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# Rules and Regulations

## Title 7—AGRICULTURE

### Chapter IX—Consumer and Marketing Service (Marketing Agreements and Orders; Fruits, Vegetables, Nuts), Department of Agriculture

[Lemon Reg. 486]

#### PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

##### Limitation of Handling

§ 910.786 Lemon Regulation 486.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for lemons and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforementioned information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any

special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on June 22, 1971.

(b) *Order.* (1) The respective quantities of lemons grown in California and Arizona which may be handled during the period June 27, 1971, through July 3, 1971, are hereby fixed as follows:

- (i) District 1: Unlimited;
- (ii) District 2: 300,000 cartons;
- (iii) District 3: Unlimited.

(2) As used in this section, "handled," "District 1," "District 2," "District 3," and "carton" have the same meaning as when used in the said amended marketing agreement and order.

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

Dated: June 23, 1971.

PAUL A. NICHOLSON,  
Deputy Director, Fruit and Vegetable Division Consumer and Marketing Service.

[FR Doc. 71-9125 Filed 6-25-71; 8:51 am]

## Title 17—COMMODITY AND SECURITIES EXCHANGES

### Chapter I—Commodity Exchange Authority (Including Commodity Exchange Commission), Department of Agriculture

[Hearing Docket CE-P 16]

#### PART 150—ORDERS OF THE COMMODITY EXCHANGE COMMISSION

##### Limits on Position and Daily Trading in Corn and Soybeans for Future Delivery

On January 28, 1971, a notice was published in the FEDERAL REGISTER (36 F.R. 1340) of a proposed amendment of the orders of the Commodity Exchange Commission promulgated under section 4a of the Commodity Exchange Act, as amended (7 U.S.C. 6a), by revision of §§ 150.1(e) and 150.4 (a) and (b) and issuance of a proposed new section to be designated as § 150.11 thereof.

Interested persons were given until March 1, 1971, to request an oral hearing or to submit written statements on the proposed amendment. A hearing was requested and on March 5, 1971, notice was published in the FEDERAL REGISTER (36 F.R. 4408) that a hearing would be held on March 19, 1971; the time and place of the hearing were also stated in that notice. The time for filing written statements on the proposed amendment, was extended to the time of the hearing, and notice of this was also published in the latter notice.

The hearing was held pursuant to the latter notice. At that hearing, it was announced that interested persons were given until April 16, 1971, 4 weeks from the date of the hearing, to file written arguments based on the evidence received at the hearing.

As set forth in the notice of proposed rule making published on January 28, 1971, limits fixed by the previous orders establishing maximum limits on position and daily trading in corn and in soybeans for future delivery on any one market, were based on the principle that the larger the net trades by large speculators, the more certain it becomes that prices will respond directly to trading. Analysis of speculative trading for the 4 years 1966-69 did not show that undue price fluctuations resulted from speculative trading as the trading by individual traders grew larger. Although there was some indication that prices tended to move in the direction of the larger trades by speculators, the analysis did not show a sufficiently high probability of this occurring to indicate that the limits should be retained at the present 2-million-bushel level in these commodities.

After consideration of all relevant matters presented by interested persons the amendment as so proposed is hereby adopted without change and is set forth below.

As set forth in the notice of proposed rule making published on January 28, 1971, the purpose of this amendment is to provide that the maximum limits on position and daily trading in corn and in soybeans for future delivery on any one market, should be established at 3 million bushels in any one future or in all futures combined.

The effect of this amendment is to enlarge the permissible amount of trading and size of positions in corn and soybeans. Accordingly, pursuant to 5 U.S.C. 553, good cause is found for making this amendment effective less than 30 days after publication in the FEDERAL REGISTER.

(Sec. 4a as amended by secs. 2-4, 82 Stat. 26, 27; 7 U.S.C. 6a, 1964 Ed. Supp. IV, 1969)

This amendment shall become effective on publication in the FEDERAL REGISTER (2-26-71).

Issued this 23d day of June 1971.

COMMODITY EXCHANGE COMMISSION,  
H. L. UPCHURCH,  
Chairman designee for the  
Secretary of Agriculture.

HUDSON B. DRAKE,  
Member designee for the  
Secretary of Commerce.

JOSEPH J. SANDERS,  
Member designee for the  
Attorney General.

