Customs Bulletin, as described in § 177.10.

§ 177.9 Effect of ruling letters; modification or revocation.

(a) *Effect of ruling letters generally.* A ruling letter issued by the Headquarters Office under the provisions of this part represents the official position of the Customs Service with respect to the particular transaction or issue described therein and is binding on all Customs Service personnel in accordance with the provisions of this section until modified or revoked. In the absence of a subsequent change of practice or other modification or revocation which affects the principle of the ruling set forth in the ruling letter, that principle may be cited as authority in the disposition of transactions involving the same circumstances.

(b) *Application of rulings to transactions—(1) Generally.* Each ruling letter is issued on the assumption that all of the information furnished in connection with the ruling request and incorporated in the ruling letter, either directly, by reference, or by implication, is accurate and complete in every material respect. The application of a ruling letter by a Customs Service field office to the transaction to which it is purported to relate is subject to the verification of the facts incorporated in the ruling letter, a comparison of the transaction described therein to the actual transaction, and the satisfaction of any conditions on which the ruling was based. If, in the opinion of any Customs Service field office by whom the transaction is under consideration or review, the ruling letter should be modified or revoked, the findings and recommendations of that office will be forwarded to the Headquarters Office for consideration prior to any final disposition with respect to the transaction by that office. Otherwise, if the transaction described in the ruling letter and the actual transaction are the same, and any and all conditions set forth in the ruling letter have been satisfied, the ruling will be applied to the transaction.

(2) *Tariff classification rulings.* Each ruling letter setting forth the proper classification of an article under the provisions of the Tariff Schedules of the United States will be applied only with respect to transactions involving articles identical to the sample submitted with the ruling request or to articles whose description is identical to the description set forth in the ruling letter.

(3) *Valuation rulings.* Each ruling letter setting forth the proper valuation of an article under the provisions of section 402 or 402a of the Tariff Act of 1930, as amended (19 U.S.C. 1401a, 1402), will be applied only with respect to transactions involving the same merchandise and like facts.

(4) *Carrier rulings.* Each ruling letter setting forth the applicability of the navigation laws to a vessel will be applied only with respect to transactions

involving operations identical to those set forth in the ruling letter. Each ruling letter setting forth a determination as to whether or not the primary object of a contemplated voyage is coastwise transportation in violation of 46 U.S.C. 289 will be binding on the United States Customs Service with respect to any transaction identical to the facts and circumstances described in the ruling request and undertaken in reliance on the ruling letter.

(c) *Reliance on ruling letters by others.* A ruling letter is subject to modification or revocation without notice to any person, except the person to whom the letter was addressed. Accordingly, no other person should rely on the ruling letter or assume that the principles of that ruling will be applied in connection with any transaction other than the one described in the letter. However, any person eligible to request a ruling under section 177.1(c) may request information as to whether a previously-issued ruling letter has been modified or revoked by writing the Commissioner of Customs, Attention: Office of Regulations and Rulings, Washington, D.C. 20229, and either enclosing a copy of the ruling letter or furnishing other information sufficient to permit the ruling letter in question to be identified.

(d) *Modification or revocation of ruling letters*—(1) *Generally.* Any ruling found to be in error or not in accordance with the current views of the Customs Service may be modified or revoked. Modification or revocation of a ruling letter shall be effected by giving notice to the person to whom the ruling letter was addressed and, where circumstances warrant, by the publication of a notice or other statement in the Customs Bulletin.

(2) *Effect of modification or revocation of ruling letters.* The modification or revocation of a ruling will not be applied retroactively with respect to the person to whom the ruling was issued, or to any person directly involved in the transaction to which that ruling related, provided (i) The request for a ruling contained no misstatement or omission of material facts,

(ii) The facts subsequently developed are not materially different from the facts on which the ruling was based,

(iii) There has been no change in the applicable law,

(iv) The ruling was originally issued with respect to a prospective transaction, and

(v) All of the parties involved in the transaction acted in good faith in reliance upon the ruling and retroactive modification or revocation would be to their detriment.

Nothing in this subparagraph will prohibit the retroactive modification or revocation of a ruling with respect to a transaction which was not prospective at the time the ruling was issued, inasmuch as such a transaction was not entered into in reliance on a ruling from the Headquarters Office.

§ 177.10 Publication of rulings.

(a) *Generally.* Whenever it is determined that a ruling with regard to the issues involved in a particular transaction or with regard to any other matter brought to the attention of the Headquarters Office, will affect a substantial volume of imports or transactions or is otherwise of general interest or importance, the ruling will be published in the Customs Bulletin.

(b) *Rulings regarding a rate of duty or charge.* Any ruling regarding a rate of duty or charge and published in the Customs Bulletin will be deemed to create an established and uniform practice within the meaning of section 315(d) of the Tariff Act of 1930, as amended (19 U.S.C. 1315(d)). A published ruling may result in a change of practice, it may limit the application of a court decision, it may otherwise modify an earlier ruling with respect to the classification or valuation of an article or any other action found to be in error or no longer in accordance with the current views of the Customs Service, or it may revoke a previously-published ruling or a previously-issued ruling letter. No ruling published under the provisions of this section will have the effect of changing either an earlier published ruling or a practice established by other means by imposing a higher rate of duty on an article unless the earlier ruling or practice has been determined to be clearly wrong.

(c) *Changes of practice or position.*
(1) Before the publication of a ruling which has the effect of changing a practice and which results in the assessment of a higher rate of duty, notice that the practice (or prior ruling on which the practice is based) is under review will be published in the FEDERAL REGISTER and interested parties given an opportunity to make written submissions with respect to the correctness of the contemplated change. This procedure will also be followed when the contemplated change of practice will result in the assessment of a lower rate of duty and the Headquarters Office determines that the matter is of sufficient importance to involve the interests of domestic industry. No advance notice will be provided with respect to rulings which result in a change of practice but no change in the rate of duty.

(2) Before the publication of a ruling which has the effect of changing a position of the Customs Service and which results in a restriction or prohibition, notice that the position (or prior ruling on which the position is based) is under review will be published in the Federal Register and interested parties given an opportunity to make written submissions with respect to the correctness of the contemplated change. This procedure will also be followed when the change of position will result in a holding that an activity is not restricted or prohibited and the Headquarters Office determines that the matter is of sufficient importance to involve the interests of the general public.

(d) *Limiting rulings.* A published ruling may limit the application of a court decision to the specific article under litigation, or to an article of a specific class or kind of such merchandise, or to the particular circumstances which were the subject of the litigation.

(e) *Effective dates.* Except as otherwise provided for in the ruling itself, all rulings published under the provisions of this part shall be applied immediately. If the ruling involves merchandise, it will be applicable to all unliquidated entries, except that a change of practice resulting in the assessment of a higher rate of duty or increased duties shall be effective only as to merchandise entered for consumption or withdrawn from warehouse for consumption on or after the 90th day after publication of the change in the Customs Bulletin.

§ 177.11 Requests for advice by field offices.

(a) *Generally.* Advice or guidance as to the interpretation or proper application of the Customs and related laws with respect to a specific Customs transaction may be requested by Customs Service field offices from the Headquarters Office at any time, whether the transaction is prospective, current, or completed. Advice as to the proper application of the Customs and related laws to a current transaction will be sought by a Customs Service field office whenever that office is requested to do so, pursuant to paragraph (b) of this section, by an importer or other person having an interest in the transaction. Advice or guidance will be furnished by the Headquarters Office as a means of assisting Customs personnel in the orderly processing of Customs transactions under consideration by them and to insure the consistent application of the Customs and related laws in the several Customs districts. Requests for advice received by the Headquarters Office will be processed as expeditiously as possible.

(b) *Certain current transactions*—

(1) *When a ruling has been issued*—(i) *Requests by field offices.* If the Headquarters Office has issued a ruling letter with respect to a particular Customs transaction and the Customs Service field office having jurisdiction over that transaction feels that the ruling should be modified or revoked, the field office will forward to the Headquarters Office, pursuant to § 177.9(b) (1), a request that the ruling be reconsidered. The field office will notify the importer or other person to whom the ruling letter was issued, in writing, that it has requested the Headquarters Office to reconsider the ruling.

(ii) *Requests by importers and others.* If the importer or other person to whom a ruling letter is issued disagrees with the Customs Service field office having jurisdiction over the transaction to which the ruling relates as to the proper application of the ruling to the transaction, the field office will, upon receipt

of a written request submitted in accordance with the procedure set forth in subparagraph (3) of this paragraph, request advice from the Headquarters Office as to the proper application of the ruling to the transaction.

(2) *When no ruling has been issued.* Internal advice will be sought by a Customs Service field office with respect to a current transaction for which no ruling was requested or issued under the provisions of this part whenever a difference of opinion exists as to the interpretation or proper application of the Customs and related laws to the transaction, and the field office is requested to seek such advice by an importer or other person who would have been entitled, under § 177.1(c), to request a ruling with respect to the transaction, while prospective. The request must be submitted to the field office in writing and in accordance with the provisions of subparagraph (3) of this paragraph.

(3) *Form of request by importers and others.* An importer or other person requesting that a Customs Service field office seek advice from the Headquarters Office must make such a request, in writing, to the field office having jurisdiction over the transaction in question. The request shall contain a complete statement setting forth a description of the transaction, the specific questions presented, the applicable law, and an argument for the conclusions advocated. The statement must also specify whether, to the knowledge of the person submitting the statement, the same transaction, or one identical to it, has ever been considered, or is currently being considered, by any Customs Service office. In addition, the statement should indicate at which port or ports of entry identical or substantially identical merchandise has been entered.

(4) *Review of requests by importers and others.* All requests submitted by importers and other persons under subparagraph (3) of this paragraph, will be reviewed by the field office to which they are submitted. In the event a difference of opinion exists as to the description of the transaction or as to the point or points at issue, the person submitting the request will be so advised in writing. If agreement cannot be reached, both the statements of the person submitting the request and the field office will be forwarded to the Headquarters Office for consideration.

(5) *Refusal by Headquarters Office to furnish advice.* The Headquarters Office may refuse to consider the questions presented to it in the form of a request for internal advice whenever (i) the Headquarters Office determines that the period of time necessary to give adequate consideration to the questions presented would result in a withholding of action with respect to the transaction, or in any other situation, that is inconsistent with the sound administration of the Customs and related laws, and (ii) the questions presented can subsequently be raised by the importer or other interested party in

the form of a protest filed in accordance with the provisions of Part 174 of this chapter.

(6) *Effect of advice received from the Headquarters Office.* Advice furnished by the Headquarters Office in response to a request therefor represents the official position of the Customs Service as to the application of the Customs laws to the facts of a specific transaction. If the field office believes that the advice furnished by the Headquarters Office should be reconsidered, it shall promptly request such reconsideration. Otherwise, the advice furnished by the Headquarters Office will be applied by the field office in its disposition of the Customs transaction in question.

(7) *Publication.* Whenever advice issued by the Headquarters Office is likely to affect a substantial volume of imports or transactions or is otherwise of general interest or importance, such advice will be published in the form of a ruling in the Customs Bulletin, as described in § 177.10.

Data, views, or arguments with respect to the foregoing proposals may be addressed to the Commissioner of Customs, Attention: Regulations Division, Washington, D.C. 20229. To insure consideration of such communications, they must be received not later than March 14, 1975.

Written material or suggestions submitted will be available for public inspection in accordance with section 103.8 (b) of the Customs Regulations (19 CFR 103.8(b)), at the Regulations Division, Headquarters, United States Customs Service, Washington, D.C., during regular business hours.

[SEAL] LEONARD LEHMAN,
Acting Commissioner of Customs.

Approved: December 1, 1974.

DAVID R. MACDONALD,
Assistant Secretary
of the Treasury.

[FR Doc.75-1079 Filed 1-10-75; 8:45 am]

DEPARTMENT OF STATE

Agency for International Development

[22 CFR Part 212]

FREEDOM OF INFORMATION FEES

Notice of Proposed Rule Making

The Agency for International Development (A.I.D.) is considering an amendment to Part 12 of the A.I.D. Regulations that would revise the schedule of fees under the Freedom of Information Act, as amended (5 United States Code section 552).

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Assistant General Counsel for Management and Administration; Agency for International Development, Washington, D.C. 20523. All communications received on or before February 10, 1975, will be considered before action is taken on the

proposed amendment. No public hearing will be held. The proposal contained in this notice may be changed in the light of the comments received.

Comments received will be available for examination in the public reading room, Room 4943, Department of State Building, 21st and Virginia Ave., NW., Washington, D.C.

The present schedule of fees for services performed in response to requests for records under the Freedom of Information Act is at § 212.35 of part 212 of Title 22 of the Code of Federal Regulations for the Agency for International Development. The proposed schedule of fees will apply to any request for records under the Freedom of Information Act to the Agency for International Development and its bureaus, offices, and missions wherever located.

Section 212.35 of Title 22 of the Code of Federal Regulations is proposed to be revised to read as follows:

§ 212.35 Schedule of fees and method of payment for services rendered.

(a) The following specific fees shall be applicable with respect to services rendered to members of the public under this part:

(1) Searching for records, per hour, after first hour, \$9.00.

(2) Copies made by photostat or otherwise (per page), \$.10. (Maximum of 2 copies will be provided.)

(3) Duplication of architectural photographs and drawings, \$2.00.

(b) When no specific fee has been established for a service, for example, when the search involves computer time or special travel, transportation, or communications costs, the Director, Office of Public Affairs is authorized to determine the direct costs of the service and include such costs in the fees chargeable under this section.

(c) Where it is anticipated that the fees chargeable under this section will amount to more than \$25, and the requester has not indicated in advance his willingness to pay fees as high as are anticipated, the requester shall be promptly notified of the amount of the anticipated fee or such portion thereof as can readily be estimated. In appropriate cases an advance deposit may be required. The notice or request for an advance deposit shall extend an offer to the requester to confer with knowledgeable Agency personnel in an attempt to reformulate the request in a manner which will reduce the fees and meet the needs of the requester. Dispatch of such a notice or request shall suspend the running of the period for response by the Agency until a reply is received from the requester.

(d) Search costs are due and payable even if the record which was requested cannot be located after all reasonable efforts or if the Agency determines that a record which has been requested but which is exempt from disclosure under this part is to be withheld.

(e) Fees must be paid in full prior to issuance of requested copies.

(f) Remittances shall be in the form either of a personal check or bank draft drawn on a bank in the United States, a postal money order, or cash. Remittances shall be made payable to the order of the Treasurer of the United States and mailed to the Director, Freedom of Information Staff, Office of Public Affairs, Agency for International Development, Washington, D.C. 20523. The Agency will assume no responsibility for cash which is lost in the mail.

(g) A receipt for fees paid will be given only upon request. Refund of fees paid for services actually rendered will not be made.

(h) The Director, Office of Public Affairs, or an officer designated by the Director may waive all or part of any fee provided for in this section when the Director or the designated officer deems it to be in either the Agency's interest or in the general public's interest.

WILLIAM L. PARKS,
Acting Assistant Administrator
Bureau of Program and Management Services.

JANUARY 9, 1975.

[FR Doc.75-1209 Filed 1-10-75;9:25 am]

Office of the Secretary

[22 CFR Part 6]

[Docket No. SD-110]

FREEDOM OF INFORMATION FEES

Notice of Proposed Rule Making

The Department of State is considering an amendment to Part 6 of Chapter I of the Code of Federal Regulations that would revise regulations concerning the schedule of fees and method of payment for services rendered under the Freedom of Information Act, as amended (5 U.S.C. 552).

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Assistant Legal Adviser for Management, Room 5423, Department of State, Washington, D.C. 20520. All communications received on or before February 12, 1975, will be considered before action is taken on the proposed amendment. No public hearing will be held. The proposal contained in this notice may be changed in the light of the comments received.

Comments received will be available for examination in the public reading room of the Department of State, 2201 C Street, NW., Washington, D.C.

The present schedule of fees for services performed in response to requests for records under the Freedom of Information Act is at § 6.8 of Part 6, Title 22, of the Code of Federal Regulations for the Department of State. The proposed schedule of fees will apply to any request for records under the Freedom of Information Act to the Department of State and its bureaus, offices, posts and agencies, wherever located.

Section 6.8 of Title 22 of the Code of Federal Regulations is proposed to be revised to read as follows:

§ 6.8 Schedule of fees and method of payment for services rendered.

(a) The following specific fees shall be applicable with respect to services rendered to members of the public under this part:

- (1) Searching for records, per hour or fraction thereof..... \$5.00
- (2) Other facilitative services and index assistance — minimum charge, per hour or fraction thereof 5.00
- (3) Copies made by photostat or otherwise (per page) (maximum of 5 copies will be provided).... .10
- (4) Certification of each record as a true copy..... 1.00
- (5) Certification of each record as a true copy, under official seal.... 1.50
- (6) For each signed statement of negative result of search for record 1.00
- (7) For each signed statement of non-availability of record—no fee....
- (8) Duplication of architectural photographs and drawings..... 2.00

(b) If records requested under this part are stored elsewhere than the headquarters of the Department of State at 2201 C Street, NW., Washington, D.C., the special costs of returning such records to the headquarters for review will be added to the search costs. Search costs are due and payable even if the record which was requested cannot be located after all reasonable efforts have been made, or if the Department determines that a record which has been requested, but which is exempt from disclosure under this part, is to be withheld.

(c) Where it is anticipated that the fees chargeable under this section will amount to more than \$25, and the requester has not indicated in advance his willingness to pay fees as high as are anticipated, the requester shall be promptly notified of the amount of the anticipated fee or such portion thereof as can readily be estimated. In appropriate cases, an advance deposit may be required. The notice or request for an advance deposit shall extend an offer to the requester to confer with knowledgeable Departmental personnel in an attempt to reformulate the request in a manner which will reduce the fees and meet the needs of the requester. Dispatch of such a notice or request shall suspend the running of the period for response by the Department until a reply is received from the requester.

(d) The Assistant Secretary of State for Public Affairs, or an officer designated by the Assistant Secretary, may waive all or part of any fee provided for in this section when the Assistant Secretary or the designated officer considers it appropriate to do so.

(e) Fees for services performed other than under this part, as described in § 6.2(b), will be charged in accordance with Parts 21 and 22 of this chapter.

(f) When no specific fee has been established for a service, or the request for

a service does not fall under one of the above categories due to the amount or size or type thereof, the Assistant Secretary for Public Affairs is authorized to establish an appropriate fee, pursuant to the criteria established in Bureau of Budget Circular No. A-25, entitled "User Charges."

(g) Fees must be paid in full prior to issuance of requested copies.

(h) Remittances shall be in the form either of a personal check or bank draft drawn on a bank in the United States, a postal money order, or cash. Remittances shall be made payable to the order of the Treasurer of the United States and mailed to the Director, Freedom of Information Staff, Bureau of Public Affairs, Department of State, Washington, D.C. 20520. The Department will assume no responsibility for cash which is lost in the mail.

(i) A receipt for fees paid will be given only upon request. Refund of fees paid for services actually rendered will not be made.

(j) Notwithstanding the foregoing, materials may be furnished without charge to foreign governments, other governmental agencies or units, non-profit educational organizations, or any other applicant whenever the Assistant Secretary for Public Affairs determines that such action would further the performance of the functions of the Department of State.

This revision is proposed under the authority of 5 U.S.C. 552 as amended by Public Law 93-502.

For the Secretary of State.

[SEAL] L. DEAN BROWN,
Deputy Under Secretary
for Management.

JANUARY 7, 1975.

[FR Doc.75-994 Filed 1-8-75;12:28 pm]

DEPARTMENT OF JUSTICE

Office of the Attorney General

[28 CFR Part 16]

[Order No. 588-75]

FEES FOR PRODUCTION OR DISCLOSURE OF INFORMATION

Notice of Proposed Rulemaking

The Department of Justice is considering amendments to the fee regulations for requests made under the Freedom of Information Act, contained in 28 CFR 16.9. These regulations will apply to the entire Justice Department. The Immigration and Naturalization Service, which has separate regulations regarding requests for information, will include in its own regulations the Justice Department fee regulations for Freedom of Information Act requests. Other fees charged by the Immigration and Naturalization Service will continue to be separately covered in their regulations.

The present Justice Department fee regulations were promulgated under the user fee statute, 31 U.S.C. 483a, which contemplates that services provided by

the government be self-sustaining. Section 1(b)(2) of Pub. L. 93-502, 88 Stat. 1561, amends the Freedom of Information Act (5 U.S.C. 552) to provide for recovery of only direct costs of search and duplication, by means of reasonable standard charges.

The Department's proposed changes eliminate charges for monitoring inspections by a requester, eliminate charges for time spent in deleting exempt material, and revise charges for search and duplication to reflect direct costs only. The proposed clerical search charges approximately reflect the salary of a GS-3, step 5 employee. The proposed fees for non-clerical searches approximately reflect the salary of a GS-11, step 5 employee. These levels of personnel are considered to be the average levels which will be utilized. In the proposed rules the fees for computer costs, presently described in general terms only, are specified by dollar amounts for the specific services provided, reflecting the cost to the Department of such services. In anticipation of possible requests for audio material, charges are proposed for copies of recordings. Also, a paragraph is added to allow a charge for unanticipated types of services or material provided in response to requests.

In order to protect the public from incurring unexpected costs, the proposed rules provide that where fees in excess of \$25 are anticipated, and the requester has not indicated his willingness to accept these costs, the request will not be deemed received until the requester is notified of the anticipated costs and agrees to bear them. Such notification will be given as quickly as possible, and in any event a notification giving the best estimate then available shall be transmitted within 5 working days.

The present regulations provide that an advance deposit may be required in appropriate cases. The proposed regulations make this provision more specific by authorizing an advance deposit whenever the fees exceed \$25 or the requester has failed to pay a fee previously imposed under this section.

A few changes of a technical nature are also included in the proposed rules. Fees for attestation and certification services, which are not services required pursuant to the Freedom of Information Act, are nevertheless retained in this section for the convenience of the public. Fees for such services are based upon the user fee statute.

Interested persons may participate in the proposed rulemaking by submitting written comments to the Office of Legal Counsel, Department of Justice, Room 5214, Washington, D.C. 20530, no later than February 12, 1975. Arrangements to inspect copies of the written comments may be made by calling the Office of Robert Saloschin, Chairman, Freedom of Information Committee, Department of Justice, at (202) 739-2069. No hearing is contemplated.

Therefore, pursuant to the authority vested in the Attorney General by 5 U.S.C. 301 and 5 U.S.C. 552 as amended

by Pub. L. 93-502, 88 Stat. 1561, it is proposed to amend Part 16 of Title 28 of the Code of Federal Regulations by amending § 16.9 as set forth below.

PART 16—PRODUCTION OR DISCLOSURE OF MATERIAL OR INFORMATION

§ 16.9 [Amended]

1. By revising the first sentence in paragraph (a) to read as follows:

(a) *When charged.* Fees pursuant to 31 U.S.C. 483a and 5 U.S.C. 552 shall be charged according to the schedules contained in paragraph (b) of this section for services rendered in responding to requests for Justice Department records under this subpart unless the official of the Department making the initial or appeal decision determines that such charges, or a portion thereof, are not in the public interest. * * *

2. By substituting "\$1.00" for "\$1.25" in paragraph (b) (2).

3. By revoking and reserving paragraph (b) (4).

4. By substituting "\$2.00" for "\$3.75" in paragraph (b) (6).

5. By deleting the word "ordinarily" in the second sentence of paragraph (b) (7).

6. By deleting the third and fourth sentences of paragraph (b) (7).

7. By amending and revising paragraph (b) (8) to read as follows:

(8) *Computerized Records.*

(i) *Computer time charges (includes personnel cost).*

1. Central processor charge per hour.....	\$188.00
2. Main storage charge per 1,000 bytes per hour.....	.50
3. Channel charges per hour.....	.74
4. Card reading per 1,000 cards.....	.20
5. Printing per 1,000 lines.....	.43
6. Card punching per 1,000 cards.....	10.76
7. Tape mount.....	.50
8. Specific device charges:	
a. IBM 2260 Cathode ray tube or equivalent per hour.....	4.20
b. IBM 3330 Disk storage or equivalent per hour.....	39.72
c. IBM 2314 Disk storage or equivalent per hour.....	39.72
d. IBM 3420 Tape Drive or equivalent per hour.....	44.50

(ii) *Material charges.*

1. One-part paper per 1,000.....	\$11.00
2. Two-part paper per 1,000.....	17.63
3. Three-part paper per 1,000.....	28.95
4. Four-part paper per 1,000.....	37.52
5. Five-part paper per 1,000.....	50.83
6. Stock Hollerith cards per 1,000.....	1.78
7. Magnetic tape per reel.....	9.50
8. Disk pack, each.....	775.00

8. By inserting after paragraph (b) (8), two new paragraphs (b) (9) and (b) (10) as follows:

(9) *Tape recordings and other audio records.*

(i) *Personnel charges.* Personnel charges in connection with the duplication of audio records shall be charged in accordance with paragraph (b) (2) or (b) (6) of this section, whichever is appropriate.

(ii) *Material charges.*

1. 45 minute cassette.....	\$0.56
2. 60 minute cassette.....	.60
3. 90 minute cassette.....	.77

(10) *Other charges.* When a response to a request requires services or materials other than the common ones described in paragraphs (b) (1) through (b) (9) of this section, the direct cost of such services or materials to the government may be charged, but only if the requester has been notified of such cost before it is incurred.

9. By amending and revising paragraph (c) to read as follows:

(c) *Notice of anticipated fees in excess of \$25.* Where it is anticipated that the fees chargeable under this section will amount to more than \$25, and the requester has not indicated in advance his willingness to pay fees as high as are anticipated, the requester shall be notified of the amount of the anticipated fee or such portion thereof as can readily be estimated. In such cases, a request will not be deemed to have been received until the requester is notified of the anticipated cost and agrees to bear it. Such a notification shall be transmitted as soon as possible, but in any event within five working days, giving the best estimate then available. The notification shall offer the requester the opportunity to confer with Department personnel with the object of reformulating the request so as to meet his needs at lower cost.

10. By deleting the word "Treasury" in paragraph (d) and inserting in its place the word "Treasurer".

11. By inserting after paragraph (d) a new paragraph (e) as follows:

(e) *Advance deposit.*

(i) Where the anticipated fee chargeable under this section exceeds \$25, an advance deposit of 25% of the anticipated fee or \$25, whichever is greater, may be required.

(ii) Where a requester has previously failed to pay a fee under this section, an advance deposit of the full amount of the anticipated fee may be required.

12. By adding a new paragraph (f) as follows:

(f) *Other services.* Nothing in this section shall be construed to entitle any person, as of right, to any services or materials to which such person is not entitled under 5 U.S.C. 552.

Dated: January 8, 1975.

LAURENCE H. SILBERMAN,
Acting Attorney General.

[FR Doc.75-1065 Filed 1-10-75;8:45 am]

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

[50 CFR Part 21]

CAPTIVE-REARED MIGRATORY WATERFOWL

Extension of Comment Period

In FR Doc. 74-24314 appearing on pages 37199 through 37204, in the issue of October 18, 1974, notice was given that written comments on the proposed marking regulations received on or before December 17, 1974, would be considered.

Upon consideration, notice is hereby given that the comment period is extended. All relevant comments received on or before February 22, 1975, will be considered in the formulation of the final regulations concerning permanent marking for the identification of captive-reared migratory waterfowl.

Dated: January 8, 1975.

LYNN A. GREENWALT,
Director,
Fish and Wildlife Service.

[FR Doc.75-1014 Filed 1-10-75; 8:45 am]

DEPARTMENT OF COMMERCE

Maritime Administration

[46 CFR Part 283]

CONSERVATIVE DIVIDEND POLICY

Amended Notice of Proposed Rulemaking

In FR Doc. 74-29337, appearing in the FEDERAL REGISTER on December 17, 1974 (39 FR 43634) notice was given of a proposal to amend Part 283 of Title 46 of the Code of Federal Regulations so as to require that financing lease transactions be taken into account in establishing an operator's dividend policy under 46 CFR Part 283.

Said notice invited interested parties to submit comments, in triplicate, to the Secretary, Maritime Subsidy Board, Washington, D.C. 20230, on or before January 14, 1975. The date of January 14, 1975 is hereby extended to close of business on January 28, 1975.

(See FR Doc. 74-29337 (39 FR 43634))

By Order of the Maritime Subsidy Board.

Dated: January 7, 1975.

JAMES S. DAWSON, Jr.,
Secretary.

[FR Doc.75-1064 Filed 1-10-75; 8:45 am]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 49]

[Docket No. 14236; Notice 75-1]

NOTICE OF LIEN

Proposed Recording Requirements

The Federal Aviation Administration is considering amending Part 49 of the Federal Aviation Regulations to specifically prescribe the requirements for recording a notice of lien with the FAA Aircraft Registry.

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. Communications should identify the regulatory docket or notice number and be submitted in duplicate to: Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, AGC-24, 800 Independence Avenue, SW., Washington, D.C. 20591. All communications received on or before February 28, 1975, will be considered by the Adminis-

trator before taking action on the proposed rule. The proposal contained in this notice may be changed in 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.

Under section 503(a)(1) of the Federal Aviation Act of 1958, the Federal Aviation Administration has established and maintains a system for recording any conveyance which affects title to, or any interest in, any civil aircraft of the United States. Section 101(17) of the Act defines a conveyance to include any "instrument affecting title to, or interest in, property." The FAA considers a notice of lien to be such an instrument, and has so indicated in § 49.31(a). Accordingly, the FAA Aircraft Registry (hereafter "Registry") accepts notices of liens for recording under Part 49. However, Part 49 does not currently prescribe specific procedures for filing and releasing notices of liens, procedures which the FAA considers to be appropriate for inclusion in the regulations.

The present lack of specificity in Part 49 has resulted in a number of public inquiries, as well as an inconvenience for persons filing notices of liens for recording, and has caused an unwarranted workload for the Registry. In order to avoid clouding the records and aircraft files with unsupportable claims of liens, the Registry has occasionally requested the lien claimant to submit a copy of the law of the jurisdiction under which the lien is claimed, and show that the requirements thereof have been complied with.

Accordingly, it is now proposed to add a new paragraph to require that before notices of liens asserted under the law of a State, possession, Puerto Rico, or the District of Columbia can be recorded, they must contain a reference to the law of the jurisdiction under which the lien is asserted and is to be enforced, and a showing of compliance with applicable local law. It must be noted that the proposed amendments would not affect the validity of a lien that, under applicable local law, is valid without an instrument creating or evidencing it, and § 49.17(c) would be amended accordingly.

To ensure that each notice of lien is recorded against the proper aircraft, the proposed amendments would also require that the holder of the Certificate of Registration of the aircraft be given a copy of the notice of lien and a statement that it has been submitted to the Registry for recording. The proposed amendments would also require release of the notice filed with the FAA upon satisfaction of the lien.

These amendments are proposed under sections 313(a) and 503(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a) and 1403(a)), section 6(c), of the Department of Transportation Act (49 U.S.C. 1655(c)), and § 1.47(a) of the Regulations of the Office of the Secretary of Transportation (49 CFR 1.47(a)).

In consideration of the foregoing, it is proposed to amend § 49.17 of the Federal Aviation Regulations by adding a sentence at the end of paragraph (c) and by adding a new paragraph (f) immediately following paragraph (e), to read as follows:

§ 49.17 Conveyances recorded.

(c) * * * Furthermore, the requirements of paragraph (f) of this section do not affect the validity of a lien that, under applicable local law, is valid without an instrument creating or evidencing it.

(f) The following rules apply to notices of liens claimed with respect to aircraft:

(1) A notice of lien must contain or be accompanied by the following information:

(i) A reference to the law of the State, possession, Puerto Rico, or the District of Columbia, under which the lien is asserted and is to be enforced, and an indication of whether under local law, possession of the aircraft is necessary for retention of the lien.

(ii) A statement that in addition to compliance with the requirements of (i) above, the lien claimant has complied with any time limitation on filing, and specifying the date on which labor, service, or material was last furnished; and

(iii) A statement that the lien claimant is in possession of the aircraft, if possession is necessary for retention of the lien under applicable law; and

(iv) A statement that a copy of the notice of lien, with a statement that it has been submitted to the FAA Aircraft Registry for recording, has been sent to the current holder of the Certificate of Registration of the aircraft.

(2) The notice of lien must be signed by, or on behalf of, the lien claimant in accordance with § 49.13 of this chapter.

(3) Immediately after a debt secured by a lien, notice of which has been filed with the FAA Aircraft Registry, has been satisfied or the lien extinguished, the lien claimant shall execute a release and submit it to the FAA Aircraft Registry for recording.

Issued in Oklahoma City, Oklahoma, on January 3, 1975.

THOMAS J. CRESWELL,
Director, Aeronautical Center.
[FR Doc.75-822 Filed 1-10-75; 8:45 am]

[14 CFR Part 71]

[Airspace Docket No. 74-SO-121]

DESIGNATION OF TRANSITION AREA

Notice of Proposed Rule Making

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would designate the Greenville, Ala., transition area.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Federal Aviation Administration, Southern Region, Air Traffic Division, P.O. Box 20636, Atlanta, Ga. 30320. All communications received on or before February 12, 1975, will be considered before action is taken on the proposed amendment. No 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 light of comments received.

The official docket will be available for examination by interested persons at the Federal Aviation Administration, Southern Region, Room 645, 3400 Whipple Street, East Point, Ga.

The Greenville transition area would be designated as:

That airspace extending upward from 700 feet above the surface within a 6.5-mile radius of Greenville Municipal Airport (latitude 31°50'44" N., longitude 86°36'38" W.); within 3 miles each side of the 148° bearing from Persimmon RBN (latitude 31°51'03" N., longitude 86°36'52" W.), extending from the 6.5-mile radius area to 8.5 miles southeast of the RBN.

The proposed designation is required to provide controlled airspace protection for IFR operations at Greenville Municipal Airport. A prescribed instrument approach procedure to this airport, utilizing the Persimmon (private) non-directional radio beacon, is proposed in conjunction with the designation of this transition area.

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

Issued in East Point, on January 6, 1975.

DUANE W. FREER,
Acting Director,
Southern Region.

[FR Doc.75-975 Filed 1-10-75; 8:45 am]

NATIONAL TRANSPORTATION SAFETY BOARD

[14 CFR Part 401]

PUBLIC AVAILABILITY OF INFORMATION Proposed Fee Schedule

This constitutes notice of an appendix to the proposed revised 14 CFR 401, Public Availability of Information, in the form of the attached fee schedule. Written comments may be submitted to the Office of General Counsel, National Transportation Safety Board, Washington, D.C. 20591, on or before February 13, 1975. The authority and requirement for issuance of this fee schedule appear in section (a) (4) (A) of the Freedom of

Information Act (as amended by Public Law 93-502).

This fee schedule reflects the current fee-charging practice for duplication of documents published by or available from the Board. The Board is currently required to publish or give public access to its investigation, determination, study, decision, recommendations and functions by both the Department of Transportation Act (49 U.S.C. 1654) and the Freedom of Information Act (5 U.S.C. 552). The fees chargeable for special services relating to documents conform to the recoupment provisions of 31 U.S.C. 483a. They are based on actual costs of the services provided by the Board or the National Technical Information Service of the Department of Commerce. All other reproduction or search fees are based on the minimum direct costs of labor for search and duplication or the charges fixed in the contract with the commercial reproducer. Many collectible fees have been waived or reduced in the public interest, as authorized by section (a) (4) (A) of the Freedom of Information Act. There is no alternative to fees for services or contract reproduction where the Board does not possess a printing or photographic reproduction capability. It is essential, however, that where it is required, tender of the fixed fees be made together with the request for the material and an agreement to pay the commercial costs of reproduction. The main purpose of the fee schedule is to provide the public with a guide to costs involved (if any) when request is made for access to and/or reproduction of Board documents. Since the number of photos and document pages differs with each factual accident file, commercial reproduction costs will vary greatly with each file. If an estimate of cost is desired, contact should be made with the Board's Accident Inquiry Unit where central records are maintained. All requests should be directed to the Accident Inquiry Unit, Office of the General Manager, National Transportation Safety Board, Washington, D.C. 20591. Field offices do not store records.

This appendix fee schedule and proposed revised 14 CFR 401, to which it will be attached, will be effective February 19, 1975.

Accordingly, the National Transportation Safety Board hereby promulgates its fee schedule as an appendix to proposed revised 14 CFR Part 401 as follows:

FEE SCHEDULE

1. *Special Services Fees* (pursuant to 31 U.S.C. 483a). Upon request, services relating to public documents are available at the following fees:

- (a) Subscriptions (calendar year).
- (1) Initial decisions of the Administrative Law Judges—\$40.00.
- (2) Board safety enforcement opinions and orders—\$20.00.
- (3) Board aircraft accident (probable cause) reports, brief format—\$40.00 (U.S.) and \$50.00 (foreign).
- (4) Aircraft accident reports, narrative—\$27.50 (U.S.) and \$34.50 (foreign).
- (5) Surface accident reports, narrative—\$27.50 (U.S.) and \$34.50 (foreign).

NOTE: Subscription orders for (a) (3), (4) and (5) above, should be forwarded to the National Technical Information Service, P.O. Box 1551, Springfield, Virginia 22151.

(b) Document certification under the Board's seal—\$4.00.

(c) Computer tapes and services for aviation accidents

Duplication of computer tapes (or a fraction thereof)—\$40.00.

NOTE: Computer tape requests should be addressed to the Chief, Information Systems Branch, Bureau of Aviation Safety, National Transportation Safety Board, Washington, D.C. 20591.

(d) The basic fees set forth provide for ordinary first-class postage prepaid. If registered, certified, air, or special delivery mail is used, postal fees therefor will be added to the basic fee. Also, if special handling or packaging is required, such costs will be added to the basic fee.

(e) Subscription fees for (b) above are waived for qualifying foreign countries, international organizations, nonprofit public safety entities, State and Federal transportation agencies, and colleges and universities, after approval by the Board's General Manager.

2. *Commercial Reproduction Fees and Search Fees.* Pursuant to 5 U.S.C. 552, as amended, reproduction of the documents listed below is accomplished by commercial contract, and the reproductions are mailed from the contractor together with a billing for the costs. Requests must be forwarded to the Accident Inquiry Unit, National Transportation Safety Board, Washington, D.C. 20591, together with an agreement to pay the reproduction costs. The search fee (if required) must be enclosed. Fees are subject to change depending upon the Board's annual contract award.

Current fees are:

(a) Photocopy	Per page
Size:	
8½" x 11"-----	\$0.12
8½" x 14"-----	0.24
10" x 14"-----	0.30
14" x 18"-----	0.60
18" x 24"-----	0.90

(b) Photographic prints	Unit price
Size:	
8" x 10" black/white-----	\$1.05
5" x 7" color-----	3.25
8" x 10" color-----	6.50
2" x 2" color slide-----	1.50
2" x 2" black/white slide-----	1.25
4" x 10" X-ray-----	6.50

(c) *Minimum charge for reproduction*—\$4.00

(d) *Special expedite service*—80 percent surcharge for 24-hour service and 50 percent surcharge for 48-hour service.

(e) *Document search fee*—The Board has determined that it is in the public interest to limit search fees to documents which require commercial reproduction. Further, the fee has been reduced to the labor cost for a minimum time-search. Therefore, a \$4.00 search fee is required only for:

(1) Factual accident investigation reports, statements, photographs, and other material contained in the Board's accident investigation files.

(2) Accident investigation information not in the Board's public files.

NOTE: The \$4.00 search fee will be included in the commercial reproduction firm's invoice.

(f) *Documents requiring commercial reproduction for copies.* (1) Transcripts of public hearings.

(2) Factual accident investigation reports and information (see (e) (1) and (2) above).

3. *Reproduction fees for the public reading room.* All documents in the Board's public files may be examined, without charge, in the Board's public reading room, located in the Accident Inquiry Unit. There is a self-service duplicator in the reading room, which is available to the public for reproduction at a nominal cost.

4. *Documents available without commercial reproduction cost until limited supplies are exhausted.* (1) Press releases.

(2) Aviation accident reports, narrative, and brief format probable cause reports (on request for specific accidents).

(3) Surface accident reports.

(4) Special studies.

(5) Safety Board regulations (14 CFR 400 through 440).

(6) Indices to initial decisions, Board opinions and orders, and staff manuals and instructions.

(7) Statistical data published by the Board.

(8) Safety recommendations.

5. *Documents for sale by the Government Printing Office.* (1) Board's annual report.

(2) Volume I, National Transportation Safety Board Decisions (1967-1972).

Effective Date: Effective February 19, 1975, as an appendix to 14 CFR 401.

JOHN H. REED,
Chairman.

JANUARY 9, 1975.

[FR Doc.75-1183 Filed 1-10-75;8:45 am]

AMERICAN BATTLE MONUMENTS COMMISSION

[36 CFR Part 404]

PROCEDURES AND GUIDELINES FOR COMPLIANCE WITH THE FREEDOM OF INFORMATION ACT

Proposed Rule Making

The American Battle Monuments Commission is planning to issue a new Part 404 to 36 CFR Chapter IV to comply with the requirements of the Freedom of Information Act as amended on November 21, 1974 (5 U.S.C. 552). The Act requires that agencies publish in the FEDERAL REGISTER their rules of procedure for compliance.

Interested persons are invited to participate in this rule making project by submitting such written data, views or arguments as they may desire. Comments and recommendations should be submitted to the American Battle Monuments Commission, Room 4C014, The Forrestal Building, Washington, D.C. 20314. All communications received on or before February 13, 1975 will be considered by the Commission before action is taken on the rule making. The proposal contained in this notice may be changed in the light of comments received. All comments and recommendations submitted will be available in the Commission's offices at the address shown above for examination by interested persons both before and after the closing date for receiving them.

In consideration of the foregoing, the following proposed Procedures and Guidelines for Compliance with the Freedom of Information Act are submitted.

Part 404 is added as follows:

PART 404—PROCEDURES AND GUIDELINES FOR COMPLIANCE WITH THE FREEDOM OF INFORMATION ACT

§ 404.1 General.

(a) Public requests for information from the records of the American Battle Monuments Commission should be sent to that agency at Room 4C014, The Forrestal Building, Washington, D.C. 20314.

(b) Requests for information from the public will be honored within ten working days except where the confidentiality of such information is protected by law.

(c) Whenever information cannot be dispatched within ten working days after receipt of its request, an interim reply will be sent informing the requestor of the status of the request.

§ 404.2 Denial of access.

(a) Letters denying access to confidential information will be dispatched within ten working days of receipt of the request and will be signed by one of the below listed personnel:

(1) Officer-in-Charge, ABMC European Office.

(2) Officer-in-Charge, ABMC Mediterranean Office.

(3) Directors, ABMC Washington Office.

(4) Secretary, ABMC.

(b) Letters denying access to information will:

(1) Provide the requestor with the reason for denial,

(2) Inform the requestor of his or her right to appeal the denial within 30 days,

(3) Give the name of the official to whom the appeal may be sent.

(c) If an unusual circumstance delays a decision concerning access to information, the requestor will be informed of the delay within ten working days of the request's initial receipt. In no case will the decision be delayed more than 20 working days from initial receipt of the request.

(d) A copy of each denial of information will be furnished to the Secretary at the time of its dispatch.

§ 404.3 Appeals.

(a) The Secretary is the appellate authority for all denials except those which he authors. The Chairman is the appellate authority for denials authored by the Secretary.

(b) The requestor will be informed of the decision on his or her appeal within 20 working days after its receipt. If the denial is upheld, the requestor will be advised that there are provisions for judicial review of such decisions under the Freedom of Information Act.

(c) In the event a court finds that the American Battle Monuments Commission has arbitrarily and capriciously withheld information from the public and a subsequent Civil Service Commission investigation finds agency personnel responsible, these personnel will be subject to disciplinary action by the American Battle Monuments Commission.

This notice of proposed rule making is issued under the authority of the Act of March 4, 1923 (42 Stat. 1509) as amended and supplemented (36 U.S.C. 121-138b).

Dated: January 9, 1975.

AMERICAN BATTLE MONUMENTS COMMISSION,
A. J. ADAMS,
Major General, U.S. Army,
Secretary.

[FR Doc.75-1023 Filed 1-10-75;8:45 am]

[36 CFR Part 405]

SCHEDULE OF FEES FOR SEARCH AND DUPLICATION OF RECORDS

Proposed Rule Making

The American Battle Monuments Commission is planning to issue a new Part 405 to 36 CFR Chapter IV to comply with the requirements of the Freedom of Information Act as amended on November 21, 1974. The Act requires that agencies publish in the FEDERAL REGISTER a schedule of fees to be charged for search and duplication of their records. Fees will be charged by the Commission only when requests for information place a strain upon the limited personnel and financial resources available to it. Routine requests for information concerning the monuments, memorials, and overseas military cemeteries administered by this Commission will be honored without charge.

Interested persons are invited to participate in this rule making project by submitting such written data, views, or arguments as they may desire. Comments and recommendations should be submitted to the American Battle Monuments Commission, Room 4C014, The Forrestal Building, Washington, D.C. 20314. All communications received on or before February 13, 1975 will be considered by the Commission before action is taken on the rule making. The proposal contained in this notice may be changed in the light of comments received. All comments and recommendations submitted will be available in the Commission's offices at the address shown above for examination by interested persons both before and after the closing date for receiving them.

In consideration of the foregoing, the following proposed Schedule of Fees for Search and Duplication of Records is submitted:

Part 405 is added as follows:

PART 405—SCHEDULE OF FEES FOR SEARCH AND DUPLICATION OF RECORDS

§ 405.1 General.

(a) While most information will be furnished promptly at no cost as a service to the general public, fees will be charged if the cost of search and duplication warrants.

(b) When a fee is to be charged, the individual requesting the information will be informed of the fee, and no work will be performed until he or she has agreed to pay it.

§ 405.2 Schedule.

Fees which may be charged by this Commission for search and duplication of records are as follows:

- (a) Duplication Fees
 (1) \$2.00 for first 6 pages, 5¢ per page thereafter for photocopying.
 (2) \$1.50 per 8 x 10 inch black and white print of photographs.
 (3) \$2.50 per 8 x 10 inch color print of photographs.
 (b) Search Fees
 (1) \$8.00 per hour to search records for specific documents.
 (2) \$215.00 for selective extracts from Commission computer tapes.
 (3) Transportation costs of personnel and records arising from searches for requested information.

This notice of proposed rule making is issued under the authority of the Act of March 4, 1923 (42 Stat. 1509) as amended and supplemented (36 U.S.C. 121-138b).

AMERICAN BATTLE MONU-
MENTS COMMISSION,
A. J. ADAMS,
Major General, U.S. Army,
Secretary.

JANUARY 9, 1975.

[FR Doc.75-1024 Filed 1-10-75;8:45 am]

**ENVIRONMENTAL PROTECTION
AGENCY**

[40 CFR Part 52]

[FRL 318-7]

**STATE OF MARYLAND
IMPLEMENTATION PLAN**

Withdrawal of Proposed Revision

On December 6, 1973 (38 FR 33702, 33716) and December 12, 1973 (38 FR 34240), the Administrator of the Environmental Protection Agency promulgated transportation control plans for the Maryland portion of the National Capital Interstate Air Quality Control Region and the Metropolitan Baltimore Intrastate Air Quality Control Region. These plans, which to the maximum extent reflected the preferences of the State of Maryland, included measures such as improved mass transit, emission inspection programs, and additional stationary source controls.

On April 24, 1974, the State of Maryland proposed further amendments to their state implementation plan. These amendments included, but were not limited to, regulations for control of organic solvents (10.03.38.04J(1)1, 10.03.38.-06G; 10.03.39.04J(1)1, 10.03.39.06G).

On April 26, 1974, the State provided certification that, after having given adequate notice to the public, hearings on these amendments had taken place on August 10, 1973 and November 30, 1973 in Baltimore, Maryland, on August 9, 1973 in Greenbelt, and on November 30, 1973 in Bethesda.

On August 29, 1974 (39 FR 31533), the Administrator announced receipt of these amendments and announced a 30 day for public comment. A correction notice that appeared in the October 1, 1974 FEDERAL REGISTER extended the comment period for an additional 30 days (39 FR 35386).

On October 4, 1974, the State of Maryland was informed that regulations 10.03.38.06G(2) and 10.03.39.06G(2), which prevent existing sources in the Metropolitan Baltimore and Maryland portion of the National Capital AQCR currently emitting photochemically reactive solvents at the rate of greater than 550 pounds per day from increasing their emissions, would be unacceptable for the Administrator's approval. The specific objections were as follows:

1. Justification for the 550 pounds per day cutoff between regulated and unregulated sources was lacking.

2. The definition of "average daily emissions," and the base period on which the average was determined was too vague.

3. The time period over which the emissions would be measured to determine whether they are in violation or not was unclear.

On November 29, 1974, the State of Maryland requested that regulations 10.03.38.06G(2) and 10.03.39.06G(2) be withdrawn from consideration as a proposed amendment to the state implementation plan. The State agreed that the wording and intent of this regulation may be interpreted as vague and unclear. The State has also indicated that new amendments will be proposed shortly to replace the amendments being withdrawn.

The Administrator agrees with these findings and hereby withdraws regulations 10.03.38.06G(2) and 10.03.39.06G(2) from further consideration as a proposed state implementation plan revision.

(42 U.S.C. 1857c-5)

Dated: December 27, 1974.

A. R. MORRIS,
Acting Regional Administrator.

[FR Doc.75-965 Filed 1-10-75;8:45 am]

[40 CFR Part 180]

[FRL 319-3]

**TOLERANCES AND EXEMPTIONS FROM
TOLERANCES FOR PESTICIDE CHEM-
ICALS IN OR ON RAW AGRICULTURAL
COMMODITIES**

Benomyl; Proposed Tolerance

Dr. C. C. Compton, Coordinator, Interregional Research Project No. 4, State Agricultural Experiment Station, Rutgers University, New Brunswick, NJ 08903, on behalf of the IR-4 Technical Committee and the Agricultural Experiment Stations of Florida, Michigan, New Jersey, North Carolina, Oregon, and Washington; the North American Blueberry Council; and the State of New Jersey Department of Agriculture submitted a petition (PP 4E1479) proposing establishment of a tolerance for combined residues of the fungicide benomyl (methyl 1 - (butylcarbonyl) - 2 - benzimidazole-carbamate) and its metabolites containing the benzimidazole moiety (calculated as benomyl) in or on the raw agricultural commodity blueberries at 7 parts per million.

Based on consideration given data submitted in the petition and other relevant material, it is concluded that:

1. There is no reasonable expectation of residues in eggs, meat, milk, or poultry, and § 180.6(a)(3) applies.

2. The proposed tolerance will protect the public health.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(e), 68 Stat. 514 (21 U.S.C. 346a(e))), it is proposed that § 180.294 be amended by revising the paragraph "7 parts per million in or on blackberries * * *" to read as follows:

§ 180.294 Benomyl; tolerances for residues.

* * *
7 parts per million in or on blackberries, blueberries, boysenberries, dewberries, loganberries, and raspberries.
* * *

Any person who has registered or submitted an application for the registration of a pesticide under the Federal Insecticide, Fungicide, and Rodenticide Act containing any of the ingredients listed herein may request, on or before February 12, 1975, that this proposal be referred to an advisory committee in accordance with section 408(e) of the Federal Food, Drug, and Cosmetic Act.

Interested persons are invited to submit written comments with reference to this notice to the Federal Register Section, Technical Services Division (WH-569), Office of Pesticide Programs, Environmental Protection Agency, Room 421 East Tower, 401 M Street, S.W., Washington, D.C. 20460. Three copies of the comments should be submitted to facilitate the work of the Environmental Protection Agency and others interested in inspecting the documents. The comments must be received with 30 days from the publication of this notice and should bear a notation indicating the subject. All written comments filed pursuant to this notice will be available for public inspection in the office of the Federal Register Section from 8:30 a.m. to 4:00 p.m. Monday through Friday.

Dated: December 19, 1974.

JOHN B. RITCH, Jr.,
Director, Registration Division.

[FR Doc.75-963 Filed 1-10-75;8:45 am]

[40 CFR Part 180]

[FRL 319-4]

**TOLERANCES AND EXEMPTIONS FROM
TOLERANCES FOR PESTICIDE CHEM-
ICALS IN OR ON RAW AGRICULTURAL
COMMODITIES**

Carbophenothion; Proposed Tolerance

Dr. C. C. Compton, Coordinator, Interregional Research Project No. 4, State Agricultural Experiment Station, Rutgers University, New Brunswick, NJ 08903, on behalf of the IR-4 Technical Committee and the Agricultural Experiment Station of Maine submitted a petition (PP 4E1434) proposing establishment of a tolerance for combined residues of the insecticide carbophenothion (S-[[[p-chlorophenyl]thio]methyl] O,O-diethyl phosphorodithioate) and its cholinesterase-inhibiting metabolites in or on the raw agricultural commodity blueberries at 4 parts per million.

Based on consideration given the data submitted in the petition and other relevant material, it is concluded that:

1. The insecticide is useful for the purpose for which the tolerance is being proposed.
2. There is no reasonable expectation of residues in eggs, meat, milk, or poultry and § 180.6(a)(3) applies.
3. The proposed tolerance will protect the public health.
4. The chemical name of carbophenothion should be changed from "S-[(p-chlorophenylthio)methyl] O,O-diethyl phosphorodithioate" to S-[(p-chlorophenyl)thio]methyl O,O-diethyl phosphorodithioate."

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(e), 68 Stat. 514; (21 U.S.C. 346a(e))) it is proposed that Part 180 be amended as follows:

1. In § 180.3(e)(5), be revising the item "Carbophenothion * * *" to read as follows:

§ 180.3 Tolerances for related pesticide chemicals.

- (e) * * *
- (5) * * *

Carbophenothion (S-[(p-chlorophenyl)thio]methyl O,O-diethyl phosphorodithioate) and its cholinesterase-inhibiting metabolites.

2. In § 180.156 by revising the introductory paragraph and by adding the new paragraph "4 parts per million * * *" after the paragraph "5 parts per million * * *", as follows:

§ 180.156 Carbophenothion; tolerances for residues.

Tolerances for combined residues of the insecticide carbophenothion (S-[(p-chlorophenyl)thio]methyl O,O-diethyl phosphorodithioate) and its cholinesterase-inhibiting metabolites in or on raw agricultural commodities are established as follows:

4 parts per million in or on blueberries.

Any person who has registered or submitted an application for the registration of a pesticide under the Federal Insecticide, Fungicide, and Rodenticide Act containing any of the ingredients listed herein may request, on or before February 12, 1975, that this proposal be referred to an advisory committee in accordance with section 408(e) of the Federal Food, Drug, and Cosmetic Act.

Interested persons are invited to submit written comments with reference to this notice to the Federal Register Section, Technical Services Division (WH-569), Office of Pesticide Programs, Environmental Protection Agency, Room 421 East Tower, 401 M Street, SW, Washington, D.C. 20460. Three copies of the comments should be submitted to facilitate the work of the Environmental Protection Agency and others interested in inspecting the documents. The comments must be received on or before February 12, 1975, and should bear a notation indi-

cating the subject. All written comments filed pursuant to this notice will be available for public inspection in the office of the Federal Register Section from 8:30 a.m. to 4 p.m. Monday through Friday.

Date: December 19, 1974.

JOHN B. RITCH, Jr.,
Director, Registration Division.
[FR Doc.75-964 Filed 1-10-75;8:45 am]

EXPORT-IMPORT BANK

[12 CFR Part 404]

FEE SCHEDULE FOR SEARCH AND DUPLICATION OF AGENCY RECORDS

Notice of Proposed Revision

Notice is hereby given of the proposal to amend the fee schedule set forth in § 404.6 of the regulations governing the disclosure of information under the Freedom of Information Act (FOIA). In consideration of the amendments to the FOIA contained in Pub. L. 93-502, which become effective on February 19, 1975, it is proposed to amend § 404.6 as follows:

§ 404.6 Schedule of fees.

(a) *Basis. Factors taken into account* in establishing fees for the search and duplication of Eximbank's records and the tabulation or compilation of information on record in Eximbank's files are the direct costs of duplication, the cost of transportation of records, and the salary of employees based on actual time spent for performing search and duplication services and any other services necessary to tabulate or compile the information.

(b) *Fees.* (1) For any brochure or publication readily available in the public affairs office, there is no charge.

(2) For the transportation of the records to Eximbank offices, the charge will be computed at the rate of \$5.00 per hour for the messenger service.

(3) For requests requiring a manual search of Eximbank records and duplication by Eximbank employees, there will be a charge of 10 cents per page for duplication and a charge based upon employee time required for the search and duplication. The charge will be computed at the rate of \$4.75 per hour for clerical time and \$9.00 per hour for supervisory or professional time. The rates of compensation are based on Eximbank's average hourly rate for each of the two classifications of personnel. Clerical employees will normally perform the search and duplication but the time of supervisory or professional personnel may be utilized if necessary to perform the search.

(4) For requests requiring a computer search of Eximbank records, there may be a charge based upon use of the computer and the computer operator's time. The charge will be \$100.00 per hour. In the event a new program must be prepared for the computer search, there may be an additional charge of \$30.00 per hour to cover the cost of the programming and testing. These charges will normally be in lieu of the charge for

an employee search but will be in addition to the fee for any duplication.

(5) While there is no obligation on the part of Eximbank to tabulate or compile records or data, Eximbank will make every effort to comply with reasonable requests for these services, provided such requests do not unduly interfere with normal operations or program activities. The charge for information which has to be tabulated or compiled will include the cost of employee time and cost of computer runs or other equipment use and other overhead expense allocable thereto. The fees for tabulation or compilation services will be fair and equitable in accordance with the federal user charge statute; See 31 U.S.C. 483a.

(6) Persons may inspect and copy specifically requested documents in the Eximbank facilities which are not exempt under § 404.3 without charge except for search, duplication, tabulation or compilation fees which may otherwise be payable.

(7) No fee will be charged in connection with any record which is not made available because it is found to be exempt from disclosure under § 404.3. A fee will be charged, however, for employee time spent attempting to locate any record which, after reasonable search, cannot be located.

(8) Eximbank will waive or reduce the fees where it determines that such waiver or reduction would be in the public interest because furnishing the information can be considered as primarily benefiting the public.

Interested persons are invited to submit comments on the proposal. Comments should be directed to the Acting Executive Vice President, Export-Import Bank, 811 Vermont Avenue, NW, Washington, D.C. 20571. The closing date for comments is February 10, 1975. The revised fee schedule set forth in § 404.6 will become effective on February 19, 1975.

Issued in Washington, D.C. on January 8, 1975.

WARREN W. GLICK,
Acting Executive
Vice President.

[FR Doc.75-1066 Filed 1-9-75;8:45 am]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 73]

[Docket No. 20065; RM-2224]

TELEVISION BROADCAST STATIONS
Order Extending Time for Filing Reply Comments

In the matter of the amendment of § 73.606(b), Table of Assignments, Television Broadcast Stations. (Alliance, Hay Springs, and Scottsbluff, Nebraska).

1. The Commission by the Chief, Broadcast Bureau pursuant to delegated authority, has before it a request for further extension of time to January 31, 1975 to file reply comments in this proceeding, filed by Wyneco Communications, Inc.

2. Among the matters at issue in this proceeding is the financial situation affecting the proponent of the rule making, Duhamel Broadcasting Enterprises as it relates to its station at Hay Springs, Nebraska. At the moment the parties are awaiting a final decision regarding Wyneco examination of the Duhamel station's financial reports. Since this bears directly upon the matters at issue in this proceeding, it is appropriate to await the resolution of that question so that the Commission will have before it reply comments based on complete data. Hopefully, the question will be resolved so as not to require a further extension.

3. Accordingly the date for filing reply comments in this proceeding is extended to and including January 31, 1975.

4. This action is taken pursuant to authority found in sections 4(i), 5(d) (1) and 303(r) of the Communications Act of 1934, as amended, and §§ 0.281 and 1.46 of the Commission's rules.

Adopted: December 30, 1974.

Released: January 3, 1975.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] WALLACE E. JOHNSON,
Chief, Broadcast Bureau.
[FR Doc.75-1007 Filed 1-10-75;8:45 am]

FEDERAL TRADE COMMISSION

[16 CFR Part 4]

SCHEDULE OF FEES FOR DOCUMENT SEARCH, DUPLICATION AND CERTIFICATION

Opportunity To Submit Comments on Proposed Amendment

The Federal Trade Commission's current regulations on the availability of public information are contained in Sec. 4.8(c) of its procedures and rules of practice (16 CFR Sec. 4.8(c)), and set forth the procedures for inspecting, copying or obtaining reproductions of records.

Recent amendments to the Freedom of Information Act (Administrative Procedure, 5 U.S.C. 552) make significant changes in the law pertaining to the fees an agency may charge for search and duplication services performed for those requesting records. Fees for certification services are charged pursuant to 31 U.S.C. 483(a).

Notice is hereby given that the Federal Trade Commission, pursuant to the Federal Trade Commission Act, as amended, 15 U.S.C. 41, et seq., the provisions of the Freedom of Information Act, 5 U.S.C. 552, and 31 U.S.C. 483(a) has initiated a proceeding for the amendment of § 4.8(c) of its miscellaneous rules to establish a uniform schedule of fees applicable to all constituent units of the Federal Trade Commission.

Accordingly, the Commission proposes that § 4.8(c) be amended to read as follows:

§ 4.8 Availability of public information.

(c) (1) User fees pursuant to 31 USC 483(a) and 5 USC 552(a), as amended by

Sec. (b) (1) of Public Law 93-502, shall be charged according to the schedule contained in paragraph (1) of this section for services rendered in responding to requests for Commission records under this subpart unless the Secretary initially or the Commission on appeal determines, in conformity with the provisions of 5 USC 552(a) amended by Public Law 93-502 and 31 USC 483(a), that such charges or a portion thereof are not in the public interest. Such a determination will ordinarily not be made unless the service to be performed will benefit primarily to the public as opposed to the requester, or unless the requester is a government agency or indigent. Fees shall not be charged for a request where they would amount, in the aggregate, to less than \$10.00. Ordinarily, fees will not be charged if the requested records are not found, or if all the records found are withheld as exempt. However, if the time expended in processing such a request is substantial, or if the requester has been notified of the estimated cost, pursuant to 4.11 of the Rules, or has been advised that it cannot be determined in advance whether any records will be made available, fees may be charged. The Secretary, with the approval of the Commission, shall establish such fees.

(2) The following uniform schedule of fees applies to all constituent units of the Commission, each requesting party being limited to one copy:

REPRODUCTION	
Paper copy-----	10 cents per page.
MICROFILM SERVICES—PRODUCTION OF MICROFILM	
16 MM-----	4 cents per frame.
Microfiche 4" x 6"-----	5 cents per frame.
DUPLICATION OF MICROFILM	
16 MM-----	\$3.75 per 100 ft. roll.
Microfiche 4" x 6"-----	15 cents each.
3 M Cartridge-----	\$1.15 each.
Load cartridge-----	45 cents each.
COMPUTER SERVICES—INFORMATION RETRIEVAL	
Use of terminal—each request-----	25 cents.
Hard copy (paper) of each request-----	30 cents.
Programmer-----	\$6.50 per hour.
SEARCH FEES	
Clerical-----	1st hour—Free.
2nd and subsequent hrs.--	\$4.20 per hour.
Para-professional-----	1st hour—Free.
2nd and subsequent hrs.--	\$5.20 per hour.
Professional-----	1st hour—Free.
2nd and subsequent hrs.--	\$11.00 per hour.
Certification-----	\$2.75 each.

(3) Payment should be made by check or money order payable to the Treasury of the United States.

All interested persons are hereby notified that they may file written comments concerning the proposed amendment with the Secretary, Federal Trade Commission, Pennsylvania Avenue and Sixth Street, NW., Washington, D.C. 20580, not later than February 10, 1975. To the extent practicable, persons wishing to file written comments in excess of two pages should submit 20 copies.

The comments with respect to the proposed amendment will be available for examination by interested parties at the Division of Legal & Public Records, Room 130, Federal Trade Commission, Washington, D.C., and will be considered by the Commission in the final amendment of the rule.

By direction of the Commission dated January 8, 1975.

[SEAL] CHARLES A. TOBIN,
Secretary.
[FR Doc.75-1038 Filed 1-10-75;8:45 am]

[16 CFR Part 438]

ADVERTISING, DISCLOSURE, COOLING OFF AND REFUND REQUIREMENTS CONCERNING PROPRIETARY VOCATIONAL AND HOME STUDY SCHOOLS

Postponement of Hearing Dates

The Federal Trade Commission has postponed until further notice the public hearings regarding the proposed Trade Regulation Rule relating to Advertising, Disclosure, Cooling Off and Refund Requirements Concerning Proprietary Vocational and Home Study Schools. The public hearings so postponed were scheduled to be held in the following places on the dates below specified:

1. Chicago, Illinois, Room 1665, Everett McKinley Dirksen Federal Building, 219 South Dearborn Street, Chicago, Illinois.

Public Hearing scheduled to commence on January 13, 1975.

2. San Francisco, California, Room 12138-a, Federal Building, 450 Golden Gate Avenue, San Francisco, California.

Public Hearing scheduled to commence on January 27, 1975.

3. Los Angeles, California, Room 13209, Federal Building, 11000 Wilshire Boulevard, Los Angeles, California.

Public Hearing scheduled to commence February 3, 1975.

Notice of the scheduled public hearings was published on August 15, 1974 (39 FR 29385).

Because of recent changes in the law, bearing directly on the rulemaking procedures followed by the Federal Trade Commission, the scheduled public hearings have been postponed to permit the Commission opportunity to study and access the impact such changes may have on the Commission's rulemaking function.

The public record in the proceeding will remain open until further notice for submission of written data, views or arguments concerning the proposed rule. Written data, views or arguments may be filed with the Special Assistant Director for Rulemaking, Bureau of Consumer Protection, Federal Trade Commission, Washington, D.C. 20580.

Issued: January 7, 1975.

By the Commission.

[SEAL] CHARLES A. TOBIN,
Secretary.
[FR Doc.75-1039 Filed 1-10-75;8:45 am]

[16 CFR Part 439]

DISCLOSURE REQUIREMENTS AND PROHIBITIONS CONCERNING THE FLAMMABILITY OF PLASTICS

Postponement of Hearing Date

The Federal Trade Commission has postponed until further notice the public hearing scheduled to commence on January 13, 1975, regarding the proposed Trade Regulation Rule relating to Disclosure Requirements and Prohibitions Concerning the Flammability of Plastics, notice of which was published on October 18, 1974 (39 FR 37217).

Because of recent changes in the law, bearing directly on the rulemaking procedures followed by the Federal Trade Commission, the scheduled public hearing has been postponed to permit the Commission opportunity to study and assess the impact such changes may have on the Commission's rulemaking function.

The public record in the proceeding will remain open until further notice for submission of written data, views or arguments concerning the proposed rule. Written data, views or arguments may be filed with the Special Assistant Director for Rulemaking, Bureau of Consumer Protection, Federal Trade Commission, Washington, D.C. 20580.

Issued: January 7, 1975.

By the Commission.

[SEAL] CHARLES A. TOBIN,
Secretary.

[FR Doc.75-1040 Filed 1-10-75;8:45 am]

NATIONAL MEDIATION BOARD

[29 CFR Part 1208]

AVAILABILITY OF INFORMATION

Notice of Proposed Rulemaking

Pursuant to the authority contained in 44 Stat. 577, as amended (45 U.S.C. 151-163) the National Mediation Board herein proposes to amend Part 1208 of its rules by revising § 1208.6.

Section 1208.6 of the rules of the National Mediation Board provides fee schedules for search and duplication of Board records which are available to the public pursuant to Part 1208. The 1974 Freedom of Information Act Amendments, Pub. L. 93-502, enacted November 21, 1974, require revision and clarification of agency practices regarding search and duplication fees.

Notice is hereby given that the Executive Secretary, with the approval of the Board, proposes to amend § 1208.6 by deleting the present language and substituting language set forth below.

It is proposed that the amendments become effective on February 19, 1974.

Interested parties may submit written views or argument on the proposed rules to the National Mediation Board, Washington, D.C. 20572. Comments received on or before Friday, February 7, 1974, will be considered before final action is taken on the proposal. All comments in response to this proposal will be available

for public inspection during normal business hours at the Board's offices at 1230 16th Street, NW., Washington, D.C.

It is, therefore, proposed to amend § 1208.6 in the manner set forth below.

Dated: January 13, 1975.

[SEAL] ROWLAND K. QUINN, Jr.,
Executive Secretary.

PART 1208—AVAILABILITY OF INFORMATION

Part 1208 of Title 29 of the Code of Federal Regulations is amended by revising § 1208.6 to read as follows:

§ 1208.6 Fees—duplication costs and search.

(a) (1) Unless waived in accordance with the provisions of § 1208.62, the following fees shall be imposed for the reproduction of any record disclosed pursuant to this Part.

(i) *Copying of records.* Fifteen cents per copy of each page.

(ii) *Copying of microfilm.* Fifty cents per microfilm frame.

(iii) *Clerical searches.* \$1.25 for each one quarter hour spent by clerical personnel searching for and producing a requested record, including time spent copying any record.

(iv) *Non-clerical searches.* \$3.75 for each one quarter hour spent by professional or managerial personnel searching for and producing a requested record, including time spent copying any record.

(v) *Certification or authentication of records.* \$1.00 per certification or authentication.

(vi) *Forwarding material to destination.* Postage, insurance and special fees will be charged on an actual cost basis.

(2) (i) No charge shall be assessed for time spent in resolving legal or policy questions relating to the documents or in examining records for the purpose of deleting nondisclosable portions thereof.

(ii) No charge shall be assessed for time spent in monitoring an individual who examines documents at the Board's offices.

(3) Payment shall be made by check or money order payable to "United States Treasury."

(b) (1) No fee shall be charged for disclosure of records pursuant to this part where:

(i) The cost of providing the records is less than \$5.00.

(ii) The records are requested by a congressional committee or subcommittee, a Federal court, a Federal department or agency, or the General Accounting Office.

(2) (i) The Executive Secretary may waive payment of fees, in whole or in part, when he determines that the person making the request is indigent.

(ii) A person seeking such a determination shall petition the Executive Secretary in writing stating the reasons therefore.

(iii) Determinations made pursuant to this provision will be made within the discretion of the agency.

(3) (i) The Executive Secretary may reduce or waive payment of fees in whole

or in part when he determines that such reduction or waiver is in the public interest because furnishing the information can be considered as primarily benefiting the general public.

(ii) Determinations pursuant to this provision shall be made within the discretion of the agency.

(4) No fee shall be charged if a record requested is not found or for any record that is determined to be totally exempt from disclosure.

[FR Doc.75-1015 Filed 1-10-75;8:45 am]

POSTAL RATE COMMISSION

[39 CFR Part 3001]

[Docket No. RM 75-1]

PUBLIC INFORMATION AND REQUESTS

Proposed Rulemaking

Notice is hereby given that the Postal Rate Commission has under consideration rulemaking action to amend its regulation governing the availability of information to the public.

Pub. L. 93-502 amended the Freedom of Information Act [5 U.S.C. 552, hereinafter FOIA] in a number of respects. The Commission is proposing to amend its regulations to conform to the requirements of FOIA. The main amendments are as follows:

1. The deadlines for Commission decisions on FOIA requests have been revised to meet the requirements of Pub. L. No. 93-502. The new deadlines are: 10 days for the initial decision on a request by the Commission's Secretary, and 20 days for a decision by the Commission on appeal. As authorized by law, these deadlines may be extended an overall total of 10 days.

2. The new law authorizes the imposition of fees for FOIA requests, to meet the "direct costs" of "search and duplication." The Commission proposes a fee of 15 cents a page to cover the direct costs of duplication. The Commission does not propose to impose fees for searching for documents at this time. The fee for duplication may be reduced or waived if the Commission determines that such action is in the public interest because furnishing the information can be considered as primarily benefiting the general public.

3. The descriptions in the Commission's regulations of material exempt from disclosure have been revised to conform to the new exemptions in Pub. L. No. 93-502.

The proposed amendments are set forth in full in an attachment hereto. The Commission will entertain comments received on or before February 4, 1975. Comments should be filed with the Commission's Secretary, at the Postal Rate Commission, 2000 L Street, NW., Washington, D.C. 20268.

Authority for the proposed rulemaking is contained in 39 U.S.C. 3603 and 5 U.S.C. 552.

By direction of the Commission.

Issued: January 9, 1975.

JOSEPH A. FISHER,
Secretary.

Section 3001.42 is amended as follows:
 § 3001.42 [Amended]

1. In paragraph (b) (12) subparagraph (i) is revised and a new subparagraph (vii) is added to read as follows:

(b) * * *
 (12) * * *
 (i) (a) Specifically authorized under criteria established by an Executive order to be kept secret in the interest of national defense or foreign policy and (b) are in fact properly classified pursuant to such Executive order;

(vii) Investigatory records compiled for law enforcement purposes, to the extent specified in 5 U.S.C. 552 (b) (7).

2. Paragraph (c) is revised to read as follows:

(c) *Requests for Records.* Requests for records shall be in writing and shall reasonably describe the records sought. Requests shall be addressed to the Secretary at the offices of the Commission. Requests which rely upon the Freedom of Information Act, 5 U.S.C. 552, shall bear the caption "Freedom of Information Act Request." Within 10 days (excluding Saturdays, Sundays, and legal public holidays) after receipt of a request for a Commission record, the Secretary shall:

(1) *General.* Inform the requestor where and when the records may be inspected and, if ascertainable, of the charge for furnishing copies; or

(2) *Deny the request.* A denial shall be in writing; it shall cite the specific exemption or exemptions under these rules authorizing the withholding of the records sought and shall inform the requestor that he may, within 20 days, appeal the denial to the Commission. Appeals to the Commission shall be in writing. The Commission may also review any decision of the Secretary on its own initiative. The Commission will consider all appeals and either grant or deny them in writing, within 20 days (excluding Saturdays, Sundays and legal public holidays) of the date the appeal is received. If on appeal the denial of the

request for records is upheld, the Commission shall notify the person making such request of the provisions for judicial review of that determination pursuant to 5 U.S.C. 552(c).

3. Add new paragraphs (c) (3) and (c) (4) as follows:

(3) *Extensions of Time.* The time period for decision on application pursuant to (c) above may be extended up to 10 working days by the Secretary and the time period for decisions on appeals may be extended up to 10 working days by the Commission, provided, however, that the total period of extensions may not exceed 10 working days. Such extensions shall be by written notice determining that an extension is warranted by unusual circumstances as specified in 5 U.S.C. 552(a) (6) (B).

(4) *Fees.* Documents furnished pursuant to the Freedom of Information Act shall be subject to a fee of 15 cents a page to meet the costs of duplication. Documents may be furnished without charge or at a reduced charge if the Commission determines that waiver or reduction of the fee is in the public interest because furnishing the information can be considered as primarily benefiting the general public.

[FR Doc.75-1088 Filed 1-10-75;8:45 am]

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of Low Rent Public Housing

[24 CFR Part 1280]

[Docket No. R-74-311]

PAGINATION ERROR

In the Part IV document (FR Doc. 75-123) in the issue of Thursday, January 9, 1975, pages 2173 through 2182 are being renumbered as page 2172a through 2172j, respectively, in order to avoid a duplicate use of page numbers with the Friday, January 10, 1975 Federal Register. Thus, the inclusive page numbers for the Part IV document are renumbered from pages 1902-2182 to 1902-2172j.

INTERNATIONAL TRADE COMMISSION

[19 CFR Part 201]

FEE SCHEDULE FOR INFORMATION AVAILABLE TO PUBLIC

Notice of Proposed Rule Making

In accordance with section 1 of Public Law 93-502, approved November 21, 1974, amending 5 U.S.C. 552, and to implement section 11 of Public Law 92-463, approved October 6, 1972, the Commission proposes to amend Title 19, Part 201, of the Code of Federal Regulations by adding a new subparagraph (c) to section 201.5, set forth in tentative form below:

(c) *Fee schedule for information available under the Freedom of Information Act (5 U.S.C. 552).*

1. Search for records—\$10.00 per hour; provided that no charge will be made for any search of one-half hour or less.

2. Reproduction, duplication, or copying of records—10 cents per page; provided, however, that no charge will be made where the total amount does not exceed 50 cents.

3. Unless a request for information specifically states that whatever cost is involved is acceptable, or acceptable up to a specified limit that covers anticipated costs, a request that is expected to involve assessed fees in excess of \$15.00 will not be deemed to have been received until the requester is advised of the anticipated costs and agrees to bear them.

Written comments concerning the proposed regulations are invited from interested persons. Comments may be presented in writing to the Office of the Secretary, United States International Trade Commission, Washington, D.C. 20436. All comments received not later than February 12, 1975, will be considered.

It is proposed to make the regulations adopted effective on February 19, 1975.

By order of the Commission:

Issued: JANUARY 10, 1975.

KENNETH R. MASON,
 Secretary.

[FR Doc.75-1219 Filed 1-10-75;9:58 am]

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.

DEPARTMENT OF THE TREASURY

Customs Service

[T.D. 75-17]

INTERNAL ADVICE PROCEDURE

Procedure To Be Used to Obtain Advice or Rulings from Headquarters with Respect to Actual Transactions

JANUARY 3, 1975.

There is published below for the information and guidance of the public an internal advice procedure established by the Commissioner of Customs for the use of Customs officers, importers, and other interested parties in obtaining advice and rulings from Customs Headquarters with respect to ongoing Customs transactions within the technical areas of law interpreted by the Office of Regulations and Rulings. This procedure is effective immediately and should be used by the public in requesting advice or rulings with respect to such legal questions insofar as they apply to actual Customs transactions.

[SEAL]

LEONARD LEHMAN,
Assistant Commissioner,
Regulations and Rulings.

1. *Purpose.* The purpose of the internal advice procedure is to provide a system for the uniform disposition of issues before the U.S. Customs Service. It provides a formal method for furnishing advice and guidance to field officers in the interpretation and application of the laws and regulations for which the Customs Service is responsible.

2. *Definitions.* "Internal advice," as used here, means advice or guidance as to the proper interpretation and application of the Customs laws, related statutes, and regulations, within the areas of responsibility administered by the Office of Regulations and Rulings (OR & R), (Delegation Order No. 1, as revised), with respect to a specific set of facts, furnished by Headquarters upon request by a regional commissioner, district or area director. Such advice or guidance is furnished as a means of assisting Customs personnel in the disposition of pending transactions and in establishing and maintaining consistent legal interpretations. Internal advice may, therefore, be requested with respect to issues arising in connection with current Customs transactions, or with respect to any matter when there is a possible lack of uniformity in the application of the Customs and related laws and regulations, where good administration would suggest that an authoritative technical interpretation be secured from Headquarters for application to present and future transactions.

3. *Requesting internal advice.* a. Regional commissioners, district or area directors, will determine whether internal advice is to be requested on any issue before them. In general, this advice may be requested on any question involving a legal interpretation which develops during the consideration of a transaction or the administration of any law or regulation for which the Customs Service is responsible. However, internal advice should be requested in every case in which any of the following conditions exist:

1. The laws and regulations are not clear on the issue being considered and there is no published precedent for determining the proper treatment of the issue;

2. There is reason to believe that non-uniformity in the treatment of the issue exists between districts;

3. The issue is so unusual or complex as to warrant consideration by Headquarters;

4. The regional commissioner, district/area director, believes that the issue is one of national application; or

5. The district/area director is asked to seek such advice by (1) the importer, (2) a Customs officer other than a regional commissioner, district or area director, or (3) another party having an interest in the transaction in question, as more fully explained in sec. 5, below.

b. The regional commissioner or district/area director should avail himself of the internal advice procedure whenever he is of the opinion that a ruling previously issued to an importer or other interested party by Headquarters should be modified or revoked.

c. Inasmuch as the benefits of the internal advice procedures may go beyond the issues in a particular case, the fact that requesting internal advice may delay closing the case should not be considered in determining whether internal advice should be requested.

4. *Request procedures.* a. A request for internal advice will be in the form of a memorandum to Headquarters, Office of Regulations and Rulings. The memorandum will include a statement of the pertinent facts of the question or questions presented, and any recommendations the requesting officer wishes to make. The statement of the facts should be clear, complete, and direct in order to avoid any misunderstanding of the facts on which the internal advice is to be based. Supporting documents and materials should be submitted with the memorandum.

b. If the request for internal advice relates to classification and value matters, the original and one copy of the

memorandum will be sent by the requesting officer to the Customs Information Exchange (CIE). Additional copies of the request will also be sent to Headquarters (Office of Operations), and the respective regional commissioner if the request for internal advice was initiated by a district/area director. The regional commissioner is invited to make comments or recommendations directly to Headquarters (OR & R) on any internal advice request.

1. The C.I.E. will promptly forward the original copy of the memorandum to the appropriate national import specialist in New York for his review and comments. The national import specialist will also communicate with the Assistant Chief Counsel (Customs Court Litigation) to determine if the issue or issues presented are the subject of pending litigation. The duplicate copy of the memorandum will be utilized by C.I.E. to compile and circulate a monthly register of classification and value issues currently before Headquarters for resolution. Regional commissioners, or district/area directors having an interest in any of these issues may forward their comments directly to Headquarters (OR & R).

2. The national import specialist will review the request for internal advice. He should include in his comments a detailed background analysis of the issue based on the information available at New York. The original copy of the memorandum, together with comments and attachments, if any, will be sent directly to Headquarters (Office of Regulations and Rulings), within ten (10) working days from date of receipt by the national import specialist.

3. Requests for internal advice relating to classification and value matters originating at New York will be sent directly to the C.I.E., which will utilize the data for inclusion in the monthly register of classification and value issues.

c. In cases involving issues other than classification and value matters, the memorandum requesting internal advice will be forwarded directly to Headquarters (OR & R) by the requesting officer. Duplicate copies of the memorandum will also be sent to Headquarters (Office of Operations) and to the appropriate regional commissioner if the request was initiated by a district/area director.

d. Headquarters will endeavor to issue a reply to a request for internal advice within thirty (30) days from the date the request is received. If for any reason a decision cannot be reached within 30 days, the office submitting the request will be advised of the delay and of the reasons therefor, and will be given a projected date of reply.

e. If the request for internal advice relates to an ongoing transaction, the importer (or other interested party, if appropriate) involved in the transaction will be notified by the district/area director, in writing, that internal advice has been requested. The notification will set forth the reasons prompting the request, including the question or questions presented, and will invite the importer (or other interested party) to submit a statement setting forth his position on the question or questions presented to Headquarters (Office of Regulations and Rulings) through the district/area director.

f. When a request for internal advice is initiated under this procedure liquidation or action on the transactions concerned shall be suspended until a final determination on the request is issued. If, however, the request is initiated by or on behalf of a party who does not have a direct interest in the transaction, suspension of liquidation or action shall be at the discretion of the district/area director.

5. *Requests initiated by importer or other interested party.* a. In the case of a prospective transaction, an importer or other interested party must avail himself of existing regulatory procedures to obtain an administrative ruling directly from Headquarters. Other opinions or advice on such transactions are not binding on the Customs Service.

b. All other transactions are under the jurisdiction of the Customs Service where they are being considered. An importer, a Customs officer (other than a regional commissioner or district/area director) or other interested party must request that an issue arising in connection with a transaction currently under the jurisdiction of a Customs Service field office be submitted to Headquarters by the appropriate district/area director under the internal advice procedure.

c. The importer's or other interested party's request that the question be submitted to Headquarters under the internal advice procedure shall be accompanied by a written statement setting forth the facts of the situation, the point or points at issue, the applicable law, and an argument for the conclusions advocated. The statement must also specify whether, to the knowledge of the persons making the statement, the same issue, or one identical to it, has ever been considered, or is currently being considered, by any Customs Service office. This written statement must be submitted along with the district/area director's memorandum.

d. When internal advice is sought at the request of an importer or other interested party, the district/area director will incorporate in his memorandum, by reference, any part of the statement furnished by the importer or other interested party with which he is in agreement. The district/area director will also note in the memorandum any extraordinary problems that would be created by the consideration of the request for internal advice by Headquarters, including any unusual difficulties which would

result from the required withholding of liquidation while the request for internal advice is under consideration.

e. The Headquarters Office may refuse to consider the questions presented to it in the form of a request for internal advice whenever (i) the Headquarters Office determines that the period of time necessary to give adequate consideration to the questions presented would result in a withholding of action with respect to the transaction, or other situation, that is inconsistent with the sound administration of the Customs and related laws, and (ii) the questions presented can subsequently be raised by the importer or other interested party in the form of a protest filed in accordance with the provisions of Part 174 of this chapter.

6. *Preparation of internal advice memorandums by headquarters.* a. Replies to requests for internal advice will be made by memorandums addressed to the requesting officers. Each memorandum will contain (1) a recitation of the pertinent facts, (2) a discussion of the facts and precedents, (3) the reasoning of Headquarters, and (4) the conclusions reached by Headquarters, giving direct answers, whenever possible, to the specific questions presented. At the same time, copies of the replies will be sent to the Office of Operations, CIE and to the appropriate regional commissioners if the request for internal advice was initiated by a district/area director. In cases which do not involve classification and value issues, the copy to the CIE will be omitted unless the reply is to be circulated in accordance with section (b) of this paragraph.

b. Internal advice rulings of significant importance will be circulated by the C.I.E. as part of the ORR series. Circularization of rulings will not be limited to those issues involving classification and value matters.

7. *Action on internal advice in field offices.* a. Where internal advice was sought at the request of an importer or other interested party and the district/area director agrees with the conclusions reached by Headquarters, the district/area director should furnish the importer or other party with a copy of the internal advice memorandum, unless instructed otherwise.

b. If a requesting officer believes that the conclusions reached by Headquarters in an internal advice memorandum should be reconsidered, he shall request such reconsideration within twenty (20) days of his receipt of the memorandum, following the same procedure that applied to the original request except that the views of the importer or other interested party need not be obtained again. If for some reason a district/area director cannot submit a request for reconsideration within twenty (20) days, he shall advise Headquarters in writing within the twenty-day period that he intends to request reconsideration indicating when his request will be made. Headquarters will act on the request for reconsideration within ten (10) days of receipt.

c. If a request for reconsideration is not made, or the original position is upheld, the district/area director shall immediately process the transaction in accordance with the conclusions set forth in the internal advice memorandum.

8. *Effect of internal advice.* a. An internal advice memorandum represents an expression of the official position of the Customs Service as to the application of law, regulations, and precedents to a particular set of facts, and is issued as a means of assisting field officers in the administration of the laws and regulations for which the Customs Service is responsible. Whenever the conclusions reached in an internal advice memorandum will affect a substantial volume of imports, or if its publication would promote the uniform application of the laws and regulations for which the Customs Service is responsible, or if for any other reason those conclusions are considered to be of sufficient importance, the internal advice memorandum will be published in the weekly Customs Bulletin.

b. Published internal advice memorandums have the effect of published rulings and are binding on all Customs Service personnel until modified or revoked.

[FR Dec.75-1080 Filed 1-10-75;8:45 am]

Internal Revenue Service

PROPOSED EXEMPTION FROM PROHIBITIONS ON TRANSACTIONS BETWEEN EMPLOYEE BENEFIT PLANS AND CERTAIN BROKER-DEALERS

Hearing on Exemption Proceeding

Notice of the pendency of an exemption proceeding for certain broker-dealers from all or part of the restrictions of section 4975 of the Internal Revenue Code of 1954 (relating to excise tax on prohibited transactions) appears in this issue of the FEDERAL REGISTER at p. 2455.

A public hearing with respect to the exemption proceeding will be held on January 21, 1975, beginning at 10 a.m., e.s.t., in the George S. Boutwell Auditorium, Seventh Floor, 7400 Corridor, Internal Revenue Building, 1111 Constitution Avenue, NW., Washington, D.C. 20224.

An interested person who desires to present oral comments at the hearing and who wishes to be assured of being heard shall submit a statement to that effect, and the time he wishes to devote, by 3:30 p.m., e.s.t., on January 20, 1975. The statement should be submitted to the Commissioner of Internal Revenue, Attention: CC:LR:T, Washington, D.C. 20224. An agenda will then be prepared containing the order of presentation of oral comments and the time allotted to such presentation. Ordinarily, a period of 10 minutes will be the time allotted to each person for making his oral comments.

At the conclusion of the presentations of comments of persons listed in the agenda, to the extent time permits, other comments will be received. The public hearing will be transcribed.

A person wishing to make oral comments at the hearing may do so without filing written comments. Persons making oral comments should be prepared to answer questions regarding information brought forth in their comments (including written comments, if any).

Persons who plan to attend the hearing should notify the Commissioner at the above address or telephone (Washington, D.C.) 202-964-3935 by January 20, 1975.

The public hearing will be held simultaneously and in conjunction with that of the Secretary of Labor at the same time, place, date, and manner. The notice of hearing of the Department of Labor appears in this issue at p. 2483.

DONALD C. ALEXANDER,
Commissioner of Internal Revenue.

[FR Doc.75-1222 Filed 1-10-75;10:35 am]

PROPOSED EXEMPTION FROM PROHIBITIONS ON TRANSACTIONS BETWEEN BENEFIT PLANS AND CERTAIN BROKER-DEALERS

Exemption Proceeding

Notice is hereby given of an exemption proceeding under section 4975(c) (2) of the Internal Revenue Code of 1954. The exemption to be considered would apply to certain transactions between employee benefit plans and certain broker-dealers. Applications for exemption have been made by and on behalf of the Securities Industry Association, the National Association of Securities Dealers and certain broker-dealers.

The applications state that there is great uncertainty in the securities industry over the nature and extent to which ordinary and customary transactions between broker-dealers and employee benefit plans are subject to the prohibited transactions provisions of section 4975 of the Code, or are covered by the transitional rule provided by section 2003(c) (2) (D) of the Employee Retirement Income Security Act of 1974 and the extent to which broker-dealers fall within the definitions of disqualified persons and fiduciary in section 4975(e) (2) and (3). Citing the recent effective date of January 1, 1975, of the provisions of the Act relating to prohibited transactions and fiduciary responsibilities, the complexity of the fiduciary responsibility provisions of part 4, Title I of the Act, the risks of civil liability, and the potential disruption to the capital market, with the attendant possible adverse consequences to the funds of employee benefit plans and to the participants and beneficiaries of such plans, the applicants have requested that an exemption be granted pursuant to section 4975(c) (2) of the Code.

The Securities and Exchange Commission has expressed deep concern about the uncertainty in the securities industry over the application of such provisions and the potential disruption to the capital market.

On the basis of the applications and the concern expressed by the Securities

and Exchange Commission, this notice invites written comments concerning such exemption proceeding. Pursuant to such proceeding, notice is hereby given that the exemption set forth in tentative form in the attached appendix is proposed to be granted.

Before granting any such exemption, consideration will be given to any comments pertaining thereto which are submitted in writing (preferably six copies, three of which will be forwarded by the Internal Revenue Service to the Department of Labor) to the Commissioner of Internal Revenue, Attention: CC:LR:T, Washington, D.C. 20224, by January 21, 1975. Every written comment submitted in response to this notice will be made part of the record and is subject in its entirety to public inspection and copying in accordance with procedures similar to procedures of 26 CFR 601.702(d) (9).

A public hearing will be held simultaneously and in conjunction with that of the Secretary of Labor, and notice of the time, place, date and manner of the public hearing is simultaneously published herewith.

Before any exemption may be granted, a determination on the record must be made that such exemption is administratively feasible, in the interests of the plan and of its participants and beneficiaries, and protective of the rights of participants and beneficiaries of the plan. This determination will be made upon comments submitted in writing or at the public hearing.

DONALD C. ALEXANDER,
Commissioner of Internal Revenue.

The following interim exemption is proposed to be granted under the authority of section 4975(c) (2) of the Internal Revenue Code of 1954:

The restrictions of section 4975 do not apply to the following transactions:

(a) *Period from January 1, 1975 through February 14, 1975.* With respect to a broker-dealer registered under the Securities Exchange Act of 1934 or a reporting dealer who makes primary markets in Government securities and reports daily to the Federal Reserve Bank of New York its positions with respect to Government securities and borrowings thereon, any purchase or sale of a security between an employee benefit plan and such a broker-dealer or such a reporting dealer, which purchase or sale has a final settlement date before February 15, 1975, if:

(1) Such a broker-dealer, or reporting dealer, ordinarily and customarily engaged in similar transactions on December 31, 1974;

(2) Such transaction is at least as favorable to the plan as an arm's length transaction with an unrelated party would be; and

(3) The transaction was not, at the time of such transaction, a prohibited transaction (within the meaning of section 503(b) of the Internal Revenue Code of 1954 or the corresponding provisions of prior law).

The restrictions of section 4975 do not apply to the following transactions:

(a) *Period from January 1, 1975 through February 14, 1975.* With respect to a broker-dealer registered under the Securities Exchange Act of 1934 or a reporting dealer who makes primary markets in Government securities and reports daily to the Federal Reserve Bank of New York its positions with

respect to Government securities and borrowings thereon, any purchase or sale of a security between an employee benefit plan and such a broker-dealer or such a reporting dealer, which purchase or sale has a final settlement date before February 15, 1975, if:

(1) Such a broker-dealer, or reporting dealer, ordinarily and customarily engaged in similar transactions on December 31, 1974;

(2) Such transaction is at least as favorable to the plan as an arm's length transaction with an unrelated party would be; and

(3) The transaction was not, at the time of such transaction, a prohibited transaction (within the meaning of section 503(b) of the Internal Revenue Code of 1954 or the corresponding provisions of prior law).