Sections 150.1(e) and 150.41 (a) and (b) are revised and a new section designated § 150.11 is added to read as follows: Sections 150.1(e) and 150.4 (a) and (b) are revised and a new section designated § 150.11, is added to read as follows:

§ 150.1 Limits on position and daily trading in grain for future delivery.

\* \* \* \* \*

(e) *Definitions.* As used in this part the word "grain" includes wheat, oats, barley, and flaxseed, and the word "person" imports the plural or singular and includes individuals, associations, partnerships, corporations, and trusts.

\* \* \* \* \*

§ 150.4 Limits on position and daily trading in soybeans for future delivery.

The following limits on the amount of trading under contracts of sale of soybeans for future delivery on or subject to the rules of any contract market, which may be done by any person, are hereby proclaimed and fixed, to be in full force and effect on and after June 26, 1971:

(a) *Position limit.* The limit on the maximum net long or net short position which any person may hold or control in soybeans on or subject to the rules of any one contract market is 3 million bushels in any one future or in all futures combined.

(b) *Daily trading limit.* The limit on the maximum amount of soybeans which any person may buy, and on the maximum amount which any person may sell, on or subject to the rules of any one contract market during any one business day is 3 million bushels in any one future or in all futures combined.

\* \* \* \* \*

§ 150.11 Limits on position and daily trading in corn for future delivery.

The following limits on the amount of trading under contracts of sale of corn for future delivery on or subject to the rules of any contract market, which may be done by any person, are hereby proclaimed and fixed, to be in full force and effect on and after June 26, 1971.

(a) *Position limit.* The limit on the maximum net long or net short position which any person may hold or control in corn on or subject to the rules of any one contract market is 3 million bushels in any one future or in all futures combined.

(b) *Daily trading limit.* The limit on the maximum amount which any person may buy, and on the maximum amount which any person may sell, of corn, on or subject to the rules of any one contract market during any one business day is 3 million bushels in any one future or in all futures combined.

(c) *Bona fide hedging.* The foregoing limits upon position and upon daily trading shall not be construed to apply to bona fide hedging transactions, as defined in section 4a(3) of the Commodity Exchange Act (7 U.S.C. 6a(3)).

(d) *Manipulations; corners; responsibility of contract market.* Nothing contained in this section shall be construed to affect any provisions of the Com-

modity Exchange Act relating to manipulation or corners, nor to relieve any contract market or its governing board from responsibility under section 5(d) of the Commodity Exchange Act (7 U.S.C. 7(d)) to prevent manipulation and corners.

(e) *Definition.* As used in this part, the word "person" imports the plural or singular and includes individuals, associations, partnerships, corporations, and trusts.

(f) *Application of limits.* The foregoing limits upon positions and upon daily trading shall be construed to apply, respectively, to positions held by, and trading done by, two or more persons acting pursuant to an expressed or implied agreement or understanding, the same as if the positions were held by, or the trading were done by, a single individual.

[FR Doc.71-9096 Filed 6-25-71; 8:51 am]

## Chapter II—Securities and Exchange Commission

[Release No. IC-6568]

### PART 271—INTERPRETATIVE RELEASES RELATIVE TO THE INVESTMENT COMPANY ACT OF 1940 AND RULES AND REGULATIONS THEREUNDER

#### Guidelines for Additional Disclosures for Contractual Plan Prospectuses Concerning New Refund and Election Provisions of the Investment Company Act

This is the sixth in a series of releases relating to the Investment Company Amendments Act of 1970 (1970 Act), Public Law 91-547, enacted December 14, 1970 (84 Stat. 1413).<sup>1</sup> The purpose of this release is to furnish guidelines for additional prospectus disclosures concerning the new refund and election provisions, which become effective on June 14, 1971, to be made by companies which issue periodic payment plan certificates.

In Investment Company Act Release No. 6392, dated March 19, 1971 (36 F.R. 5840), the requirements of new subsections (b), (e), (f), (g), and (h) of section 27 of the Act (84 Stat. 1424) were explained, and certain interim disclosures were suggested. The guidelines contained in the present release deal with disclosures which will be required on and after the effective date of the above subsections.