(b) *Period ending April 30, 1975.* With respect to a broker-dealer or reporting dealer within the meaning of paragraph (a) of this appendix, any purchase or sale of a security between an employee benefit plan and such a broker-dealer or such a reporting dealer which has a final settlement date after February 14, 1975 but before May 1, 1975, if the requirements of paragraph (a) (1), (2) and (3) of this appendix are met and if such broker-dealer or such reporting dealer does not render investment advice to the plan and does not fall within section 4975(e) (3) (A) or (C) of the Code. For purposes of this paragraph, a broker-dealer or reporting dealer shall not be deemed to be rendering investment advice if the advice rendered is solely incidental to the conduct of its business as broker or dealer and if it receives no special compensation therefor (within the meaning of section 202(a) (11) (C) of the Investment Advisers' Act of 1940) and shall not be deemed to be rendering investment advice to the extent that it values securities for a plan or provides securities custodial services.

(c) *Affiliates.* For purposes of paragraphs (a) and (b) of this appendix, affiliates of any broker-dealer or reporting dealer shall be deemed to be part of such broker-dealer or reporting dealer.

[FR Doc.75-1225 Filed 1-10-75;10:35 am]

Office of the Secretary

CHICKEN EGGS IN THE SHELL FROM CANADA

Antidumping; Tentative Negative Determination

Information was received on June 11, 1974, that chicken eggs in the shell from Canada were being sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended (19 U.S.C. 160 et seq.) (referred to in this notice as "the Act"). This information was the subject of an "Antidumping Proceeding Notice" which was published in the FEDERAL REGISTER of July 12, 1974, on page 25670.

I hereby make a tentative determination that chicken eggs in the shell from Canada are not being, nor likely to be, sold at less than fair value within the meaning of section 201(a) of the Act (19 U.S.C. 160(a)).

STATEMENT OF REASONS ON WHICH THIS TENTATIVE DETERMINATION IS BASED

Analysis of information from all sources revealed that a sufficient quantity of merchandise identical to the imported merchandise is sold for home consumption so that for fair value purposes the proper basis of comparison is between the home market price and the purchase price of the imported merchandise.

Purchase price was calculated on the basis of either an f.o.b. U.S. destination price or an f.o.b. central storage plant in Canada price, with packing included in both prices. Deductions were made for freight, insurance, brokerage and duties, where appropriate.

Home market price was calculated on the basis of an f.o.b. central storage plant price, packing included.

Using the above criteria, purchase price was found to be equal to or greater than the home market price of the imported merchandise.

In accordance with §§ 153.33(a) and 153.37, Customs Regulations (19 CFR 153.33(a), 153.37), interested parties may present written views or arguments, or request in writing that the Secretary of the Treasury afford an opportunity to present oral views.

Any requests that the Secretary of the Treasury afford an opportunity to present oral views should be addressed to the Commissioner of Customs, 2100 K Street, NW., Washington, D.C. 20229, in time to be received by his office not later than January 23, 1975. Such requests must be accompanied by a statement outlining the issues wished to be discussed.

Any written views or arguments should likewise be addressed to the Commissioner of Customs in time to be received by his office not later than February 12, 1975.

This tentative determination and the statement of reasons therefore are published pursuant to § 153.33 of the Customs Regulations (19 CFR 153.33).

[SEAL] DAVID R. MACDONALD,
*Assistant Secretary
of the Treasury.*

JANUARY 8, 1975.

[FR Doc.75-1013 Filed 1-10-75;8:45 am]

BIRCH 3 PLY DOORSKINS FROM JAPAN Antidumping Proceeding Notice

On December 12, 1974, information was received in proper form pursuant to §§ 153.26 and 153.27, Customs Regulations (19 CFR 153.26, 153.27), indicating a possibility that birch 3 ply doorskins from Japan are being, or are likely to be, sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended (19 U.S.C. 160 et seq.).

There is evidence on record concerning injury to or likelihood of injury to or prevention of establishment of an industry in the United States.

Having conducted a summary investigation as required by § 153.29 of the Customs Regulations (19 CFR 153.29), and having determined as a result thereof that there are grounds for so doing, the U.S. Customs Service is instituting an inquiry to verify the information submitted and to obtain the facts necessary to enable the Secretary of the Treasury to reach a determination as to the fact or likelihood of sales at less than fair value.

A summary of information received from all sources is as follows:

The information received tends to indicate that the prices of the merchandise sold for exportation to the United States are less than the constructed value.

This notice is published pursuant to § 153.30 of the Customs Regulations (19 CFR 153.30).

[SEAL] DAVID R. MACDONALD,
Assistant Secretary of the Treasury.

JANUARY 9, 1975.

[FR Doc.75-1210 Filed 1-10-75;9:03 am]

DEPARTMENT OF DEFENSE

Department of the Air Force USAF SCIENTIFIC ADVISORY BOARD Notice of Meeting

JANUARY 6, 1975.

The United States Air Force Scientific Advisory Board C-141 Independent Review Team will hold an open meeting on January 28-29, 1975, from 8:30 a.m. until 5 p.m. at Lockheed Aircraft Company, Marietta, Georgia.

The C-141 Independent Review Team will meet to review the proposed modification to stretch the C-141.

For further information on this meeting, contact the Scientific Advisory Board Secretariat at 202-697-8845.

STANLEY L. ROBERTS,
*Colonel, USAF, Chief, Legislative
Division, Office of The
Judge Advocate General.*

[FR Doc.75-750 Filed 1-10-75;8:45 am]

DEPARTMENT OF JUSTICE

Drug Enforcement Administration

[Docket No. 74-21]

SAMUEL D. NOVICH, D.V.M.

Notice of Hearing

Notice is hereby given that on October 25, 1974, the Drug Enforcement Administration, Department of Justice, issued to Samuel D. Novich, D.V.M., Cherry Hill, New Jersey, an Order to Show Cause as to why the Drug Enforcement Administration registration No. AN0604416, issued to him pursuant to section 303 of the Controlled Substances Act (21 U.S.C. 823) should not be revoked.

Thirty days having elapsed since said order was received by Dr. Novich, and written request for a hearing having been filed with the Drug Enforcement Administration, Notice is hereby given that a hearing in this matter will be held commencing at 10 a.m. on January 20, 1975, in Room 1210, of the Drug Enforcement Administration, 1405 I Street, NW., Washington, D.C. 20537.

Dated: JANUARY 8, 1975.

JOHN R. BARTELS, Jr.,
*Administrator,
Drug Enforcement Administration.*

[FR Doc.75-1006 Filed 1-10-75;8:45 am]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

OUTER CONTINENTAL SHELF OIL AND GAS LEASING

Relocation of Public Hearing in California Regarding Proposed Increase in OCS Leasing

In the FEDERAL REGISTER of October 18, 1974, (39 FR 37222), the Department announced the availability of a draft environmental impact statement and the holding of public hearings regarding the proposed acceleration of oil and gas leasing on the Outer Continental Shelf.

In order to provide additional time for review of the draft impact statement, the Department first rescheduled the hearings to early December (39 FR 39297), and then to early February (39 FR 44670). These hearings were scheduled to be held in Anchorage, Alaska; Trenton, New Jersey; and Anaheim, California.

Notice is hereby given that the hearing previously scheduled to be held in Anaheim, California, has been relocated as follows:

Los Angeles Area.—February 6, 7, and 8 (Thursday, Friday, and Saturday).
El Rodeo Elementary School Auditorium
605 Whittier Drive
Beverly Hills, California 90210

All information and requirements with respect to these hearings which were published in the FEDERAL REGISTER on December 26, 1974, (39 FR 44670) remain unchanged except for relocation of the California hearing from Anaheim to Beverly Hills.

CURT BERKLUND,
*Director, Bureau of
Land Management.*

Approved: January 8, 1975.

STANLEY D. DOREMUS,
*Deputy Assistant
Secretary of the Interior.*

[FR Doc.75-1025 Filed 1-10-75;8:45 am]

Office of Hearings and Appeals

[Docket No. M 75-77]

ISLAND CREEK COAL CO.

Petition for Modification of Application of Mandatory Safety Standard

Notice is hereby given that in accordance with the provisions of section 301(c) of the Federal Coal Mine Health and Safety Act of 1969, 30 U.S.C. 861(c), Island Creek Coal Company has filed a petition to modify the application of 30 CFR 75.1403-8(c) to its No. 9 Mine, Madisonville, Kentucky.

30 CFR 75.1403-8(c) provides:

Track haulage roads developed after March 30, 1970, should have clearance on the "tight" side of at least 12 inches from the farthest projection of normal traffic.

In support of its petition, Petitioner states:

(1) In three or four locations on the north motor road of Petitioner's mine,

unusually unstable roof conditions exist. As an extra precaution against roof falls, steel beams and rails, rather than timbers, are used as roof supports in these areas. Additionally, passages are narrowed somewhat to reduce the amount of roof which must be supported.

(2) As a result of this narrowing, there are points along the track haulage road, primarily on curves, where the corners of supply cars do not clear the sides by the 24 inches required by § 75.1403-8(c) of the regulations.

(3) The three or four locations where unstable roof conditions exist total approximately 100 feet in length and only at certain points is the required clearance not met.

(4) These locations seldom have men working in them and the supply motor-men travel through these locations alone a majority of the time. Additionally, adequate shelter holes are provided along these locations.

(5) The roof in these three or four locations of unstable roof conditions is presently adequately supported. To widen these passages to achieve the required clearance at all points will require replacement of the steel supports along the length of these locations and will increase the amount of roof which must be supported.

(6) Petitioner proposes as an alternate safety measure to post red lighted warning signs at the points on the north motor road of Petitioner's mine where the required clearances cannot be met. Due to the infrequency of activity in these areas, the posting of such red lighted warning signs as an alternative method of achieving the result of § 75.1403-8(c) of the regulations will at all times guarantee no less than the same measure of protection afforded the miners in these areas of the mine by the mandatory safety standard. Additionally, the widening of these passages to comply with the standard will, by exposing more unstable roof, result in a diminution of safety to the miners passing through such areas of the mine.

Persons interested in this petition may request a hearing on the petition or furnish comments on or before February 12, 1975. Such requests or comments must be filed with the Office of Hearings and Appeals, Hearings Division, U.S. Department of the Interior, 4015 Wilson Boulevard, Arlington, Virginia 22203. Copies of the petition are available for inspection at that address.

Dated: January 6, 1975.

JAMES R. RICHARDS,
Director, Office of
Hearings and Appeals.

[FR Doc.75-1017 Filed 1-10-75; 8:45 am]

National Park Service

[Order 86]

CHIEF, CONTRACT ADMINISTRATION
DENVER SERVICE CENTER

Delegation of Authority

SECTION 1. *Delegation.* The Chief, Contract Administration, Denver Service

Center, is authorized to exercise all the contracting authority now or hereafter vested in the Superintendent, Grand Canyon National Park, Grand Canyon, Arizona, for Contract No. 14-10-0315-396, dated December 31, 1964, Transcanyon Water Line, Grand Canyon National Park, Arizona, between the United States of America and Elling Halverson, Inc., and Lent's Inc., A Joint Venture.

Sec. 2. *Redelegation.* The authority delegated by this order may not be redelegated.

((205 DM, as amended. 254 DM, as amended.)
sec. 2 of Reorganization Plan No. 3 of 1950)

Dated: January 9, 1975.

LEONARD NORWOOD,
Acting Director,
National Park Service.

[FR Doc.75-1159 Filed 1-10-75; 8:45 am]

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

HOP MARKETING ADVISORY BOARD

Public Meeting

Pursuant to the Federal Advisory Committee Act (Pub. L. 92-463; 86 Stat. 770), notice is given of a meeting of the Hop Marketing Advisory Board at 8:30 a.m., p.s.t., January 20, 1975, at the Sheraton Inn-Airport, San Diego, California.

The Hop Growers of America, an industry organization composed of hop growers in the States of Washington, Oregon, Idaho, and California, is meeting in San Diego January 21 and 22, 1975. This is their annual meeting and is widely attended by growers. It provides the only opportunity before spring planting for the members of the Advisory Board to exchange information with such a large group of hop growers. This enables the Advisory Board to arrive at marketing policy recommendations which it must submit to the Hop Administrative Committee. It, therefore, has been determined that it is within the best interests of the Federal Government to have the meeting of the Hop Marketing Advisory Board immediately preceding the Hop Growers of America's annual meeting. The Advisory Board should meet on January 20, 1975. Inasmuch as the charter renewing the Hop Marketing Advisory Board was not issued until January 6, 1975, it is impossible to meet the 15 day advance notice required by OMB Circular A-63, revised March 27, 1974.

The purpose of the meeting is to discuss reserve pool matters, marketing research and development projects, and marketing policy and related matters. The meeting will be open to the public.

The Hop Marketing Advisory Board is established under Marketing Order No. 991, as amended (7 CFR Part 991), regulating the handling of hops of domestic production. The marketing order is effective under the Agricultural Marketing Agreement Act of 1937, as amended.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

The names of Board members, agenda, summary of the meeting and other in-

formation pertaining to the meeting may be obtained from Robert H. Eaton, Manager, Hop Administrative Committee, Room 1002, Corbett Building, 430 S.W. Morrison Street, Portland, Oregon 97204, telephone 503-224-1823.

Dated: January 9, 1975.

JOHN C. BLUM,
Associate Administrator.

[FR Doc.75-1189 Filed 1-10-75; 11:16 am]

Packers and Stockyards Administration ARIZONA LIVESTOCK AUCTION, INC., PHOENIX, ARIZONA, ET AL.

Proposed Posting of Stockyards

The Chief, Registrations, Bonds, and Reports Branch, Packers and Stockyards Administration, United States Department of Agriculture, has information that the livestock markets named below are stockyards as defined in Section 302 of the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 202), and should be made subject to the provisions of the Act.

AZ-100—Arizona Livestock Auction, Inc., Phoenix, Arizona.

CO-144—Friends & Neighbors Commission Co., Inc., Salida, Colorado.

GA-178—R & T Livestock Co., Millen, Georgia.

KS-199—Rush County Livestock Sales Co., LaCrosse, Kansas.

KS-200—Leavenworth Livestock Auction Company, Leavenworth, Kansas.

OK-193—Meeker Livestock Market, Meeker, Oklahoma.

TX-310—Bowie Livestock Commission, Inc., Bowie, Texas.

TX-309—Nixon Livestock Commission, Inc., Nixon, Texas.

Notice is hereby given, therefore, that the said Chief, pursuant to authority delegated under the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), proposes to issue a rule designating the stockyards named above as posted stockyards subject to the provisions of the Act as provided in Section 302 thereof.

Any person who wishes to submit written data, views, or arguments concerning the proposed rule, may do so by filing them with the Chief, Registrations, Bonds, and Reports Branch, Packers and Stockyards Administration, United States Department of Agriculture, Washington, D.C. 20250, by January 28, 1975.

All written submissions made pursuant to this notice shall be made available for public inspection at such times and places in a manner convenient to the public business (7 U.S.C. 1.27(b)).

Done at Washington, D.C., this 6th day of January, 1975.

EDWARD L. THOMPSON,
Chief, Registrations, Bonds,
and Reports Branch, Live-
stock Marketing Division.

[FR Doc.75-990 Filed 1-10-75; 8:45 am]

Office of the Secretary
FEED GRAIN DONATIONS

Walker River and Yomba Indian Lands in Nevada, Sandia and San Felipe Indian Lands in New Mexico, and Ute Mountain Indian Lands in Colorado, New Mexico and Utah

Pursuant to the authority set forth in section 407 of the Agricultural Act of 1949, as amended (7 U.S.C. 1427), and Executive Order 11336, I have determined that:

1. The chronic economic distress of the needy members of the Walker River and the Yomba Indian Lands in Nevada, the Sandia and San Felipe Indian Lands in New Mexico, and the Ute Mountain Indian Lands in Colorado, New Mexico and Utah, has been materially increased and become acute because of severe and prolonged drought creating a serious shortage of livestock feeds. These lands are reservations or other lands designated for Indian use and are utilized by members of the Indian tribes for grazing purposes.

2. The use of feed grain or products thereof made available by the Commodity Credit Corporation for livestock feed for such needy members of the tribes will not displace or interfere with normal marketing of agricultural commodities.

Based on the above determinations, I hereby declare the reservations and grazing lands of these tribes to be acute distress areas and authorize the donation of feed grain owned by the Commodity Credit Corporation to livestockmen who are determined by the Bureau of Indian Affairs, Department of the Interior, to be needy members of the tribe utilizing such lands. These donations by the Commodity Credit Corporation may commence upon signature of this notice and shall be made available through the duration of the existing emergency or to such other time as may be stated in a notice issued by the Department of Agriculture.

Signed at Washington, D.C. on January 6, 1975.

EARL L. BUTZ,
Secretary.

[FR Doc.75-992 Filed 1-10-75; 8:45 am]

DEPARTMENT OF COMMERCE

Domestic and International Business Administration

COMPUTER PERIPHERALS, COMPONENTS AND RELATED TEST EQUIPMENT TECHNICAL ADVISORY COMMITTEE

Partially Closed Meeting

Pursuant to the provisions of the Federal Advisory Committee Act, 5 U.S.C. App. I (Supp. III, 1973), notice is hereby given that a meeting of the Computer Peripherals, Components and Related Test Equipment Technical Advisory Committee will be held on Thursday, February 20, 1975, in Room 5230, Main Commerce Building, 14th and Constitution Avenue NW, Washington, D.C.

The Committee was established to advise the Office of Export Administration, Bureau of East-West Trade, with respect to questions involving technical matters, world-wide availability and actual utilization of production and technology, and licensing procedures which may affect the level of export controls applicable to computer peripherals, components and related test equipment, including technical data related thereto, and including those whose export is subject to multilateral (COCOM) controls.

The Committee meeting agenda has five parts:

GENERAL SESSION

- (1) Opening remarks by the Chairman.
- (2) Presentation of papers or comments by the public.
- (3) Discussion of the report on transfer of technology.
- (4) Discussion of the function of the Department of Defense in reviewing both U.S. and foreign export license applications.

EXECUTIVE SESSION

- (5) Discussion of matters properly classified under Executive Order 11652, dealing with the United States and COCOM control program and strategic criteria related thereto.

The public will be permitted to attend the General Session, at which a limited number of seats will be available to the public. Written statements may be submitted at any time before or after the meeting.

On December 16, 1974, the Assistant Secretary of Commerce for Administration, with the concurrence of the delegate of the General Counsel, formally determined, pursuant to section 10(d) of the Federal Advisory Committee Act, that those portions of the series of meetings of the Committee and of any subcommittees thereof that will involve discussions of matters listed in 5 U.S.C. 552 (b) (1) and specifically authorized under criteria established by an executive order to be kept secret in the interest of national defense or foreign policy and are in fact properly classified pursuant to such executive order, shall be exempt, for the period January 4, 1975, to January 3, 1976, from the provisions of section 10 (a) (1) and (a) (3) of the Act, relating to open meetings and public participation therein.

Agenda item (5) will be devoted to the discussion of matters listed in 5 U.S.C. 552(b)(1) and properly classified under Executive Order 11652, dealing with the U.S. and COCOM control program and strategic criteria related thereto. Accordingly, pursuant to the aforementioned determination this portion of the meeting will be closed to the public. All Committee members have appropriate security clearances.

Minutes of the open portion of the meeting will be available upon written request addressed to the Central Reference and Records Inspection Facility, Room 7043, U.S. Department of Commerce, Washington, D.C. 20230.

For further information, contact Mr. Charles C. Swanson, Director, Operations Division, Office of Export Administration,

Room 1620, U.S. Department of Commerce, Washington, D.C. 20230, telephone: A/C 202/967-4196.

In accordance with paragraph (4) of the Order of the United States District Court for the District of Columbia in Aviation Consumer Action Project, et al., v. C. Langhorne Washburn, et al., September 10, 1974, as amended, September 23, 1974 (Civil Action No. 1838-73), the Complete Notice of Determination to close portions of the meetings of the Computer Peripherals, Components and Related Test Equipment Technical Advisory Committee and of any subcommittees thereof is hereby published.

Dated: January 8, 1975.

RAUER H. MEYER,
Acting Director,
Bureau of East-West Trade.

NOTICE OF DETERMINATION

In response to written requests of representatives of a substantial segment of the computer industry, the Computer Peripherals, Components and Related Test Equipment Technical Advisory Committee was established by the Secretary of Commerce pursuant to section 5(c)(1) of the Export Administration Act of 1969, 50 U.S.C. App. section 2404(c)(1) (Supp. III, 1973), as amended, Pub. L. 93-500, section 5(b) (October 29, 1974), to advise the Department of Commerce with respect to questions involving technical matters, worldwide availability, and actual utilization of production and technology, and licensing procedures which may affect the level of export controls applicable to computer peripherals, components, and related test equipment, including technical data related thereto, and including those whose export is subject to multilateral (COCOM) controls.

The Committee, which currently has seventeen members representing industry and eight members representing government agencies, will terminate no later than January 3, 1977, unless extended by the Secretary of Commerce. All members of the Committee have the appropriate security clearance.

The Committee's activities are conducted in accordance with the provisions of section 5(c)(1) of the Export Administration Act of 1969, as amended, the provisions of the Federal Advisory Committee Act, 5 U.S.C. App. I (Supp. III, 1973), and Office of Management and Budget Circular A-63 (Revised), Advisory Committee Management, effective May 1, 1974. Section 10 of the Federal Advisory Committee Act provides, among other things, that the meetings of advisory committees are to be open to the public, and to public participation, unless the head of the agency (or his delegate) to which the committee reports determines in writing that all, or some portion, of the agenda of the meeting of the committee is concerned with matters listed in section 552(b) of Title 5 of the United States Code.

Section 552(b)(1) of Title 5, United States Code, provides that information may be withheld from the public if it concerns matters specifically required by Executive Order to be kept secret in the interest of the national defense or foreign policy.

Notices of Determination authorizing the closing of meetings, or portions thereof, of the Computer Peripherals, Components, and Related Test Equipment Technical Advisory Committee and its formal subcommittees, dealing with security classified matters, were approved on June 18, 1973 for the meeting of July 9, 1973; on July 17, 1973 for the meeting

of July 25, 1973; on August 21, 1973 for a series of meetings from August 21, 1973 through December 31, 1973; on December 26, 1973 covering a series of meetings for the period January 1, 1974 through April 30, 1974; and on May 16, 1974, covering a series of meetings from May 1, 1974 through January 3, 1975.

In order to provide advice to the Department under the terms of its charter, the Committee and formal subcommittees thereof will continue to hold a series of meetings dealing with the matters set forth in the first paragraph of this Determination. These meetings will include discussions of the COCOM control list as it relates to the commodities and technical data under its purview, and with the foreign availability of these commodities and technical data. In addition, the Committee and its formal subcommittees will be preparing recommendations for the Department's consideration relating to the U.S. Government's negotiating position on COCOM-related matters. Much of the information relating to the COCOM control list, as well as proposed changes, is now or will be security classified for national security or foreign policy reasons, pursuant to Executive Order No. 11652, 3 CFR 339 (1974). In order for the Committee and its formal subcommittees to provide required advice to the U.S. Government, it will be necessary to provide the Committee and its formal subcommittees with such classified material. Therefore, the portions of the series of meetings of the Committee and of subcommittees thereof that will involve discussions of matters specifically authorized under criteria established by an executive order to be kept secret in the interest of national defense or foreign policy and are in fact properly classified pursuant to such executive order, must be closed to the public. The remaining portions of the series of meetings will be open to the public.

Accordingly, I hereby determine, pursuant to section 10(d) of the Federal Advisory Committee Act that those portions of the series of meetings of the Committee and of any subcommittees thereof, dealing with the aforementioned classified materials shall be exempt, for the period January 4, 1975, to January 3, 1976, from the provisions of section 10 (a) (1) and (a) (3), relating to open meetings and public participation therein, because the Committee and subcommittee discussions will be concerned with matters listed in section 552(b) (1) of Title 5, United States Code. The remaining portions of the meetings will be open to the public.

Dated: December 16, 1974.

GUY W. CHAMBERLIN, JR.,
*Assistant Secretary
for Administration.*

Dated: December 12, 1974.

ALFRED MEISNER,
General Counsel.

[FR Doc.75-993 Filed 1-10-75; 8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Health Services Administration

MATERNAL AND CHILD HEALTH RESEARCH GRANTS REVIEW COMMITTEE

Notice of Meeting

Pursuant to the Federal Advisory Committee Act (Pub. L. 92-463), the Administrator, Health Services Administration, announces the meeting dates and

other required information for the following National Advisory body scheduled

to assemble during the month of February 1975:

<i>Committee name and date/time/place</i>	<i>Type of meeting and/or contact person</i>
Maternal and Child Health Research Grants Review Committee, Feb. 13 and 14, 1975—9 a.m., Parklawn Bldg., Conference Room L, 5600 Fishers Lane, Rockville, Md.	Open—Feb. 13—9-10 a.m., Closed—remainder of meeting. Contact: Gloria Wackernah, room 12A-08, Parklawn Bldg., 5600 Fishers Lane, Rockville, Md. Code 301-443-2190.

Purpose: The Committee is charged with the review of all research grant applications in the program areas of maternal and child health administered by the Bureau of Community Health Services.

Agenda: The Committee will be performing review of grant applications for Federal assistance. This meeting will be open to the public from 9 to 10 on February 13 for the Opening Remarks. The remainder of the meeting will be closed to the public for the review of grant applications for Federal assistance, in accordance with the provisions set forth in section 552(b) (4), Title 5 U.S. Code and the Determination by the Administrator, Health Services Administration, pursuant to Pub. L. 92-463, section 10(d).

Agenda items are subject to change as priorities dictate.

That portion of the meeting so indicated, is open to the public for observation and participation. Anyone wishing to participate, obtain a roster of members, or other relevant information, should contact the person listed above.

Dated: December 31, 1974.

ANDREW J. CARDINAL,
*Associate Administrator for
Management, Health Services
Administration.*

[FR Doc.75-755 Filed 1-10-75; 8:45 am]

Office of Education FUNCTIONS, AND DELEGATIONS OF AUTHORITY

Statement of Organization

Part 2 (Office of Education) Section 2-B, Organization and Functions, of the Statement of Organization, Functions and Delegations of Authority for the Department of Health, Education, and Welfare is hereby amended to attain the purposes of the Education Amendments of 1974, Section 519, by establishing an Office of Libraries and Learning Resources. Therefore, the statement published in the FEDERAL REGISTER on April 26, 1974 at 39 FR 14738, 14739 is hereby amended as follows:

The Statement under the heading Bureau of School Systems is amended by addition of a new statement immediately preceding the title of the Division of Education for the Disadvantaged to read as follows:

OFFICE OF LIBRARIES AND LEARNING RESOURCES

Administers programs to improve public library services and library construction to strengthen library resources, support training of library personnel and acquisition of equipment to improve instructional programs. Administers programs to support acquisition of school library resources and instructional

equipment and support research and demonstrations in library and information science. Administers all programs in the Office of Education related to assistance for, and encouragement of libraries and information centers and education technology.

The statement under the heading Bureau of Postsecondary Education, Division of Library Programs and the heading "Division of Library Programs" are deleted in their entirety.

Dated: December 30, 1974.

JOHN OTTINA,
*Assistant Secretary for
Administration and Management.*

[FR Doc.75-1027 Filed 1-10-75; 8:45 am]

Office for Civil Rights NONDISCRIMINATION IN HIGHER EDUCATION EMPLOYMENT Memorandum by Director

The following memorandum by the Director, Office for Civil Rights, dated December 1974, has been addressed to all College and University Presidents:

MEMORANDUM TO COLLEGE AND UNIVERSITY PRESIDENTS

The Office for Civil Rights (OCR) has responsibility for the enforcement of Executive Order 11246, as amended, with respect to employment at colleges and universities which hold Federal contracts. Under the Executive Order, Federal contractors, including institutions of higher education, are prohibited from discriminating against any person on the basis of race, color, religion, sex, or national origin in recruitment, selection, promotion and any other employment practices and procedures. Further, contractors are required by the Executive Order to "take affirmative action to ensure that applicants are employed, and that employees are treated during employment, without regard to their race, color, religion, sex, or national origin." (Section 202(1)) Such affirmative action should be designed to expand employment opportunities for women and minorities and to eliminate those policies and practices which have had the effect of excluding or limiting female and minority group employment.

Further, under Title VI of the Civil Rights Act of 1964 and Title IX of the Education Amendments of 1972, both of which are within the compliance jurisdiction of the Office for Civil Rights, educational institutions which are recipients of Federal financial assistance must ensure nondiscrimination. Under Title VI the recipients of Federal financial assistance may not discriminate on

the basis of race, color, or national origin. Title VI prohibits employment discrimination only to the extent that such discrimination tends to exclude individuals or deny them the benefits of Federal financial assistance. With certain exceptions, Title IX prohibits discrimination based on sex in federally assisted education programs or activities. It extends to all employment practices of a covered institution. While the Executive Order coverage is extended only to those institutions which are Federal contractors, Title VI and Title IX reach all of the nation's higher education institutions which receive Federal financial assistance. Whereas affirmative action in employment is expressly required under the Executive Order, even in the absence of a finding of specific discrimination by the institutions, it is not required under Title VI or Title IX. However, voluntary affirmative action is permitted under both Title VI and Title IX " . . . to overcome the effects of conditions which resulted in limiting participation by persons of a particular race, color, national origin, or sex."

It should be noted that where there has been a specific finding of discrimination under the Executive Order, Title VI or Title IX, specific remedial or corrective action is required. Remedies in these cases are tailored to the specific wrong which has occurred. This memorandum is not intended to apply to corrective actions undertaken pursuant to a specific finding of discrimination.

This Office, in October 1972, issued Higher Education Guidelines which set forth the compliance responsibilities of colleges and universities under the Executive Order. In the time during which the Guidelines have been in effect, OCR has been faced with determining the permissibility of many common practices designed to effect compliance with the Executive Order. The purpose of this Memorandum is to encourage resort to positive affirmative action steps by setting forth concrete examples designed to distinguish such positive steps from others which might conflict with nondiscrimination requirements.

At the outset, certain general principles should be made clear. Colleges and universities are entitled to select the most qualified candidate, without regard to race, sex, or ethnicity, for any position. The college or university, not the Federal Government, is to say what constitutes qualification for any particular position. No single appointment will be objected to where those not appointed are less well-qualified than the candidate actually selected.

RECRUITMENT FOR EMPLOYMENT VACANCIES MUST BE UNDERTAKEN WITHOUT DESIGNATION OR IDENTIFICATION BY RACE, SEX, OR ETHNICITY

As defined on page five of the Guidelines, "[r]ecruitment is the process by which an institution or department within an institution develops an applicant pool from which hiring decisions are made." As indicated on page six of

the Guidelines, a contractor must make an explicit statement of its commitment to equal employment opportunity in all recruiting announcements and advertisements, and it may do so by specifying that it is an "equal opportunity employer." There is a caveat:

It is a violation of the Executive Order, however, for a prospective employer to state that only members of a particular minority group or sex will be considered.

A major purpose of the affirmative action provision of the Executive Order is to broaden the pool of applicants so that women and minorities will be considered for employment along with all other applicants. The affirmative action process must not operate to restrict consideration to minorities and women only. Acceptable nonrestrictive language designed to broaden the pool of applicants would be:

The English Department of X University is subject to the requirements of Executive Order 11246 and is an affirmative action employer. All interested persons are encouraged to apply.

It would, however, be unacceptable to state that "women and minorities are preferred" or "this is an affirmative action position." Status as a member of any specific group should not be mentioned in any advertisement as preferred.

The type of announcement which identifies the category of applicants who will be considered on the basis of race and/or sex would be unacceptable because it has the effect of discouraging the candidacy of other categories of persons. Therefore, it would be unacceptable for an announcement to read:

Pursuant to our affirmative action plan establishing goals for the employment of women and minorities, the English Department of X University is seeking to fill this position with a woman.

Of course, under the Executive Order, all employment advertising must contain a statement that the institution is an equal opportunity employer.

It has been suggested that a position might be designated on the basis of race or sex in order to meet an employment goal. This would be in violation of the nondiscrimination provisions of the Executive Order. The following case represents an example of an improper interpretation of the affirmative action obligation:

For the past four years, the Mathematics Department of X University has been operating under an affirmative action program. Although its goal for hiring women was established at 20 percent over a five-year period, during the past four years, each of four vacancies has been filled by a male. At an annual professional association conference, the department chairman informed a male applying for a fifth vacant position that he could not be given consideration regardless of his qualifications because Federal regulations require the department to fill the position with a woman.

The Mathematics Department has violated its equal employment opportunity obligations by designating the vacancy

as a position for a woman, or as one in which a woman would be preferred, thereby excluding all other categories of applicants from consideration. Such action is forbidden by the Executive Order, and it is improper to suggest or to act on the assumption that Federal affirmative action provisions require that any particular position be filled by a woman or minority person.

The Mathematics Department has misunderstood the nature of goals. Goals are good faith estimates of the expected numerical results which will flow from specific affirmative actions taken by a college or university to eliminate and/or counteract factors in the university's employment process which have contributed to underutilization of minorities and women in specific job categories or resulted in an adverse disproportionate impact in terms of promotion, compensation and training of currently employed minorities and women. They are not rigid and inflexible quotas which must be met. Nor should a university strive to achieve goals as ends in themselves, for "[n]o contractor's compliance status shall be judged alone by whether or not he reaches his goals and meets his timetables. Rather, each contractor's compliance posture shall be reviewed and determined by reviewing the contents of his program, the extent of his adherence to this and his good faith efforts . . ." (41 CFR 60-2.14, known as "Revised Order No. 4")

The Mathematics Department must be able to demonstrate clearly that it has adhered to its affirmative action obligation by making a full and good faith effort to recruit and consider women for each of the five vacancies. If the Department is able to make this demonstration, its inability to meet its employment goal would not be deemed a violation of its affirmative action obligation. However, a failure by the Mathematics Department to make a sufficient good faith effort to recruit and consider women and minority candidates for the four earlier openings would constitute a violation of the Executive Order regulations.

As noted on page seven of the Guidelines, minorities and women are often sought to fill positions in women's and ethnic studies programs. Consider the following example, which would constitute a violation of the Executive Order:

A job description for an instructor position for a University's Black Studies Program, included, as job requirements, the ability to bring special insights to the course material and the ability to relate well to the large number of black students attracted by the program. The Dean of Arts and Sciences decided that only a black person could meet these requirements. When questioned by a white applicant, the Dean defended the selection of a black person on the grounds that race was a necessary element for the proper performance of the job.

While the university established job requirements to answer what it deemed as its special needs for the Black Studies Program, its actions amounted to giving

exclusive consideration to candidates on the basis of race. Such action results in the restriction of the applicant pool and is a violation of the Executive Order.

In this case, the job requirements themselves (ability to relate to students, special insights, etc.) do not limit the applicant pool on the basis of race and do not by their own terms prohibit non-minorities from applying or being employed. However, it is the university's assumption that only a black person can meet the job requirements and serve as an instructor in a successful Black Studies Program which brings the university into violation of the Executive Order.

II. IF AN INSTITUTION HAS FAILED TO FOLLOW ITS AFFIRMATIVE ACTION RECRUITMENT PROCEDURE OR IF ITS RECRUITMENT EFFORTS DO NOT YIELD AN EXPANDED APPLICANT POOL, THE RECRUITMENT PERIOD FOR ALL CANDIDATES MAY BE EXTENDED

The Guidelines, on pages 5-7, set forth a specific framework to which the recruitment process should conform. An institution or institutional department must develop a nondiscriminatory applicant pool from which hiring decisions are made, and failure to do so constitutes a violation of the Executive Order. Consider the examples which follow:

A. The Psychology Department of X University was given a period of two months to fill a vacancy on its clinical teaching staff. Prior to beginning its recruitment efforts, the Department received the unsolicited application of a qualified white male applicant, and made no further efforts to recruit for the position. Shortly before the two-month period was up, the nomination was sent to the Vice Chancellor for approval as a choice candidate. On the advice of the affirmative action monitoring committee, the Vice Chancellor rejected the nomination on the ground that the Department had failed to make adequate attempts to reach female and minority applicants, and required that the recruitment search be reopened and extended for another month.

The obligation to take specific steps to recruit applies even in instances where a university has not previously made a practice of active recruiting. Hence, even though it had received an unsolicited application from a person who was qualified, the Department's failure to recruit and consider women and minorities constitutes a violation of the Executive Order. In such case, further action is required under the Executive Order and the Vice Chancellor's decision to extend the period for recruitment does not amount to an abuse of the affirmative action process with respect to the Department's first choice, who will be subjected to greater competition for the job.

B. In seeking to fill an academic position, the English Department took the recruitment steps required under its affirmative action plan. At the end of the recruitment period, during which time it had not received the applications of any women or minorities, the Department nominated one of the white male applicants as its first choice. Although the Vice Chancellor noted that good faith efforts to recruit women and minorities had been made, he required the Department to extend the recruitment period

for another month during which period additional specified efforts were to be made to reach available women and minority applicants.

In carrying out an affirmative action plan, the period for recruitment may be extended, particularly where a utilization analysis indicates that the percentage of women and minorities recruited is substantially less than the percentage of qualified women and minorities available in the work force. In such cases, additional positive recruitment efforts may be undertaken to broaden the applicant pool to include qualified women and minorities. OCR would approve (but not require) the decision to keep open competition for the position. But it must be emphasized again that nothing in an affirmative action plan requires the employment of any specific number of women or minorities.

Thus, if the Department can demonstrate that it has taken all recruitment steps required under its affirmative action plan—and even though no (or very few) applications have been received from women and minorities—there would be no requirement that the recruitment period be extended, as in the following example:

C. The Physics Department took all the affirmative recruitment steps called for by the university's affirmative action plan, and advertised the opening for several months. At the end of that time, no women and no minority candidates had applied and the recruitment procedure was concluded.

The Department was justified in ending the recruitment period, inasmuch as it had done everything possible to publicize the opening for a reasonable period of time.

III. JOB REQUIREMENTS MUST BE APPLIED UNIFORMLY TO ALL CANDIDATES WITHOUT REGARD TO RACE, COLOR, SEX, RELIGION, OR NATIONAL ORIGIN.

The Guidelines stress the need for standardized employment practices that minimize the opportunity for arbitrary and/or discriminatory hiring decisions. It is not intended that affirmative action should result in a dilution of standards in order to attain the objectives of the Executive Order. Consider the example of the following institution, which violated the Executive Order:

Because of the small size and location of X University, its History Department had experienced considerable difficulty in recruiting women and minorities for several teaching positions in the past. Consequently, the department chairman, with the support of his faculty and administration, waived the Ph.D. requirement for those women or minorities who wished to apply for the vacant Associate Professor position but retained the requirement for males or non-minorities applying for the same position and for all other positions.

The Executive Order does not require that job requirements be waived or lowered in order to attract women and minority candidates. Indeed, it expressly forbids differential standards based on race, color, sex, religion or national

origin. Further, it requires that once valid job requirements are established, they must be applied equally to all candidates. It is discriminatory for such requirements to be applied selectively on the basis of race, color, religion, sex, or national origin. Thus, the history department must either waive the Ph.D. requirement for all applicants (without regard to race or sex) or maintain it for all applicants.

IV. A JOB REQUIREMENT WHICH RESULTS IN A DISPROPORTIONATE IMPACT UPON MINORITIES AND/OR WOMEN CAN BE MAINTAINED ONLY IF IT IS JOB-RELATED

As the Guidelines make very clear (page 4), the Executive Order does not require an institution to eliminate or dilute legitimate employment standards by which to measure prospective employees. On the other hand, no standards or criteria which have, by intent or effect, worked to exclude women and minorities as a class can be utilized, unless the institution can demonstrate the necessity of such standards to the performance of the job in question. For example:

X Law School has established a Teaching Fellows Program which is responsible for the administration of the law school's clinical practice program. The requirement for Teaching Fellows includes holding a graduate law degree as well as an LL.B or J.D. Degree. In analyzing its workforce for its affirmative action program, the law school learns that this job requirement disproportionately excludes blacks from consideration for the Teaching Fellows positions.

In order to continue the requirement for a graduate law degree, the law school must demonstrate that the requirement is related to successful job performance. If the law school is able to demonstrate that the skills and knowledge acquired through the advanced law degree are necessary for effective job performance, the job requirement can be maintained. On questions relevant to the validity of the requirement, the opinion or testimony of persons experienced in the conduct of legal aid clinics will be given substantial weight by HEW.

V. A UNIVERSITY IS REQUIRED TO OBTAIN INFORMATION ON THE RACE, SEX, AND ETHNIC IDENTITY OF APPLICANTS FOR EMPLOYMENT.

The Executive Order establishes the principle that Federal contractors, including colleges and universities, are required to collect and maintain data on the race, sex and ethnic identity of all applicants for employment.

The collection and analysis of such data is recognized as an essential means of providing both the institution and the Federal Government with the information necessary to monitor the compliance posture of the institution. In the case of universities and colleges, the collection of such data is particularly essential for the workforce analysis required by Revised Order No. 4. Each institution must adopt safeguards to ensure that such information cannot be used as a basis for discrimination.

Preserving the anonymity of applicants in the collection of applicant flow data can be accomplished by gathering the requisite race, sex, and ethnic data separately from the application form. Furthermore, applicants should be instructed not to identify themselves by name or number on this form. If the institution wishes to determine applicant response for a particular position, the data form may be coded by position, as long as it does not individually identify any applicant.

This document is intended to help clarify areas of confusion which have arisen during the implementation of contractor requirements set forth in the Executive Order regulations. This Memorandum should be circulated among all members of your administrative staffs. Experience of the recent past seems to indicate that much of the existing confusion over affirmative action requirements has resulted from an absence of clear lines of communication concerning Federal regulations. It is most important that all officials charged with recruiting and hiring responsibilities have a clear understanding of the Higher Education Guidelines and that they ensure that institutional employment conform to the provisions of those Guidelines.

Additional copies of this Memorandum may be obtained from the Regional Office for Civil Rights in your area, or from the Office for Civil Rights, Department of Health, Education, and Welfare, Washington, D.C. 20201. Requests for technical assistance and inquiries relating to development and implementation of affirmative action programs should also be addressed to these Offices.

Thank you for your continuing cooperation.

Dated: January 7, 1975.

PETER E. HOLMES,
Director,
Office for Civil Rights.

[FR Doc.75-1026 Filed 1-10-75;8:45 am]

**Social and Rehabilitation Service
FUNCTIONS, AND DELEGATIONS OF
AUTHORITY**

Statement of Organization

Part 5 of the Statement of Organization, Functions, and Delegations of Authority for the Department of Health, Education, and Welfare, Social and Rehabilitation Service (34 FR 1279, January 25, 1969, as amended), is hereby further amended to reflect reorganization of the Regional Offices of the Social and Rehabilitation Services. For such purposes, Section 5-B is amended as follows:

Delete "Regional Organization" (34 FR 1289, January 25, 1969) and all that follows under that heading, to and including the statement for the Regional Commissioner. Substitute therefor the following.

REGIONAL ORGANIZATION

There is a Social and Rehabilitation Service Regional Office in each of the Department of Health, Education, and

Welfare's ten Regions. Each of these Offices is under the direction of a Regional Commissioner who reports to the Administrator. The Regional Commissioner directs and controls all SRS programs, personnel funds and resources.

**OFFICE OF THE REGIONAL COMMISSIONER
5M8**

Approves state plans for SRS programs; interprets program and financial regulations and policy issued by the Administrator, SRS; monitors the activity of counterpart agencies in order to maintain a general awareness of program directions and adherence to SRS regulations; evaluate specific programs of counterpart state agencies within a qualitative and focused context; provides assistance to state counterpart agencies concerning program and financial activity; carry out regional responsibilities for manpower development and training and research and demonstration activities; solicits and submits state policy suggestions and information, generated by the Regional Office evaluation and monitoring activities, into the development of national objectives, policy, regulations, legislation and budget; initiates the implementation of new regulations issued by the Administrator, SRS; provides special overview and assistance to state counterpart agencies for implementing major management initiatives required by SRS regulations; reviews and approves formula grant awards and expenditures; conducts financial reviews of state agency use of formula grant funds; administers, under delegation of authority, project grants; promotes SRS information needs with state agencies and works to insure quality of information submitted; provides input to Regional Director in the fulfillment of his responsibilities; coordinates with the other Federal agencies as necessary and manages OPS objectives; directs internal management and coordinates administrative activity.

INFORMATION SYSTEMS STAFF

Serves as the principal source of advice to the SRS Regional Commissioner and his staff on MIS matters and ADP related problems affecting SRS programs within the region; constitutes primary point of contact with State and local agencies in identifying their MIS and ADP needs in recommending action to meet those needs; provides reports of State MIS and equipment acquisition activity to AAIS; reviews State applications and makes recommendations to AAIS and the Regional Commissioner relating to Federal participation in the costs of State MIS activities; promotes compliance of State and local information systems with SRS standards, guidelines and plans; monitors State compliance with Federal statistical reporting requirements, and reviews reports for consistency and reasonableness; conducts on-site evaluation of State and local agency systems to insure that equipment and systems are operating effectively; provides technical assistance to States in all areas of MIS activity; collaborates in the development of regional data and forecasting systems and operates such regional systems; co-

ordinates systems outputs with Office of Program Operations, Evaluation and Management.

**OFFICE OF ASSISTANCE AND SERVICES
PROGRAM OPERATIONS 5M8-10**

Serves as the primary source of assistance to the Regional Commissioner in developing interpretations of the Public Welfare and Medicaid program regulations and in communicating them to counterpart state agencies; reviews and recommends approval/disapproval of state plans and state plan amendments; provides assistance to state agencies in developing state plans and plan amendments; monitors state agency operations in order to maintain a broad awareness of program activity; stimulate state action toward achievement of selected program objectives; assists states in the maintenance of ongoing program activities; coordinates closely with the Information Systems Staff (Office of the Regional Commissioner) in promoting information; provides support to other regional office components as necessary; the major programmatic responsibilities of the Office are Social Services, Assistance Payments, Medical Services and WIN.

OFFICE OF MANAGEMENT 5M8-11

Stimulates state action in achieving selected management objectives and works with states in assuring successful follow-through; conducts financial reviews of state agency programs and recommends changes as appropriate; reviews public assistance formula grant award requests and expenditure reports and recommends approval/disapproval to the Regional Commissioner; provides technical assistance to states in financial management areas; resolves audits with states; provides project grants administration services to program areas; responsible for the implementation and operation of major management initiatives such as quality control and utilization review; provides for state and regional financial management input to operational plans, policy, regulations, legislation and budget formulation; provides support to other regional office components as appropriate; monitors state compliance with federal financial report requirements.

OFFICE OF EVALUATION 5M8-12

Identifies specific state programs for evaluation; conducts evaluation of specific state programs using criteria developed in the Central Office; advises states and SRS program components on the results of evaluations and proposes corrective action when necessary; based on evaluation results and state agency policy suggestions, provides input to operational plans, policy, regulation, legislation and budget formulation; provides support to other regional office components as appropriate.

Dated: January 6, 1975.

JOHN OTTINA,
Assistant Secretary for
Administration and Management.

[FR Doc.75-1028 Filed 1-10-75;8:45 am]

**DEPARTMENT OF HOUSING AND
URBAN DEVELOPMENT**

Federal Disaster Assistance Administration
[Docket No. NFD-246, (FDAA-455-DR)]

PUERTO RICO

Amendment to Notice of Major Disaster

Notice of Major Disaster for the Commonwealth of Puerto Rico, dated December 2, 1974, and amended December 16, 1974, is hereby amended to include the following municipality among those municipalities determined to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of November 30, 1974:

The Municipality of:
Vieques

(Catalog of Federal Domestic Assistance No. 14.701, Disaster Assistance)

Dated: January 7, 1975.

THOMAS P. DUNNE,
*Administrator, Federal Disaster
Assistance Administration.*

[FR Doc.75-1003 Filed 1-10-75;8:45 am]

[Docket No. NFD-245; FDAA-454-DR]

TEXAS

Amendment to Notice of Major Disaster

Notice of Major Disaster for the State of Texas, dated November 30, 1974, is hereby amended to include the following county among those counties determined to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of November 30, 1974:

The County of:
Falls

(Catalog of Federal Domestic Assistance No. 14.701, Disaster Assistance)

Dated: January 6, 1975.

THOMAS P. DUNNE,
*Administrator, Federal Disaster
Assistance Administration.*

[FR Doc.75-1004 Filed 1-10-75;8:45 am]

ATOMIC ENERGY COMMISSION

[Docket No. P-507-A]

**NEW YORK STATE ELECTRIC AND GAS
CORP.**

**Receipt of Attorney General's Advice and
Time for Filing of Petitions To Intervene
on Antitrust Matters**

The Commission has received, pursuant to section 105c of the Atomic Energy Act of 1954, as amended, the following advice from the Attorney General of the United States, dated December 27, 1974:

Pursuant to section 105c(8) of the Atomic Energy Act of 1954, as amended by P.L. 91-560, the Atomic Energy Commission has requested antitrust advice with respect to the above-captioned application to construct the Somerset Power Project, Nuclear Units 1 and 2 (AEC Docket No. P-507-A). By this application New York State Electric and Gas Corporation requests a permit to construct

nuclear power facilities to be located in the Town of Somerset, Niagara County, New York.

After examination of the application and review of relevant data, we conclude that the activities proposed under the license applied for by New York State Electric and Gas Corporation, as described in the application, would not create or maintain a situation inconsistent with the antitrust laws. We express no opinion, however, concerning the legality under the antitrust laws of the manner in which, or any arrangements pursuant to which, the plants will be operated, should they differ from or extend beyond those matters specifically disclosed in the company's application.

Any person whose interest may be affected by this proceeding may pursuant to § 2.714 of the Commission's Rules of Practice, 10 CFR Part 2, file a petition for leave to intervene and request a hearing on the antitrust aspects of the application. Petitions for leave to intervene and requests for hearing shall be filed by February 12, 1975, either (1) by delivery to the AEC Public Docketing and Service Section at 1717 H Street, N.W., Washington, D.C., or (2) by mail or telegram addressed to the Secretary, U.S. Atomic Energy Commission, Washington, D.C. 20545, ATTN: Docketing and Service Section.

For the Atomic Energy Commission.

ABRAHAM BRAITMAN,
*Chief, Office of Antitrust and
Indemnity, Directorate of Li-
censing.*

[FR Doc.75-909 Filed 1-10-75;8:45 am]

[Docket No. 50-485A]

ROCHESTER GAS AND ELECTRIC CORP.

**Receipt of Attorney General's Advice and
Time for Filing of Petitions To Intervene
on Antitrust Matters**

The Commission has received, pursuant to section 105c of the Atomic Energy Act of 1954, as amended, the following advice from the Attorney General of the United States, dated December 27, 1974:

Pursuant to section 105c(8) of the Atomic Energy Act of 1954, as amended by P.L. 91-560, the Atomic Energy Commission has requested antitrust advice with respect to the above-captioned application to construct the Sterling Power Project, Nuclear Unit No. 1 (AEC Docket No. STN 50-485A). By this application Rochester Gas and Electric Corporation requests a permit to construct nuclear power facilities to be located in the Town of Sterling, Cayuga County, New York.

After examination of the application and review of relevant data, we conclude that the activities proposed under the license applied for by Rochester Gas and Electric Corporation, as described in the application, would not create or maintain a situation inconsistent with the antitrust laws. We express no opinion, however, concerning the legality under the antitrust laws of the manner in which, or any arrangements pursuant to which, the plant will be operated, should they differ from or extend beyond those matters specifically disclosed in the company's application.

Any person whose interest may be affected by this proceeding may pursuant to § 2.714 of the Commission's Rules of

Practice, 10 CFR Part 2, file a petition for leave to intervene and request a hearing on the antitrust aspects of the application. Petitions for leave to intervene and requests for hearing shall be filed by February 12, 1975, either (1) by delivery to the AEC Public Docketing and Service Section at 1717 H Street, N.W., Washington, D.C., or (2) by mail or telegram addressed to the Secretary, U.S. Atomic Energy Commission, Washington, D.C. 20545, ATTN: Docketing and Service Section.

For the Atomic Energy Commission.

ABRAHAM BRAITMAN,
*Chief, Office of Antitrust and
Indemnity, Directorate of Li-
censing.*

[FR Doc.75-910 Filed 1-10-75;8:45 am]

CIVIL AERONAUTICS BOARD

[Docket No. 27290]

**CANADIAN PACIFIC AIR LINES, LTD.
(CP AIR)**

**Vancouver-San Francisco Route;
Prehearing Conference and Hearing**

Notice is hereby given that a prehearing conference in this proceeding is assigned to be held on February 6, 1975, at 10 a.m. (local time), in Room 911, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before Administrative Law Judge Burton S. Kolko.

Notice is also given that the hearing may be held immediately following conclusion of the prehearing conference unless a person objects or shows reason for postponement on or before January 24, 1975.

Ordinary transcript will be adequate for the proper conduct of this proceeding.

Dated at Washington, D.C., January 7, 1975.

[SEAL] **ROBERT L. PARK,**
Chief Administrative Law Judge.

[FR Doc.75-1046 Filed 1-10-75;8:45 am]

[Docket No. 27203]

CENTRAL B. C. AIR SERVICES, LTD.

**Charter Permit, Canada-United States;
Prehearing Conference and Hearing**

Notice is hereby given that a prehearing conference in this proceeding is assigned to be held on February 10, 1975, at 10 a.m. (local time), in Room 503, Universal Building, 1825 Connecticut Avenue, NW, Washington, D.C., before Administrative Law Judge William A. Kane, Jr.

Notice is also given that the hearing may be held immediately following conclusion of the prehearing conference unless a person objects or shows reason for postponement on or before January 31, 1975.

Ordinary transcript will be adequate for the proper conduct of this proceeding.

Dated at Washington, D.C. January 7, 1975.

[SEAL] ROBERT L. PARK,
Chief Administrative Law Judge.
[FR Doc.75-1047 Filed 1-10-75; 8:45 am]

[Docket No. 27233]

KUONI TRAVEL, LTD. (SWITZERLAND)

Foreign Indirect Air Carrier Permit Renewal; Prehearing Conference and Hearing

Notice is hereby given that a prehearing conference in this proceeding is assigned to be held on February 20, 1975, at 10 a.m. (local time), in Room 503, Universal Building, 1825 Connecticut Avenue, NW., Washington, D.C., before Administrative Law Judge Burton S. Kolko.

Notice is also given that the hearing may be held immediately following conclusion of the prehearing conference unless a person objects or shows reason for postponement on or before February 7, 1975.

Ordinary transcript will be adequate for the proper conduct of this proceeding.

Dated at Washington, D.C., January 7, 1975.

[SEAL] ROBERT L. PARK,
Chief Administrative Law Judge.
[FR Doc.75-1048 Filed 1-10-75; 8:45 am]

[Docket No. 26877]

OVERSEAS NATIONAL AIRWAYS, INC., ET AL

Enforcement Proceeding; Hearing

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that hearing in the above-entitled matter is assigned to be held on February 25, 1975, at 10 a.m. (local time) in Room 1031, North Universal Building, 1875 Connecticut Avenue, NW., Washington, D.C., before Administrative Law Judge Alexander N. Argerakis.

Dated at Washington, D.C., January 7, 1975.

[SEAL] ROBERT L. PARK,
Chief Administrative Law Judge.
[FR Doc.75-1049 Filed 1-10-75; 8:45 am]

[Docket No. 27216]

PACIFIC WESTERN AIRLINES, LTD.

Vancouver-Seattle Route; Prehearing Conference and Hearing

Notice is hereby given that a prehearing conference in this proceeding is assigned to be held on January 27, 1975, at 10 a.m. (local time), in Room 503, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before Administrative Law Judge William A. Kane, Jr.

Notice is also given that the hearing may be held immediately following conclusion of the prehearing conference unless a person objects or shows reason for

postponement on or before January 17, 1975.

Ordinary transcript will be adequate for the proper conduct of this proceeding.

Dated at Washington, D.C., January 7, 1975.

[SEAL] ROBERT L. PARK,
Chief Administrative Law Judge.
[FR Doc.75-1050 Filed 1-10-75; 8:45 am]

[Order 75-1-28; Docket Nos. 27114, 27253, 27254, 27255, 27323, 27205, 27206, 27207, 27299, 27300, and 27321]

PAN AMERICAN WORLD AIRWAYS, INC. AND TRANS WORLD AIRLINES, INC.

Order Amending Order

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 7th day of January, 1975.

Application of Pan American World Airways, Inc. and Trans World Airlines, Inc. for approval of an agreement; application of Pan American World Airways, Inc. for temporary suspensions, exemptions, amended certificates and approved service plans; application of Trans World Airlines, Inc. for temporary suspensions, exemptions, amended certificates and approved service plans.

By Order 74-12-97, December 26, 1974, the Board, for procedural convenience, consolidated the applications of Pan American World Airways and Trans World Airlines (TWA) in the captioned dockets with the carriers' application for approval of an agreement in Docket 27114 and directed all interested parties to file answers to any or all of the applications by January 6, 1975. Pan American's application for amendment of its certificate for route 117 in Docket 27253 and TWA's application for amendment of its certificate for route 2 in Docket 27205 should have been dismissed rather than consolidated. These two applications, which pertain to Los Angeles-Hawaii authority, were superseded by the new applications and amendments filed on December 24 in Docket 27114 et al.

Accordingly, it is ordered That: 1. Ordering paragraph 3 of Order 74-12-97 be and it hereby is amended to delete "27253";

2. Ordering paragraph 4 of Order 74-12-97 be and it hereby is amended to delete "27205";

3. Order 74-12-97 be and it hereby is amended to add the following ordering paragraph:

6. The applications of Pan American World Airways for amendment of its certificate for Route 117 in Docket 27253 and Trans World Airlines for amendment of its certificate for Route 2 in Docket 27205 be and they hereby are dismissed.

4. This order shall be served upon all persons listed in Appendix A of Order 74-12-97.

This order shall be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board:

[SEAL] EDWIN Z. HOLLAND,
Secretary.
[FR Doc.75-1051 Filed 1-10-75; 8:45 am]

CIVIL SERVICE COMMISSION

DEPARTMENT OF DEFENSE

Revocation of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of Defense to fill by noncareer executive assignment in the excepted service the position of Special Assistant to the Secretary of Defense, Office of the Secretary of Defense.

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,
Executive Assistant to
the Commissioners.

[FR Doc.75-1029 Filed 1-10-75; 8:45 am]

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Revocation of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of Housing and Urban Development to fill by noncareer executive assignment in the excepted service the position of Director, Office of Field Support, Housing Production and Mortgage Credit.

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,
Executive Assistant to
the Commissioners.

[FR Doc.75-1030 Filed 1-10-75; 8:45 am]

DEPARTMENT OF THE INTERIOR

Grant of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Department of the Interior to fill by noncareer executive assignment in the excepted service the position of Deputy Assistant Secretary—Energy and Minerals (Policy and Program Review), Office of the Assistant Secretary, Energy and Minerals.

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,
Executive Assistant to
the Commissioners.

[FR Doc.75-1031 Filed 1-10-75; 8:45 am]

DEPARTMENT OF THE INTERIOR

Revocation of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of the Interior to fill by noncareer executive assignment in the excepted service the position of Deputy Assistant Secretary—Energy and Minerals (Energy), Office

of the Assistant Secretary—Energy and Minerals.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.
[FR Doc.75-1032 Filed 1-10-75;8:45 am]

DEPARTMENT OF JUSTICE
Title Change in Noncareer Executive Assignment

By notice of November 17, 1967, FR Doc. 67-13608, the Civil Service Commission authorized the departments and agencies to fill by noncareer executive assignment, certain positions removed from Schedule C of Civil Service Rule VI by 5 CFR 213.3301a on November 17, 1967. This is notice that the title of one such position so authorized to be filled by noncareer executive assignment has been changed from Special Assistant for Public Relations, Director of Public Information, Office of Public Information, Office of the Attorney General to Director of Public Information, Office of Public Information.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.
[FR Doc.75-1033 Filed 1-10-75;8:45 am]

DEPARTMENT OF TRANSPORTATION
Grant of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Department of Transportation to fill by noncareer executive assignment in the excepted service the position of Special Assistant to the Deputy Under Secretary, Office of the Secretary.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.
[FR Doc.75-1035 Filed 1-10-75;8:45 am]

DEPARTMENT OF TRANSPORTATION
Revocation of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of Transportation to fill by noncareer executive assignment in the excepted service the position of Special Assistant to the Secretary, Office of the Secretary.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.
[FR Doc.75-1034 Filed 1-10-75;8:45 am]

DEPARTMENT OF THE TREASURY
Revocation of Authority To Make a Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of the Treasury to fill by noncareer executive assignment in the excepted service the position of Deputy to Assistant Secretary, Office of Assistant Secretary (Economic Policy), Office of the Secretary.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.
[FR Doc.75-1036 Filed 1-10-75;8:45 am]

COMMISSION ON CIVIL RIGHTS
CALIFORNIA STATE 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 California State Advisory Committee (SAC) to this Commission will convene at 7:30 p.m. on February 21, 1975, at the Hilton Inn, San Francisco International Airport, (Room: Bay Shore #6), San Francisco, California 94128.

Persons wishing to attend this meeting should contact the Committee Chairman, or the Western Regional Office of the Commission, Room 1015, 312 North Spring Street, Los Angeles, California 90012.

The purpose of this meeting is to discuss the preliminary open meeting to be held in Salinas, California as well as potential and tentative witnesses for open meeting.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., January 6, 1975.

ISAIAH T. CRESWELL, JR.,
Advisory Committee Management Officer.
[FR Doc.75-995 Filed 1-10-75;8:45 am]

NEW HAMPSHIRE STATE 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 New Hampshire State Advisory Committee (SAC) to this Commission will convene at 7:30 p.m. on January 28, 1975, at the New Hampshire Highway Hotel, Concord, New Hampshire 03301.

Persons wishing to attend this meeting should contact the Committee Chairman or the Northeastern Regional Office of the Commission, Room 1639, 26 Federal Plaza, New York, New York 10007.

The purpose of this meeting is to discuss New Hampshire Prison Project, EEO State of New Hampshire, EEO City of Manchester.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., January 6, 1975.

ISAIAH T. CRESWELL, JR.,
Advisory Committee Management Officer.
[FR Doc.75-996 Filed 1-10-75;8:45 am]

NEW YORK STATE 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 New York State Advisory Committee (SAC) to this Commission will convene at 4 p.m., on January 30, 1975, at the Federal Building, 26 Federal Plaza, New York, New York 10007.

Persons wishing to attend this meeting should contact the Committee Chairman, or the Northeastern Regional Office of the Commission, Room 1639, 26 Federal Plaza, New York, New York 10007.

The purpose of this meeting of the Sex Discrimination Subcommittee is to discuss selection of a project.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., January 6, 1975.

ISAIAH T. CRESWELL, JR.,
Advisory Committee Management Officer.
[FR Doc.75-997 Filed 1-10-75;8:45 am]

NEW YORK STATE 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 New York State Advisory Committee (SAC) to this Commission will convene at 3 p.m., on January 28, 1975, at the Federal Building, 26 Federal Plaza, New York, New York 10007.

Persons wishing to attend this meeting should contact the Committee Chairman, or the Northeastern Regional Office of the Commission, Room 1639, 26 Federal Plaza, New York, New York 10007.

The purpose of this meeting is a meeting of SUNY Subcommittee to discuss release of the Committee's report on the State University System.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., January 6, 1975.

ISAIAH T. CRESWELL, JR.,
Advisory Committee Management Officer.
[FR Doc.75-998 Filed 1-10-75;8:45 am]

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

GATT ARRANGEMENT REGARDING INTERNATIONAL TRADE IN TEXTILES

Bilateral Discussions

JANUARY 7, 1975.

The Committee for the Implementation of Textile Agreements, as announced in its FEDERAL REGISTER notice of April 12, 1974, solicits comments on United States Government actions implementing the GATT Arrangement Regarding International Trade in Textiles, hereafter referred to as the Arrangement. In the April 12 notice the Committee announced that in the following 12 months bilateral discussions would be held to bring United States textile and apparel agreements into conformity with the Arrangement, and negotiations could be held to renew existing agreements or to reach new agreements. The notice invited the public to submit views or provide data or information on any or on all these agreements, the treatment of any product under them, or any other aspect of the agreements.

In accordance with the Arrangement, the Committee anticipates holding bilateral textile and apparel discussions by March 31, 1975, with the Governments of the following countries: Brazil, Colombia, Costa Rica, Czechoslovakia, Egypt, El Salvador, Greece, Hungary, Jamaica, Malta, Mexico, Philippines, Poland, Portugal, Romania, Spain and Yugoslavia.

Any party wishing to express a view or provide data or information with regard to the treatment of any product under the bilateral textile and apparel agreements with the above-named countries and any other aspects thereof, or with respect to imports of other textile products from these countries, is invited to submit such in ten copies to Mr. Alan Polansky, Acting Chairman of the Committee for the Implementation of Textile Agreements and Acting Deputy Assistant Secretary for Resources and Trade Assistance, U.S. Department of Commerce, 14th and Constitution Avenue NW., Room 3826, Washington, D.C. 20230. To enable timely consideration, comments should be submitted at the earliest date possible.

Views, data or information submitted under this procedure will be available for public inspection at the Central Reference and Records Inspection Facility, U.S. Department of Commerce, 14th and Constitution Avenue NW., Room 7043, Washington, D.C. 20230 and may be obtained upon written request pursuant to the Freedom of Information Act, 5 U.S.C. 552 (1970), as amended, Pub. L. 93-502, (November 21, 1974) and the regulations of the Department of Commerce (15 CFR Part 4 (1974)). Whenever practicable, public comment may be invited concerning views, comments or information received from the public which the Committee for the Implementation of Textile Agreements considers appropriate for further consideration.

The solicitation of comments on any negotiation, consultation, market disruption or any other matter pursuant to this notice is not a waiver in any respect of the exemption contained in 5 U.S.C. 553(a) (1) and 554(a) (4) (1970) relating to matters which constitute "a foreign affairs function of the United States".

ALAN POLANSKY,
Acting Chairman, Committee for the Implementation of Textile Agreements, and Acting Deputy Assistant Secretary for Resources and Trade Assistance, Department of Commerce.

[FR Doc.75-977 Filed 1-10-75;8:45 am]

COUNCIL ON ENVIRONMENTAL QUALITY

ENVIRONMENTAL IMPACT STATEMENTS

List of Statements Received

Environmental impact statements received by the Council on Environmental Quality from December 30 through January 3, 1975. The date of receipt for each statement is noted in the statement summary. Under Council Guidelines the minimum period for public review and comment on draft environmental impact statements is forty-five (45) days from this FEDERAL REGISTER notice of availability. (February 27, 1975). The thirty (30) day period for each final statement begins on the day the statement is made available to the Council and to commenting parties.

Copies of individual statements are available for review from the originating agency. Back copies will also be available at cost from the Environmental Law Institute, 1346 Connecticut Avenue, Washington, D.C. 20036.

DEPARTMENT OF AGRICULTURE

Contact: Dr. Fred H. Tschirley, Acting Coordinator, Environmental Quality Activities, Office of the Secretary, U.S. Department of Agriculture, Room 331-E, Administration Building, Washington, D.C. 20250, (202) 447-3965.

FOREST SERVICE

Draft

Mineral King Development, Sequoia N.F. Tulare County, California, December 30: Proposed is the development of Mineral King, a 16,000 acre area of valley and surrounding mountainous terrain in the Sequoia National Forest. For intensified year-round recreational use. A "multi-modal" transportation system along the East Fork Kaweah River is also proposed, in order to provide improved access. A village providing service facilities will be located along Monarch Creek. A multi-tiered, 35 acre parking lot will provide capacity for 3,600 vehicles at Oak Grove. The statement discusses both "natural" and "social" impacts of the proposal. (ELR Order No. 41963.)

Final

Bianchard Springs Caverns Project, Stone County, Arkansas, December 30: The statement refers to the construction and development of Tours B and C of the Bianchard Springs Caverns project located in the Ozark National Forest. The Tours will consist of

rest stops, a man-made exit, and indirect lighting. Supporting facilities will include road construction, hiking trails, campground construction, and sewage system expansion. Implementation of the project would probably eliminate the Caverns as a significant habitat for bats. Comments made by: USDA, COI, EPA, State agencies, and concerned citizens. (ELR Order No. 41961.)

Timber Management Plan, Kistachie, N.F. several counties, Louisiana, December 30: Proposed is the implementation of a 10-year timber management Plan for the Kistachie National Forest. The plan proposes even-aged forest management for general use, with provisions for modified silvicultural systems for special purposes. The estimated annual yields is 91.6 million board feet of sawtimber and 148.1 thousand cords of small round-wood products from an annual average cut area of 32,081 acres. There will be impact from the timber cutting, as well as from related road construction (60 pages). Comments made by: USDA, DOI, DOD, EPA, State and local agencies. (ELR Order No. 41962.)

SOIL CONSERVATION SERVICE

Draft

Ozan Creeks Watershed, Hempstead County, Arkansas, December 30: The statement refers to the Ozan Creeks Watershed Project in Hempstead County. The project will provide watershed protection and flood prevention by the application of conservation land treatment measures and by the installation of land stabilization measures and 22 flood-water retarding structures. Adverse impacts are use of 856 acres, conversion of 14 miles of natural streams to reservoir areas, 300 acres of bottom land hardwood may be converted to cropland, and increased sedimentation during construction. (ELR Order No. 41965.)

Lower Pine Creek Watershed Project, Contra Costa County, California, January 2: The statement refers to the Lower Pine Creek watershed protection, flood prevention and recreation project in Contra Costa County, California. The proposed project consists of conservation land treatment measures along with two earthfill multiple purpose dams with a common reservoir and basic recreational facilities, and forming a park area. Construction of the project will eliminate livestock grazing area and change the wildlife habitat at the site. There will also be temporary disturbances during construction. (ELR Order No. 50003.)

Bayou Plaquemine Brule Watershed, Acadia and St. Landry Counties, Louisiana, December 30: The proposed project is intended to provide flood protection for the town of Church Point and watershed protection, flood prevention, and drainage for Acadia and St. Landry Parishes. Project measures will include 229 miles of channel work and seven water control structures. As a result of project construction, 13,000 tons of sediment would be delivered to Bayou des Canes; 654 acres of open land, 96 acres of wooded channel bank, and 90 acres of forest would be "disturbed" during construction. Some wildlife habitat, including habitat suitable for the alligator, will be lost. (ELR Order No. 41950.)

ATOMIC ENERGY COMMISSION

Contact: For Non-Regulatory Matters: Mr. W. Herbert Pennington, Office of Assistant General Manager, E-201, AEC, Washington, D.C. 20545, (301) 973-4241. For Regulatory Matters: Mr. A. Glambusso, Deputy Director for Reactor Projects, Directorate of Licensing, P-722, AEC, Washington, D.C. 20545, (301) 973-7373.

Draft

Pebble Springs Nuclear Plant, Units 1 and 2, Gilliam County, Oregon, January 2: Proposed is the granting of construction permits to the Portland General Electric Co. for the 2 unit Pebble Springs Plant. The plant will employ pressurized water reactors to produce total outputs of 7520 MWt and 2622 MWe. Exhaust will be cooled by a once-through flow of water from a 1900 acre man-made lake (with makeup water drawn from the Columbia River). The total site includes 8400 acres, of which 2045 acres will be removed from current use. (ELR Order No. 50002.)

DEPARTMENT OF DEFENSE
AIR FORCE

Contact: Dr. Billy Welch, Room 4D 873, The Pentagon, Washington, D.C. 20330, (202) OX 7-9297.

Draft

F-15 Beddown, Langley AFB, Virginia, January 3: Proposed is the beddown of an F-15 Tactical Fighter Wing at Langley AFB following the phase-out of 47 C-130 transport aircraft now at the base. There will be some alteration of existing facilities, as well as some new construction at the base. Principal impacts of the action relate to changes in the noise and air pollutants associated with the aircraft. (ELR Order No. 50021.)

ARMY CORPS

Contact: Mr. Francis X. Kelly, Director, Office of Public Affairs, Attn.: DAEN-PAP, Office of the Chief of Engineers, U.S. Army Corps of Engineers, 1000 Independence Avenue, SW., Washington, D.C. 20314 (202) 693-7168.

Draft

Savannah Harbor, Operation and Maintenance, Georgia, December 30: The statement discusses long-range maintenance of Savannah Harbor. The removal of approximately 7 million cu. yds. of material is necessary to maintain the authorized depth and width of the navigation channel. Several features of the proposal include construction and enlargement of ponding dikes, availability and potential capacity of existing disposal areas, ocean dumping, recycling of dredged materials, use of other ports, and continued research into new disposal methods. Adverse impacts include increased turbidity and suspended solids, loss of plankton and benthic organisms during dredging, and loss of aquatic and tidal wildlife habitat, and area economic loss. (ELR Order No. 41955.)

Frenchboro Harbor (Supplement), Maine, December 30: Proposed is the dredging of a 5 acre outer harbor anchorage, 1.5 inner harbor anchorage, and a six foot connecting channel. (This statement supplements an earlier final on the project, which was filed with CEQ in November, 1970.) (Waltham District). (ELR Order No. 41964.)

Tittabawassee River Flood Control, Michigan, December 30: The statement refers to the proposed flood control project on the Tittabawassee River at Midland. The plan consists of 17,300 ft. of channel widening and deepening in the Tittabawassee River; approximately 43,100 ft. of diking along the Chippewa and Tittabawassee Rivers; interior drainage facilities and modification to existing structures and utilities, a diversion channel from Sturgeon Creek to the Tittabawassee River; and a pump station at the mouth of Sturgeon Creek. Adverse impacts are the loss of land, destruction of benthic community, replacement of the natural setting with man-made structures, and an undetermined amount of area would be covered at the disposal site. (ELR Order No. 41953.)

Monroe Harbor, Maintenance Dredging, Michigan, December 30: The statement refers to the maintenance dredging which is to be performed at Monroe Harbor annually. It is anticipated that approximately 150,000 cu. yds. of polluted material will be removed in 1975 by the hopper dredge Hains and pumped through an 18-inch diameter pipe 2,600 ft. long into the clay disposal area owned by the Monroe Port Authority. Adverse impacts are increased turbidity and short-term decrease in water quality, and the disturbance of benthic organisms (Detroit District). (ELR Order No. 41954.)

Sterling State Park Harbor, Monroe County, Michigan, January 2: The proposed project involves the construction of a harbor of refuge at Sterling State Park. The plan consists of dredging an entrance channel in Lake Erie with an access channel, maneuvering area and anchorage basin in Sandy Creek. An access walkway for fishermen and sightseers will be constructed on the south breakwater. A 34 acre disposal site will be constructed near the anchorage basin. Adverse impacts are the loss of bottomland, loss of benthic organisms, increased water turbidity, and the interruption of the natural shoreline with man-made structures (Detroit District). (ELR Order No. 50011.)

Red Lake and Clearwater Rivers Project, Minnesota, January 2: The statement refers to the proposed continued operation and maintenance of the Red Lake and Clearwater Rivers. Project activities are designed to assure the effective use of the flood control and low-flow augmentation system by implementation of the Red Lake Dam and the Red Lakes reservoirs, and the modified channels along the Red Lake and Clearwater Rivers. Indian life in the area will be adversely affected by the loss of supplemental income due to the loss of trapping and guiding as income sources as well as the loss of food and hunting activity (St. Paul District). (ELR Order No. 50012.)

Toledo Harbor, Maintenance Dredging, Ohio, December 30: The statement refers to the annual maintenance dredging of Toledo Harbor. The average volume of material dredged is about 1,175,000 cu. yds. About 20% of the material is classified as clean and is disposed of at an open water site, whereas the remaining 80% is polluted and placed into a confined disposal island via pipeline from the hopper dredge. Adverse impacts are increased turbidity, and disturbance of benthic organisms (Detroit District). (ELR Order No. 41956.)

Cedar Bayou Channel, Maintenance Dredging, Chambers and Harris Counties, January 2: The project involves the continuation of maintenance of the existing Federal navigation project in Chambers and Harris Counties by periodic removal of shoaled materials. The authorized project consists of a 5.7 mile long shallow-draft channel from the Houston Ship Channel to mile 3.0 above the mouth of Cedar Bayou. Dredged materials will be placed in the open waters of Galveston Bay and in leveed land disposal areas. Adverse impacts include increased turbidity, degradation of water quality, loss of marine habitat, and possible objectionable odors as disposal sites become emergent (Galveston District). (ELR Order No. 50010.)

Lower Monumental Lock and Dam, several counties, Washington, January 2: The statement evaluates the essentially completed Lower Monumental Lock and Dam, a Snake River project which includes a navigation lock, a three unit hydroelectric spillway dam, and 6,590 surface acre lake. Project impacts relate to recreational uses, navigation, and the operation of fish passage facilities. Operational control of water release, in particular for "power peaking," results in re-

lated impacts (Walla Walla District). (ELR Order No. 50007.) (NTIS Order No. (none).)

Final

St. Charles Quarry Company, Inc., Missouri River, Missouri, January 2: The statement refers to the issuance of permits authorizing: (1) the past modification of and temporary occupation and use of COE Dike No. 31.65 for barge loading operations; (2) the completed construction and continued use of a piered conveyor system for sand unloading; and (3) past construction of an additional 800 feet. The permits would stipulate that the St. Charles Quarry Co., Inc. maintain the natural drainage of the downstream slough into the Missouri River. Adverse impacts include: displacement of fish and wildlife; potential damage from reduction of upstream flood protection; and, increased air and noise pollution (Kansas City District). Comments made by: USDA, HEW, HUD, DOI, USCG, DPA, AHP, U.S. Attorney, State agencies. (ELR Order No. 50006.)

ENVIRONMENTAL PROTECTION AGENCY

Contact: Mr. Sheldon Meyers, Director, Office of Federal Activities, Room 3630 Water-side Mall, Washington, D.C. 20460, (202) 755-0940.

Final

Netarts-Oceanside Sanitary District, Tillamook County, Oregon, January 2: Proposed is a sewage treatment plant to be constructed in Tillamook County, Oregon near the small coastal community of Oceanside. The plant would discharge into the Pacific Ocean, thus eliminating the present seasonal discharge of partially treated wastes. EPA advises control of future development of the area. Comments made by: CEQ, COE, HEW, DOI, State and local agencies. (ELR Order No. 50009.)

FEDERAL POWER COMMISSION

Contact: Dr. Richard F. Hill, Acting Advisor on Environmental Quality, 441 G Street NW., Washington, D.C. 20426, (202) 386-6084.

Draft

Exxon Pipeline, Docket CP74-35, California, January 2: Proposed is the granting of a certificate of public convenience and necessity for the construction of a pipeline, on-shore gas treatment facilities, and related facilities for the transportation of natural gas from Exxon's production platform in the Santa Ynez Unit, Santa Barbara Channel Area to proposed treatment facilities in Las Flores Canyon. According to the statement, environmental impact would occur with respect to "effects on man, wildlife, vegetation, beach areas, soil, water quality, air quality, and noise levels." (ELR Order No. 50008.)

GENERAL SERVICES ADMINISTRATION

Contact: Mr. Andrew E. Kauders, Executive Director of Environmental Affairs, General Services Administration, 18th and F Streets NW., Washington, D.C. 20405, (202) 343-4161.

Draft

John F. Kennedy Library, Cambridge, Massachusetts, January 2: Proposed is the construction of the John F. Kennedy Library on a 12 acre site in Cambridge. Also proposed is the Commonwealth Plaza, a 5 acre memorial, and Harvard University's John F. Kennedy School of Government and the Institute of Politics on a 2 acre adjacent site. The 49-ft. high library will contain 81,000 sq. ft. (gross) of floor area. Impacts of the project would include those of construction disruptions (2 volumes). (ELR Order No. 50001.)

DEPARTMENT OF HUD

Contact: Mr. Richard H. Broun, Acting Director, Office of Community and Environmental Standards, Room 7206, 451 7th Street SW., Washington, D.C. 20410, (202) 755-5980.

Final

Industrial Park Urban Renewal Area, Malden, Middlesex County, Massachusetts, January 2: Proposed is the urban renewal of sections of downtown Malden, Massachusetts. Included is the acquisition of property relocation of families and businesses, and reconstruction or new construction of roads, parking facilities, commercial structures, low and moderate income housing, the industrial park area, and related facilities. The greatest impact will result from commercial and residential relocations. Comments made by: DOT, DOC, EPA, HEW, AHP, HUD, State and local agencies, and concerned citizens. (ELR Order No. 50004.)

DEPARTMENT OF INTERIOR

Contact: Mr. Bruce Blanchard, Director, Environmental Project Review, Room 7260, Department of the Interior, Washington, D.C. 20240, (202) 343-3891.

BUREAU OF OUTDOOR RECREATION

Final

Proposed Beaver Creek National Wild River, Alaska, January 2: The statement refers to the proposed legislative designation of a 135 mile segment of Beaver Creek and 200,000 adjacent acres as a component of the National Wild and Scenic River System, under the administration of the Bureau of Land Management. The overall effect of the action will be that of preserving the existing scenic, recreational, and water quality values of the river; existing primitive conditions will be maintained. Mining would be prohibited (400 pages). Comments made by: USDA, DOD, EPA, HEW, HUD, DOT, DOI, State and local agencies, and concerned citizens. (ELR Order No. 50017.)

BUREAU OF SPORTS FISHERIES AND WILDLIFE

Final

Proposed Crab Orchard Wilderness Area, Jackson, Union, and Williamson Counties, Illinois, December 30: Proposed is the legislative designation of 4050 acres of the Crab Orchard National Wildlife Refuge as wilderness within the National Wilderness Preservation System. Wilderness designation would commit the area to the forces of nature and remove some future management options. Comments made by: USDA, DOT, DOI, one regional agency. (ELR Order No. 41960.)

Proposed Agassiz Wilderness Area, Becker County, Minnesota, December 30: Proposed is the legislative designation of 4,000 acres of the Agassiz National Wildlife Refuge as wilderness within the National Wilderness Preservation System. The area would be committed to the forces of nature, with some future management options being removed. Comments made by: USDA, DOT, DOI. (ELR Order No. 41959.)

Lostwood Wildlife Refuge, Proposed Wilderness, Burke and Mountrall Counties, North Dakota, December 30: Proposed is the designation of 5,577 acres of the Lostwood Wildlife Refuge as wilderness within Preservation System. The area would be committed to the forces of nature, with some future management options being removed. (ELR Order No. 41952.)

NATIONAL PARK SERVICE

Final

Proposed Anikchak Caldera N.M. and Wild River, Alaska, January 2: The statement

refers to the proposed Congressional establishment of the Anikchak Caldera National Monument and the Anikchak Wild River, both from lands and waters removed from public domain under provisions of the Alaska Native Claims Settlement Act. Also proposed is a master plan for the administration of the area (194 pages). Comments made by: DOI, DOT, DOD, USDA, DOC, EPA, state and local agencies. (ELR Order No. 50018.)

DEPARTMENT OF TRANSPORTATION

Contact: Mr. Martin Convisser, Director, Office of Environmental Quality, 400 7th Street SW., Washington, D.C. 20590, (202) 426-4357.

FEDERAL HIGHWAY ADMINISTRATION

Draft

Routes 1 and I-105, Los Angeles County, California, January 2: The proposed improvement is the construction of I-105 as a 10-lane full access-controlled highway near Los Angeles International Airport, and construction of the Rte 1 State Freeway as a multi-lane end of freeway transition. The project length is 17.2 miles on Route 105 and 1.0 miles on Route 1. Adverse impacts include the relocation of 8100 persons and 240 businesses, increased air and noise pollution, and temporary construction disruptions. A 4(f) determination is necessary concerning park area in the project area. (ELR Order No. 50015.)

New Athens Bypass (F.A.P. Rte. 14), St. Clair County, Illinois, December 30: The project consists of a 4.9 mile relocation around New Athens, in St. Clair County, of a section of F.A.P. 14. Total right-of-way required is approximately 200 acres. Adverse impacts include the relocation of 7 families and 1 individual, and 2 businesses, loss of wildlife habitat and agricultural production, and a short-term decrease in business activity along the present route. (ELR Order No. 41957.)

I-83, Baltimore City, Baltimore County, Maryland, January 2: The project involves the construction of a six-lane, controlled access, elevated expressway known as I-83 between the interchange of Boston and O'Donnell Streets on the west and the interchange at I-95 on the east in Baltimore City. The most significant adverse impact resulting from the project will be increased noise levels. A 4(f) determination is necessary concerning Canton Playground. (ELR Order No. 50013.)

I-83, Iyay to Fleet Street, Baltimore, Maryland, January 2: The statement refers to the proposed construction of a 0.6 mile extension of I-83 in Baltimore City. The project is designed as a six-lane, limited access, elevated facility with two or four frontage roads parallel or beneath the elevated structure. Two alternatives within the same right-of-way corridor are considered for the final alignment. The project, regardless of alternate, will displace some industry, take some land from a recreation area, increase noise levels, and will alter aesthetics. A 4(f) statement is included regarding impacts on sites of historical, architectural and recreational significance in the area. (ELR Order No. 50014.)

I-391 Chicopee-Holyoke, Massachusetts, December 30: The statement refers to the proposed construction of I-391 for a distance of approximately 5 miles from Chicopee to Holyoke. The project will be a six-lane divided highway with shoulders including two six-lane river crossings. Adverse impacts are the displacement of 93 families and 17 businesses, increase noise levels, and temporary construction disruptions. (ELR Order No. 41958.)

Final

Route 9—Speen Street Interchange, Middlesex County, Massachusetts, January 2: Proposed is the construction of a grade separated highway interchange to replace the existing at-grade intersection at State Route 9 (FAP Route 47) and Speen Street in the Town of Natick. Route 9 will be depressed and Speen Street will be relocated at existing grade. Adverse impact include possible degradation of water quality in adjacent Lake Cochituate by increased deposition of salts and nutrients; and displacement of 20 businesses and four families. Comments made by: EPA, DOT, AHP, GSA, USDA, State and local agencies, and concerned citizens. (ELR Order No. 50016.)

U.S. COAST GUARD

Draft

Deepwater Port Regulations, January 3: The statement refers to proposed Federal regulations governing various aspects of the design, construction, and operation of Deepwater Ports, in implementation of the Deepwater Ports Act of 1974. The regulations generally address major design and construction criteria, oil transfer rules, navigation rules, personnel requirements, and equipment and procedures requirements. (ELR Order No. 50019.)

Final

Bridge, Atlantic Intracoastal Waterway at Daytona, Volusia County, Florida, January 3: Proposed is the approval of location and plans of a proposed 4-lane toll bridge and approaches on Plaza Boulevard and Flomich Street from the intersection of SR 5 (U.S. 1) eastward across the Halifax River to S.R. 3 (A-1-A). The project will displace 40 families, 20 businesses, divide an existing established residential neighborhood, change local land use from residential to commercial and result in a concentrated inflow of freshwater to the Halifax River. Comments made by: EPA, DOI, HUD, HEW, FPC, State and local agencies. (ELR Order No. 50020.)

VETERANS ADMINISTRATION

Contact: Mr. Arthur W. Farmer, Assistant Chief, Medical Director for Administration and Facilities, Veterans Administration, 810 Vermont Avenue NW., Washington, D.C. 20420.

Draft

Clinical Support Facility, Boise, Ada County, Idaho, January 2: Proposed is the construction of a new clinical support facility, and the installation of seismic corrections at various buildings at the VA Hospital in Boise. There will be some construction disruptions. (ELR Order No. 50005.)

GARY L. WIDMAN,
General Counsel.

[FR Doc.75-1005 Filed 1-10-75;8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

[FRL 320-3]

CHEMAGRO DIVISION OF MOBAY CHEMICAL CORP.

Filing of Petition for Food Additive

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 5H5076) has been filed by Chemagro Division of Mobay Chemical Corp., P.O. Box 4913, Kansas City, Mo. 64120, proposing establishment of a food additive tolerance (21 CFR Part 121) for

residues of the herbicide 4-amino-6-(1,1-dimethylethyl)-3-(methylthio)-1,2,4-triazin-5(4H)-one and its triazinone metabolites in or on processed potatoes at 3 parts per million, resulting from application of the herbicide to growing potatoes.

Dated: January 8, 1975.

MARTIN H. ROGOFF,
Acting Director,
Registration Division.

[FR Doc. 75-1095 Filed 1-10-75; 8:45 am]

[FRL 319-5; OPP-32000/167]

Data To Be Considered in Support of Applications

RECEIPT OF APPLICATIONS FOR PESTICIDE REGISTRATION

On November 19, 1973, the Environmental Protection Agency (EPA) published in the FEDERAL REGISTER (38 FR 31862) its interim policy with respect to the administration of Section 3(c) (1) (D) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended. This policy provides that EPA will, upon receipt of every application for registration, publish in the FEDERAL REGISTER a notice containing the information shown below. The labeling furnished by the applicant will be available for examination at the Environmental Protection Agency, Room EB-31, East Tower, 401 M Street SW., Washington, DC 20460.

On or before March 14, 1975, any person who (a) is or has been an applicant, (b) believes that data he developed and submitted to EPA on or after October 21, 1972, is being used to support an application described in this notice, (c) desires to assert a claim for compensation under section 3(c) (1) (D) for such use of his data, and (d) wishes to preserve his right to have the Administrator determine the amount of reasonable compensation to which he is entitled for such use of the data, must notify the Administrator and the applicant named in the notice in the FEDERAL REGISTER of his claim by certified mail. Notification to the Administrator should be addressed to the Information Coordination Section, Technical Services Division (WH-569), Office of Pesticide Programs, 401 M Street SW., Washington, DC 20460. Every such claimant must include, at a minimum, the information listed in the interim policy of November 19, 1973.

Applications submitted under 2(a) or 2(b) of the interim policy will be processed to completion in accordance with existing procedures. Applications submitted under 2(c) of the interim policy cannot be made final until the 60 day period has expired. If no claims are received within the 60 day period, the 2(c) application will be processed according to normal procedure. However, if claims are received within the 60 day period, the applicants against whom the claims are asserted will be advised of the alternatives available under the Act. No claims will be accepted for possible EPA adjudi-

cation which are received after March 14, 1975.