As set forth below, the guidelines are presented in two versions. The first version should be used by companies which have elected to be governed by new section 27(h) of the Act. Such companies should, as indicated, prominently disclose the new 45-day withdrawal right. The second version is to be used by companies which have not elected to be governed

<sup>1</sup> See Investment Company Act Releases, Nos. 6336, 6392, 6430, 6440 and 6506 (1971) [36 F.R. 2867, 36 F.R. 5840, 36 F.R. 7897, 36 F.R. 8729 and 36 F.R. 9130].

by section 27(h). These companies should disclose and describe both the 45-day and 18-month withdrawal rights. Companies within this category which are presently considering making an election to be bound by section 27(h) should, as noted, also disclose this fact.

Companies which have elected to be governed by section 27(h) will be making extensive revisions in their prospectuses dealing with the new sales load provisions and accordingly will be amending their registration statements. The new disclosures discussed in this release should be made as a part of these amendments. Companies which have not elected to be governed by section 27(h) may amend their prospectuses pursuant to Rule 424(c) under the Securities Act of 1933 (17 CFR 230.424(c)), either by attaching stickers to the prospectuses currently in use or by integrating the new disclosures through reprinting their prospectuses.

The Commission would ordinarily consider as acceptable language which substantially conforms to the following guidelines:

(1) For companies which have elected to be governed by subsection 27(h).

For front page:

#### 45-DAY WITHDRAWAL RIGHT

Under recent amendments to the Investment Company Act of 1940, an investor who starts a plan on or after June 14, 1971, has a 45-day right of withdrawal. For a full discussion of this withdrawal right, see page ----- of this prospectus.

For body of prospectus:

#### 45-DAY WITHDRAWAL RIGHT

A new investor starting a plan on or after June 14, 1971, who surrenders his plan certificate within 45 days after the custodian bank mails him a notice, has a right to receive in cash the value of his account plus an amount equal to the difference between the gross payments made and the net amount invested. The custodian bank is required to mail to the certificate holder, within 60 days after the issuance of the certificate, a statement of charges to be deducted from the projected payments and the notice of the right of withdrawal.

(2) For companies which have not elected to be governed by subsection 27(h).

For front page:

#### WITHDRAWAL RIGHTS

Under recent amendments to the Investment Company Act of 1940, an investor who starts a plan on or after June 14, 1971, has (a) a 45-day right of withdrawal, and (b) a right to receive during the first 18 months of the plan the value of his account and a portion of the sales charges paid prior to his withdrawal. For a full discussion of these withdrawal rights, see sticker attached to page ----- of this prospectus.

Note: Companies which are presently considering making the election under section 27(g) of the Act should add the following statements to their front page disclosure:

#### POSSIBLE CHANGE IN SALES LOAD

Under the periodic payment plans now in effect, and being offered 12 months or their equivalent is deducted as sales charges. Effective June 14, 1971, registered investment companies issuing periodic payment plan certificates may elect to sell periodic payment

plans under which no more than 20 percent of any payment, and no more than an average of 16 percent of all such payments, is deducted for sales charges from the first 48 payments. If such an election is made, substantially larger portion of the planholder's early payments would be invested on his behalf in the shares of the underlying investment company than under the periodic payment plans presently being offered. The sponsor is considering whether it will elect to offer periodic payment plans on this basis.  
For body of prospectus:

WITHDRAWAL RIGHTS

45-DAY WITHDRAWAL RIGHT

A new investor starting a plan on or after June 14, 1971, who surrenders his periodic payment plan certificate within 45 days after the custodian bank mails him a notice, has a right to receive in cash the value of his account plus an amount equal to the difference between the gross payments made and the net amount invested. The custodian bank is required to mail to the certificate holder, within 60 days after the issuance of the certificate, a statement of charges to be deducted from the projected payments and a notice of the right of withdrawal.

18-MONTH WITHDRAWAL RIGHT

A new investor who starts a plan on or after June 14, 1971, is entitled to surrender his certificate and receive in cash the value of his account plus that part of the amount which he has paid for sales charges which exceeds 15 percent of his gross payments. In addition, a new investor who misses specified numbers of payments during this 18-month period will be sent a notice informing him of (1) his right to surrender, (2) the value of his account at the time of the mailing of the notice, and (3) the amount of refund to which he is entitled if he should withdraw. By the Commission, June 11, 1971.

[SEAL] THEODORE L. HUMES,  
Associate Secretary.  
[FR Doc.71-9046 Filed 6-25-71;8:46 am]

Title 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs,  
Department of the Treasury  
[T.D. 71-166]

PART I—GENERAL PROVISIONS

Customs Field Organization; Station  
Established at Muskogee, Okla.