APPLICATIONS RECEIVED

EPA File Symbol 3051-TI. Agricultural Products Co., Inc., PO Box 898, Mesquite NM 88048. THURICIDE HP PARATHION 144M-2. Active Ingredients: Parathion 2.00%; Bacillus thuringiensis Berliner, potency of 320 International Units (at least 600 thousand viable spores) per milligram 0.064%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 32427-ER. Allied Services, Div. of Allied Equities Corp., 765 Landess Ave., Milpitas CA 95035. ALLIED SERVICES AMMONIUM SULFAMATE. Active Ingredients: Ammonium sulfamate 95%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1730-GL. Consumer Products Div., American Cyanamid Co., Wayne NJ 07470. PUMP STRENGTH PINE-SOL SPRAY CLEANER. Active Ingredients: Pine Oil 2.06%; Isopropanol 0.64%; Soap 0.58%; 4-Chloro-2-Cyclopentylphenol and related compounds 0.0058%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 11623-A. Apollo Industries, Inc., 4480 Frederick Dr., SW, Atlanta GA 30336. APOLLO INSECT KILLER. Active Ingredients: Pyrethrins 0.50%; Tech Piperonyl Butoxide 2.00%; Petroleum Distillate 17.50%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 8612-IE. B & G Co., 10539 Maybank, Dallas TX 75220. B & G ZINC NUTRIA. Active Ingredients: Zinc Phosphide 94%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 11709-I. Bio Chem Laboratories Inc., 745 Boone Ave., North, Minneapolis, MN 55427. SAN-TIZE II CONCENTRATED. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 5%; n-Alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 5%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 11709-T. Bio Chem Laboratories Inc., 745 Boone Ave., North, Minneapolis MN 55427. TRIPLE THREAT PLUS CONCENTRATED. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 4.5%; n-Alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 4.5%; Tetrasodium ethylenediamine tetraacetate 2.0%; Sodium Carbonate 4.0%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 4-EUR. Bonide Chemical Co., Inc., 2 Wurz Ave., Yorkville NY 13495. BONIDE "D/L" MOSQUITO CONTROL. Active Ingredients: O,O-diethyl O-(3,5,6-trichloro-2-pyridyl) phosphorothioate 6.8%; Beta-butoxy beta'-thiocyano diethyl ether 5.8%; Aromatic petroleum derivative solvent 77.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 475-ROA. Boyle Midway Inc., South Ave. & Hale St., Canford NJ 07016. SANI-FLUSH BLUE BUBBLING ACTION FORMULA C. Active Ingredients: Sodium Bisulfate 50.00%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 4313-LG. Carroll Co., 2900 W. Kingsley Rd., Garland TX 75041. CARROLL QUAT DISINFECTANT CLEANER. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 0.8%; n-Alkyl (68%

C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 0.8%; Sodium Metasilicate 2.4%; Tetrasodium ethylenediamine tetraacetate 1.0%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 8957-0. Chemco Products, Inc., PO Box 9248, Tulsa OK 74107. CHEMCO DSD-X DISINFECTANT-DEODORIZER-SANITIZER. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 5%; n-Alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 5%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 8957-RN. Chemco Products, Inc., PO Box 9248, Tulsa OK 74107. CHEMCO CLEANER DISINFECTANT. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 2.25%; n-Alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 2.25%; Sodium Carbonate 3.00%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 100-LTA. Agricultural Div., Ciba-Geigy Corp., PO Box 11422, Greensboro NC 27409. SPECTRACIDE PROFESSIONAL STRENGTH PEST CONTROL, LIQUID. Active Ingredients: O,O-diethyl O-(2-isopropyl-6-methyl-4-pyrimidinyl) phosphorothioate 1.00%; Pyrethrins 0.052%; Technical piperonyl butoxide 0.261%; Petroleum distillates 98.117%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 100-LTG. Agricultural Div., Ciba-Geigy Corp. SPECTRACIDE PROFESSIONAL STRENGTH PEST CONTROL, PRESSURIZED. Active Ingredients: O,O-diethyl O-(2-isopropyl-6-methyl-4-pyrimidinyl) phosphorothioate 1.00%; Pyrethrins 0.052%; Technical piperonyl butoxide 0.261%; Petroleum distillate 68.117%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 100-LTI. Agricultural Div., Ciba-Geigy Corp. TRUMP LIQUID VEGETATION KILLER. Active Ingredients: Prometon; 2,4-bis (isopropylamino)-6-methoxy-s-triazine 10.0%; Pentachlorophenol 3.6%; Other Chlorophenols and related compounds 4%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 100-LTL. Agricultural Div., Ciba-Geigy Corp. SPECTRACIDE HOME GARDENING SPRAY. Active Ingredients: O,O-diethyl O-(2-isopropyl-6-methyl-4-pyrimidinyl) phosphorothioate 25%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 100-LTT. Agricultural Div., Ciba-Geigy Corp. STABILIZED DIAZINON CONCENTRATE NO. 1. Active Ingredients: O,O-diethyl O-(2-isopropyl-6-methyl-4-pyrimidinyl) phosphorothioate 90%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 100-LTU. Agricultural Div., Ciba-Geigy Corp. TRUMP GRANULAR VEGETATION KILLER. Active Ingredients: Prometon; 2,4-bis (isopropylamino)-6-methoxy-s-triazine 5.00%; Simazine; 2-chloro-4,6-bis (ethylamino)-s-triazine 0.75%; Sodium chlorate (NaClO3) 40.00%; Sodium metaborate (Na₂B₄O₇·5H₂O) 50.00%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 4715-GUE. Colorado International Corp., 5321 Dahlia St., Commerce City, CO 80022. BEST 4 SERVIS BRAND KITCHEN PEST CONTROL SPRAY. Active Ingredients: (5-Benzyl-3-furyl) methyl

- 2,2-dimethyl-3-(2-methylpropenyl) cyclopropanecarboxylate 3.000%; Related compounds 0.409%; Aromatic Petroleum Hydrocarbons 91.471%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 2398-U. Commerce Drug Co., Inc., Div. Del Laboratories, Inc., 565 Broad Hollow Rd., Farmingdale, NY 11735. NEW BARC LIQUID, ONE APPLICATION KILLS AND CONTROLS HEAD LICE, CRAB LICE, NITS. Active Ingredients: Pyrethrins 0.180%; Piperonyl butoxide technical 2.200%; Petroleum distillate 5.520%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 34822-G. King Paint & Supply Co., Div. of Dill Chemical Corp., PO Box 14347, Orlando, FL 32807. NEW X-1 DI-AL. Active Ingredients: Chlorpyrifos O,O-diethyl O-(3,5,6-trichloro-2-pyridyl) phosphorothioate 11.2%; Aromatic Petroleum derivative solvent 71.2%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 6900-RLN. J. J. Dill Co., PO Box 788, Kalamazoo, MI 49005. DILL SPRA-ALL. Active Ingredients: (5-Benzyl-3-furyl)methyl 2,2-dimethyl-3-(2-methylpropenyl) cyclopropanecarboxylate 0.250%; Related compounds 0.034%; d-trans Allethrin (ally homolog of Cinerin I) 0.250%; Related compounds 0.019%; Aromatic petroleum hydrocarbons 0.363%; Petroleum distillate 19.074%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 875-TT. Diversey Chemicals, Div. of the Diversey Corp., 1855 S. Mt. Prospect Rd., Des Plaines, IL 60018. SURE KILL. Active Ingredients: Petroleum hydrocarbon 94.5%; Pyrethrins 0.5%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 32972-U. Ecolchem, Inc., PO Box 844, 1265 Burlington St., Opa-locka, FL 33054. DCA-21. Active Ingredients: Disodium cyanodithioimidocarbonate 4.2%; Potassium N-methyldithiocarbamate 5.8%. Method of Support: Application proceeds under 2(b) of interim policy.
- EPA File Symbol 34761-E. Ecolo-G Enterprises Ltd., Industrial Park Bldg. #5, West Haverstraw, NY 10993. INSECTICIDE, AEROSOL RESMETHRIN-2%. Active Ingredients: (5-Benzyl-3-furyl)methyl 2,2-dimethyl-3-(2-methylpropenyl) cyclopropanecarboxylate 2.00%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 779-OA. Faesy & Besthoff, Inc., 143 River Rd., Edgewater NJ 07020. F&B DIAZO GRAN 14% FOR PROFESSIONAL USE. Active Ingredients: O, O-diethyl O-(2-isopropyl-6-methyl-4-pyrimidinyl) phosphorothioate 14%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 22558-L. First U.S. Chemical, 1915 Lausanne, Memphis TN 38117. MICROBIOCIDE 10-M. Active Ingredients: Disodium cyanodithioimidocarbonate 3.68%; Potassium N-methyldithiocarbamate 5.07%. Method of Support: Application proceeds under 2(b) of interim policy.
- EPA File Symbol 2496-RA. The General Pest Control Co., 3561 W. 105th St., Cleveland OH 44111. MYSTIC FOOD PLANT SPRAY. Active Ingredients: Pyrethrins 0.20%; Piperonyl Butoxide, Technical 1.00%; Petroleum Distillate 98.80%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 2217-AGN. PBI-Gordon Corp., 300 S. 3rd St., Kansas City KS 66118. GORDON'S CRABGRASS & NUTGRASS KILLER. Active Ingredients: Monosodium acid methanearsonate 16.6%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 35991-R. Haitum and Sandefur Manufacturing Co., PO Box 630, Seminole OK 74868. SANDEFUR FLY BAIT SUGAR TABLETS. Active Ingredients: Ronnel [O,O-dimethyl-O-(2,4,5-trichlorophenyl) phosphorothioate] 0.250%; Dichlorvos (2,2-dichlorovinyl dimethyl phosphate) 0.093%; Related Compounds 0.007%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 2393-EIN. Hopkins Agricultural Chemical Co., PO Box 584, Madison WI 53701. HOPKINS MALATHION 57% EMULSIFIABLE LIQUID INSECTICIDE-B. Active Ingredients: Malathion 57%; Xylene 30%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 2393-ETA. Hopkins Agricultural Chemical Co., PO Box 584, Madison WI 53701. HOPKINS TOXAPHENE 6 E.C. Active Ingredients: Toxaphene (technical chlorinated camphene containing 67-69% chlorine) 60%; Xylene 35%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 8169-T. Hunter Products Corp., 8603 Botts Lane, San Antonio TX 78286. ENVAIR FLYING INSECT KILLER. Active Ingredients: Pyrethrins 0.45%; Piperonyl Butoxide, Technical 0.90%; N-Octyl-bicycloheptene dicarboximide 1.50%; Petroleum distillate 17.15%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 21363-E. Indiana Soft Water Service, Inc., 3335 N. Keystone Ave., Indianapolis IN 46218. MICROBIOCIDE 12. Active Ingredients: Disodium cyanodithioimidocarbonate 4.90%; Potassium N-methyldithiocarbamate 6.76%. Method of Support: Application proceeds under 2(b) of interim policy.
- EPA File Symbol 2342-OLN. Kerr-McGee Chemical Corp., Kerr-McGee Center, Oklahoma City OK 73125. GRO-TONE LIQUID COPPER FUNGICIDE-4. Active Ingredients: Copper salts of fatty and rosin acids 48.00%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 635-ATA. E-Z-Flo Chemical Co., Div. of Kirsto Co., PO Box 808, Lansing MI 48903. E-Z FLO PLANT-GUARD. Active Ingredients: Malathion (O,O-dimethyl dithiophosphate of diethyl mercaptosuccinate) 5.00%; Maneb (Manganese Ethylenebisdithiocarbamate) 10.00%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 453-EAA. Wood Treating Chemicals Dept., Koppers Co., Inc., 5137 Southwest Ave., St. Louis MO 63110. KOPPERS PENTA STAIN BASE CONCENTRATE. Active Ingredients: Pentachlorophenol 11.92%; Other Chlorophenols and Related Compounds 1.39%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 453-EAL. Wood Treating Chemicals Dept., Koppers Co., Inc. KOPPERS PRESSTREAT-T WOOD PRESERVATIVE. Active Ingredients: Pentachlorophenol 4.47%; Other Chlorophenols and Related Compounds 0.53%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 453-EAT. Wood Treating Chemicals Dept., Koppers Co., Inc. KOPPERS WOODTOX 140-T CONCENTRATE WATER REPELLENT WOOD PRESERVATIVE. Active Ingredients: Pentachlorophenol 18.92%; Other Chlorophenols & Related Compounds 2.20%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 35212-R. Laboratorio Rivera, Calle Lippitt 526-B' Obrero, San-turce, PR 00915. RATA-CALIN. Active Ingredients: 3-(A-Acetylbenzyl) 4-Hydroxycoumarin 0.025%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 19961-GNG. Lebanon Chemical Corp., PO Box 180, Lebanon PA 17042. AGRICO BROADLEAF WEED CONTROL. Active Ingredients: Dimethylamine Salt of 2,4-dichlorophenoxyacetic acid 2.85%; Isooctyl ester of Silvex [2-(2,4,5-trichlorophenoxy)] propionic acid 1.25%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 35083-E. Metaframe Living World, 41 Slater Dr., Elmwood Park, NJ 07407. LIVING WORLD CAT FLEA COLLAR. Active Ingredients: O,O-dimethyl-O-(3,5,6-trichloro-2-pyridyl) phosphate 15%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 35083-R. Metaframe Living World, 41 Slater Dr., Elmwood Park, NJ 07407. LIVING WORLD DOG FLEA COLLAR. Active Ingredients: O,O-dimethyl-O-(3,5,6-trichloro-2-pyridyl) phosphate 15%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 8123-AO. Frank Miller & Sons, 13831 S. Emerald Ave., Chicago, IL 60627. NON-SELECTIVE HERBICIDE. Active Ingredients: Petroleum Distillates 92.87%; 2,4-bis(isopropylamino)-6-methoxy-s-triazine 1.60%; Pentachlorophenol 0.64%; Other Chlorophenols 0.09%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 8123-TE. Frank Miller & Sons. GRANULAR WEED AND VEGETATION KILLER. Active Ingredients: Bromacil (5-bromo-3-sec-butyl-6-methyluracil) 3%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 8123-TG. Frank Miller & Sons. PENTACHLOROPHENOL CONCENTRATE. Active Ingredients: Pentachlorophenol 35.2%; Other Chlorophenols 4.8%; Petroleum Distillates 40.0%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 8123-TN. Frank Miller & Sons. TOTAL VEGETATION KILLER. Active Ingredients: Petroleum Distillates 91.37%; 2,4-Dichlorophenoxyacetic acid, isooctyl ester 1.09%; 2,4-bis(isopropylamino)-6-methoxy-s-triazine 1.58%; Pentachlorophenol 0.63%; Other chlorophenols 0.09%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 8123-TR. Frank Miller & Sons. EMULSIFIABLE VEGETATION KILLER CONCENTRATE. Active Ingredients: 2,4-bis(isopropylamino)-6-methoxy-s-triazine 4.66%; Petroleum Distillate 77.35%. Method of Support: Application proceeds under 2(c) of interim policy.
- EPA File Symbol 20375-A. Nutmeg Chemical Co., 125 Market St., New Haven CT 06513. NUTMEG NC-46. Active Ingredients: Disodium cyanodithioimidocarbonate 7.35%; Potassium N-methyldithiocarbamate 10.15%. Method of Support: Application proceeds under 2(b) of interim policy.
- EPA File Symbol 20375-I. Nutmeg Chemical Co. NUTMEG NC-48. Active Ingredients: Disodium cyanodithioimidocarbonate 3.68%; Potassium N-methyldithiocarbamate 5.07%. Method of Support: Application proceeds under 2(b) of interim policy.
- EPA File Symbol 20375-T. Nutmeg Chemical Co. NUTMEG NC-47. Active Ingredients: Disodium cyanodithioimidocarbonate 4.90%; Potassium N-methyldithiocarbamate 6.76%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 11541-O. O'Brien Industries, Inc., 513 W. Mt. Pleasant Ave., Livingston NJ 07039. OB-ALGE C-64. Active Ingredients: Disodium cyanodithioimidocarbonate 3.68%; Potassium N-methylthiocarbamate 5.07%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 8501-EU. Pace National Corp., 500 7th Ave., S. Kirkland WA 98033. MOSS-STOP DESTROYS MOSS AND KEEPS ROOFS MOSS-FREE FOR SEVERAL YEARS. Active Ingredients: Pentachlorophenol 4.73%; 2,4,5-trichlorophenol 1.90%; Other chlorophenols and related compounds 0.55%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 4758-REN. Pet Chemicals, Inc., PO Box 660656, Miami Springs FL 33168. HOLIDAY PUPPY-KITTEN SPRAY. Active Ingredients: Petroleum distillates 29.30%; Technical piperonyl butoxide 0.30%; N-octyl bicycloheptene dicarboximide 0.30%; pyrethrin 0.10%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 224-GN. Phillips Petroleum Co., 8A3 Phillips Bldg., Bartlesville OK 74004. R-55 REPELLENT 12.5R. Active Ingredients: tert-Butylsulfenyldimethylthiocarbamate 10.95%; Related Compounds 1.93%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 5576-EO. Regal Supply and Chemical Co., PO Box 1955, El Paso TX 79850. EXTERMO-CIDE A CONCENTRATED PYRENONE INSECTICIDE. Active Ingredients: Pyrethrins 0.5%; Piperonyl Butoxide, Technical 5.0%; Petroleum Distillate 94.5%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 201-GTO. Shell Chemical Co., Suite 200, 1025 Connecticut Ave., NW, Washington DC 20036. BLADEX 80 WETTABLE POWDER HERBICIDE. Active Ingredients: 2-[4-chloro-6(ethylamino)-s-triazine-2-yl]amino]-2-methylpropionitrile 80%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 3640-IR. Stearns Chemical Corp., 4200 Sycamore, Madison, WI 53704. POOL MATE SWIMMING POOL ALGAECIDE. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 5%; n-Alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 5%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 148-RENE. Thompson-Hayward Chemical Co., 5200 Speaker Rd., Kansas City, KS 66110. CASORON 4H DICHLOBENIL WEED AND GRASS KILLER HERBICIDE AND HAND SPREADER. Active Ingredients: dichlobenil 4.0%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 148-RENG. Thompson-Hayward Chemical Co., 5200 Speaker Rd., Kansas City, KS 66110. FREESTYLE CALCIUM HYPOCHLORITE GRANULAR 65. Active Ingredients: Calcium Hypochlorite 65%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 34281-R. Tillar Enterprises, 8304 Beverly Blvd., Los Angeles, CA 90048. SPORT COAT. Active Ingredients: N,N-diethyltoluamide 8%; meta isomer 7.6%; other isomers 0.4%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 1624-RNI. United States Borax & Chemical Corp., PO Box 75128,

Sanford Station, Los Angeles, CA 90075. 20 MULE POWER SHOWER TUB & TILE CLEANER. Active Ingredients: Tetrosodium ethylenediamine tetraacetate 9.13%; Isopropanol 5.00%; 2,4,4'-trichloro-2'-hydroxydiphenyl ether 0.07%. Method of Support: Application proceeds under 2(a) of interim policy.

EPA File Symbol 876-EUA. Velsicol Chemical Corp., 341 E. Ohio St., Chicago, IL 60611. VELSICOL CHLORDANE-10D DUST. Active Ingredients: Technical chlordane 10.0%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 876-EUL. Velsicol Chemical Corp. VELSICOL CHLORDANE-8 EC. Active Ingredients: Technical chlordane 72%; Petroleum distillate 21%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 876-EUU. Velsicol Chemical Corp. VELSICOL CHLORDANE-4 EC. Active Ingredients: Technical chlordane 45.3%; Petroleum distillate 49.7%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 34859-E. Wayne Chemical, Inc., 2014 S. Calhoun St., Fort Wayne, IN 46804. WO-4200 ALGAECIDE. Active Ingredients: Disodium cyanodithioimidocarbonate 3.68%; Potassium N-methylthiocarbamate 5.07%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 1325-IG. Well Chemical, 219 Scott St., Memphis, TN 38112. AWT ALGAECIDE III. Active Ingredients: Disodium cyanodithioimidocarbonate 3.68%; Potassium N-methylthiocarbamate 5.07%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 1325-IU. Well Chemical, 219 Scott St., Memphis, TN 38112. E-Z TREET ALGAECIDE III. Active Ingredients: Disodium cyanodithioimidocarbonate 3.68%; Potassium N-methylthiocarbamate 5.07%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 769-ULG. Woolfolk Chemical Works, Inc., PO Box 938, Fort Valley GA 31030. SECURITY THIODAN VEGETABLE DUST. Active Ingredients: Endosulfan (Hexachlorohexahydromethano-2,4,3-benzodioxathiepin oxide) 3%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 5427-LI. Wright Chemical Corp., 1319 Wabansia Ave., Chicago IL 60622. WRICO SRW. Active Ingredients: Disodium cyanodithioimidocarbonate 14.7%; Potassium N-methylthiocarbamate 20.3%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 5427-LT. Wright Chemical Corp., 1319 Wabansia Ave., Chicago IL 60622. WRICO SRT. Active Ingredients: Disodium cyanodithioimidocarbonate 7.35%; Potassium N-methylthiocarbamate 10.15%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 1748-RET. York Chemical Co., Inc., 195 Atlantic Ave., Garden City Park NY 11040. CERTOX RAT & MOUSE BAIT. Active Ingredients: 2-[(p-chlorophenyl)phenylacetyl] - 1,3 - indandione 0.005%. Method of Support: Application proceeds under 2(c) of interim policy.

Dated: January 6, 1975.

MARTIN H. ROCOFF,
Acting Director,
Registration Division.

[FR Doc.75-1072 Filed 1-10-75;8:45 am]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 20310, 20311; File Nos. BP-19, 596, BP-19, 645]

LAKE COUNTY BROADCASTERS AND KBMR RADIO, INC.

Designating Applications for Consolidated Hearing on Stated Issues

In re applications of Lake County Broadcasters, a limited partnership, (Terry L. Kinne and Judy A. Kinne, General Partners) Polson, Montana, requests: 1050 kHz, 1 kW, D; KBMR Radio, Inc., Polson, Montana, requests: 1070 kHz, 1 kW, 25 kW-LS, DA-N, U. for construction permits.

1. The Commission, by the Chief of the Broadcast Bureau, acting pursuant to delegated authority, has before it the two above-described applications for new standard broadcast stations at Polson, Montana. The applications must be designated for a consolidated hearing since operation as proposed would result in mutual overlap of 2 mV/m and 25 mV/m contours in contravention of § 73.37(a), and would result in three daytime aural services to Polson in contravention of § 73.37(e) (1) (ii).

2. According to the financial data submitted in its application, Lake County Broadcasters [Lake County] would require \$58,034 to construct and operate the proposed facility for a period of one year, without revenue, itemized as follows:

Lease payment on equipment-----	\$7,814
Mortgage payments (land)-----	1,951
Mortgage payments (building)-----	2,750
Miscellaneous-----	6,450
Estimated interest on loan (a 10 percent)-----	2,500
Working capital (first year)-----	36,569
Total-----	58,034

To meet this requirement, Lake County relies upon \$15,000 in existing capital, and two loans from financial institutions—a \$25,000 loan from Security State Bank, and a \$20,000 loan from First Security Bank. Although the existing capital is well documented, the two bank loans are unacceptable for failure to comply with section III, paragraph 4(e), of FCC Form 301. Specifically, the letter of commitment from Security State Bank does not state the collateral required, nor does it specify the rate of interest. Further, the letter from First Security Bank does not contain language indicating a firm commitment to lend money, but rather is an offer to consider such a loan. In view of these deficiencies, the Commission cannot conclude that sufficient funds will be available to Lake County, as required, to meet the projected costs of construction and operation. Accordingly, an appropriate issue will be specified.

3. Data submitted by the applicants indicate that there would be a significant difference in the size of the areas and

populations which would receive service from the proposals. Consequently, for the purposes of comparison, the areas and populations which would receive primary service, together with the availability of other primary aural services 1 mV/m or greater in the case of FM in such areas will be considered under the standard comparative issue, for the purpose of determining whether a comparative preference should accrue to either of the applicants.

4. Except as indicated by the issues specified below, the applicants are qualified to construct and operate as proposed. However, since the proposals are mutually exclusive, they must be designated for hearing in a consolidated proceeding on the issues specified below.

5. *Accordingly, it is ordered.* That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, at a time and place to be specified in a subsequent Order, upon the following issues:

1. With respect to the application of Lake County Broadcasters:

(a) To determine the terms and conditions of the two putative bank loans and whether they are available to the applicant;

(b) Whether, in light of the evidence adduced in (a), above, whether Lake County Broadcasters is financially qualified.

2. To determine which of the proposals would, on a comparative basis, better serve the public interest.

3. To determine, in light of the evidence adduced pursuant to the foregoing issues which, if either, of the applications should be granted.

6. *It is further ordered.* That to avail themselves of the opportunity to be heard, the applicants herein, pursuant to § 1.221(c) of the Commission's rules, in person or by attorney, shall, within 20 days of the mailing of this order, file with the Commission in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this order.

7. *It is further ordered.* That the applicants herein shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, and § 1.594 of the Commission's rules, give notice of the hearing, either individually or, if feasible, and consistent with the rules, jointly, within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by § 1.594(g) of the rules.

Adopted: December 31, 1974.

Released: January 6, 1975.

FEDERAL COMMUNICATIONS
COMMISSION,
WALLACE E. JOHNSON,
Chief, Broadcast Bureau.

[FR Doc.75-1009 Filed 1-10-75; 8:45 am]

[Docket Nos. 20268, 20269, 20270; File Nos. BPH-8250, BPH-8405, BPH-9036]

TOWN AND COUNTY RADIO, INC., ET AL.
Designating Applications for Consolidated Hearing on Stated Issues

In re applications of Town and County Radio, Inc. Suffolk, Virginia, requests: 106.9 MHz; Channel #295; 100 KW(H&V); 935 feet; John Laurino, Gordon L. Hood and Vernon S. Lee, d/b/a; Voice of the People, Suffolk, Virginia, requests: 106.9 MHz; Channel #295; 100 kW(H&V); 937 feet; Tidewater Sounds, Inc. Suffolk, Virginia, requests: 106.9 MHz; Channel #295; 100 kW(H&V); 755 feet, for construction permits.

1. The Commission, by the Chief of the Broadcast Bureau, acting pursuant to delegated authority, has under consideration the above-captioned applications which are mutually exclusive in that they seek the same channel in Suffolk, Virginia. In addition, an informal objection has been filed against the application of Voice of the People [Voice] by Lloyd A. Gatling [Gatling], a resident of Suffolk. Voice has filed comments in reply.

2. In his objection, Gatling asserts that the Voice application and related materials were not available for public inspection, and that Voice has failed to satisfy the intent of § 1.580, as well as the requirements of § 1.526, of the Commission's rules. In reply, Voice states that the necessary materials were in fact filed at the Morgan Memorial Library in Suffolk on May 11, 1973. Since the library was at that time undergoing repairs, the building was closed, and the public did not gain access to the file until June 26, 1973, when the library was reopened. However, Voice claims that its arrangements to publish the notice and maintain the file at the Library were made before the applicant could reasonably have known that the building would be closed. Further, it appears that the applicant, upon learning that the library was in fact closed, was told by the local librarian that the building would only be closed for two weeks. Finally, Voice asserts that the librarian was told that inquiries regarding the file during the repair period should be directed either to Voice's Washington counsel or to the Chester, Virginia, studios of WIKI-FM and WDYL-FM, controlled by the majority owner of Voice. Gatling has filed no response to the applicant's statements. More importantly, Voice has since republished the local notice in order to ensure that the public would be aware of the availability of the file. Thus, although the circumstances surrounding the earlier notice may have constituted, at most, a relatively minor technical violation of § 1.526, there appears to have been no intent to conceal information from the public. While the Commission does not condone violations of its rules, the public seems not to have been prej-

udiced in the instant case¹ the circumstances indicate that this was an isolated instance, and the defect has since been cured. Accordingly, the informal objection will be denied.

3. Vernon Baker, president and majority shareholder of Town, is also president and majority shareholder of the Accomack-Northampton Broadcasting Co., Inc., licensee of WESR and WESR-FM, Tasley, Virginia. Because of their proximity, the proposed station and WESR-FM, would be significantly restricted in their ability to increase facilities without causing 1 mV/m overlap in contravention of § 73.240(a)(1) of the Commission's rules. Accordingly, an issue will be specified to determine whether the Town proposal represents a fair, efficient and equitable use of the channel within the meaning of section 307(b) of the Communications Act of 1934, as amended.

4. Town has failed to indicate the dates on which its community leader interviews were conducted. In addition, although Town states that members of the general public were contacted by a prospective employee of the applicant, there is no indication that this interviewer was a prospective management-level employee, or, if not, that the interviewer was acting under the supervision of a principal, a management-level employee, or a prospective management-level employee. In light of the requirements of questions and answers 15 and 11(b) of the Commission's Primer on the Ascertainment of Community Problems by Broadcast Applicants, 27 FCC 2d 650 (1971), an appropriate issue will be added.

5. John Laurino, a general partner of Voice, is the sole shareholder of WIKI Radio, Inc., licensee of WIKI and WDYL-FM, Chester, Virginia. The 1 mV/m contours of WDYL and the present proposal overlap significantly. Further, if both stations had the maximum facilities permitted under the rules, the WDYL contour would be almost completely contained within the contour of the proposed station. In order to avoid a violation of section 73.240(a)(1) of the rules, Laurino has stated his intention to divest himself of his ownership in WIKI Radio, Inc., if the present application is granted. Accordingly, a condition will be added requiring such divestiture.

6. Except as indicated by the issues specified below, the applicants are qualified to construct and operate as proposed. However, since the proposals are mutually exclusive, they must be designated for hearing in a consolidated proceeding in the issues specified below.

7. *Accordingly, it is ordered.* That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, at a time

¹In this regard it should be noted that Gatling's objection does not even allege that he himself ever attempted to see the file.

and place to be specified in a subsequent Order, upon the following issues:

1. To determine with respect to the application of Town and Country Radio, Inc.:

(a) The extent to which duopoly considerations would preclude future improvement of WESR-FM and the proposed station; and

(b) Whether, in light of the evidence adduced pursuant to (a) above, the proposal represents a fair, efficient and equitable use of the channel within the meaning of section 307(b) of the Communications Act of 1934, as amended.

2. To determine the efforts made by Town and Country Radio, Inc. to ascertain the community problems of the area to be served and the means by which the applicant propose to meet these problems.

3. *It is further ordered*, That, in the event of a grant of the application of Voice of the People, the construction permit shall contain the following condition:

Prior to issuance of program test authority John Laurino shall submit satisfactory evidence that he has severed all connection with the licensee of station WDYL-FM, Chester, Virginia.

4. *It is further ordered*, That the informal objection filed by Lloyd Gatling against the application of Voice of the People is denied.

5. *It is further ordered*, That, to avail themselves of the opportunity to be heard, the applicants herein, pursuant to § 1.221(c) of the Commission rules, in person or by attorney, shall, within 20 days of the mailing of this order, file with the Commission in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this Order.

6. *It is further ordered*, That the applicants herein shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, and § 1.594 of the Commission's rules, give notice of the hearing, either individually or, if feasible and consistent with the rules, jointly, within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by § 1.594(g) of the rules.

Adopted: December 20, 1974.

Released: January 3, 1975.

FEDERAL COMMUNICATIONS
COMMISSION,
WALLACE E. JOHNSON,
Chief, Broadcast Bureau.

[FR Doc. 75-1010 Filed 1-10-75; 8:45 am]

[Docket Nos. 20294, 20295; File Nos. BPH-8871, BPH-8952]

**TRIPLETT BROADCASTING CO., INC.,
AND ELECTROCOM, INC.**

**Designating Applications for Consolidated
Hearing on Stated Issues**

In re applications of Triplett Broadcasting Co., Inc., Parkersburg, West Virginia, requests: 95.1 MHz, #236; 50 kW

(H&V); 500 feet; Electrocom, Inc., Parkersburg, West Virginia, requests: 95.1 MHz, #236; 50 kW (H&V); 500 feet, for construction permits.

1. The Commission, by the Chief of the Broadcast Bureau, acting pursuant to delegated authority, has under consideration the two above-captioned applications which are mutually exclusive in that they seek the same channel in Parkersburg, West Virginia.

2. Triplett Broadcasting Co., Inc. [Triplett] requests a waiver of § 73.210 (a) (2) of the Commission's rules to allow location of the main studio of the proposed facility to be outside of the community of license, at a site 1.9 miles from the city limits of Parkersburg, near Vienna, West Virginia. Pursuant to § 73.210 of the rules, applicants who wish to locate the main studio of the proposed station outside of the city limits of the community to which the channel is allocated must request permission, documenting the request with a showing of good cause and that operation of the facility as proposed would be in the public interest. Triplett has submitted a statement in support of its request, noting that the proposed site is "at least as convenient" as would be a location in Parkersburg proper, and, further, that the proposed location benefits from ample parking and ease of accessibility to other residents within the area which Triplett intends to serve. Accordingly, permission to locate the main studio as proposed in the Triplett application will be granted.

3. In the amended Exhibit No. 4A-1 of the Triplett application, the interviewer responsible for the survey of the general public is identified as Mrs. Donna J. Triplett, the wife of the president of the corporation. The survey conducted by Mrs. Triplett was performed in the month of January, 1974. However, not until October 5, 1974, did Mrs. Triplett have any official connection with the applicant, either as a principal, employee or prospective employee. Question and answer 11(b) of the Commission's Primer on the Ascertainment of Community Problems by Broadcast Applicants, 27 FCC 2d 650 (1971), enumerates specifically those individuals who may conduct a valid survey of the general public for the purposes of the ascertainment study.¹ The Commission admonished applicants in Voice of Dixie, Inc., 45 FCC 2d 1027, 29 RR 2d 1127 (1974), that "[t]he Primer is unequivocal, and it [gives applicants] notice of what [they are] expected to do with respect to ascertaining community needs," 45 FCC 2d at 1031. It is not apparent that the survey undertaken by Mrs. Triplett, who was at best a "prospective principal" of the applicant at the time the study was conducted, comports with the requirements of question and answer 11(b) of the Primer. In addition, Triplett states in the same amended exhibit that the survey of the general public in Marietta, Ohio, was conducted in part, "by Douglas Triplett, the son of Robert S. Triplett, who is expected to be an employee at the proposed station

at Parkersburg." The confusion generated by this statement is compounded by the fact that, elsewhere in the amendment, Robert S. Triplett is, for the first time, proposed to be the fulltime general manager of the facility.² If the Triplett statement is read as it is written, Douglas Triplett does not fall within those categories specified in question and answer 11(b) of the Primer. In light of these questions concerning the validity of the survey of the general public conducted by Triplett, an appropriate issue will be specified.

4. Triplett proposes to utilize a CCA transmitter, type number FM-20,000D/DS, with a rated power of 20 kW. This equipment is not type accepted; accordingly, in the event that Triplett is favored in this proceeding, a grant of the application will contain a condition requiring submission of data for type acceptance of the proposed transmitter.

5. The application filed by Electrocom, Inc., does not include the necessary approval, issued by the Federal Aviation Administration, that the tower height and location proposed by the applicant poses no potential hazard to air navigation. Accordingly, an appropriate issue will be specified, and the FAA will be made a party to this proceeding.

6. Except as indicated by the issues specified below, the applicants are qualified to construct and operate as proposed. However, since the proposals are mutually exclusive, they must be designated for hearing in a consolidated proceeding on the issues specified below.

7. Accordingly, *It is ordered*, That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, at a time and place to be specified in a subsequent order, upon the following issues:

1. To determine the efforts made by Triplett Broadcasting Co., Inc., to ascertain the community problems of the area to be served and the means by which the applicant proposes to meet these problems.

2. To determine whether there is a reasonable possibility that the tower height and location proposed by Electrocom, Inc., would constitute a menace to air navigation.

3. To determine which of the proposals would, on a comparative basis, better serve the public interest.

4. To determine, in light of the evidence adduced pursuant to the foregoing issues which, if either, of the applications should be granted.

8. *It is further ordered*, That, pursuant to § 73.210(a) (3) of the rules, permission to locate the main studio as proposed in the Triplett application, is granted.

9. *It is further ordered*, That, in the event of a grant of the application of

¹ Principals, employees or prospective employees of the applicant or a professional research or survey service.

² Amended Exhibit No. 3-1. No employment relationship was revealed as concerns Robert S. Triplett in the initial application.

Triplett Broadcasting Co., Inc., the construction permit shall contain a condition that the program tests will not be authorized until the permittee has submitted data for type acceptance of the proposed transmitter.

10. *It is further ordered.* That, the Federal Aviation Administration is made a party to this proceeding.

11. *It is further ordered.* That, to avail themselves of the opportunity to be heard, the applicants and party respondent herein, pursuant to § 1.221(c) of the Commission's rules, in person or by attorney, shall, within 20 days of the mailing of this order, file with the Commission in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this order.

12. *It is further ordered.* That the applicants herein shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, and § 1.594 of the Commission's rules, give notice of the hearing, either individually or, if feasible and consistent with the rules, jointly, within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by § 1.594(g) of the rules.

Adopted: December 20, 1974.

Released: January 3, 1975.

FEDERAL COMMUNICATIONS
COMMISSION,
WALLACE E. JOHNSON,
Chief, Broadcast Bureau.

[FR Doc.75-1011 Filed 1-10-75;8:45 am]

**FEDERAL MARITIME COMMISSION
DART CONTAINERLINE, INC. AND GLOBAL
TERMINAL AND CONTAINER SERVICES,
INC.**

Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763 (46 U.S.C. 814)).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street NW., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California, and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, on or before February 10, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the com-

merce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of Agreement Filed by:

Conrad H. C. Everhard, President
Dart Containerline
Five World Trade Center
New York, New York 10048

Agreement No. T-3039, between Dart Containerline Incorporated (Dart) and Global Terminal & Container Services, Inc. (Global) provides for Global to act as agent for Dart in billing and collecting demurrage on cargo to be loaded to or discharged from Dart's vessels at the Global Marine Terminal facilities in the Port of New York. As compensation, Global shall retain all monies derived from demurrage charges on cargo to be loaded or discharged from its vessels at the aforesaid terminal.

By order of the Federal Maritime Commission.

Dated: January 8, 1975.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.75-1052 Filed 1-10-75;8:45 am]

PORT OF OAKLAND, ET AL.

Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street NW., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California, and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, on or before February 10, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the

agreement (as indicated hereinafter) and the statement should indicate that this has been done.

PORT OF OAKLAND AND JAPAN LINE, LTD.,
KAWASAKI KISEN KAISHA, LTD., MITSUI
O.S.K. LINES, LTD., YAMASHITA-SHIN-
NIHON STEAMSHIP CO., LTD.

Notice of Agreement Filed by:

John E. Nolan, Esq., Assistant Port Attorney,
Port of Oakland, 66 Jack London Square,
P.O. Box 2064, Oakland, Calif. 94607.

Agreement No. T-3040 between the Port of Oakland (Port) and Japan Line, Ltd., Kawasaki Kisen Kaisha, Ltd., Mitsui O.S.K. Lines, Ltd. and Yamashita-Shinnihon Steamship Co., Ltd. (the Lines) is a 10-year nonexclusive preferential assignment of certain marine terminal facilities located in the Port's Outer Harbor Terminal Area, which the Lines will use primarily for handling containerized traffic. Port reserves secondary berthing privileges and all charges in connection therewith shall be applied towards the minimum and maximum annual compensation payable by the Lines as further provided by the agreement. The Lines will pay the Port's terminal tariff charges subject to the above mentioned annual minimum, plus a portion of the cost for the construction of improvements by Port, plus the cost of utilities incurred as a result of the Lines primary operations on the said facilities, as provided by the basic agreement. In the event the maximum annual guarantee is reached, provision is made for a return of all further payments made by the Lines to Port pursuant to both its primary and secondary operations. The minimum and maximum compensation amounts are subject to periodic review and adjustment as further provided in detail in the agreement.

By Order of the Federal Maritime Commission.

Dated: January 8, 1975.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.75-1053 Filed 1-10-75;8:45 am]

PORT OF OAKLAND, ET AL.

Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street NW., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California, and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C., 20573, on or before February 3,

1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

PORT OF OAKLAND AND JAPAN LINE, LTD., KAWASAKI KISEN KAISHA, LTD., MITSUI O.S.K. LINES, LTD., YAMASHITA-SHINNIHON STEAMSHIP CO., LTD.

Notice of Agreement Filed by:

John E. Nolan, Esq., Assistant Port Attorney, Port of Oakland, 66 Jack London Square, P.O. Box 2064, Oakland, Calif. 94607.

Agreement No. T-3040-A between the Port of Oakland (Port) and Japan Line, Ltd., Kawasaki Kisen Kaisha, Ltd., Mitsui O.S.K. Lines, Ltd., and Yamashita-Shin-nihon Steamship Co., Ltd. (the Lines) is a 10-year (with renewal option) nonexclusive preferential assignment of a 40-ton container crane for use by the Lines in loading and unloading cargo containers and cargo to and from the Lines' vessels. As rental, the Lines shall pay an annual figure of \$235,193 plus the cost of utilities. The annual rental may be adjusted, depending on the actual cost of the crane. A formula for such an adjustment is included in the agreement. Secondary use of the crane by the Port or by third parties is permitted, and charges therefor will be those specified in the Port's tariff. Any secondary user will pay to the Lines compensation for the cost of utilities and maintenance. The crane will be situated at the Port's Outer Harbor Terminal Area and will be utilized in conjunction with the parties' nonexclusive preferential assignment (T-3040).

By order of the Federal Maritime Commission.

Dated: January 8, 1975.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.75-1054 Filed 1-10-75; 8:45 am]

FEDERAL POWER COMMISSION

[Rate Schedule Nos. 343, et al.]

EXXON CORP., ET AL.

Rate Change Filings Pursuant to Commission's Opinion No. 699-H

JANUARY 3, 1975.

Take notice that the producers listed in the Appendix attached hereto have

filed proposed increased rates to the applicable area new gas or national ceiling based on the interpretation of vintaging concepts set forth by the Commission in its Opinion No. 699-H, issued December 4, 1974.

The information relevant to each of these sales is listed in the Appendix.

Any person desiring to be heard or to make any protest with reference to said filing should on or before January 17, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accord-

ance 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 party 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.

MARY B. KIDD,
Acting Secretary.

Appendix

Filing date	Producer	Rate schedule No.	Buyer	Area
Dec. 11, 1974	Exxon Corp., P.O. Box 2180, Houston, Tex. 77001.	343	Texas Eastern Transmission Corp.	Texas gulf coast.
Dec. 13, 1974	Long Star Producing Co., 301 South Harwood, Dallas, Tex. 75201.	87	do.....	Other southwest area.
Dec. 16, 1974	Ashland Oil, Inc., P.O. Box 1503, Houston, Tex. 77001.	66	United Gas Pipe Line Co....	Do.
Dec. 20, 1974	do.....	104	Mississippi River Transmission Corp.	Do.

[FR Doc.75-846 Filed 1-10-75; 8:45 am]

[Docket Nos. RI75-97 and RI75-98]

PHILLIPS PETROLEUM CO. AND BELCO PETROLEUM CORP.

Order Providing for Hearing on and Suspension of Proposed Changes in Rates, and Allowing Rate Changes To Become Effective Subject to Refund¹

JANUARY 3, 1975.

Respondents have filed proposed changes in rates and charges for jurisdictional sales of natural gas, as set forth in Appendix A hereof.

The proposed changed rates and charges may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds. It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon hearings regarding the lawfulness of the proposed changes, and that the supplements herein be suspended and their use be deferred as ordered below.

The Commission orders. (A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining

thereto (18 CFR, Chapter I), and the Commission's rules of practice and procedure, public hearings shall be held concerning the lawfulness of the proposed changes.

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column. Each of these supplements shall become effective, subject to refund, as of the expiration of the suspension period without any further action by the Respondent or by the Commission. Each Respondent shall comply with the refunding procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder.

(C) Unless otherwise ordered by the Commission, neither the suspended supplements, nor the rate schedules sought to be altered, shall be changed until disposition of these proceedings or expiration of the suspension period, whichever is earlier.

By the Commission.

[SEAL]

KENNETH F. PLUMB,
Secretary.

¹ Does not consolidate for hearing or disposition of the several matters herein.

APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per thousand cubic feet*		Rate in effect subject to refund in docket Nos.
									Rate in effect	Proposed increased rate	
R175-97...	Phillips Petroleum Co.....	509	8	El Paso Natural Gas Co. (South Carlsbad Field, Eddy County, N. Mex.) (Permian Basin).	\$9,213	12- 6-74	.....	6- 6-75	37.4163	38.4275	R174-70 ¹
R175-98...	Belco Petroleum Corp.....	17	7	Natural Gas Pipeline Co. of America (James Ranch Area, Eddy County, N. Mex.) (Permian Basin).	.....	12- 6-74	1- 6-75	Accepted	37.4163	38.4275	R174-70 ¹
						12- 6-74	.....	6- 6-75			R174-70 ¹
						12- 9-74	1- 9-75	Accepted			
			8	do.....	12,627	12- 9-74	.....	6- 9-75	35.875	39.02	

* Unless otherwise stated, the pressure base is 14.65 lb/in²a.

¹ ESR in docket No. R174-70 insofar as production from the Atoka and Morrow Formations is concerned.

² Effective date for the proposed rate insofar as it pertains to production from the Atoka and Morrow Formations.

³ Effective date for the proposed rate insofar as it pertains to production from the Canyon Formation.

⁴ Contract agreement dated June 6, 1974.

⁵ Applicable to sales made pursuant to supp. No. 7 (agreement dated June 6, 1974).

⁶ Accepted for filing as of the date set forth in the "Effective date unless suspended" column.

The proposed rate increases, except for sales under Phillips' Rate Schedule No. 509 from the Canyon Formation, exceed the applicable area ceiling rate under Opinion No. 662 and they are suspended for five months. The proposed rate increase under Phillips' Rate Schedule No. 509, insofar as it relates to sales from the Canyon Formation, does not exceed the ceiling under Opinion No. 662 and is accepted.

In regard to any sale of natural gas for which the proposed increased rate is filed under the provisions of Opinion No. 699-H, issued December 4, 1974, in Docket No. R-389-B, no part of the proposed rate increase above the prior applicable area ceiling rate may be made effective until the seller submits a statement in writing demonstrating that Opinion No. 699-H is applicable to the particular increased rate filing, in whole or in part. The proposed increased rates for which such support shall have been satisfactorily demonstrated on or before January 31, 1975, will be made effective as of June 21, 1974.

[FR Doc.75-863 Filed 1-10-75;8:45 am]

[Docket No. RP74-51]

SOUTHWEST GAS CORP.

Order Approving Settlement Agreement With Condition

DECEMBER 31, 1974.

On September 25, 1974 Southwest Gas Corporation (Southwest) tendered for filing a Stipulation and Agreement of Settlement in this proceeding and a motion for Commission approval thereof. The Presiding Administrative Law Judge in the above referenced docket certified the proposed agreement and the record of the proceeding to the Commission on September 26, 1974. If approved, this settlement would resolve all issues in this proceeding with the exception of rate design, which was to be decided separately.¹

¹ Hearings were held on August 6 and 7th, 1974; initial briefs were filed on October 1, 1974, and reply briefs were filed on November 1, 1974, by Southwest, Sierra Pacific Power Company (Sierra) and Commission Staff; the case is now before the Administrative Law Judge awaiting his decision.

This proceeding involves a proposed increase in Southwest's rates filed December 27, 1973, which would result in annual increased revenues of \$356,057. The increased rates were suspended for five months until June 30, 1974, by order issued January 30, 1974. The rates as filed on December 27, 1973, were put into effect on June 30, 1974, as modified by increases pursuant to Southwest's Purchase Gas Adjustment Clause which went into effect April 2, 1974, and the net change due to the RP73-99 settlement, which went into effect May 1, 1974.

Subsequently, Southwest was allowed to put other PGA adjustments into effect on October 1, 1974 and December 1, 1974. The net cumulative effect of PGA adjustments would be 3.094¢ therm to the settlement rates as proposed by Southwest as of December 1, 1974.

Southwest served its case-in-chief on January 10, 1974; the staff exhibits and testimony were served on June 14, 1974; one intervenor, Sierra, filed its exhibits and testimony on July 5, 1974; and Southwest filed rebuttal testimony and exhibits on July 26, 1974. A pre-hearing conference in this proceeding was held on August 5, 1974, at which time all the testimony and exhibits were made part of the record.

After the filing of evidence, settlement negotiations commenced. As a result of those negotiations a Stipulation and Agreement of Settlement and a motion for approval thereof was filed by Southwest on September 25, 1974, and certified to the Commission on September 26, 1974. The certification was noticed on October 18, 1974 with comments or protests due on or before October 25, 1974. No such response was received.

The principal provisions of the settlement agreement may be summarized as follows:

Article I. This Article provides for Southwest to file for a reduction in rates of .130 cent per therm in its then effective rates, within ten days after issuance of a Commission order approving this Stipulation and Agreement of Settlement. It also provides for Southwest to make refunds within 45 days using the .130 cent per therm difference to cover the period from June 30, 1974 to the effective date of the tariff sheet filed to make the reduction. The .130 cent per

therm was derived (See Appendix A²) using an agreed upon jurisdictional cost of service which reflected the classification of 50 percent of the fixed costs to demand and 50 percent to commodity. (See Appendix B³)

Article II. This Article provides for Southwest to file for new rates to be effective on or before January 1, 1975, which will reflect the classification of 25 percent of the fixed costs to demand and 75 percent to commodity in allocating Southwest's cost of service to jurisdictional customers. It also provides that Southwest's next general rate case filed with the FPC will reflect the 25-75 classification of costs.

Article III. Rate design will be a reserved issue in these proceedings to be tried on the merits and any change ordered by the Commission will be prospective in effect.

Article IV. This Article provides for: (1) Effectiveness of agreement upon final Commission approval, (2) termination of this agreement on the date Southwest's rates under this agreement are superseded by rates made effective pursuant to section 4 of the Natural Gas Act, and (3) that this agreement shall not terminate by any rate changes filed by Southwest pursuant to its applicable PGA clause in its tariff.

Article V. This Article provides reservations which state that if the agreement is not accepted it shall be privileged and of no effect, and that this agreement represents a negotiated dollar settlement of the proceedings.

Based on our review of the record in this proceeding, including the filing by Southwest and the proposed settlement agreement, we find that the proposed settlement is reasonable and in the public interest, and accordingly should be approved subject to the terms and conditions of this order. Pursuant to Article II of the agreement, Southwest shall file within 15 days of the issuance of this order new rates to be effective on or before January 1, 1975, which reflect the classification of 25 percent of the fixed

² Filed as part of original document.

³ Filed as part of original document.

costs to demand and 75 percent to commodity in allocating Southwest's cost of service to jurisdictional customers.

The Commission finds. The settlement of this proceeding on the basis of the settlement agreement filed herein by Southwest on September 25, 1974, and certified to the Commission on September 26, 1974, is reasonable and proper and in the public interest in carrying out the provisions of the Natural Gas Act, and such agreement should be approved as hereinafter ordered.

The Commission orders. (A) The settlement agreement filed by Southwest Gas Corporation on September 25, 1974, and certified to the Commission on September 26, 1974, is incorporated herein by reference, approved and made effective as of June 30, 1974, subject to the terms and conditions of this order.

(B) Southwest shall file, within 15 days of the issuance of this order, new rates to be effective on or before January 1, 1975, which reflect the classification of 25 percent of the fixed costs to demand and 75 percent to commodity in allocating Southwest's cost of service to jurisdictional customers.

(C) This order is without prejudice to any findings or orders which have been made or which may hereafter be made by the Commission, and is without prejudice to any claims or contentions which may be made by the Commission, its Staff, Southwest, or by any other party or person affected by this order in any proceedings now pending or hereafter instituted by or against Southwest or any other person or party.

(D) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc.75-867 Filed 1-10-75;8:45 am]

[Docket No. CI75-391]

KERR-McGEE CORP.

Notice of Application

JANUARY 6, 1975.

Take notice that on December 18, 1974, Kerr-McGee Corporation (Applicant), P.O. Box 25861, Oklahoma City, Oklahoma 73125, filed in Docket No. CI75-391 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce to Southern Natural Gas Company from certain sands in the well bore of State Lease 5905, Well No. 1, Breton Sound Block 45, Plaquemines Parish, Louisiana, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant states that it is selling natural gas through January 31, 1975, within the contemplation of § 157.29 of the regulations under the Natural Gas Act (18 CFR 157.29) and proposes to con-

tinue said sale for two years from the end of the emergency period within the contemplation of § 2.70 of the Commission's general policy and interpretations (18 CFR 2.70). Applicant proposes to sell approximately 35,000 Mcf of gas per month at the rate provided by § 2.56a of the Commission's general policy and interpretations (18 CFR 2.56a). The initial rate is said to be 65.551 cents per Mcf at 15.025 psia, including 100 percent tax reimbursement, upward Btu adjustment of 6.021 cents per Mcf, and 0.510 cent per Mcf for delivery at a point on the buyer's line.

Applicant submits that no justification for the proposed price is required since said price will be the national rate provided for post-January 1, 1973, contracts in effect from time-to-time during the two-year term of the contract. Applicant states that it is its opinion that the gas reserves in the dedicated sands which are recoverable through the well bore of the subject well will probably be depleted prior to the end of the term of the contract.

Any person desiring to be heard or to make any protest with reference to said application should on or before January 20, 1975, file with the Federal Power 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.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power 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.75-983 Filed 1-10-75;8:45 am]

[Docket No. RP75-20]

MISSISSIPPI RIVER TRANSMISSION CORP.

Order Granting Interventions

JANUARY 6, 1975.

On October 31, 1974, this Commission issued an order in the above-captioned docket which suspended a proposed rate increase filed on October 1, 1974, by Mississippi River Transmission Corporation (MRT) for five months to become effective April 1, 1974, subject to refund.

The following parties filed timely interventions:

Union Electric Company
Arkansas-Missouri Power Company
Laclede Gas Company
Arkansas Public Service Commission

Intervention of the above-listed parties is in the public interest and accordingly, we shall grant the timely interventions.

The Commission finds. Good cause exists to grant intervention of the above-listed parties in this proceeding.

The Commission orders. (A) The parties listed above are hereby permitted to intervene in this proceeding subject to the Rules and Regulations of the Commission: *Provided, however,* That the participation of such intervenors shall be limited to matters affecting asserted rights and interests specifically set forth in said petitions for leave to intervene; and *Provided, further,* That the admission of such intervenors shall not be construed as recognition by the Commission that they or any of them might be aggrieved because of any order or orders of the Commission entered in this proceeding.

(B) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc.75-984 Filed 1-10-75;8:45 am]

[Docket No. RP71-125 PGA75-5A]

NATURAL GAS PIPE LINE CO. OF AMERICA

Notice of PGA Rate Increase

JANUARY 3, 1975.

Take notice that on December 19, 1974, Natural Gas Pipe Line Company of America (Natural) tendered for filing submitted revised tariff sheets to track the increased cost of gas purchased from United Gas Pipe Line Company.

Natural's December 19, 1974 filing states that on December 18, 1974, United Gas filed revised rates to be effective January 1, 1975 (Docket No. RP72-133, PGA75-1) in substitution of the rates they had previously filed. Natural states therefore it is presently filing Substitute Eighteenth Revised Sheet No. 5, effective January 1, 1975, to reflect the necessary revisions to its PGA unit adjustment as a result of United Gas' rate revision.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power 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 or protests should be filed on or before January 15, 1975. 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.

MARY B. KIDD,
Acting Secretary.

[FR Doc.75-985 Filed 1-10-75; 8:45 am]

[Docket No. RP74-48 and RP75-3]

TRANSCONTINENTAL GAS PIPE LINE CO.
Notice of Further Extension of Procedural Dates

JANUARY 6, 1975.

On December 11, 1974, Staff Counsel filed a motion to extend the procedural dates fixed by order issued August 30, 1974, as most recently modified by notice issued December 2, 1974, in the above-designated matter.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Staff's Testimony, February 5, 1975.
Service of Intervenor's Testimony, February 27, 1975.
Service of Company Rebuttal, March 14, 1975.
Hearing, March 25, 1975 (10 a.m. e.d.t.).

MARY B. KIDD,
Acting Secretary.

[FR Doc.75-986 Filed 1-10-75; 8:45 am]

[Docket Nos. CI75-191, CI75-205]

**CITIES SERVICE OIL CO. AND
CONTINENTAL OIL CO.**

Order Concerning Sales to Tennessee Gas Pipeline Co.

JANUARY 3, 1975.

Cities Service Oil Company (Cities) on September 30, 1974, and Continental Oil Company (CONOCO) on October 3, 1974, respectively, in Docket Nos. CI75-191 and CI75-205 filed applications to abandon sales to Tennessee Gas Pipeline Company (Tennessee) from the West Cameron Block 135 of the Block 110 Field, offshore Louisiana, pursuant to the requirements of section 7(b) of the Natural Gas Act. Sales by Cities and CONOCO were initiated pursuant to Cities FPC Rate Schedule No. 348 and CONOCO's FPC Rate Schedule No. 372, and in which it is indicated that the date of initial delivery occurred on August 2, 1972. Tennessee advised the Commission by letter filed September 24, 1974, that CONOCO terminated deliveries of the

gas from West Cameron Block 135 on September 11, 1974. On November 27, 1974, sua sponte, the Commission ordered these producers to immediately resume deliveries of natural gas to Tennessee from the aforesaid field, pending final action on the applications herein to abandon service, based on the requirement of section 7(b) of the Natural Gas Act, 15 U.S.C. 717f(b), that no "natural-gas company" shall abandon any portion of its facilities subject to the jurisdiction of the Commission or any service rendered by means of such facilities without the permission and approval of the Commission first having been obtained, after due hearing, and a finding by the Commission that the available supply of natural gas is depleted to the extent that continuance of service is unwarranted, or that the present or future public convenience and necessity permit such abandonment.

CONOCO filed on December 4, 1974, a motion for stay of the above order and an application for rehearing. Cities on the same basis filed its motion for stay of the Commission's order and application for rehearing.

In their motions for stay of the Commission's order directing an immediate resumption of service to Tennessee, the applicants assert that there are substantial issues of law as to the obligations of producers to continue such deliveries beyond a term expressly contemplated by the existing certificates, and the Commission's authority to compel deliveries beyond completion of the aforesaid sale. It was stated that the Commission staff had requested detailed reserve data, which was being prepared by CONOCO for submission. The producers state that they will be irreparably harmed, as gas delivered may not be recoverable, if they should ultimately prevail on the position that they were not required to deliver such gas. The producers also request that the intervenors provide bond to indemnify any loss of revenues to the extent that the sales are at rates less than the fair market value of the natural gas, such bond to be not less than three million dollars.

In *Virginia Petroleum Jobbers Association v. F.P.C.*, 259 F. 2d 921, 925 (D.C. Cir., 1958), the Court held that "mere injuries, however substantial, in terms of money, time and energy necessary expended in the absence of a stay, are not enough". The applicant for a stay has the burden of establishing, absent the grant of such relief, it would be irreparably harmed. The Commission may have the authority to grant the equitable relief requested, pendente lite, where a finding of irreparable harm was made and the public interest dictates. Such temporary cessation of service authorized by the Commission in certain exceptional circumstances would not be tantamount to an abandonment for which Section 7(b) authorization is first required since it would be contemplated that service would, if determined after hearing that the public convenience and necessity does not permit abandonment,

be resumed. See, *F.P.C. v. Louisiana Power and Light Co.*, 406 U.S. 621 (1972); *Michigan Power Co. v. F.P.C.*, 494 F. 2d 1140 (D.C. Cir. 1974). However, these applicants have not made a showing that the cessation of deliveries would be in the public interest and any economic harm caused by continuation of deliveries can be redressed to the avenue of a temporary rate increase as suggested hereafter. Therefore, we do not order a stay or reverse our previous order. Furthermore, the Commission is not authorized or permitted to impose any such multimillion bonding requirements, based on "fair market value", as asserted by the applicants, nor is any such authority cited in the motions for stay. These motions, therefore, will be denied.

Applicants in their petitions for rehearing state that in Dockets CI72-9 and CI72-19, consolidated in *Tennessee Gas Pipeline Company, et al.*, Docket No. CP72-6, *et al.*, order issued May 30, 1972, they were certified to sell only 1/2 of their reserves from West Cameron Block 135 and that the remaining 1/2 interest were reserved for transportation for their own use onshore Louisiana, and are the subject of the application for transportation therein which is pending before the Commission for decision. CONOCO argues that the Commission cannot compel a producer to sell natural gas in interstate commerce and cannot compel a producer to apply for or accept a certificate for more than the producer has agreed to sell. It is correct only that the Commission has no authority to compel an involuntary seller to sell gas in interstate commerce where sales and deliveries have not commenced. Once deliveries are commenced, the requirements of Section 7(b) must be met prior to abandoning a sale.

As Tennessee was also authorized by the aforesaid order issued May 30, 1972, to construct and operate facilities to connect the West Cameron 135 Block Field to its onshore pipeline system, and in view of the termination of service by producers to Tennessee, the service to the public rendered by means of these facilities has been abandoned. Thus, there has been an abandonment of service to the public by both the producers and by the pipeline.

In the certification proceedings, Tennessee in its original application in Docket No. CP72-6, estimated the remaining recoverable reserves in the West Cameron Block 110 Field to be 119,932,000 Mcf at 14.73 psia as of January 1, 1971. Tennessee's 1973 Form 15 shows the remaining recoverable reserves to be 122,444,000 Mcf as of December 31, 1973. Applicants state that original recoverable reserves are 73,100,000 Mcf at 15.025 psia (74,563,462 Mcf at 14.73 psia). Applicants in their applications to abandon service herein stated that the gross recoverable reserves originally in place has been reduced to 73,100,000 Mcf at 15.025 psia and that gross production on July 31, 1974, was 35,175,761 Mcf at 15.025 psia. Thus, there is an issue of fact over the volume of recoverable reserves in this

field. Pending resolution of the hearing ordered hereafter, the producers are required to continue service. The Commission will direct a prompt formal hearing to obtain a determination of these and all other facts relating to the pending applications to abandon service.

We note that the prices contained in the producers' existing rate schedules are as follows: 28¢ per Mcf to 10-1-1974; 29¢ to 10-1-1978; 30¢ to 10-1-1982; 31¢ to 10-1-1986; and 32¢ thereafter. The producers have the option of negotiating contract amendments, which if filed as amendments to the certificates issued in Docket Nos. CI72-9 and CI72-19, may be the subject of temporary certificate orders pending outcome of the hearing on abandonment to protect their asserted right to higher rates.

Petitions to intervene were filed by Tennessee Gas Pipeline Company on October 31, 1974, and by Associated Gas Distributors on October 31, 1974. AGD filed a motion for hearing on November 15, 1974. The petitions and motions should be granted and the applications of both producers, which involve common issues of fact and law, as they each own one-half interest in production of gas, should be consolidated for hearing and decision.

The Commission further finds. (A) The above-named petitioners should be granted intervention in the above-described proceeding.

(B) The above proceedings should be consolidated for hearing and decision.

The Commission orders. (A) Pursuant to the authority conferred on the Federal Power Commission by the Natural Gas Act and the Commission's regulations under the Natural Gas Act, a public hearing will be held in a hearing room of the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426 respecting the issues set forth above and as contained in the applications above, at 10:00 a.m. (EST) on February 4, 1975.

(B) The petitioners named above are hereby permitted to intervene in this proceeding subject to the rules and regulations of the Commission, provided that the participation of such interveners shall be limited to matters affecting the rights and interests specifically set forth in their petitions to intervene, and that the admission of such interveners shall not be construed as recognition by the Commission that they or any of them might be aggrieved, because of any order issued by the Commission in this proceeding.

(C) Applicants and interveners shall serve prepared testimony in support of their positions on issues in this proceeding, including prepared direct testimony of witnesses and exhibits, on the Office of the Administrative Law Judges, the Commission staff and every party to this proceeding on or before January 20, 1975.

(D) An Administrative Law Judge to be hereinafter designated by the Chief Administrative Law Judge shall preside at the hearing and, in his discretion shall control the proceedings hereafter.

(E) The proceedings in Docket Nos. CI75-191 and CI75-205 are hereby consolidated for hearing and decision.

(F) The motions of applicants for stay of the order of November 27, 1974, are denied.

(G) The application for rehearing by Cities Service and CONOCO are denied.

By the Commission.¹

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc.75-981 Filed 1-10-75; 8:45 am]

[Docket No. RP75-46]

EXXON CORP.

Postponement of Hearing

JANUARY 3, 1975.

On January 3, 1975, Exxon Corporation filed a motion to postpone the hearing date fixed by order issued November 4, 1974 as most recently modified by notice issued December 11, 1974, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration notice is hereby given that the hearing date in the above matter is postponed until January 8, 1975, at 10:00 a.m. e.s.t.

MARY B. KIDD,
Acting Secretary.

[FR Doc.75-982 Filed 1-10-75; 8:45 am]

[Docket No. RP74-35]

UNITED NATURAL GAS CO.

Order Approving Settlement Agreement With Modification

JANUARY 6, 1975.

On July 31, 1974, the Presiding Administrative Law Judge certified to this Commission a proposed Settlement Agreement and accompanying record in this docket. If approved, the settlement agreement would resolve all issues in this proceeding.

These proceedings were initiated by United Natural Gas Company's (United Natural) filing of October 26, 1973, in which it sought approval of tariff revisions which would result in an annual revenue increase of \$816,193. In addition to such increase, United Natural sought to add a purchased gas adjustment (PGA) clause to its tariff and increase revenues pursuant to such clause by \$826,629 annually. By order issued December 10, 1973, we suspended the effective date of the rate increase until May 11, 1974, provided for a hearing, and rejected United Natural's increase pursuant to the PGA clause. We did, however, afford the company an opportunity to recover the increased purchased gas costs by allowing it to amend its requested rate increase to include adjustments for costs of purchased gas incurred from July 31, 1973 to December 11, 1973. Accordingly, on January 2,

¹ Commissioner Moody, dissenting, with whom Commissioner Brooke concurs, filed as part of original document.

1974, United filed substitute tariff sheets reflecting a total annual revenue increase of approximately \$1,323,000, which were suspended until May 11, 1974.

The proposed settlement was noticed on August 14, 1974, with initial comments due on or before August 27, 1974, and responses due on or before September 10, 1974. Both Commission staff and United Natural filed comments explaining the relationship of this settlement to the corporate reorganization by which United Natural was absorbed by National Fuel Gas Supply Corporation (National Supply). The settlement rates in the instant docket apply to wholesale sales of National Fuel formerly made by United Natural. On June 28, 1974, in Docket No. RP74-100, United Natural, on behalf of National Supply, filed tariff sheets which would apply to all of National Supply's wholesale sales. The Commission suspended the effectiveness of the proposed tariff sheets until January 12, 1975.² Accordingly, the Settlement rates in Docket No. RP74-35 will be effective until January 12, 1975, when the rates will be superseded by the rates in Docket No. RP74-100.³ Furthermore, in Docket No. RP74-101, National Supply filed interim rates which apply only to the wholesale sales by National Supply to National Fuel Gas Distribution Corporation for resale at retail in the distribution territory of the former United Natural. That is, the rates in RP74-101 apply to the former retail sales of United Natural. Accordingly, the interim rates in RP74-101 do not supersede the Settlement rates.

The settlement agreement provides for a reduction in the amount of United Natural's increase from \$1,323,000 to \$1,072,331, and a rate of return of 8.38 percent. The settlement also reflects classification of fixed costs on a 25-75 ratio between demand and commodity. Other provisions can be summarized as follows:

Article I provides that the company will file revised tariff sheets consistent with the terms of the settlement, to be effective as of July 1, 1974, within ten days after Commission approval of the Settlement Agreement.

Article II provides for refunds of amounts collected over those finally agreed upon, together with interest at an annual rate of 7 percent. Such refunds will be made by a credit to the first billing subsequent to the effective date of the settlement rates.

Article III contains a general reservation to the effect that neither the company, Commission Staff, nor any other person shall be deemed to have approved, accepted, agreed to, or consented to any rate of return, rate making principle, or

² See order issued August 9, 1974, in National Fuel Gas Supply Corporation, Docket No. RP74-100.

³ On October 31, 1974, in Docket No. RP74-100, the Commission issued an order granting National Supply's motion to permit collection of increased rates during the suspension period in that docket. These interim rates do not supersede the settlement rates in Docket No. RP74-35.

any method of cost of service or other determination, or any allocation underlying or supposed to underlie the settlement.

Article IV provides that the agreement, or any of its provisions, shall not become effective unless and until this Commission (1) permits the settlement rates to take effect as provided for in the settlement, and (2) accepts the terms and conditions of the agreement without modification.

Based upon our review of the record and the pleadings in this docket, including the settlement agreement, we conclude that the proposed agreement represents a reasonable solution of the issues in this proceeding, is in the public interest and should be approved with one modification. Article II of the Settlement provides that refunds will be made to jurisdictional customers as if the Settlement rates would have been effective on May 11, 1974, together with interest at seven percent interest. Article I provides that the Settlement tariff sheets will become effective July 1, 1974. We believe that the public interest requires a modification of Article I to provide that the settlement tariff sheets shall become effective May 11, 1974. With this modification, we shall approve the settlement as hereinafter ordered.

The Commission finds. (1) The settlement of this proceeding on the basis of the settlement agreement filed in this docket is reasonable, appropriate and in the public interest, as hereinafter ordered.

(2) Good cause exists to modify the Article I of the proposed settlement to provide that the settlement rates shall become effective May 11, 1974.

The Commission orders. (A) The settlement agreement of United Natural, as certified to this Commission on July 31, 1974, in Docket No. RP74-35, is incorporated herein by reference, approved, and adopted subject to the terms and conditions of this order.

(B) Article I of the settlement agreement is hereby modified to provide that the settlement rates shall become effective May 11, 1974.

(C) Within ten days of the issuance of this order United Natural shall file revised tariff sheets and rate schedule changes reflecting rates which conform with the proposed settlement as herein approved.

(D) Pursuant to the terms of the agreement, United Natural shall refund, by way of a credit to the first billing subsequent to the effective date of the settlement rates, the difference between the revenues collected under rates subject to refund and the revenues permitted under settlement rates approved herein, with interest at the interest rate of 7 percent per annum.

(D) This order is without prejudice to any findings or orders which have been made or which may hereafter be made by this Commission, and it is without prejudice to any claims or contentions which may be made by the Commission, its Staff, United Natural, or by any other party or person affected by this order in any proceedings now pending or here-

after instituted by or against United Natural or any other person or party.

(E) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

APPENDIX A.—Settlement cost of service for the 12 months ended July 31, 1973 adjusted

Operating expenses.....	\$53,007,436
Depreciation, depletion, and amortization	1,846,033
Federal income tax	1,490,039
Pennsylvania income tax.....	342,390
Other taxes.....	528,080
Credits to cost of service.....	(18,344)
Return	4,202,518
Total cost of service.....	61,398,152
Total jurisdiction cost of service	28,424,817
Less cost of service—original volume No. 2.....	(45,242)
Net cost of service—original volume No. 1.....	28,379,575

APPENDIX B.—Schedule of rates to be effective May 11, 1974

Rate schedule:	Rate per thousand cubic feet of billing
CD-1:	
Demand	\$3.70
Commodity	cents..... 47.61
100 percent load factor do.....	59.77
G-1	do..... 71.93

[FR Doc.75-987 Filed 1-10-75;8:45 am]

NATIONAL COMMISSION FOR
MANPOWER POLICY

Notice of Meeting

Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92-463; 86 Stat. 770) notice is hereby given that the National Commission for Manpower Policy will have its second meeting on January 22, 1975. The meeting will be held at the Commission's headquarters located in Suite 300, 1522 K Street, NW., Washington, D.C., starting at 10 a.m.

The National Commission for Manpower Policy was established pursuant to Title V of the Comprehensive Employment and Training Act of 1973 (Pub. L. 93-203). The Act charges the Commission with the broad responsibility of advising the Congress, the President, the Secretary of Labor and other Federal agency heads on national manpower issues. The Commission is specifically charged with reporting annually to the President and the Congress on its findings and recommendations with respect to the Nation's manpower policies and programs.

The agenda for the Commission's meeting on January 22, 1975 will take up the following matters:

1. Review of Current Economic Developments.
2. Discussion of Plans For a Study Designed to Improve the Coordination of Federal Manpower Development and Training Programs.
3. Report on Recent Developments in the Formulation of an Energy Policy.

The meeting is open to the general public. Members of the public desiring to submit written statements to the Commission that are germane to the agenda may do so, provided such statements are in reproducible form and further provided that such statements are submitted to the Director no later than two days before or seven days after the meeting. In addition, oral statements may be made to the Commission if time permits. Such oral statements must be germane to the agenda, and a written application to make an oral statement must be submitted to the Director three days before the meeting. Minutes of the meeting, working papers and other documents prepared for the meeting will be available for public inspection at the Commission's headquarters.

Signed at Washington, D.C., this 7th day of January 1975.

ROBERT T. HALL,
Director, National Commission
for Manpower Policy.

This notice is late because of last minute changes in the agenda due to recent economic developments.

[FR Doc.75-966 Filed 1-10-75;8:45 am]

NATIONAL SCIENCE FOUNDATION
ADVISORY PANEL FOR HUMAN CELL
BIOLOGY
Meeting

Pursuant to the Federal Advisory Committee Act (Pub. L. 92-463), notice is hereby given of a meeting of the Advisory Panel for Human Cell Biology to be held at 8:30 a.m. on January 31 and February 1, 1975, in room 517, 1800 G Street, NW., Washington, D.C.

The purpose of this Panel is to provide advice and recommendations in the evaluation of specific research proposals.

This meeting will not be open to the public because the panel will be reviewing, discussing, and evaluating individual research proposals. These proposals contain information of a proprietary or confidential nature, including technical information; financial data, such as salaries; and personal information concerning individuals associated with the proposals. These matters are within the exemptions of 5 U.S.C. 552(b). The closing of this meeting is in accordance with the determination by the Director of the National Science Foundation dated December 17, 1973, pursuant to the provisions of Section 10(d) of Pub. L. 92-463.

For further information about this panel, please contact Dr. Herman W. Lewis, Acting Program Director, Human Cell Biology, room 326, National Science

Foundation, Washington, D.C. 20550, telephone, 632-4200.

Dated: January 7, 1975.

FRED K. MURAKAMI,
Committee Management Officer.

[FR Doc.75-988 Filed 1-10-75;8:45 am]

**OFFICE OF EQUAL OPPORTUNITY
USDA CITIZENS ADVISORY COMMITTEE
ON CIVIL RIGHTS**

Public Meeting

Pursuant to the provisions of the Federal Advisory Committee Act of October 6, 1972 (Pub. L. 92-463, 86 Stat. 770-776), notice is hereby given that a public meeting of the USDA Citizens Advisory Committee on Civil Rights will be held on February 18, 19, 20, 1975, at Baton Rouge, Louisiana. The meeting will convene at 9 a.m. on each day and adjourn at 12 noon on February 20, 1975. The meeting is open to the public.

The purpose of the meeting is to look at USDA program delivery in the State of Louisiana and efforts to increase employment opportunities for minorities and women.

Further information concerning this meeting may be obtained by contacting the Director, Office of Equal Opportunity, Washington, D.C. 20250. Interested persons may file written statements with the committee before or after the meeting.

Done at Washington, D.C., this 7th day of January, 1975.

MILES S. WASHINGTON, Jr.,
Acting Director,
Office of Equal Opportunity.

[FR Doc.75-1016 Filed 1-10-75;8:45 am]

**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 01/07/75 (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.

The symbol (X) identifies proposals which appear to raise no significant issues, and are to be approved after brief notice thru 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

DEPARTMENT OF COMMERCE

National Bureau of Standards: Survey of Computer Information Service Users, NBS-1020, single-time, computer information service users, Lowry, R. L., 395-3772.

Bureau of Domestic Commerce:

Blood Derivatives of Human Origin, DIB-974, single-time, producers of blood derivatives, Weiner, N., 395-4890.

Effects of PA on Ammonia Plant Construction, DIB-983, single-time, ammonia producers, Lowry, R. L., 395-3772.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

National Institute of Education:

Comprehensive Education Information System: Market Analysis, NIE 86A, single-time, education practitioners, administrators, etc., Planchon, P., 395-3898.

Career Education Implementation Evaluation: NIE 96, single-time, school district personnel, Planchon, P., 395-3898.

Patterns of School Functioning: 97, single-time, students and staff members of a public high school, Planchon, P., 395-3898.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Community Planning and Development, Model Cities Transition Procedures Handbook Forms, other (see SF-83), local governments with model cities, Human Resources Division, 395-3532.

REVISIONS

DEPARTMENT OF LABOR

Manpower Administration: Interstate Arrangement for Combining Employment and Wages, MA5-86, quarterly, State employment security offices, Lowry, R. L., 395-3772.

Bureau of Labor Statistics: Labor Turnover Statistics—West Virginia Mining Establishments, DL-1219, monthly business firms, Strasser, A., 395-3880.

EXTENSIONS

DEPARTMENT OF AGRICULTURE

Food and nutrition service: school breakfast and nonfood assistance programs regulations, on occasion, State agencies, school food authorities, Evinger, S. K., 395-3648.

DEPARTMENT OF STATE

Department of State (Excl. aid and action), Application for Renewal, Amendment, Extension of Passport, FS-299, on occasion, passport applicants, Evinger, S. K. 395-3648.

PHILLIP D. LARSEN,
Budget and Management Officer.

[FR Doc.75-1150 Filed 1-10-75;8:45 am]

**SMALL BUSINESS
ADMINISTRATION**

[License No. 05/05-5092]

DAYTON MESBIC, INC.

Filing of Application for Approval of Conflict of Interest Transaction

Notice is hereby given that Dayton MESBIC, Inc. (Dayton), Grant-Deneau Tower, 40 West Fourth Street, Suite 910, Dayton, Ohio 45402, a small business investment company licensed under the provisions of section 301(d) of the Small

Business Investment Act of 1958, as amended (Act), has filed an application pursuant to 13 CFR 107.1004 (1974), for approval of a conflict of interest transaction.

Dayton was licensed by the Small Business Administration (SBA) on April 12, 1973. The licensee's voting stock is owned by the City-Wide Development Corporation, a nonprofit organization funded with Model Cities Grant funds.

On December 5, 1974, the licensee's Board of Directors approved an application for a loan in the amount of \$75,000 to the Cliff Corporation, d/b/a Pizza King/London Bobby, 837 South Gettysburg Avenue, Dayton, Ohio 45408, a firm in the fast-food service type business. The loan will bear interest at the rate of 12 percent per annum, and shall be subject to a 24-month moratorium on both principal and interest payments. The loan is to be repaid in 10 years. Mr. Clifford R. Robinson is the principal of this small business concern.

The transaction falls within the purview of the cited regulation by reason of the fact that Mr. Robinson is a member of the Board of Directors of the licensee.

Notice is hereby given that any interested person may submit to SBA written comments on this financing no later than January 28, 1975.

Any such communication should be addressed to: Deputy Associate Administrator for Investment, Small Business Administration, 1441 L Street, NW, Washington, D.C. 20416.

A copy of this notice shall be published by the licensee in a newspaper of general circulation in Dayton, Ohio.

Dated: January 7, 1975.

JAMES THOMAS PHELAN,
Deputy Associate Administrator
for Investment.

[FR Doc.75-1021 Filed 1-10-75;8:45 am]

[Notice of Disaster Loan Area 1104, Amdt. 1]

OKLAHOMA

Amendment to Notice of Disaster Relief Availability

As a result of the President's declaration of the State of Oklahoma as a major disaster area following severe storms and flooding beginning on or about October 31, 1974, applications for disaster relief loans will be accepted by the Small Business Administration from disaster victims in the following additional Counties: Dewey and Major, and adjacent affected areas. Adjacent areas include only counties within the state for which the declaration is made and do not extend beyond state lines. (See 39 FR 43427.)

Applications may be filed at the:

Small Business Administration
District Office
50 Penn Place—Suite 840
Oklahoma City, Oklahoma 73118

and at such temporary offices as are established. Such addresses will be announced locally.

Applications for disaster loans under this announcement must be filed not later than March 3, 1975. EIDL applications will not be accepted subsequent to October 3, 1975.

Dated: January 6, 1975.

THOMAS S. KLEPPE,
Administrator.

[FR Doc.75-1020 Filed 1-10-75;8:45 am]

[License No. 08/08-0037]

WESTERN VENTURE RESOURCES, INC.

Application for a License as a Small Business Investment Company

Notice is hereby given of the filing of an application with the Small Business Administration (SBA) pursuant to § 107.102 of the regulations (13 CFR 107.102 (1974)) by Western Venture Resources, Inc., 1900 Lincoln Center Building, 1660 Lincoln Street, Denver, Colorado 80203, for a license to operate as a small business investment company under the provisions of the Small Business Investment Act of 1958 (the Act), as amended (15 U.S.C. 661 et seq.).

The proposed officers, directors and shareholders are:

David A. Kratter, 535 S. Garfield Street, Denver, Colorado 80209, President, Director, and 20 percent Shareholder.

Edgar F. Rumpy, 3872 E. Geddes Avenue, Littleton, Colorado 80120, Vice President, Secretary Treasurer, and Director.

Douglas M. Pratt, 3920 South Birch Street, Englewood, Colorado 80110, Director.

National City Lines, Inc., Post Office Drawer 17-G, Terminal Annex, Denver, Colorado 80217, 80 percent Shareholder.

Major operations of National City Lines, Inc. includes general commodity trucking, automobile hauling, specialized heavy hauling, driveway services of heavy duty trucks, manufacturing and distribution of transportation related parts.

The applicant will begin operations with a capitalization of \$1.0 million and will be a source of equity capital and long-term loan funds for qualified small business concerns. In addition to financial assistance, the applicant will provide management services to small concerns.

Matters involved in SBA's consideration of the application include the general business reputation and character of the proposed owners and management, and the probability of successful operations of the new company under their management, including adequate profitability and financial soundness, in accordance with the Act and regulations.

Notice is further given that any person may, not later than January 28, 1975, submit written comments on the proposed company to the Deputy Associate Administrator for Investment, Small Business Administration, 1441 L Street, NW Washington, D.C. 20416.

A copy of this notice shall be published in a newspaper of general circulation in Denver, Colorado.

Date: January 8, 1975.

JAMES THOMAS PHELAN,
Deputy Associate Administrator
for Investment.

[FR Doc.75-1022 Filed 1-10-75;8:45 am]

OFFICE OF TELECOMMUNICATIONS POLICY

NATIONAL POLICY FOR THE USE OF TELECOMMUNICATIONS TO WARN THE GENERAL PUBLIC

Enemy Attacks or Natural Disasters

In November 1971, the Federal Government completed a review of national policies and programs for use of telecommunications to provide the American public with warning of an enemy attack or of natural disasters. It was established at that time, in a statement of national policy respecting home warning systems, that the acquisition and use of any warning receiver should be a voluntary decision by each citizen. Studies conducted since 1971 now have led the Government to update and reaffirm that policy.

It now has been established that in addition to the voluntary use of a warning receiver, the public interest would be served best by a single, Government operated system for warning citizens in their homes of enemy attack or natural disasters. In this regard, the National Oceanic and Atmospheric Administration (NOAA) Weather Radio will be the only Federally sponsored radio transmission of warning information to receivers optionally available to the general public.

The 1971 OTP policy statement committed the Federal Government to pursuing a program that would "establish a rapid, reliable warning capability, and . . . bring the cost of a warning receiver within the reach of every American citizen." To this end, a series of tests and studies were initiated to explore several proposed home warning systems and market demands for home receivers. During 1974, the results of these studies were reviewed by the Warning Steering Committee, an inter-agency group chaired by the Office of Telecommunications Policy, and including representatives of NOAA, the Defense Civil Preparedness Agency (DCPA), the Federal Communications Commission (FCC), the Office of Preparedness (OP), and the Department of Transportation (DOT).

The studies focused primarily on two alternative home warning systems. The first is the Decision Information Distribution System (DIDS) of the Department of Defense. Designed originally for enemy attack warning, its scope could be expanded to include warning citi-

zens of natural disasters. The system is in the experimental stage. The second system is the National Weather Service's (NWS) VHF/FM Tone Alert System. (The NWS is an agency of NOAA.) This system already is operational for weather forecasting, and incorporates a special tone alert signal permitting receivers to be activated automatically if desired by the owner.

After analyzing these studies, OTP concluded that the NOAA system is the choice for priority expansion and will serve as the single national home warning system. The reasons for this are:

(1) It provides routine daily weather services, tailored to local areas, thereby enhancing the marketability of receivers;

(2) Federal investment required to complete coverage of most populated areas will be much less than the investment required to complete the DIDS transmitting system, and can be accomplished much sooner; and

(3) Inexpensive commercial receivers for this system are already on the market.

The development of alternative systems, if allowed to continue unchecked, could result not only in a needless proliferation of home warning systems but could also effectively split the market for receivers because of different technologies, which, in turn, might keep the cost of receivers so high as to be a serious obstacle to widespread voluntary purchase. Therefore, in order to avoid duplication, public confusion and unnecessary future financial burden on the public (as consumers and taxpayers), the NOAA Weather Radio will be the only Federally sponsored radio transmission of warning information to receivers optionally available to the general public. Other systems such as the Decision Information Distribution System (DIDS) should no longer be considered candidates for this function.

The market demand studies for home receivers indicated that many citizens would voluntarily purchase receivers capable of receiving home warning (if one were available), but that the total number of households with such receivers would not—for the foreseeable future—constitute a majority of the population. Therefore, this policy recognizes that Government operated home warning systems, with purchase of the receiver on a voluntary basis, can only supplement other existing warning systems.

The Warning Steering Committee, chaired by the Office of Telecommunications Policy, will coordinate efforts for the use of telecommunications for warning dissemination to attain a consolidated national warning capability. In support of this effort, NOAA and DCPA will develop necessary plans to use the NOAA Weather Radio as a supplementary attack warning system, and will further develop plans and procedures to

incorporate the civil defense siren systems into the consolidated warning system, as well as to maximize the provision of warning information to radio and television stations.

Date: January 13, 1975.

JOHN M. EGER,
Acting Director.

[FR Doc.75-1152 Filed 1-10-75;8:45 am]

DEPARTMENT OF LABOR

Labor-Management Services
Administration

PROPOSED EXEMPTION FROM PROHIBITIONS ON TRANSACTIONS BETWEEN EMPLOYEE BENEFIT PLANS AND CERTAIN BROKER-DEALERS

Hearing on Exemption Proceeding

Notice of the pendency of an exemption proceeding for certain broker-dealers from all or part of the restrictions of section 406 of the Employee Retirement Income Security Act of 1974 (relating to prohibited transactions) appears in this issue of the FEDERAL REGISTER at p. 2455.

A public hearing with respect to the exemption proceeding will be held on January 21, 1975, beginning at 10 a.m., e.s.t., in the George S. Boutwell Auditorium, Seventh Floor, 7400 Corridor, Internal Revenue Building, 1111 Constitution Ave., NW., Washington, D.C. 20224.

Any interested person who desires to present oral comments at the hearing and who wishes to be assured of being heard shall submit a statement to that effect, and the time he wishes to devote, by 3:30 p.m., e.s.t., on January 20, 1975. The statement should be submitted to the Commissioner of Internal Revenue, Attention: CC:LR:T, Washington, D.C. 20224. An agenda will then be prepared containing the order of presentation of oral comments and the time allotted to such presentation. Ordinarily, a period of 10 minutes will be the time allotted to each person for making his oral comments.

At the conclusion of the presentations of comments by persons listed in the agenda, to the extent time permits, other comments will be received. The public hearing will be transcribed.

A person wishing to make oral comments at the hearing may do so without filing written comments. Persons making oral comments should be prepared to answer questions regarding information brought forth in their comments (including written comments, if any).

Persons who plan to attend the hearing should notify the Commissioner at the above address or telephone (Washington, D.C.) 202-964-3935 by January 20, 1975.

The public hearing will be held simultaneously and in conjunction with that of the Commissioner of Internal Revenue at the same time, place, date, and manner. The notice of hearing of the

Internal Revenue Service appears in this issue on p. 2455.

Signed at Washington, D.C., this 10th day of January, 1975.

PAUL J. FASSER, Jr.,
Assistant Secretary of Labor
for Labor-Management Relations.

[FR Doc.75-1223 Filed 1-10-75;10:35 am]

PROPOSED EXEMPTION FROM PROHIBITIONS ON TRANSACTIONS BETWEEN EMPLOYEE BENEFIT PLANS AND CERTAIN BROKER-DEALERS

Exemption Proceeding

Notice is hereby given of an exemption proceeding under section 408(a) of the Employee Retirement Income Security Act of 1974 (the Act). The exemption to be considered would apply to certain transactions between employee benefit plans subject to Title I of the Act and certain broker-dealers. Applications for exemption have been made by and on behalf of the Securities Industry Association, the National Association of Securities Dealers and certain broker-dealers.

The applications state that there is great uncertainty in the securities industry over the nature and extent to which ordinary and customary transactions between broker-dealers and employee benefit plans are subject to the prohibited transactions provisions of section 406 of the Act, or are covered by the transitional rule provided by section 414 (c) (4) of the Act, and the extent to which broker-dealers fall within the definitions of party in interest and fiduciary contained in sections 3(14) and 3(21) of the Act. Citing the recent effective date of January 1, 1975 of Part 4, Title I of the Act, the complexity of the provisions of such part, the risks of civil liability, and the potential disruption to the capital market, with the attendant possible adverse consequences to the funds of employee benefit plans and to the participants and beneficiaries of such plans, the applicants have requested that an exemption be granted pursuant to section 408(a) of the Act.

The Securities and Exchange Commission has expressed deep concern about the uncertainty in the securities industry over the application of such provisions and the potential disruption to the capital market.

On the basis of the applications and the concern expressed by the Securities and Exchange Commission, this notice invites written comments concerning such exemption proceeding. Pursuant to such proceeding, notice is hereby given that the exemption set forth in tentative form in the attached appendix is proposed to be granted.

Before granting any such exemption, consideration will be given to any comments pertaining thereto which are submitted in writing to the Commissioner of Internal Revenue, Attention: CC:LR:T, Washington, D.C. 20224, by January 21, 1975. Every written com-

ment submitted in response to this notice will be made part of the record and is subject in its entirety to public inspection and will be made available for copying through the Internal Revenue Service in accordance with procedures similar to procedures of 26 CFR 601.702 (d) (9).

A public hearing will be held simultaneously and in conjunction with that of the Commissioner of Internal Revenue, and notice of the time, place, date and manner of the public hearing is simultaneously published herewith.

Before an exemption may be granted, a determination on the record must be made that such exemption is administratively feasible, in the interests of the plan and of its participants and beneficiaries, and protective of the rights of participants and beneficiaries of the plan. This determination will be made upon comments submitted in writing or at the public hearing.

Signed at Washington, D.C., this 10th day of January, 1975.

PAUL J. FASSER, Jr.,
Assistant Secretary of Labor
for Labor-Management Relations.

APPENDIX

PROPOSED EXEMPTION FROM PROHIBITIONS ON TRANSACTIONS BETWEEN EMPLOYEE BENEFIT PLANS AND CERTAIN BROKER-DEALERS

The following interim exemption is proposed to be granted under the authority of section 408(a) of the Employee Retirement Income Security Act of 1974:

The restrictions of section 406 do not apply to the following transactions:

(a) *Period from January 1, 1975 through February 14, 1975.* With respect to a broker-dealer registered under the Securities Exchange Act of 1934 or a reporting dealer who makes primary markets in Government securities and reports daily to the Federal Reserve Bank of New York its positions with respect to Government securities and borrowings thereon, any purchase or sale of a security between an employee benefit plan and such a broker-dealer or such a reporting dealer, which purchase or sale has a final settlement date before February 15, 1975, if:—

(1) Such a broker-dealer, or reporting dealer, ordinarily and customarily engaged in similar transactions on December 31, 1974;

(2) Such transaction is at least as favorable to the plan as an arm's length transaction with an unrelated party would be; and

(3) The transaction was not, at the time of such transaction, a prohibited transaction (within the meaning of section 503(b) of the Internal Revenue Code of 1954 or the corresponding provisions of prior law).

(b) *Period ending April 30, 1975.* With respect to a broker-dealer or reporting dealer within the meaning of paragraph (a) of this appendix, any purchase or sale of a security between an employee benefit plan and such a broker-dealer or such a reporting dealer which has a final settlement date after February 14, 1975 but before May 1, 1975, if the requirements of paragraph (a) (1), (2) and (3) of this appendix are met and if such broker-dealer or such reporting dealer does not render investment advice to the plan, and does not fall within section 3(21)(A)(i) or (iii) of the Employee Retirement Income Security Act of 1974. For purposes of this paragraph, a broker-dealer or reporting dealer shall not be deemed to be rendering investment advice if the advice

rendered is solely incidental to the conduct of its business as broker or dealer and if it receives no special compensation therefor (within the meaning of section 202(a)(11) (C) of the Investment Advisers' Act of 1940) and shall not be deemed to be rendering investment advice to the extent that it values securities for a plan or provides securities custodial services.

(c) *Affiliates.* For purposes of paragraphs (a) and (b) of this appendix, affiliates of any broker-dealer or reporting dealer shall be deemed to be part of such broker-dealer or reporting dealer.

[FR Doc.75-1224 Filed 1-10-75; 10:35 am]

**Office of the Secretary
ADVISORY COMMITTEES**

Review and Renewal

In accordance with the provisions of the Federal Advisory Committee Act and the provisions of OMB Circular No. A-63 Revised and as amended by Transmittal Memoranda Nos. 1 and 2, and OMB Bulletin 75-2, a review was conducted as to the necessity of all Department of Labor advisory committees which were in existence when the Federal Advisory Committee Act went into effect on January 5, 1973. After consultation with OMB, it has been determined that renewal of the following committees for another two years is in the public interest in accordance with duties imposed upon the Department of Labor by law:

- Advisory Committee on Construction Safety and Health
- Advisory Committee on Sheltered Workshops
- Business Research Advisory Council and its 7 subcommittees
- Committee on Consumer and Wholesale Prices
- Committee on Economic Growth
- Committee on Foreign Labor and Trade
- Committee on Manpower and Employment
- Committee on Occupational Safety and Health
- Committee on Productivity and Technological Developments
- Committee on Wages and Industrial Relations
- Citizens' Advisory Council on the Status of Women
- Federal Advisory Council on Employment Security
- Federal Advisory Council on Occupational Safety and Health
- Federal Advisory Council on Unemployment Insurance
- Federal Committee on Apprenticeship
- Labor Research Advisory Council and its 6 subcommittees
- Committee on Foreign Labor and Trade
- Committee on Manpower and Employment
- Committee on Occupational Safety and Health
- Committee on Prices and Living Conditions
- Committee on Productivity, Technology and Growth
- Committee on Wages and Industrial Relations
- National Advisory Committee on Occupational Safety and Health
- National Labor-Management Mobilization Planning Committee
- Standards Advisory Committee on Agriculture

Copies of the present charters of these committees have been filed with the appropriate committees of the Congress and are on file for public inspection at

the Library of Congress. Copies of the new charters will be filed in the same manner.

Signed at Washington, D.C., this 7th day of January 1975.

FRED G. CLARK,
Assistant Secretary for
Administration and Management.
[FR Doc.75-967 Filed 1-10-75; 8:45 am]

**INTERSTATE COMMERCE
COMMISSION**

[Notice 671]

ASSIGNMENT OF HEARINGS

JANUARY 8, 1975.

Cases assigned for hearing, postponement, cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested. No amendments will be entertained after the date of this publication.

MC-F-12093, Crouch Bros., Inc.—Purchase (Portion)—Bestway Freight Lines, Inc., and MC-F-12104, Illinois-California Express, Inc.—Purchase (Portion)—Bestway Freight Lines, Inc., now assigned January 14, 1975, at Oklahoma City, Okla., is cancelled; reassigned February 25, 1975 (5 days), at Oklahoma City, Okla., in a hearing room to be later designated.

FD 27620, Maine Central Railroad Company V. Amoskeag Company, Frederick C. Dumaine and Dumaines, now assigned January 20, 1975, is postponed to February 18, 1975, at Bangor, Maine, Room 221, Federal Building.

FD 27621, Amoskeag Company—Control—Maine Central Railroad Company, now assigned January 20, 1975, is postponed to February 18, 1975, at Bangor, Maine, Room 221, Federal Building.

MC 115300 Sub 2, Charles Simmons, Sr., DBA Hilton Head Truck Lines, now assigned January 20, 1975 (1 week), will be held in Hearing Room 2, Municipal Court Building, 811 Washington St., Columbia, S.C. Hearing will commence at 11:00 a.m. Local Time, instead of 9:30 a.m. on the first day, only.

MC 531 Sub 299, Younger Brothers, Inc., now being assigned January 28, 1975 (2 days), at Dallas, Tex., in Room 5A15-17, Federal Building, 1100 Commerce Street.

MC 102567 Sub 176, McNair Transport, Inc., now being assigned January 28, 1975 (2 days), at Dallas, Tex., in Room 5A15-17, Federal Building, 1100 Commerce Street.

MC 102567 Sub 177, McNair Transport, Inc., now being assigned January 28, 1975 (2 days), at Dallas, Tex., in Room 5A15-17, Federal Building, 1100 Commerce Street.

MC 107064 Sub 105, Steere Tank Lines, Inc., now being assigned January 28, 1975 (2 days), at Dallas, Tex., in Room 5A15-17, Federal Building, 1100 Commerce Street.

MC 107064 Sub 106, Steere Tank Lines, Inc., now being assigned January 28, 1975 (2 days), at Dallas, Tex., in Room 5A15-17, Federal Building, 1100 Commerce Street.

MC 107403 Sub 899, Matlack, Inc., now being assigned January 28, 1975 (2 days), at Dallas, Tex., in Room 5A15-17, Federal Building, 1100 Commerce Street.

MC 139254, Brooks Transportation, Inc., now assigned January 27, 1975, at Cleveland, Ohio, will be held in Room 2061, 20th Floor, Federal Building.

MC 139743 Sub 2, Georgia Carpet Express, Inc., now assigned March 5, 1975, at Atlanta, Georgia, postponed indefinitely. No. 35997, Aurora Cooperative Elevator Company v. Burlington Northern, Inc. No. 35997 (Sub-No. 1), Aurora Elevator Company v. Burlington Northern, Inc., now assigned January 21, 1975, Lincoln, Nebraska, will be held in the U.S. Courthouse, 129 North 10th Street.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-1055 Filed 1-10-75; 8:45 am]

[AB 1 (Sub-No. 37)]

**CHICAGO AND NORTH WESTERN
TRANSPORTATION CO.**

**Abandonment Between Fairmont and
Truman, Martin County, Minnesota**

DECEMBER 31, 1974.

The Interstate Commerce Commission hereby gives notice that: 1. On Monday, November 25, 1974, notice was published in Martin County, Minn., that an environmental threshold assessment survey was made in the above-entitled proceeding and based on that assessment an order was served finding that the proceeding does not constitute a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. 4321, et seq. 2. No comments in opposition, of an environmental nature, were received by the Commission in response to the November 25, 1974 notice. 3. This proceeding is now ready for further disposition within the Office of Hearings or the Office of Proceedings as appropriate.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-1059 Filed 1-10-75; 8:45 am]

**FOURTH SECTION APPLICATION FOR
RELIEF**

JANUARY 8, 1975.

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 within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

FSA No. 42924—*Joint Water-Rail Container Rates—Phoenix Container Liners Ltd.* Filed by Phoenix Container Liners Ltd., (No. 9), for itself and interested rail carriers. Rates on general commodities, between ports in Japan, Korea, Hong Kong, Taiwan, The Philippines, The Federation of Malaysia, Republic of Singapore and Macao, and rail stations on the U.S. Atlantic and Gulf Seaboard.

Grounds for relief—Water competition.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-1056 Filed 1-10-75;8:45 am]

[Ex Parte 299]

INCREASE IN FREIGHT RATES AND CHARGES TO OFFSET RETIREMENT TAX INCREASES—1973

At a general session of the Interstate Commerce Commission, held at its office in Washington, D.C., on the 7th day of January, 1975.

It appearing, That pursuant to section 15a(4)(b) of the Interstate Commerce Act, the Commission has approved an interim increase of 2.8 percent in the railroad petitioners' general level of rates and charges to offset increased expenses which they experienced as a result of the Railroad Retirement Amendments of 1973, P.L. 93-69, 87 Stat. 162;

It further appearing, That the evidence submitted in this proceeding for the third and fourth calendar quarters of 1973 and the four calendar quarters of 1974 consists of projected data only;

And it further appearing, That the data pertaining to these actual increased expenses and increased freight revenues is now available to the railroad petitioners;

And it further appearing, That submission of this data by Class I line-haul railroads would be representative of the increased expenses incurred by all petitioners and the revenue yield generated by the interim increase and accordingly is deemed sufficient for our purposes;

Wherefore, and for good cause:

We find, That the Class I line-haul railroad petitioners should be required to submit the data specified in the following paragraphs.

It is ordered, That the Class I line-haul railroad petitioners are directed to file with this Commission the following data and information by February 10, 1975, which shall disclose:¹

(a) The amount of increases in expenses of each carrier resulting from any increases in taxes under the Railroad Retirement Tax Act, as amended, occurring on or before January 1, 1975, or as a result of the enactment of the Railroad

¹ The data should be furnished individually by carrier and then summarized by district, and nationwide; the methods used to derive the estimates must be reflected, including assumptions used; and all underlying work papers must be made available to the Commission upon request.

Retirement Amendments of 1973, by showing for the fourth quarter of 1973 and for each quarter of 1974—

(1) The mid-month number of employees,

(2) The total service hours by operating and other employees, as reported in ICC wage statistics, Forms A and B,

(3) The total compensation paid for operating and other employees, as reported in ICC wage statistics, Forms A and B,

(4) The total compensation subject to retirement taxes,

(5) The retirement taxes paid,

(6) The retirement tax rate,

(7) The retirement taxes reimbursed by AMTRAK and other public authorities,

(8) The total dollar amount of tax increases resulting from the increased tax rates.

(b) The dollar amount obtained from the increased freight rates showing for the fourth quarter of 1973 and for each quarter of 1974—

(1) The freight revenue ton miles,

(2) The freight revenues,

(3) The freight revenues obtained from the interim increases granted in this proceeding.

(c) Specify rate holddowns and exceptions by individual roads and districts, if any, subsequent to the submission of evidence in this proceeding with reasons for such exceptions and effect on freight revenues.

(d) The availability of means other than a rate increased by which carriers might absorb or offset such increases in expenses, identifying the means considered.

(e) The method of making refunds as well as evidence that any repayment shall be prompt and complete.

And it is further ordered, That notice of the entry of this order shall be given to the general public by depositing a copy in the office of the Secretary of the Commission and by filing a copy with the Office of the Federal Register for publication therein.

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 (See Environmental Threshold Assessment Survey issued in this proceeding and Ex Parte No. 303, Increased Freight Rates and Charges, 1974, Nationwide, on December 3, 1974, and attached as an appendix to our order in Ex Parte No. 303 served December 4, 1974). Nor will the proposed action, limited as it is to the application of the Railroad Retirement Amendments of 1973, Pub. L. 93-69, 87 Stat. 162, serve as a precedent for Commission action not directly related to the Railroad Retirement Amendments of 1973.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-1060 Filed 1-10-75;8:45 am]

IRREGULAR-ROUTE MOTOR COMMON CARRIERS OF PROPERTY

Elimination of Gateway Letter Notices

JANUARY 8, 1975.

The following letter-notices of proposals to eliminate gateways for the purpose of reducing highway congestion, alleviating air and noise pollution, minimizing safety hazards, and conserving fuel have been filed with the Interstate Commerce Commission under the Commission's gateway elimination rules (49 CFR 1065(a)), and notice thereof to all interested persons is hereby given as provided in such rules.

An original and two copies of protests against the proposed elimination of any gateway herein described may be filed with the Interstate Commerce Commission on or before January 23, 1975. A copy must also be served upon applicant or its representative. Protests against the elimination of a gateway will not operate to stay commencement of the proposed operation.

Successively filed letter-notices of the same carrier under these rules will be numbered consecutively for convenience in identification. Protests, if any, must refer to such letter-notices by number.

No. MC 31462 (Sub-No. E52), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Connecticut, on the one hand, and, on the other, points in South Dakota. The purpose of this filing is to eliminate the gateway of (1) Ft. Wayne, Ind., or any point in Indiana within 40 miles thereof; (2) Burlington, Iowa, or any point in Iowa within 50 miles thereof; and (3) any point which is both within 35 miles of Alden, Minn., and within that part of Minnesota or Iowa on and south of a line beginning at the Mississippi River, thence along U.S. Highway 16 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction U.S. Highway 20, thence along U.S. Highway 20 to the Mississippi River.

No. MC 31462 (Sub-No. E53), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Iowa, on the one hand, and, on the other, points in Connecticut. The purpose of this filing is to eliminate the gateway of (1) Ft. Wayne, Ind., or any point in Indiana within 40 miles thereof, and (2) Burlington, Iowa, or any point in Iowa within 50 miles thereof.

No. MC 31462 (Sub-No. E54), filed May 13, 1974. Applicant: PARAMOUNT

MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Connecticut, on the one hand, and, on the other, points in North Dakota. The purpose of this filing is to eliminate the gateway of (1) Fort Wayne, Ind., or any points in Indiana within 40 miles thereof; (2) Burlington, Iowa, or any point in Iowa within 50 miles thereof; and (3) any point which is both within 35 miles of Alden, Minn., and within that part of Minnesota or Iowa on and south of a line beginning at the Mississippi River, thence along U.S. Highway 16 to junction U.S. Highway 71, thence along U.S. Highway 20, thence along U.S. Highway 20 to the Mississippi River.

No. MC 31462 (Sub-No. E55), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Connecticut, on the one hand, and, on the other, points in Nebraska. The purpose of this filing is to eliminate the gateway of (1) Ft. Wayne, Ind., or any point in Indiana within 40 miles thereof; (2) Burlington, Iowa, or any point in Iowa or Illinois within 50 miles thereof.

No. MC 31462 (Sub-No. E366), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in New Jersey, on the one hand, and, on the other, points in South Dakota. The purpose of this filing is to eliminate the gateways of (1) Fort Wayne, Ind., or any point in Indiana within 40 miles thereof; (2) Burlington, Iowa, or any point in Iowa within 50 miles thereof; and (3) any point which is both within 35 miles of Alden, Minn., and within that part of Minnesota or Iowa on and south of a line beginning at the Mississippi River, thence along U.S. Highway 16 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction U.S. Highway 20, thence along U.S. Highway 20 to the Mississippi River.

No. MC 31462 (Sub-No. E367), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Oklahoma, on the one hand, and, on the other, points in New Jersey. The purpose of this filing is to eliminate the

gateway of (1) Kansas City, Mo., or any point within 30 miles thereof; and (2) Fort Wayne, Ind., or any point in Indiana within 40 miles thereof.

No. MC 31462 (Sub-No. E368), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in New Jersey, on the one hand, and, on the other, points in North Dakota. The purpose of this filing is to eliminate the gateways of (1) Fort Wayne, Ind., or any point in Indiana within 40 miles thereof; (2) Burlington, Iowa, or any point in Iowa within 40 miles thereof; and (3) any point which is both within 35 miles of Alden, Minn., and within that part of Minnesota or Iowa on and south of a line beginning at the Mississippi River, thence along U.S. Highway 16 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction U.S. Highway 20, thence along U.S. Highway 20 to the Mississippi River.

No. MC 31462 (Sub-No. E369), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Oklahoma, on the one hand, and, on the other, points in New York. The purpose of this filing is to eliminate the gateways of (1) Kansas City, Mo., or any point within 30 miles thereof; and (2) Fort Wayne, Ind., or any point in Indiana within 40 miles thereof.

No. MC 31462 (Sub-No. E370), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in South Dakota, on the one hand, and, on the other, points in New York. The purpose of this filing is to eliminate the gateways of (1) Fort Wayne, Ind., or any point in Indiana within 40 miles thereof; (2) Burlington, Iowa, or any point in Iowa within 50 miles thereof; and (3) any point which is both within 35 miles of Alden, Minn., and within that part of Minnesota or Iowa on and south of a line beginning at the Mississippi River, thence along U.S. Highway 16 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction U.S. Highway 20, thence along U.S. Highway 20 to the Mississippi River.

No. MC 31462 (Sub-No. E371), filed May 13, 1974. Applicant: PARAMOUNT MOVERS, INC., P.O. Box 309, Lancaster, Tex. 75146. Applicant's representative: R. L. Rork (same as above). Authority sought to operate as a *common carrier*,

by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in North Dakota, on the one hand, and, on the other, points in New York. The purpose of this filing is to eliminate the gateways of (1) Fort Wayne, Ind., or any point in Indiana within 40 miles thereof; (2) Burlington, Iowa, or any point in Iowa within 50 miles thereof; and (3) any point which is both within 35 miles of Alden, Minn., and within that part of Minnesota or Iowa on and south of a line beginning at the Mississippi River, thence along U.S. Highway 16 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction U.S. Highway 20, thence along U.S. Highway 20 to the Mississippi River.

No. MC 60157 (Sub-No. E2), filed May 10, 1974. Applicant: C. A. WHITE TRUCKING CO., INC., 5327 N. Central Expressway, Suite 310, Dallas, Tex. 75205. Applicant's representative: Bernard H. English, 6270 Flrth Road, Fort Worth, Tex. 76116. 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 by-products, and machinery, materials, equipment, and supplies used in, or in connection with, the construction, operation, repair, servicing, maintenance, and dismantling of pipe lines, including the stringing and picking up thereof, and *earth drilling machinery and equipment, machinery, equipment, materials, supplies, and pipe* incidental to, used in, or in connection with; (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment, (b) the completion of holes or wells drilled, (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites, and (d) the injection or removal of commodities into or from holes or wells, (1) from points in that part of Texas west of a line beginning at the International Boundary line between the United States and Mexico and extending along U.S. Highway 67 to Marfa, thence along Texas Highway 17 to Pecos, thence along U.S. Highway 285 to the Texas-New Mexico State line, and points in that part of Texas north of a line beginning at the Texas-New Mexico State line and extending along U.S. Highway 82 to Ralls, thence along U.S. Highway 62 to Matarador, thence along U.S. Highway 70 to the Prairie Dog Town Fork of the Red River, thence along Prairie Dog Town Fork of the Red River to the Texas-Oklahoma State line, to points in Arkansas; and (2) from points in Arkansas, to points in those parts of Texas described immediately above. The purpose of this filing is to eliminate the gateways of Seminole and Pottawatomie Counties, Okla.

No. MC 97841 (Sub-No. E6), filed June 4, 1974. Applicant: GENERAL HIGHWAY EXPRESS, INC., P.O. Box 727, Sidney, Ohio 45365. Applicant's representative: Paul F. Beeny, 8 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *General commodities*, between Portsmouth, Ohio, on the one hand, and, on the other, those points on or bounded by a line beginning at Lake Erie and extending along U.S. Highway 20 to its junction with U.S. Highway 127, thence along U.S. Highway 127 to its junction with U.S. Highway 36, thence along U.S. Highway 36 to its junction with Interstate Highway 75, thence along Interstate Highway 75 to its junction with U.S. Highway 20. The purpose of this filing is to eliminate the gateway of Sidney, Ohio.

No. MC 97841 (Sub-No. E7), filed June 4, 1974. Applicant: GENERAL HIGHWAY EXPRESS, INC., P.O. Box 727, Sidney, Ohio 45365. Applicant's representative: Paul F. Beeny, 8 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *General commodities*, between Marletta, Ohio, on the one hand, and, on the other, those points in Ohio on or bounded by a line beginning at the Indiana-Ohio State line and extending along Interstate Highway 70 to its junction with Interstate Highway 75, thence along Interstate Highway 75 to its junction with U.S. Highway 20, thence along U.S. Highway 20 to the Ohio-Indiana State line. The purpose of this filing is to eliminate the gateway of Sidney, Ohio.

No. MC 97841 (Sub-No. E8), filed June 4, 1974. Applicant: GENERAL HIGHWAY EXPRESS, INC., P.O. Box 727, Sidney, Ohio 45365. Applicant's representative: Paul F. Beeny, 8 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *General commodities*, between East Liverpool, Steubenville, and Martins Ferry, Ohio, on the one hand, and, on the other, those points in Ohio on or bounded by a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 50 to its junction with U.S. Highway 42, thence along U.S. Highway 42 to its junction with Ohio Highway 48, thence along Ohio Highway 48 to its junction with Ohio Highway 235, thence along Ohio Highway 235 to its junction with U.S. Highway 33, thence along U.S. Highway 33 to its junction with Ohio Highway 196, thence along Ohio Highway 196 to its junction with Ohio Highway 117, thence along Ohio Highway 117 to its junction with U.S. Highway 30S, thence along U.S. Highway 30S to its junction with U.S. Highway 30, thence along U.S. Highway 30 to the Ohio-Indiana State line. The purpose of this filing is to eliminate the gateway of Sidney, Ohio.

No. MC 107403 (Sub-No. E86), filed May 29, 1974. Applicant: MATLACK,

INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals* as defined in *The Maxwell Co., Extension-Addyston*, 63 M.C.C. 677 (except petroleum products and coal tar products), in bulk, in tank vehicles, from points in Maryland which are within 100 miles of Philadelphia, Pa., to points in Nebraska and Minnesota (except Fillmore, Houston, and Winona Counties). The purpose of this filing is to eliminate the gateways of Philadelphia, Pa., Natrium, W. Va., and Mapleton, Ill.

No. MC 107403 (Sub-No. E87), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals* as defined in *The Maxwell Co., Extension-Addyston*, 63 M.C.C. 677, in bulk, in tank vehicles, from points in Maryland which are within 100 miles of Philadelphia, Pa., to points in that part of Kentucky west of U.S. Highway 27. The purpose of this filing is to eliminate the gateways of Marcus Hook, Pa., Natrium, W. Va., and Ironton, Ohio.

No. MC 107403 (Sub-No. E92), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals*, in bulk, in tank vehicles, from Camden, Edgewater, and Dundee, N.J., and from points in New Jersey north of New Jersey Highway 33, to points in Indiana, Kentucky, and Michigan. The purpose of this filing is to eliminate the gateways of Butler, Pa., and Zanesville, Ohio.

No. MC 107403 (Sub-No. E92A), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals*, in bulk, in tank vehicles, from points in that part of New Jersey north of New Jersey Highway 33 to points in that part of Ohio north of U.S. Highway 30 which are within 150 miles of Monongahela, Pa. (except Ash-tabula and Lake County, Ohio). The purpose of this filing is to eliminate the gateways of Philadelphia, Pittsburgh, and points in Cambria County, Pa.

No. MC 107403 (Sub-No. E92B), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals*, in bulk, in tank vehicles, from Camden, N.J., to points in Ohio. The purpose of this filing is to eliminate the gateways of points in

Cambria County, Pa., and Pittsburgh, Pa.

No. MC 107403 (Sub-No. E92C), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals*, in bulk, in tank vehicles, from points in that part of New Jersey north of New Jersey Highway 33 to points in that part of Ohio north of U.S. Highway 30 which are within 150 miles of Monongahela, Pa. The purpose of this filing is to eliminate the gateways of points in Mercer County and Philadelphia, Pa.

No. MC 107403 (Sub-No. E92D), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals*, in bulk, in tank vehicles, from points in that part of New Jersey north of New Jersey Highway 33 to points in Ash-tabula and Lake Counties, Ohio. The purpose of this filing is to eliminate the gateways of Philadelphia, Pa.

No. MC 107403 (Sub-No. E96), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals*, in bulk, in tank vehicles, from Carneys Point, Deepwater, and Gibbsboro, N.J., Chester, Pa., and points in that part of New Jersey north of New Jersey Highway 33, to points in Ohio and West Virginia (except points within 150 miles of Monongahela, Pa.). The purpose of this filing is to eliminate the gateways of Johnstown, Philadelphia, and Pittsburgh, Pa., and Camden, N.J.

No. MC 107403 (Sub-No. E96A), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals*, in bulk, in tank vehicles, from Carneys Point, Deepwater, and Gibbsboro, N.J., and Chester, Pa., and points in that part of New Jersey north of New Jersey Highway 33, to points in Brooke, Hancock, Marshall, Ohio, and Wetzel Counties, W. Va. The purpose of this filing is to eliminate the gateways of Camden, N.J., Philadelphia, Pa., and points in Cambria County, N.J.

No. MC 107403 (Sub-No. E471), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes,

transporting: *Foundry sand additives* (except fly ash, portland or masonry cement), dry, in bulk, in tank or hopper type vehicles, from Wadsworth, Ohio, to points in Connecticut, Maine, Massachusetts, New Hampshire, New Jersey, Rhode Island, and Vermont. The purpose of this filing is to eliminate the gateway of Spring City, Pa.

No. MC 107403 (Sub-No. E472), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals*, in bulk, in tank or hopper type vehicles, from Pataskala, Ohio, to points in South Carolina and in that part of North Carolina on and west of U.S. Highway 231. The purpose of this filing is to eliminate the gateway of Cincinnati, Ohio.

No. MC 107403 (Sub-No. E496), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals* as described in *The Maxwell Co., Extension-Addyston*, in bulk, in tank vehicles, from Ironton and South Point, Ohio, to points in New York (except points in Long Island and points within 100 miles of Philadelphia, Pa.). The purpose of this filing is to eliminate the gateways of Pittsburgh, Pa., and Painesville, Ohio.

No. MC 107403 (Sub-No. E496A), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals* (except petroleum products and coal tar products), in bulk, in tank vehicles, from Ironton and South Point, Ohio, to points in New York which are within 100 miles of Philadelphia, Pa. The purpose of this filing is to eliminate the gateway of Morristown, Pa.

No. MC 107403 (Sub-No. E498), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals* (except such oils and greases as may be included in the term "chemicals"), in bulk, in tank vehicles, from Ironton and South Point, Ohio, to points in Wisconsin and that part of Illinois on and north of U.S. Highway 64. The purpose of this filing is to eliminate the gateway of Ft. Wayne, Ind.

No. MC 107403 (Sub-No. E501), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority

sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals* (except such oils and greases as may be included in the term "chemicals"), in bulk, in tank vehicles, from Riverview, Ohio, to points in Kansas, and that part of Missouri on and north of U.S. Highway 62. The purpose of this filing is to eliminate the gateways of Fort Wayne, Ind., and Millsdale, Ill.

No. MC 107403 (Sub-No. E502), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lime, limestone, and limestone products*, in bulk, from Carey and Broken Sword, Ohio, and points in Ottawa and Sandusky Counties, Ohio, to points in Maryland and West Virginia which are within 150 miles of Monongahela, Pa. The purpose of this filing is to eliminate the gateway of Pittsburgh, Pa.

No. MC 107403 (Sub-No. E502A), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lime, limestone, and limestone products*, in bulk, from points in Ottawa and Sandusky Counties, Ohio, and from Carey and Broken Sword, Ohio, to points in that part of Pennsylvania east of U.S. Highway 219. The purpose of this filing is to eliminate the gateways of points in Mercer County, Pa., and Ashtabula County, Ohio.

No. MC 107403 (Sub-No. E508), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid petroleum products* (except petro-chemicals), in bulk, in tank vehicles, from points in Ohio on, north, and west of a line beginning at the Indiana-Ohio State line, thence along U.S. Highway 30 to its junction with U.S. Highway 30S, thence along U.S. Highway 30S to its junction with Ohio Highway 98, thence along Ohio Highway 98 to its junction with Ohio Highway 61, thence along Ohio Highway 61 to its junction with U.S. Highway 20, thence along U.S. Highway 20 to its junction with U.S. Highway 250, thence along U.S. Highway 250 to Sandusky, to points in New York (except points in Chautauqua, Erie, and Niagara Counties). The purpose of this filing is to eliminate the gateways of Cleveland, Ohio, and Congo, W. Va.

No. MC 107403 (Sub-No. E600), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority

sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals*, in bulk, in tank vehicles, from that part of Kentucky east of a line beginning at the Ohio-Kentucky State line, thence along Kentucky Highway 11 to its junction with Kentucky Highway 92, thence along Kentucky Highway 92 to its junction with Interstate Highway 75, thence along Interstate Highway 75 to the Kentucky-Tennessee State line, to points in that part of Indiana north of a line beginning at the Indiana-Ohio State line, thence along U.S. Highway 224 to its junction with U.S. Highway 24, thence along U.S. Highway 24 to the Indiana-Illinois State line. The purpose of this filing is to eliminate the gateways of Condit and Pataskala, Ohio.

No. MC 107403 (Sub-No. E603), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk, in tank vehicles, from points in that part of Pennsylvania west of U.S. Highway 219 which are within 150 miles of Monongahela, Pa., to points in Burlington, Essex, Gloucester, Mercer, Middlesex, Morris, Passaic, Somerset, and Union Counties, N.J. The purpose of this filing is to eliminate the gateway of Johnsonburg or Newell, Pa.

No. MC 107403 (Sub-No. E604), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk, in tank vehicles, from points in that part of Pennsylvania west of U.S. Highway 219 which are within 150 miles of Monongahela, Pa., to points in Camden, Cumberland, Essex, Hudson, Mercer, Monmouth, Middlesex, Morris, Passaic, and Union Counties, N.J. The purpose of this filing is to eliminate the gateway of Clairton, Pa.

No. MC 107403 (Sub-No. E606), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Non-flammable liquids* (except petroleum products and coal tar products), in bulk, in tank vehicles, from points in Connecticut, Massachusetts, Rhode Island, and New York, to points in that part of Maryland west of Interstate Highway 81 which are within 150 miles of Monongahela, Pa., and in that part of West Virginia west of Interstate Highway 81 which are within 150 miles of Monongahela, Pa. The purpose of this filing is to eliminate the gateway of Lewistown, Pa.

No. MC 113459 (Sub-No. E14), filed May 6, 1974. Applicant: H. J. JEFFRIES

TRUCK LINE, INC., P.O. Box 94850, Oklahoma City, Okla. 73109. Applicant's representative: Robert A. Fisher (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Commodities*, the transportation of which, by reason of size or weight, require the use of special equipment, and (2) *Self-propelled articles*, each weighing 15,000 pounds or more, and related machinery, tools, parts, and supplies when moving in connection therewith, restricted to commodities which are transported on trailers, (a) between points in that part of Illinois on and east of a line beginning at the Illinois-Wisconsin State line and extending along Illinois Highway 78 to its junction with U.S. Highway 52, thence along U.S. Highway 52 to its junction with Illinois Highway 84, thence along Illinois Highway 84 to its junction with U.S. Highway 30, thence along U.S. Highway 30 to its junction with Illinois Highway 78, thence along Illinois Highway 78 to its junction with Interstate Highway 74, thence along Interstate Highway 74 to its junction with Illinois Highway 29, thence along Illinois Highway 29 to its junction with Illinois Highway 16, thence along Illinois Highway 16 to its junction with Illinois Highway 128, thence along Illinois Highway 128 to its junction with Illinois Highway 33, thence along Illinois Highway 33 to its junction with U.S. Highway 45, thence along U.S. Highway 45 to its junction with U.S. Highway 50, thence along U.S. Highway 50 to the Illinois-Indiana State line, on the one hand, and, on the other, points in that part of Nebraska on and north of a line beginning at the Colorado-Nebraska State line and extending along Interstate Highway 80 to its junction with Nebraska Highway 61, thence along Nebraska Highway 61 to its junction with U.S. Highway 6, thence along U.S. Highway 6 to its junction with U.S. Highway 283, thence along U.S. Highway 283 to its junction with Nebraska Highway 21, thence along Nebraska Highway 21 to its junction with Nebraska Highway 2, thence along Nebraska Highway 2 to its junction with U.S. Highway 30, thence along U.S. Highway 30 to the Nebraska-Iowa State line, (b) between points in that part of Illinois on and west of a line beginning at the Indiana-Missouri State line and extending along Illinois Highway 140 to its junction with Illinois Highway 159, thence along Illinois Highway 159 to its junction with Illinois Highway 158, thence along Illinois Highway 158 to its junction with Illinois Highway 3, thence along Illinois Highway 3 to its junction with U.S. Highway 50 By-Pass, thence along U.S. Highway 50 By-Pass to the Illinois-Missouri State line, on the one hand, and, on the other, points in that part of Nebraska on and north of a line beginning at the Nebraska-Wyoming State line and extending along U.S. Highway 385 to its junction with Nebraska Highway 2, thence along Nebraska Highway 2 to its junction with Nebraska Highway 91, thence along Nebraska

Highway 91 to its junction with Nebraska Highway 70, thence along Nebraska Highway 70 to its junction with U.S. Highway 275, thence along U.S. Highway 275 to its junction with Nebraska Highway 35, thence along Nebraska Highway 35 to its junction with U.S. Highway 77, thence along U.S. Highway 77 to the Nebraska-Iowa State line, and (c) between points in that part of Illinois on and east of a line beginning at the Illinois-Wisconsin State line and extending along Illinois Highway 26 to its junction with U.S. Highway 52, thence along U.S. Highway 52 to its junction with U.S. Highway 51, thence along U.S. Highway 51 to its junction with Interstate Highway 74, thence along Interstate Highway 74 to its junction with Illinois Highway 49, thence along Illinois Highway 49 to its junction with Illinois Highway 33, thence along Illinois Highway 33 to its junction with Illinois Highway 1, thence along Illinois Highway 1 to its junction with Illinois Highway 15, thence along Illinois Highway 15 to the Illinois-Indiana State line, on the one hand, and, on the other, points in that part of Nebraska on and east of a line beginning at the Nebraska-Iowa State line, and extending along U.S. Highway 30 to its junction with U.S. Highway 77, thence along U.S. Highway 77 to the Nebraska-Kansas State line. Restriction: The operations authorized above are restricted against the transportation of agricultural machinery and agricultural tractors. The purpose of this filing is to eliminate the gateway of Sterling, Ill.

No. MC 113855 (Sub-No. E25), filed May 30, 1974. Applicant: INTERNATIONAL TRANSPORT, INC., 2450 Marion Rd. SE., Rochester, Minn. 55901. Applicant's representative: Michael E. Miller, 502 First Nat'l Bank Bldg., Fargo, N. Dak. 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such tractors, front-end loaders, lift trucks, machinery and equipment* used or useful in the lumber and logging industries, and *attachments and parts* of the above-named commodities when moving in mixed loads with the above-named commodities, which are material handling equipment, from the port of entry on the United States-Canada International Boundary line at Pigeon River, Minn., to points in California (except points in Imperial County and those in Riverside and Bernardino Counties east of U.S. Highway 395), restricted to the transportation of shipments in foreign commerce only. The purpose of this filing is to eliminate the gateway of Sparks, Nev.

No. MC 113855 (Sub-No. E103), filed May 30, 1974. Applicant: INTERNATIONAL TRANSPORT, INC., 2450 Marion Rd. SE., Rochester, Minn. 55901. Applicant's representative: Michael E. Miller, 502 First Nat'l Bank Bldg., Fargo, N. Dak. 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Commodities* the transportation

of which, because of their size or weight, require the use of special equipment, and related machinery, parts, and related contractors' materials and supplies when their transportation is incidental to the transportation by said carrier of commodities which by reason of size or weight require the use of special equipment; and (2) *Self-propelled articles*, each weighing 15,000 pounds or more and related machinery, tools, parts, and supplies moving in connection therewith (restricted to commodities transported on trailers), (a) between points in California in and north of Santa Cruz, Santa Clara, Stanislaus, Tuolumne, and Alpine Counties, on the one hand, and, on the other, points in Kansas, (b) between points in California in and south of a line formed by southern boundary of counties described in (A) above and north of a line formed by the southern boundaries of San Luis Obispo, Kern, Inyo Counties, on the one hand, and, on the other, points in Kansas on and north of U.S. Highway 70, (c) between points in California in Santa Barbara, Ventura, Los Angeles, and Orange Counties and those points in San Bernardino and Riverside Counties on and west of U.S. Highway 395, on the one hand, and, on the other, Kansas, points on, north, and east of U.S. Highway 283 from the Kansas-Nebraska State line to junction U.S. Highway 24, thence easterly along U.S. Highway 24 to the Kansas-Missouri State line, and (d) between points in California in and north of Santa Cruz, Santa Clara, Stanislaus, Tuolumne, and Alpine Counties, on the one hand, and, on the other, points in Colorado on, east, and north of a line beginning at the Colorado-Nebraska State line and extending along U.S. Highway 71 in a southerly direction to Limon, thence southeasterly along U.S. Highway 40 to the Colorado-Kansas State line. The purpose of the filing is to eliminate the gateway of points in Nebraska and South Dakota.

No. MC 113855 (Sub-No. E132), filed May 30, 1974. Applicant: INTERNATIONAL TRANSPORT, INC., 2450 Marion Rd. SE., Rochester, Minn. 55901. Applicant's representative: Michael E. Miller, 502 First National Bank Bldg., Fargo, N. Dak. 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pipe*, other than iron or steel pipe, and *pipe fittings, accessories, and material* used in the installation of the pipe, restricted (a) to the transportation of building materials and (b) to traffic originating at the plant sites or warehouses of Certain Teed Products Corporation located at or near Santa Clara, Riverside and Cameron Park, California, (1) from Santa Clara, Calif., to points in Nebraska (except that portion south and west of a line beginning at Nebraska-Wyoming State line, extending in an easterly direction along U.S. Highway 26 to junction U.S. Highway 30, thence along U.S. Highway 30 in an easterly direction to junction U.S. Highway 283,

thence in southerly direction to the Nebraska-Kansas State line), and points in Iowa, Minnesota and Wisconsin, (2) from Riverside, Calif., to points in Nebraska on and north of a line beginning at the Nebraska-Iowa State line extending along Nebraska Highway 92 in a westerly direction to junction Nebraska Highway 2, thence along Nebraska Highway 2 to the Nebraska-South Dakota State line and points in Iowa Minnesota and Wisconsin and (3) from Cameron Park, California, to points in Nebraska (except that portion south and west of a line beginning at the Nebraska-Wyoming State line and extending in an easterly direction along U.S. Highway 26, to junction U.S. Highway 30, thence along U.S. Highway 30 in an easterly direction to junction U.S. Highway 283, thence in a southerly direction to the Nebraska-Kansas State line). The purpose of this filing is to eliminate the gateway of points in Big Horn County, Wyo.

No. MC 113855 (Sub-No. E133), filed May 30, 1974. Applicant: INTERNATIONAL TRANSPORT, INC., 2450 Marion Rd. SE., Rochester, Minn. 55901. Applicant's representative: Michael E. Miller, 502 First National Bank Bldg., Fargo, N. Dak. 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic pipe, fittings, and accessories* (except oil field pipe as described in *Mercer Extension—Oil Field Commodities*, 74 M.C.C. 459, and commodities which because of size or weight require the use of special equipment), from Terre Haute, Ind., to points in New Mexico, Texas, Oklahoma, Kansas, and Arkansas, and points in Missouri on and west of U.S. Highway 63. The purpose of this filing is to eliminate the gateway of Springfield, Ill.

No. MC 113855 (Sub-No. E134), filed May 30, 1974. Applicant: INTERNATIONAL TRANSPORT, INC., 2450 Marion Rd. SE., Rochester, Minn. 55901. Applicant's representative: Michael E. Miller, 520 First National Building, Fargo, N. Dak. 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Tractors* (except farm tractors and tractors with vehicle beds, bed frames, and fifth wheels), and *tractors excavating, grading, and loading attachments*, from Wichita and Hutchinson, Kans., to points in Washington, those in Idaho and Montana on and north of U.S. Highway 12, and Portland, Oregon. The purpose of this filing is to eliminate the gateway of Fargo or Gwinner, N. Dak.

No. MC 113855 (Sub-No. E136), filed May 30, 1974. Applicant: INTERNATIONAL TRANSPORT, INC., 2450 Marion Rd. SE., Rochester, Minn. 55901. Applicant's representative: Michael E. Miller, 520 First National Bank Bldg., Fargo, N. Dak. 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *New construction, road building, earth moving, excavating, loading, maintenance, logging, and mining machinery, and equipment, tractors* (not

including truck tractors), and *Pipe-layers*, and, when moving in combination loads on the same vehicle, from the same consignor or consignors of the above-specified commodities, *generators, internal combustion engines, and generators and engines combined* (except aircraft and missile engines), and *attachments, accessories, and parts* of or for the above specified equipment and machinery, the transportation of which, because of their size or weight, require the use of special equipment, and *related machinery, parts, and related contractors' materials, and supplies* when their transportation is incidental to the transportation by said carrier, of commodities which by reason of size or weight require special equipment, and (2) *Self-propelled articles* described in (1) above, not requiring special equipment for their transportation, each weighing 15,000 pounds or more, and *related machinery, tools, parts, and supplies* moving in connection therewith, from points in South Dakota on and east of a line beginning at the South Dakota-North Dakota State line extending along U.S. Highway 81 in a southerly direction to the junction of Interstate Highway 90, thence along Interstate Highway 90 to the South Dakota-Minnesota State line to points in Arizona, restricted against any service to pipelines, pipeline rights-of-way, pump stations, or pipeline construction projects along such rights-of-way. The purpose of this filing is to eliminate the gateway of Des Moines, Iowa.

No. MC 114211 (Sub-No. E153), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (Same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Farm machinery*, from points in that part of Iowa on and west of a line beginning at the Iowa-Minnesota State line, thence along U.S. Highway 65 to junction U.S. Highway 18, thence along U.S. Highway 18 to junction Iowa Highway 17, thence along Iowa Highway 17 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction Iowa Highway 175, thence along Iowa Highway 175 to junction Iowa Highway 39, thence along Iowa Highway 39 to junction U.S. Highway 59, thence along U.S. Highway 59 to junction Interstate Highway 80, thence along Interstate Highway 80 to junction Interstate Highway 29, thence along Interstate Highway 29 to junction Iowa Highway 2, thence along Iowa Highway 2 to the Iowa-Nebraska State line to points in Texas restricted against movement to oil field locations, further restricted against the transportation of commodities the transportation of which, because of size or weight, requires the use of special equipment or special handling and further restricted against the transportation of those commodities described in *Mercer Extension—Oil Field Commodities*, 74 M.C.C. 459. The purpose of this filing is to eliminate the gateways

of Omaha, Nebr., Beatrice, Nebr., and Council Bluffs, Iowa.

No. MC 114211 (Sub-No. E194), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (Same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cast iron pressure pipe* (other than pipe 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 by-products) and *fittings and accessories* therefore when moving with such pipe from points in that part of Missouri on and north of a line beginning at the Missouri-Kansas State line, thence along U.S. Highway 50 to junction U.S. Highway 63, thence along U.S. Highway 63 to junction Missouri Highway 68, thence along Missouri Highway 68 to junction Missouri Highway 8, thence along Missouri Highway 8 to junction Missouri Highway 21, thence along Missouri Highway 21 to junction Missouri Highway 72, thence along Missouri Highway 72 to junction Missouri Highway 25, thence along Missouri Highway 25 to junction Missouri Highway 77, thence along Missouri Highway 77 to junction U.S. Highway 60, thence along U.S. Highway 60 to the Missouri-Illinois State line to points in Idaho and that part of Arizona on and west of a line beginning at the Arizona-Utah State line, thence along U.S. Highway 89 to junction Arizona Highway 71, thence along Arizona Highway 71 to junction U.S. Highway 60, thence along U.S. Highway 60 to junction U.S. Highway 95, thence along U.S. Highway 95 to the Arizona-California State line. The purpose of this filing is to eliminate the gateway of the plant site—Griffin Pipe Co.—Council Bluffs, Iowa.

No. MC 114211 (Sub-No. E220), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Tractors, stationary engines, and attachments and parts* therefore when moving incidental to and in same vehicle with tractors and stationary engines (not including tractors with vehicle beds, bed frames, or fifth wheels, nor any of the above specified commodities which, because of size or weight require the use of special equipment), from Davenport, Iowa, Rock Island and Moline, Ill., to points in Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, and to points in that part of New York on and east of a line beginning at Ogdensburg, N.Y., thence along New York Highway 68 to junction New York Highway 56, thence along New York Highway 56 to junction New York Highway 3, thence along New York Highway 3 to junction New York Highway 30, thence along New York Highway 30 to

junction U.S. Highway 20, thence along U.S. Highway 20 to junction U.S. Highway 9, thence along U.S. Highway 9 to junction New York Highway 119, thence along New York Highway 119 to Long Island, N.Y., restricted to traffic originating at the plant site and warehouse facilities of Deere and Company. The purpose of this filing is to eliminate the gateway of Dubuque, Iowa, and Horicon, Wisc.

No. MC 114211 (Sub-No. E225), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Tractors, road making machinery, and contractors' equipment and supplies*, from points in that part of Kansas on and west of a line beginning at the Nebraska-Kansas State line, thence along U.S. Highway 83 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Kansas-Colorado State line to points in Virginia, West Virginia, Maryland, District of Columbia, Vermont, Connecticut, Massachusetts, Delaware, Pennsylvania, New Jersey, New York, New Hampshire, Rhode Island, and Maine, restricted to the transportation of traffic originating at or destined to the plant sites, warehouse sites, and experimental farms of Deere and Company. The purpose of this filing is to eliminate the gateway of Dubuque, Iowa.

No. MC 114211 (Sub-No. E259), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*; by motor vehicle, over irregular routes, transporting: *Tractors, road making machinery, and contractors' equipment and supplies*, from that part of Minnesota on and east of a line beginning at the Minnesota-Wisconsin State line, thence along U.S. Highway 14 to junction U.S. Highway 52, thence along U.S. Highway 52 to junction Interstate Highway 94, thence along Interstate Highway 94 to the Minnesota-Wisconsin State line to points in that part of New York on and east of a line beginning at the New York-Pennsylvania State line, thence along New York Highway 14 to junction New York Highway 13, thence along New York Highway 13 to junction New York Highway 11, thence along New York Highway 11 to junction New York Highway 57, thence along New York Highway 57 to Oswego, N.Y. The purpose of this filing is to eliminate the gateway of the plant site of Stinar Corp., at Minneapolis, Minn.

No. MC 114211 (Sub-No. E263), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Road*

building equipment, from points in that part of Texas on and west of a line beginning at the Oklahoma-Texas State line, thence along U.S. Highway 271 to junction Texas Highway 19, thence along Texas Highway 19 to junction Henderson County Highway 59, thence along Henderson County Highway 59 to junction U.S. Highway 287, thence along U.S. Highway 287 to junction Freestone County Highway 488, thence along Freestone County Highway 488 to junction U.S. Highway 75, thence along U.S. Highway 75 to junction U.S. Highway 190, thence along U.S. Highway 190 to junction Texas Highway 6, thence along Texas Highway 6 to junction Texas Highway 159, thence along Texas Highway 159 to junction Texas Highway 36, thence along Texas Highway 36 to junction Texas Highway 60, thence along Texas Highway 60 to Matagorda, Texas, and points in that part of Oklahoma on and west of a line beginning at the Oklahoma-Arkansas State line, thence along U.S. Highway 59 to junction U.S. Highway 271 to the Oklahoma-Texas State line to points in New York, Connecticut, Rhode Island, Massachusetts, Vermont, New Hampshire, Maine, and points in that part of New Jersey on and north of a line beginning at the Pennsylvania-New Jersey State line, thence along U.S. Highway 22 to junction Interstate Highway 287, thence along Interstate Highway 287 to junction New Jersey Highway 18, thence along New Jersey Highway 18 to junction U.S. Highway 9, thence along U.S. Highway 9 to junction New Jersey Highway 33, thence along New Jersey Highway 33 to Neptune, N.J., and points in that part of Pennsylvania on and north of a line beginning at the New York-Pennsylvania State line, thence along U.S. Highway 62 to junction U.S. Highway 6, thence along U.S. Highway 6 to junction U.S. Highway 219, thence along U.S. Highway 219 to junction Pennsylvania Highway 120, thence along Pennsylvania Highway 120 to junction U.S. Highway 220, thence along U.S. Highway 220 to junction U.S. Highway 15, thence along U.S. Highway 15 to junction Interstate Highway 80, thence along Interstate Highway 80 to junction Pennsylvania Highway 93, thence along Pennsylvania Highway 93 to junction Pennsylvania Highway 248, thence along Pennsylvania Highway 248 to junction Interstate Highway 78, thence along Interstate Highway 78 to the Pennsylvania-New Jersey State line restricted to traffic originating at or destined to the plant sites, warehouse sites, and experimental farms of Deere and Company. The purpose of this filing is to eliminate the gateways of Pittsburg, Kansas, and Dubuque, Iowa.

No. MC 114211 (Sub-No. E273), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Farm machinery and parts* thereof (except

commodities requiring special equipment, the transportation of which, because of size or weight, requires special equipment), from points in that part of Minnesota on and east of a line beginning at the Minnesota-Canada International Boundary line, thence along U.S. Highway 71 to junction Minnesota Highway 6, thence along Minnesota Highway 6 to junction U.S. Highway 2, thence along U.S. Highway 2 to junction U.S. Highway 169, thence along U.S. Highway 169 to junction U.S. Highway 65, thence along U.S. Highway 65 to the Minnesota-Iowa State line to points in Louisiana, and to points in that part of New Mexico on and south of a line beginning at the Texas-New Mexico State line, thence along U.S. Highway 62 to junction New Mexico Highway 18, thence along New Mexico Highway 18 to junction U.S. Highway 82, thence along U.S. Highway 82 to junction U.S. Highway 85, thence along U.S. Highway 85 to junction U.S. Highway 66, thence along U.S. Highway 66 to the Arizona-New Mexico State line, and to points in that part of Texas on and south of a line beginning at the Arkansas-Texas State line, thence along Interstate Highway 30 to junction U.S. Highway 259, thence along U.S. Highway 259 to junction U.S. Highway 79, thence along U.S. Highway 79 to junction Interstate Highway 35.

Thence along Interstate Highway 35 to junction U.S. Highway 290, thence along U.S. Highway 290 to junction U.S. Highway 87, thence along U.S. Highway 87 to junction U.S. Highway 180, thence along U.S. Highway 180 to the New Mexico-Texas State line, and to points in that part of Arkansas on and east of a line beginning at the Missouri-Arkansas State line, thence along U.S. Highway 63 to junction U.S. Highway 767, thence along U.S. Highway 67 to the Texas-Arkansas State line, and to points in that part of Missouri on and east of a line beginning at the Illinois-Missouri State line, thence along U.S. Highway 36, to junction U.S. Highway 61, thence along U.S. Highway 61 to junction Missouri Highway 19, thence along Missouri Highway 19 to junction U.S. Highway 66, thence along U.S. Highway 66 to junction U.S. Highway 63 thence along U.S. Highway 63 to junction Missouri Highway 137, thence along Missouri Highway 137 to junction U.S. Highway 63, thence along U.S. Highway 63 to the Arkansas-Missouri State line restricted to the transportation of traffic (a) originating at the plantsites or warehouse facilities of International Harvester Company and (b) destined to the destination points specified, except that the restriction in (b) shall not apply to traffic moving in foreign commerce. The purpose of this filing is to eliminate the gateway of Rock Island (East Moline), Ill.

No. MC 114211 (Sub-No. E274), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same

as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Farm machinery and parts thereof* (except commodities requiring special equipment, the transportation of which, because of size or weight, requires special equipment), from points in Minnesota to points in Indiana, restricted to the transportation of traffic (a) originating at the plant sites or warehouse facilities of International Harvester Company, and (b) destined to the destination points specified above (except that the restriction in (b) shall not apply to traffic moving in foreign commerce). The purpose of this filing is to eliminate the gateway of Rock Island (East Moline), Ill.

No. MC 114211 (Sub-No. E275), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Farm machinery and parts thereof*, from points in that part of Missouri on and west of a line beginning at the Iowa-Missouri State line, thence along U.S. Highway 65 to junction U.S. Highway 136, thence along U.S. Highway 136 to junction U.S. Highway 69, thence along U.S. Highway 69 to the Kansas-Missouri State line and to points in Pennsylvania, Maryland, Delaware, New Jersey, New York, Connecticut, Rhode Island, Massachusetts, Vermont, New Hampshire, Maine, and points in that part of West Virginia on and east of a line beginning at the Pennsylvania-West Virginia State line, thence along West Virginia Highway 69 to junction U.S. Highway 250, thence along U.S. Highway 250 to the West Virginia-Virginia State line and to points in that part of Virginia on and east of a line beginning at the West Virginia-Virginia State line, thence along U.S. Highway 250 to junction Virginia Highway 20, thence along Virginia Highway 20 to junction U.S. Highway 15, thence along U.S. Highway 15 to junction U.S. Highway 460, thence along U.S. Highway 460 to junction Virginia Highway 46, thence along Virginia Highway 46 to the North Carolina-Virginia State line, restricted to the transportation of traffic originating at or destined to the plant sites, warehouse sites, and experimental farms of Deere and Company. The purpose of this filing is to eliminate the gateways of Des Moines and Dubuque, Iowa.

No. MC 114211 (Sub-No. E276), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Road building equipment*, from points in that part of Texas on and west of a line beginning at the Oklahoma-Texas State line, thence along U.S. Highway 62 to junction U.S. Highway 83, thence along

U.S. Highway 83 to the Mexico-Texas International Boundary line to points in New York, Connecticut, Rhode Island, Massachusetts, New Hampshire, Vermont, Maine, and points in that part of West Virginia on and north of a line beginning at the Ohio-West Virginia State line, thence along West Virginia Highway 7 to junction U.S. Highway 19, thence along U.S. Highway 19 to junction U.S. Highway 119, thence along U.S. Highway 119 to junction West Virginia Highway 73, thence along West Virginia Highway 73 to junction West Virginia Highway 26, thence along West Virginia Highway 26 to the West Virginia-Maryland State line and points in that part of Maryland on and north of a line beginning at the Pennsylvania-Maryland State line, thence along U.S. Highway 40 to Baltimore, Md., restricted to traffic originating at or destined to the plant sites, warehouse sites, and experimental farms of Deere and Company. The purpose of this filing is to eliminate the gateways of Pittsburg, Kans., and Dubuque, Iowa.

No. MC 114211 (Sub-No. E280), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (Same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Farm tractors* (except those with vehicle beds, bed frames and fifth wheels), *equipment* designed for use in conjunction with farm tractors, and *parts* from points in that part of North Dakota on and east of a line beginning at the North Dakota-Canada International Boundary line, thence along North Dakota Highway 69 to junction U.S. Highway 281, thence along U.S. Highway 281 to junction U.S. Highway 10, thence along U.S. Highway 10 to junction North Dakota Highway 30, thence along North Dakota Highway 30 to junction North Dakota Highway 13, thence along North Dakota Highway 13 to junction North Dakota Highway 3, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line to points in Maine, Vermont, New Hampshire, Massachusetts, Rhode Island, Connecticut, New Jersey, Delaware, Maryland, District of Columbia, New York, Pennsylvania, West Virginia, Virginia, North Carolina, South Carolina, Georgia, Florida, Alabama, Tennessee, Kentucky, Ohio, Indiana, Illinois, Arkansas, Mississippi, Louisiana, and points in that part of California on and south of a line beginning at Los Angeles, Cal., thence along Interstate Highway 10 to the California-Arizona State line, and points in that part of Arizona on and south of a line beginning at the Arizona-California State line, thence along Interstate Highway 10 to junction U.S. Highway 60, thence along U.S. Highway 60 to junction U.S. Highway 70, thence along U.S. Highway 70 to the Arizona-New Mexico State line, and points in that part of New Mexico on and south of a line beginning at the New Mexico-Arizona State line, thence along U.S. Highway 70 to junction Interstate Highway 10, thence

along Interstate Highway 10 to the New Mexico-Texas State line, and points in that part of Texas on and south of a line beginning at the Texas-New Mexico State line, thence along Interstate Highway 10 to junction U.S. Highway 67, thence along U.S. Highway 67 to junction U.S. Highway 377, thence along U.S. Highway 377 to junction U.S. Highway 80.

Thence along U.S. Highway 80 to junction Interstate Highway 30, thence along Interstate Highway 30 to the Texas-Arkansas State line, and points in that part of Missouri on and east of a line beginning at the Missouri-Iowa State line, thence along U.S. Highway 61 to junction Missouri Highway 16, thence along Missouri Highway 16 to junction Missouri Highway 6, thence along Missouri Highway 6 to junction Missouri Highway 11, thence along Missouri Highway 11 to junction U.S. Highway 24, thence along U.S. Highway 24 to the Missouri-Kansas State line, and points in that part of Iowa on and east of a line beginning at the Iowa-Illinois State line, thence along U.S. Highway 67 to junction U.S. Highway 61, thence along U.S. Highway 61 to junction U.S. Highway 136, thence along U.S. Highway 136 to the Iowa-Missouri State line, and points in that part of Wisconsin on and east of a line beginning at the Wisconsin-Michigan State line, thence along U.S. Highway 141 to junction U.S. Highway 41, thence along U.S. Highway 41 to junction U.S. Highway 151, thence along U.S. Highway 151 to junction Wisconsin Highway 69, thence along Wisconsin Highway 69 to the Wisconsin-Illinois State line, and to points in that part of Michigan on and east of a line beginning at Hancock, Mich., thence along U.S. Highway 41 to junction Michigan Highway 28, thence along Michigan Highway 28 to junction U.S. Highway 141, thence along U.S. Highway 141 to the Michigan-Wisconsin State line. The purpose of this filing is to eliminate the gateway of Fargo, N. Dak.

No. MC 114211 (Sub-No. E291), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Tractors, road making machinery, and contractors' equipment and supplies*, from points in Colorado, Nebraska, South Dakota, Minnesota, and points in that part of Iowa on and west of a line beginning at the Iowa-Wisconsin State line, thence along U.S. Highway 151 to junction U.S. Highway 218, thence along U.S. Highway 218 to junction Interstate Highway 80, thence along Interstate Highway 80 to junction Iowa Highway 149, thence along Iowa Highway 149 to junction U.S. Highway 63, thence along U.S. Highway 63 to the Iowa-Missouri State line, and points in that part of Kansas on and west of a line beginning at the Kansas-Oklahoma State line, thence along U.S. Highway 54 to junction U.S.

Highway 183, thence along U.S. Highway 183 to junction U.S. Highway 56, thence along U.S. Highway 56 to junction U.S. Highway 281, thence along U.S. Highway 281 to junction U.S. Highway 24, thence along U.S. Highway 24 to junction Kansas Highway 9, thence along Kansas Highway 9 to junction U.S. Highway 81, thence along U.S. Highway 81 to junction U.S. Highway 36, thence along U.S. Highway 36 to the Kansas-Missouri State line to points in Delaware, New Jersey, New York, Connecticut, Rhode Island, Massachusetts, Vermont, New Hampshire, Maine, Pennsylvania, Maryland, District of Columbia, and points in that part of West Virginia on and east of a line beginning at the Ohio-West Virginia State line, thence along Interstate Highway 77 to junction U.S. Highway 460, thence along U.S. Highway 460 to junction U.S. Highway 52, thence along U.S. Highway 52 to the West Virginia-Virginia State line, and points in that part of Virginia on and east of a line beginning at the West Virginia-Virginia State line, thence along U.S. Highway 52 to the North Carolina-Virginia State line, restricted to traffic originating at or destined to the plant sites, warehouse sites, and experimental farms of Deere and Company. The purpose of this filing is to eliminate the gateway of Dubuque, Iowa.

No. MC 114211 (Sub-No. E292), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Tractors, road making machinery, and contractors equipment and supplies* from points in South Dakota, Minnesota, and points in that part of Nebraska on and north of a line beginning at the Kansas-Nebraska State line, thence along U.S. Highway 77 to junction U.S. Highway 136, thence along U.S. Highway 136 to junction Nebraska Highway 50, thence along Nebraska Highway 50 to junction Nebraska Highway 2, thence along Nebraska Highway 2 to the Iowa-Nebraska State line, and points in that part of Kansas on and west of a line beginning at the Kansas-Nebraska State line, thence along U.S. Highway 83 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Colorado-Kansas State line, and points in that part of Iowa on and north of a line beginning at the Iowa-Wisconsin State line, thence along U.S. Highway 151 to junction Iowa Highway 1, thence along Iowa Highway 1 to junction Interstate Highway 80, thence along Interstate Highway 80 to junction U.S. Highway 69, thence along U.S. Highway 69 to junction Iowa Highway 2, thence along Iowa Highway 2 to junction U.S. Highway 169, thence along U.S. Highway 169 to the Missouri-Iowa State line, and points in that part of Colorado on and north of a line beginning at the Colorado-Kansas State line, thence along U.S. Highway 40 to junction U.S. Highway 287, thence along U.S. Highway 287

to junction Colorado Highway 96, thence along Colorado Highway 96 to junction Colorado Highway 71, thence along Colorado Highway 71 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction U.S. Highway 350, thence along U.S. Highway 350 to junction Interstate Highway 25, thence along Interstate Highway 25 to the New Mexico-Colorado State line to points in Pennsylvania, West Virginia, Virginia, Delaware, New Jersey, New York, Connecticut, Rhode Island, Massachusetts, Vermont, New Hampshire, Maine, Maryland, and the District of Columbia, restricted to traffic originating at or destined to the plantsites, warehouse sites and experimental farms of Deere and Company. The purpose of this filing is to eliminate the gateway of Dubuque, Iowa.

No. MC 114211 (Sub-No. E296), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Tractors, road making machinery, and contractors equipment and supplies* from points in that part of Minnesota on and east of a line beginning at the Minnesota-Iowa State line, thence along U.S. Highway 71 to junction U.S. Highway 12, thence along U.S. Highway 12 to the Minnesota-Wisconsin State line to points in that part of Utah on and south of a line beginning at the Utah-Idaho State line, thence along U.S. Highway 91 to junction U.S. Highway 89, thence along U.S. Highway 89 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Utah-Colorado State line and to points in that part of Oregon on and south of a line beginning at the Oregon-Nevada State line, thence along U.S. Highway 95, to junction Oregon Highway 78, thence along Oregon Highway 78 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction U.S. Highway 97, thence along U.S. Highway 97 to junction Oregon Highway 138, thence along Oregon Highway 138 to junction Oregon Highway 38, thence along Oregon Highway 38 to Reedsport, Oregon, restricted to traffic originating at the plant sites, warehouse sites, and experimental farms of Deere and Company.

No. MC 114211 (Sub-No. E297), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Farm machinery and parts* thereof, from points in that part of Minnesota on and east of a line beginning at the Iowa-Minnesota State line, thence along U.S. Highway 71 to junction U.S. Highway 12, thence along U.S. Highway 12 to the Minnesota-Wisconsin State line to points in that part of Oregon on and south of a line beginning at the Oregon-Nevada State line, thence along U.S. Highway 95 to

junction Oregon Highway 78, thence along Oregon Highway 78 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction U.S. Highway 97, thence along U.S. Highway 97 to junction Oregon Highway 138, thence along Oregon Highway 138 to junction Oregon Highway 38, thence along Oregon Highway 38 to Reedsport, Oregon and to points in that part of Utah on and south of a line beginning at the Utah-Idaho State line, thence along U.S. Highway 91 to junction U.S. Highway 89, thence along U.S. Highway 89 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Utah-Colorado State line, restricted to traffic originating at the plant sites, warehouse sites and experimental farms of Deere and Company. The purpose of this filing is to eliminate the gateway of Des Moines, Iowa.

No. MC 114211 (Sub-No. E299), filed June 4, 1974. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Tractors, road making machinery, and contractors equipment and supplies* from points in that part of South Dakota on and north of a line beginning at the Minnesota-South Dakota State line, thence along U.S. Highway 16 to junction Interstate Highway 90, thence along Interstate Highway 90 to junction South Dakota Highway 79, thence along South Dakota Highway 79 to junction U.S. Highway 385, thence along U.S. Highway 385 to junction U.S. Highway 18, thence along U.S. Highway 18 to the South Dakota-Wyoming State line to points in Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, Pennsylvania, New Jersey, Maryland, Delaware, West Virginia, Virginia, Ohio, Indiana, and points in that part of Kentucky on and east of a line beginning at the Kentucky-Indiana State line, thence along U.S. Highway 41 to junction Alternate U.S. Highway 41, thence along Alternate U.S. Highway 41 to the Kentucky-Tennessee State line and points in that part of Michigan on and east of a line beginning at the Wisconsin-Michigan State line, thence along U.S. Highway 41 to junction Michigan Highway 35, thence along Michigan Highway 35 to junction U.S. Highway 141, thence along U.S. Highway 141 to junction U.S. Highway 2, thence along U.S. Highway 2 to junction Michigan Highway 77, thence along Michigan Highway 77 to junction Michigan Highway 28, thence along Michigan Highway 28 to junction Interstate Highway 75, thence along Interstate Highway 75 to Sault Ste. Marie, Mich. restricted to the transportation of traffic originating at the plant sites and warehouse facilities of Deere and Company. The purpose of this filing is to eliminate the gateway of Minneapolis, Minn. and plant sites of Deere and Company at Horicon, Wis.

No. MC 114211 (Sub No. E300), filed June 4, 1974. Applicant: WARREN

TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (a) Tractors (except those with vehicle, beds, bed frames, and fifth wheels), (b) equipment designed for use in conjunction with tractors, (c) agricultural, industrial, and construction machinery and equipment, (d) trailers, designed for the transportation of the above-described commodities (except those trailers designed to be drawn by passenger automobiles), (e) attachments for the above-described commodities (f) internal combustion engines, and (g) parts of the commodities described in (a) through (f) from points on that part of Missouri on and north of a line beginning at the Missouri-Illinois State line, thence along U.S. Highway 136 to junction Missouri Highway 15, thence along Missouri Highway 15 to junction Missouri Highway 6, thence along Missouri Highway 6 to junction Missouri Highway 11, thence along Missouri Highway 11 to junction U.S. Highway 36, thence along U.S. Highway 36 to junction Interstate Highway 35, thence along Interstate Highway 35 to the Missouri-Kansas State line to points in New York, Vermont, New Hampshire, Massachusetts, Connecticut, Rhode Island, New Jersey, Delaware, Maine, Maryland, and points in that part of Pennsylvania on and east of a line beginning at Lake Erie, thence along U.S. Highway 19 to junction U.S. Highway 6, thence along U.S. Highway 6 to junction U.S. Highway 219, thence along U.S. Highway 219 to junction U.S. Highway 22, thence along U.S. Highway 22 to junction U.S. Highway 220, thence along U.S. Highway 220 to the Pennsylvania-Maryland State line, restricted to commodities which are transported on trailers and restricted to traffic originating at or destined to the plant sites, warehouse sites, and experimental farms of Deere and Company. The purpose of this filing is to eliminate the gateway of Dubuque, Iowa.

No. MC 124423 (Sub No. E2), filed November 13, 1974. Applicant: JET MESSENGER SERVICE, INC., P.O. Box 99, Metuchen, N.J. 08840. Applicant's representative: W. C. Mitchell, 370 Lexington Avenue, New York, N.Y. 10017. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: General commodities (except furniture, garments, and garment materials, cash letters and checks, articles of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), moving in express service, subject to the restriction that no service shall be provided on the transportation of articles weighing in the aggregate more than 3,000 pounds from one consignor at one location to one consignee at one location on any one day. (1) between points in Camden County, N.J., on the one hand, and, on the other, points in Bergen, Es-

sex, Hudson, Middlesex, Monmouth, Morris, Passaic, Somerset, Sussex, and Union Counties, N.J. (Philadelphia, Pa.)*, (2) between points in Mercer County, N.J., on the one hand, and, on the other, Elizabeth and Newark, N.J., and points in Bergen and Hudson Counties, N.J. (New York, N.Y.)*, (3) between points in Warren County, N.Y., on the one hand, and, on the other, points in Bergen County, N.J. (east of Garden States Parkway), Hudson County, N.J., Middlesex County, N.J. (east of N.J. Highway 18 from Somerset-Middlesex Counties line to junction with U.S. Highway 9 and east of U.S. Highway 9 from junction with N.J. Highway 18 to Middlesex-Monmouth Counties, line), and Union County, N.J. (east of Garden States Parkway) (New York, N.Y.)*, (4) between points in Carbon County, Pa., on the one hand, and, on the other, points in Monmouth County, N.J. (South Amboy, N.J.)*, (5) between points in Carbon County, Pa., on the one hand, and, on the other, points in Morris County, N.J. (eliminate Somerville, Gladstone, and Somerset Counties)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-1062 Filed 1-10-75; 8:45 am]

[Ex Parte No. 299 (Sub-No. 1)]

LONG ISLAND RAIL ROAD CO.

Increases in Freight Rates and Charges To Offset Retirement Tax Increase—1973

At a general session of the Interstate Commerce Commission, held at its office in Washington, D.C., on the 7th day of January, 1975.

It appearing, That pursuant to section 15a(4)(b) of the Interstate Commerce Act, the Commission has approved the petitioner Long Island Rail Road Company's terminal surcharge of 12.5 percent on the total freight charges for traffic originating or terminating on its lines, in order that it may offset increased expenses experienced as a result of the Railroad Retirement Amendments of 1973, Pub. L. 93-69, 87 Stat. 162:

It further appearing, That the evidence submitted in this proceeding for the third and fourth calendar quarters of 1973 and the four calendar quarters of 1974 consists of projected data only:

And it further appearing, That the data pertaining to the actual increased expenses and increased freight revenues is now available to the railroad petitioner;

Wherefore, and for good cause:

We find, That the Long Island Rail Road Company should be required to submit the data specified in the following paragraphs.

It is ordered, That the Long Island Rail Road Company is directed to file with this Commission the following data and

information by February 10, 1975, which shall disclose:¹

(a) The amount of increases in expenses resulting from any increases in taxes under the Railroad Retirement Tax Act, as amended, occurring on or before January 1, 1975, or as a result of the enactment of the Railroad Retirement Amendments of 1973, by showing for the fourth quarter of 1973 and for each quarter of 1974—

- (1) The mid-month number of employees,
- (2) The total service hours by operating and other employees, as reported in ICC wage statistics, Forms A and B,
- (3) The total compensation paid for operating and other employees, as reported in ICC wage statistics, Forms A and B,
- (4) The total compensation subject to retirement taxes,
- (5) The retirement taxes paid,
- (6) The retirement tax rate,
- (7) The retirement taxes reimbursed by AMTRAK and other public authorities,
- (8) The total dollar amount of tax increases resulting from the increased tax rates.

(b) The dollar amount obtained from the increased freight rates showing for the fourth quarter of 1973 and for each quarter of 1974—

- (1) The freight revenue ton miles,
- (2) The freight revenues,
- (3) The freight revenues obtained from the interim terminal surcharge granted in this proceeding.

(c) The availability of means other than a terminal surcharge by which the petitioner might absorb or offset such increases in expenses, identifying the means considered.

(d) The method of making refunds as well as evidence that any repayment shall be prompt and complete.

And it is further ordered, That notice of the entry of this order shall be given to the general public by depositing a copy in the office of the Secretary of the Commission and by filing a copy with the Office of the Federal Register for publication therein.

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. Nor will the proposed action, limited as it is to the application of the Railroad Retirement Amendments of 1973, Pub. L. 93-69, 87 Stat. 162, serve as a precedent for Commission action not directly related to the Railroad Retirement Amendments of 1973.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-1061 Filed 1-10-75; 8:45 am]

¹ The methods used to derive the estimates must be reflected, including assumptions used; and all underlying work papers must be made available to the Commission upon request.

[Notice 2]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

The following are notices of filing of application; except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application, for temporary authority under section 201a(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC-67 (49 CFR Part 1131) published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protests must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six (6) copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 531 (Sub-No. 303TA), filed December 30, 1974. Applicant: YOUNGER BROTHERS, INC., 4904 Griggs Road, Houston, Tex. 77021. Applicant's representative: J. D. Autrey (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Flavoring compounds*, in bulk, in tank vehicles, from Bardstown, Ky., to El Segundo, Calif., for 180 days. Supporting shipper: Barton Brands, Ltd., Barton Road, Bardstown, Ky. 40004. Send protests to: District Supervisor John Mensing, Interstate Commerce Commission, Bureau of Operations, 515 Rusk, Room 8610, Federal Building, Houston, Tex. 77002.

No. MC 31809 (Sub-No. 9TA) (Correction), filed September 27, 1974, published in the FEDERAL REGISTER issue of October 11, 1974, and republished as corrected this issue. Applicant: CLAY'S TRANSFER CO., INC., P.O. Box 1131, Rocky Mount, N.C. 27801. Applicant's representative: Wiley W. Clay (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Landscape, timbers and fencing*, (a) from Weyco, Craven County, N.C., and Plymouth, N.C., to Salisbury, Md., for stopping-in-transit for rot preventive treatment, thence to points in North Carolina, Virginia, Tennessee, Kentucky, Illinois, Indiana, Michigan, Ohio, West Virginia, Pennsylvania, Delaware, New Jersey, New York, Rhode Island, Con-

necticut, Massachusetts, Vermont, New Hampshire, Maine, Maryland, and the District of Columbia and (b) from Weyco, Craven County, N.C. and Plymouth, N.C., to Pageland, S.C. for stopping-in-transit for rot preventive treatment, thence to points in the United States in and east of Michigan, Illinois, Kentucky, Tennessee, Mississippi, and Louisiana, for 180 days. Supporting shipper: Weyerhaeuser Company, P.O. Box 787, Plymouth, N.C. 27893. Send protests to: Archie W. Andrews, District Supervisor, Interstate Commerce Commission, Bureau of Operations, P.O. Box 26896, Raleigh, N.C. 27611.

NOTE.—The purpose of this republication is to show that Weyco, Craven County, N.C., was inadvertently shown as Waco, N.C., in parts (A) and (B) of the territorial description.

No. MC 47583 (Sub-No. 18TA), filed December 31, 1974. Applicant: TOLLIE FREIGHTWAYS, INC., 41 Lyons Avenue, Kansas City, Kans. 66118. Applicant's representative: D. S. Hulst, P.O. Box 225, Lawrence, Kans. 66044. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cellulose insulation, blowing machines, replacement parts, and supplies*, from Wellsville, Kans., to points in Iowa, Kansas, Missouri, Nebraska, Illinois, Colorado, Oklahoma, Arkansas, and Texas, for 180 days. Supporting shipper: Diversified Insulation, Inc., Box 91, 2705 W. Highway 53, Hamel, Minn. 55340. Send protests to: Vernon V. Coble, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 600 Federal Building, 911 Walnut Street, Kansas City, Mo. 64106.

No. MC 71902 (Sub-No. 82TA), filed December 30, 1974. Applicant: UNITED TRANSPORTS, INC., 4900 N. Santa Fe St., Oklahoma City, Okla. 73118. Applicant's representative: Robert E. Joyner, 2008 Clark Tower, 5100 Poplar Avenue, Memphis, Tenn. 38137. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New motor vehicles, vehicle cabs and bodies, and automobile snow equipment and paraphernalia*, when transported in display vehicles, in initial movements, in truckaway service, from the plantsite of General Motors Corporation (GM Assembly Division) at Arlington, Tex., to points in Illinois, Iowa, Minnesota, South Dakota, North Dakota, and Wisconsin, for 180 days. Supporting shipper: General Motors Corporation, Earl R. Wiseman, Dir. Planning & Rates, GM Logistics Operations, 30007 Van Dyke Avenue, Warren, Mich. 48090. Send protests to: C. L. Phillips, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 240, Old P.O. Bldg., 215 NW. Third, Oklahoma City, Okla. 73102.

No. MC 100109 (Sub-No. 6TA), filed December 27, 1974. Applicant: HERMAN STUMPF, JAMES STUMPF, AND ROBERT STUMPF, doing business as H. STUMPF & SONS, R.R. No. 3, Worthington, Minn. 56187. 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) *Feed and feed ingredients*, between Worthington, Minn., on the one hand, and, on the other, points in South Dakota and points in Iowa on and west of U.S. Highway 65 and on and north of U.S. Highway 30; and (2) *Animal health products*, from Worthington, Minn., to points in South Dakota and points in Iowa on and west of U.S. Highway 65 and on and north of U.S. Highway 30, for 180 days. Supporting shippers: Allied Mills, P.O. Box 522, Worthington, Minn. 56187 and Cargill, Inc., Oxford Street, Worthington, Minn. 56187. Send protests to: A. N. Spath, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 414 Federal Building & U.S. Courthouse, 110 South Fourth Street, Minneapolis, Minn. 55401.

No. MC 103051 (Sub-No. 334TA), filed December 27, 1974. Applicant: FLEET TRANSPORT COMPANY, INC., 934 44th Avenue North, Nashville, Tenn. 37209. Applicant's representative: William G. North (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paint*, in bulk, in tank vehicles, from Tucker, Ga., to Cleveland, Tenn., for 180 days. Supporting shipper: E. I. du Pont de Nemours & Co., Inc., Market Street, Wilmington, Del. 19898. Send protests to: Joe J. Tate, District Supervisor, Interstate Commerce Commission, Bureau of Operations, A-422 U.S. Court House, Nashville, Tenn. 37203.

No. MC 107403 (Sub-No. 928TA), filed December 30, 1974. Applicant: MATELACK, INC., 10 West Baltimore Avenue, Lansdowne, Pa. 19106. Applicant's representative: John Nelson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coloring syrup*, in bulk, in tank vehicles, from Louisville, Ky., to Cedar Rapids, Iowa, for 180 days. Supporting shipper: G. Richard Jones, Regional Sales Manager, D. D. Williamson & Co., Inc., 1901 Payne Street, P.O. Box 6001, Louisville, Ky. Send protests to: Ross A. Davis, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 600 Arch Street, Room 3238, Philadelphia, Pa. 19106.

No. MC 107496 (Sub-No. 980TA), filed December 31, 1974. Applicant: RUAN TRANSPORT CORPORATION, Third and Keosauqua Way, Des Moines, Iowa 50309. Applicant's representative: E. Check (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid animal feed and feed supplement*, in bulk, from the plantsite of Land O'Lakes, Inc., at or near Clarence, Iowa, to points in Illinois, Minnesota, Nebraska, North Dakota, South Dakota, Wisconsin, and Iowa, for 180 days. Supporting shipper: Land O'Lakes, Inc., 2827 8th Avenue South,

Fort Dodge, Iowa 50501. Send protests to: Herbert W. Allen, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 875 Federal Building, Des Moines, Iowa 50309.

No. MC 107496 (Sub-No. 981TA), filed December 31, 1974. Applicant: RUAN TRANSPORT CORPORATION, Third and Keosauqua Way, Des Moines, Iowa 50309. Applicant's representative: E. Check (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *MAF-1 fuels*, in bulk, in tank vehicles, from the Naval Ammunition Depot, Hawthorne, Nev.; the Letterkenny Army Depot, Chambersburg, Penn.; and the Anniston Army Depot, Bynum, Ala., to the Eagle River Chemical Co., plantsite at West Helena, Ark.; and (2) UDMH (unsymmetrical dimethylhydrazine), in bulk, in tank vehicles, from the Eagle River Chemical plantsite at West Helena, Ark., to Rocky Mt. Arsenal at Ladora, Colo., for 180 days. Supporting shipper: Regulatory Law Office, Office of the Judge Advocate General, Department of the Army, Department of Defense, Washington, D.C. 20310. Send protests to: Herbert W. Allen, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 875 Federal Bldg., Des Moines, Iowa 50309.

No. MC 111729 (Sub-No. 490TA), filed December 30, 1974. Applicant: PUROLATOR COURIER CORP., 2 Nevada Drive, Lake Success, N.Y. 11040. Applicant's representative: John M. Delany (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Clinical laboratory specimens*, from points in Connecticut, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, and Rhode Island to West Nyack, N.Y., for 90 days. Supporting shipper: Schwarz/Mann, Division of Becton Dickinson, Mountainview Avenue, Orangeburg, N.Y. 10962. Send protests to: Anthony D. Giaino, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 26 Federal Plaza, New York, N.Y. 10007.

No. MC 113325 (Sub-No. 139TA), December 27, 1974. Applicant: SLAY TRANSPORTATION CO., INC., 2001 S. 7th Street, St. Louis, Mo. 63104. Applicant's representative: T. M. Tahan (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Acids and chemicals*, in bulk, in tank and hopper vehicles, from the plantsites of Monsanto Company at Kearny and Bridgeport, N.J., and Everett and Springfield, Mass., to Kansas City, Kans., and points in Missouri and Illinois, for 180 days. Supporting shipper: Monsanto, 800 North Lindbergh Boulevard, St. Louis, Mo. 63166. Send protests to: District Supervisor J. P. Werthmann, Interstate Commerce Commission, Bureau of Operations, Room 1465, 210 N. 12th Street, St. Louis, Mo. 63101.

No. MC 113475 (Sub-No. 23TA) (Correction), filed October 11, 1974, and published in the FEDERAL REGISTER issue of October 31, 1974, and republished as corrected this issue. Applicant: RAWLINGS TRUCK LINE, INC., P.O. Box 831, Emporia, Va. 23847. Applicant's representative: Edward G. Villalon, 1032 Pennsylvania Bldg., Pennsylvania Ave. & 13th St. NW., Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Landscape timbers and fencing*, (A) from Weyco, Craven County, N.C., and Plymouth, N.C., to Salisbury, Md., for stopping-in transit for rot preventive treatment, thence to points in North Carolina, Virginia, Tennessee, Kentucky, Illinois, Indiana, Michigan, Ohio, West Virginia, Pennsylvania, Delaware, New Jersey, New York, Connecticut, Massachusetts, Rhode Island, Vermont, New Hampshire, Maine, Maryland, and the District of Columbia, and (B) from Weyco, Craven County, N.C., and Plymouth, N.C., to Pageland, S.C., for stopping-in transit for rot preventive treatment, thence to points in the United States in and east of Michigan, Illinois, Kentucky, Tennessee, Mississippi, and Louisiana, for 180 days. Supporting shipper: Joseph Genodes, Jr., Region Transportation Manager, P.O. Box 787, Plymouth, N.C. 27893. Send protests to: District Supervisor C. M. Harmon, Interstate Commerce Commission, Bureau of Operations, 10-502 Federal Bldg., 400 N. 8th Street, Richmond, Va. 23240.

NOTE.—The purpose of this republication is to show Weyco, Craven County, N.C., inadvertently shown as Waco, N.C., in parts A and B of the territorial description.

No. MC 114896 (Sub-No. 24TA), filed December 27, 1974. Applicant: PUROLATOR SECURITY INC., 1341 W. Mockingbird Lane, Suite 1001E, Dallas, Tex. 75247. Applicant's representative: William E. Fullingim (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Gasoline coupons*, between points in the United States (except Alaska and Hawaii), for 180 days. Supporting shipper: General Services Administration, Transportation Management Specialist, Crystal Mall, Building No. 4, Washington, D.C. 20406. Send protests to: District Supervisor Gerald T. Holland, Interstate Commerce Commission, Bureau of Operations, 1100 Commerce Street, Room 13C12, Dallas, Tex. 75202.

No. MC 115523 (Sub 172TA), filed December 31, 1974. Applicant: CLARK TANK LINES COMPANY, 1450 Beck Street, P.O. Box 1895, 84110, Salt Lake City, Utah 84116. Applicant's representative: F. Robert Reeder, 79 South State Street, P.O. Box 11898, Salt Lake City, Utah 84111. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Crude oil*, from points in Uintah and Duchesne Counties, Utah, to points in Cheyenne County, Nebr., for 180 days. Supporting shipper: Husky Oil Co., 4040

East Louisiana Avenue, Denver, Colo. (Harvey Webb, Traffic Manager). Send protests to: District Supervisor Lyle D. Helfer, Interstate Commerce Commission, Bureau of Operations, 125 South State Street, 5301 Federal Building, Salt Lake City, Utah 84138.

No. MC 115841 (Sub-No. 493TA), filed December 30, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., 107 Vulcan Road, Vulcan Life Bldg., Suite 200, Homewood, Ala. 35209, P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, except commodities in bulk, from Adairville, Ky., to points in Alabama, Arkansas, California, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New Mexico, New Jersey, New York, North Carolina, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, Texas, Washington, West Virginia, Wisconsin, Virginia, and the District of Columbia, for 180 days. Supporting shipper: Odom's Sausage Company, 910 Neeley's Bend Road, Madison, Tenn. 37115. Send protests to: Clifford W. White, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 1616—2121 Building, Birmingham, Ala. 35203.

No. MC 117068 (Sub-No. 37TA), filed December 30, 1974. Applicant: MIDWEST SPECIALIZED TRANSPORTATION, INC., No. Highway 63, P.O. Box 6418, Rochester, Minn. 55901. Applicant's representative: Paul F. Sullivan, 711 Washington Building, 15th and New York Avenue NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Aerial lift buckets* (except those which, because of size or weight, require the use of special equipment), from Emmetsburg, Iowa, to Columbus, Ohio, Morristown, Pa., and Dallas, Tex.; and (2) *Tubing*, from Shelby, Ohio and Chicago, Ill., to Emmetsburg, Iowa, for 180 days. Supporting shipper: Durnell Engineering, Inc., Broadway South, Emmetsburg, Iowa 50536. Send protests to: A. N. Spath, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 414 Federal Building and U.S. Courthouse, 110 South Fourth Street, Minneapolis, Minn. 55401.

No. MC 118882 (Sub-No. 4TA), filed December 20, 1974. Applicant: JOE L. LAMBERT, doing business as LAMBERT TRUCKING SERVICE, 715 Fox Avenue, Harrisville, W. Va. 26362. Applicant's representative: John M. Friedman, P.O. Box 426, 2930 Putnam Avenue, Hurricane, W. Va. 25526. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) (1) *Salt*, in bulk, in dump vehicles requiring special equipment for unloading

and having prior movement by barge and (2) *Coal*, in bulk, in dump vehicles; and (B) (1) Commodities named in (A) (1) above, from Willow Island and Belmont, W. Va., to State Highway Storage Areas located at or near Marietta, Bartlett, Belpre, Macksburg, and Beverly, Ohio, and (2) Commodities named in (A) (2) above, from mine sites located in Harrison, Lewis, Upshur, and Barbour Counties, W. Va. via crusher units located at or near Willow Island and Parkersburg, W. Va., to points in Washington County, Ohio, for 180 days. Supporting shippers: Buckhannon Sales Co., Inc., P.O. Box 788, Buckhannon, W. Va. 26201, Att.: Victor R. Starkey, Vice Pres. and Domtar Chemical—Sifto Salt Div., Suite 406—9950 West Lawrence Avenue, Schiller Park, Ill. 60176, Att.: H. J. Miller, Distribution Manager. Send protests to: H. R. White, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 3108 Federal Office Building, 500 Quarrier Street, Charleston, W. Va. 25301.

NOTE.—Applicant states it will not tack and/or interline with any other carriers.

No. MC 120736 (Sub-No. 5TA), filed December 26, 1974. Applicant: STROTHMAN EXPRESS, INC., 2735 Spring Grove Avenue, Cincinnati, Ohio 45225. Applicant's representative: Paul F. Beery, 8 East Broad Street, Columbus Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities* dealt in by wholesale and retail grocery stores, from the warehouse site of Fostoria Distribution Services Co., at Fostoria, Ohio, to points in Ohio, for 180 days. Supporting shipper: Fostoria Distribution Services Co., P.O. Box D, Fostoria, Ohio 44830. Send protests to: Paul J. Lowry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 5514-B Federal Building, 550 Main Street, Cincinnati, Ohio 45202.

No. MC 124821 (Sub-No. 15TA), filed December 30, 1974. Applicant: WILLIAM GILCHRIST, 196 North Keyser Avenue, Old Forge, Pa. 18518. Applicant's representative: Kenneth R. Davis, 999 Union Street, Taylor, Pa. 18517. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glass lens blanks*, from Duryea, Pa., to Columbus and Worthington, Ohio; Roanoke, Ind.; Plattville, Wis.; and Sauk Rapids and St. Cloud, Minn., for 150 days. Supporting shipper: Schott Optical Glass, Inc., York Avenue, Duryea, Pa. 18642. Send protests to: Paul J. Kenworthy, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 314 U.S. Post Office Building, Scranton, Pa. 18503.

No. MC 127525 (Sub-No. 4TA), filed December 27, 1974. Applicant: COMET GARMENT CARRIERS, INC., 257 West 38th Street, New York, N.Y. 10018. Applicant's representative: Edward F. Bowes, 744 Broad Street, Newark, N.J. 07102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Materials*

and supplies used in the manufacture of ladies' coats and suits, and clothing hangers, from Suz-Ette Fashions, Inc., Jersey City, N.J., to G C Fashions, Inc., Glen Cove, N.Y.; (2) *Cutwork, materials, and supplies* used in the manufacture of ladies' coats and suits, clothing hangers, and ladies' coats and suits, between G C Fashions, Inc., Glen Cove, and L & S Fashions, Inc., Amityville, N.Y.; and (3) *Ladies' coats and suits*, on hangers, from G C Fashions, Inc., Glen Cove, N.Y., to Suz-Ette Fashions, Inc., Jersey City, N.J., for 180 days. Supporting shipper: Suz-Ette Fashions, Inc., 14 Burma Road, Jersey City, N.J. 07305. Send protests to: Paul W. Assenza, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 26 Federal Plaza, New York, N.Y. 10007.

No. MC 133485 (Sub-No. 14TA), filed December 30, 1974. Applicant: INTERNATIONAL DETECTIVE SERVICE, INC., 1828 Westminster Street, Providence, R.I. 02909. Applicant's representative: Mcorris J. Levin, 1620 Eye Street NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Gasoline coupons*, via armored motor vehicles, escorted by armed guards, between points in New Jersey, New York, Connecticut, Rhode Island, Massachusetts, Maine, New Hampshire, and Vermont, for 180 days. Supporting shipper: General Services Administration, Crystal Mall, Building No. 4, Washington, D.C. 20406. Send protests to: Gerald H. Curry, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 187 Westminster Street, Providence, R.I. 02903.

No. MC 133591 (Sub-No. 14TA), filed December 18, 1974. Applicant: WAYNE DANIEL TRUCK, INC., P.O. Box 303, Mount Vernon, Mo. 65712. Applicant's representative: Frederick J. Coffman, 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: *Animal and pet food* (except in bulk), from Rolla, Mo., to points in Oregon, Texas and Washington, for 180 days. Supporting shipper: Bow-Wow Company, Inc., P.O. Box 938, Rolla, Mo. 65401. Send protests to: John V. Barry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 600 Federal Office Building, 911 Walnut Street, Kansas City, Mo. 64106.

No. MC 133867 (Sub-No. 9TA), filed December 30, 1974. Applicant: STARLING TRANSPORT LINES, INC., State Farmers Market, 3724 U.S. Highway No. 1, Fort Pierce, Fla. 33450. Applicant's representative: Bernard C. Pestcoe, 511 Biscayne Building, 19 West Flagler Street, Miami, Fla. 33130. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Bakery products*, from Clifton, N.J., to points in California, Oregon, Washington, Nevada, Utah, Idaho, Oklahoma, Arizona, New Mexico, and Virginia, for 180 days.

NOTE.—Applicant proposes to tack with existing authority in its lead docket No. MC 133867 and the authority in docket No. MC 133867 Sub 7TA. Supporting shipper: Globe Preserves, Inc., P.O. Box 616, Clifton, N.J. 07015. Send protests to: District Supervisor Joseph B. Teichert, Interstate Commerce Commission, Bureau of Operations, Palm Coast II Building, Suite 208, 5255 N.W. 87th Avenue, Miami, Fla. 33178.

No. MC 135007 (Sub-No. 48TA), filed December 27, 1974. Applicant: AMERICAN TRANSPORT, INC., 7850 "F" Street, Omaha, Nebr. 68127. Applicant's representative: Frederick J. Coffman, 521 South 14 Street (P.O. Box 81849), Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Carpet lining and padding*, from Norfolk, Va., to points in Colorado, Iowa, Kansas, Louisiana, Missouri, Nebraska, New Mexico, Oklahoma, and Texas, under continuing contract with William Volker & Co., for 180 days. Supporting shipper: William Volker & Co., W. P. Tarter, Vice Pres.—Transportation, 945 California Drive, Burlingame, Calif. 94010. Send protests to: District Supervisor Carroll Russell, Interstate Commerce Commission, Bureau of Operations, Suite 620, Union Pacific Plaza, 110 North 14 Street, Omaha, Nebr. 68102.

No. MC 136911 (Sub-No. 3TA), filed December 30, 1974. Applicant: PACKAGE EXPRESS, INC., 22 Tyler Street, Springfield, Mass. 01109. Applicant's representative: David M. Marshall, Marshall and Marshall, 135 State Street, Springfield, Mass. 01103. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise* as is dealt in by retail, wholesale, and chain department stores in connection therewith, equipment, materials, and supplies used in the conduct of such business, between the stores, warehouses, or facilities of Forbes & Wallae, Inc., of Springfield, Mass., located in Hampden County, Mass., on the one hand, and, on the other, points in Fairfield, Middlesex, New Haven, and New London Counties, Conn., for 180 days. Supporting shipper: Forbes & Wallace, Inc., 1414 Maine Street, Springfield, Mass. 01103. Send protests to: Joseph W. Balin, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 338 Federal Bldg. & U.S. Courthouse, 436 Dwight Street, Springfield, Mass. 01103.

No. MC 138469 (Sub-No. 10TA), filed December 27, 1974. Applicant: DONCO CARRIERS, INC., 1001 S. Rockwell, P.O. Box 75354, Oklahoma City, Okla. 73107. Applicant's representative: Wm. L. Peterson, Jr., P.O. Box 917, Oklahoma City, Okla. 73101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household and industrial cleaning products, brooms, brushes, mops and promotional materials and supplies, materials, and machinery used in the manufacture thereof*, between the plant sites of Fuller Brush Companies at Great Bend, Kans., and Pennsauken, N.J., Farmingdale, LI and New York City,

N.Y., Lansing, Illinois, Atlanta, Ga., Los Angeles and Oakland, Calif., Seattle, Wash., Dallas, Tex., and Toledo, Ohio, for 180 days. Supporting shipper: The Fuller Brush Company, Bruce Brown, Mgr., Traffic & Transportation, 7400 N. Caldwell Ave., Niles, Ill. 60648. Send protests to: C. L. Phillips, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Rm. 240, Old P.O. Bldg., 215 N.W. Third, Oklahoma City, Okla. 73102.

No. MC 140479 (Sub-No. 1TA), filed December 30, 1974. Applicant: JERRY L. FERRIL, doing business as LUMBER EXPRESS, Route 3, Box 422, Excelsior Springs, Mo. 64024. Applicant's representative: Donald J. Quinn, Suite 900, 1012 Baltimore, Kansas City, Mo. 64105. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Lumber and building materials*, between the site of Wickes Lumber at or near Excelsior Springs, Mo., on the one hand, and, on the other, points in Kansas on and east of U.S. Highway I-80 and Ankeny, Iowa, and Omaha, Nebr., for 90 days. Supporting shipper: Donald J. Bassett, Assistant Manager, Wickes Lumber, Rural Route No. 1, Excelsior Springs, Mo. 64024. Send protests to: Vernon V. Coble, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 600 Federal Building, 911 Walnut Street, Kansas City, Mo. 64106.

No. MC 140502, filed December 27, 1974. Applicant: BOB PERRETT ENTERPRISES, LTD., 1016 1st Avenue South, Lethbridge, Alberta, Canada T1J 0B1. Applicant's representative: A. R. Krushel, 612 3rd Avenue South, Lethbridge, Alberta, Canada T1J 4A2. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Soybean meal*, from Dawson and Mankato, Minn., to the ports of entry on the International Boundary line between the United States and Canada, located at points in North Dakota and Montana, for 180 days. Supporting shipper(s): Canada Packers, Ltd., P.O. Box 366, Lethbridge, Alberta, Canada, United Feeds Limited, P.O. Box 1046, Lethbridge, Alberta, Canada. Send protests to: Paul J. Labane, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 222, U.S. Post Office Bldg., Billings, Mont. 59101.

No. MC 140508TA, filed December 26, 1974. Applicant: R. E. CAMPBELL, doing

business as R. E. CAMPBELL TRUCKING CO., Rt. 1, Box 143, Ravensdale, Wash. 98051. Applicant's representative: Carl A. Jonson, 300 Central Bldg., Seattle, Wash. 98104. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Machinery* by closed van, between Matteson, Ill., and Seattle, Wash. for 180 days. Supporting shipper: Allis-Chalmers Material Handling, Sales and Service, 4429 Airport Way So., Seattle, Wash. 98108. Send protests to: Transportation Specialist L. D. Boone, Bureau of Operations, Interstate Commerce Commission, Room 858, Federal Office Building, 915 2nd Avenue, Seattle, Wash. 98174.

No. MC 140509TA, filed December 30, 1974. Applicant: ART KOHLER TRUCKING, INC., Box 68, Audubon, Minn. 56511. Applicant's representative: Charles E. Johnson, 425 Gate City Building, Fargo, N. Dak. 58102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Processed, frozen and dehydrated potato products*, from the plantsites and storage facilities of J. R. Simplot Company located in Minnesota, to points in the United States lying in and east of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas, restricted to transportation services to be performed under a continuing contract or contracts with J. R. Simplot Company, Crookston, Minn., for 180 days. Supporting shipper: J. R. Simplot Company, Box 618, Crookston, Minn. 56716. Send protests to: Joseph H. Amb's, District Supervisor, Interstate Commerce Commission, Bureau of Operations, P.O. Box 2340, Fargo, N. Dak. 58102.

No. MC 140510TA, filed December 30, 1974. Applicant: GLOBE MOVING & STORAGE INC., 1007 Cedar, Flint, Mich. 48504. Applicant's representative: James F. Schouman, 21925 Garrison, Dearborn, Mich. 48124. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods* between warehouse at Flint, Mich., and points in Genesee, Huron, Lapeer, Saginaw, St. Clair, Sanilac, Shiawassee, and Tuscola Counties, and Selfridge Air Force Base, Mount Clemens, Mich., for 180 days. Supporting shipper: Department of Defense, Regulatory Law Office, Office of the Judge Advocate General, Dellon E. Coker, Chief, Department of the Army, Washington, D.C. 20310. Send protests to: Melvin F.

Kirsch, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1110 Broderick Tower, 10 Witherell, Detroit, Mich. 48226.

NOTE.—Applicant states it will interline at Selfridge Air Force Base.

No. MC 140515 TA, filed December 30, 1974. Applicant: AMERI-TEX, INC., 2103 Columbia, Plainview, Tex. 79072. Applicant's representative: Elliott Bunce, 618 Perpetual Building, N.C., Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Hides and hide products*, from the plant and storage facilities of MBPXL Corporation at or near Friona, Tex., to Wilmington, Calif., for 180 days. Supporting shipper: MBPXL Corporation, Tommy Cope, Traffic Manager, P.O. Box 1178, Friona, Tex. 79035. Send protests to: Haskell E. Ballard, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Box H-4395, Herring Plaza, Amarillo, Tex. 79101.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-1057 Filed 1-10-75;8:45 am]

[Notice 213]

MOTOR CARRIER TRANSFER PROCEEDINGS

JANUARY 13, 1975.

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-75613. By application filed December 27, 1974, MORGAN TRUCKING CO., P.O. Box 714, Muscatine, IA 52761, seeks temporary authority to lease the operating rights of DONALD L. MORGAN, doing business as MORGAN TRUCKING CO., P.O. Box 714, Muscatine, IA 52761, under section 210a(b). The transfer to MORGAN TRUCKING CO., of the operating rights of DONALD L. MORGAN, doing business as MORGAN TRUCKING CO., is presently pending.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-1058 Filed 1-10-75;8:45 am]