To provide improved service to the carriers and importing community of central Oklahoma, a Customs station will be established at Muskogee, Okla., on July 1, 1971.

The station will be under the supervision of the Port of Tulsa, Okla., which is in the Houston Customs District (Customs Region VI).

Section 1.3(d) of the Customs Regulations is amended by adding "Houston, Tex." after "New Orleans, La." in the column headed "Districts," and by adding on the same line "Muskogee, Okla." in the column headed "Customs Stations," and "Tulsa, Okla." in the column headed "Port of Entry Having Supervision."

(80 Stat. 379, sec. 1, 37 Stat. 434; 5 U.S.C. 301, 19 U.S.C. 1)

[SEAL] EDWIN F. RAINS,  
Acting Commissioner of Customs.  
Approved: June 18, 1971.

EUGENE T. ROSSIDES,  
Assistant Secretary  
of the Treasury.

[FR Doc.71-9095 Filed 6-25-71;8:50 am]

Title 33—NAVIGATION AND  
NAVIGABLE WATERS

Chapter I—Coast Guard, Department  
of Transportation

SUBCHAPTER J—BRIDGES  
[CGFR 70-129a]

PART 117—DRAWBRIDGE  
OPERATION REGULATIONS

Cedar Bayou, Texas

This amendment changes regulations for the Missouri Pacific Railroad Bridge across Cedar Bayou, Texas, to require the lift span to be maintained in the open position, except when a train crosses the draw. Under this amendment the vertical clearance under the draw is 49.9 feet; however, a clearance of 81.4 feet is available upon at least 12 hours notice. To obtain a clearance of 81.4 feet the span must be lifted manually.

This amendment was circulated as a public notice dated June 18, 1968 by the Commander, Eighth Coast Guard District and was published in the FEDERAL REGISTER as a notice of proposed rule making (CGFR 70-129) on January 9, 1971 (36 F.R. 323). Editorial changes have been made. No comments were received.

Accordingly, Part 117 is amended by adding § 117.550 to read as follows:

§ 117.550 Cedar Bayou, Texas, Missouri Pacific automated drawbridge.

(a) The bridge need not be manned by a regular attendant.

(b) The lift span shall be maintained at a minimum vertical clearance of 49.9 feet above mean high water. Fixed green navigation lights shall be displayed in the center of the lift span. The lift span shall be raised to a clearance of 81.4 feet above mean high water if at least 12 hours advance notice has been given.

(c) When a train approaches the bridge, the navigation lights shall be changed from green to red, alternating flashing red lights shall be turned on, a horn shall be sounded for 6 minutes, and at the end of 6 minutes the horn shall be stopped and the draw may be lowered and locked if the scanning equipment does not detect any object under the span. If the scanning equipment detects an obstruction, the draw shall be raised until the obstruction is cleared.

(d) After the train has cleared the bridge, the draw shall be raised to 49.9

feet above mean high water, the flashing red lights shall be stopped, and the navigation lights shall be changed from red to green.

(Sec. 5, 28 Stat. 362, as amended, sec. 6(g) (2), 80 Stat. 937; 33 U.S.C. 499, 49 U.S.C. 1655(g) (2); 49 CFR 1.46(c) (5) (35 F.R. 4959), 33 CFR 1.04(c) (4) (35 F.R. 15922)

Effective date: This revision shall become effective on July 26, 1971.

Dated: June 11, 1971.

R. E. HAMMOND,  
Rear Admiral, U.S. Coast Guard,  
Chief, Office of Operations.

[FR Doc.71-9074 Filed 6-25-71;8:48 am]

Title 41—PUBLIC CONTRACTS  
AND PROPERTY MANAGEMENT

Chapter 5A—Federal Supply Service,  
General Services Administration

PART 5A-2—PROCUREMENT BY  
FORMAL ADVERTISING

Subpart 5A-2.4—Opening of Bids  
and Award of Contracts

USE OF PURCHASE ORDERS AS COMBINATION  
NOTICE OF AWARD AND DELIVERY ORDER

Section 5A-2.407-82 is amended as follows:

§ 5A-2.407-82 Preparation of documents for acceptance.

The acceptance of an offer received on SF 33, Solicitation, Offer, and Award, shall be accomplished and documented as follows:

(a) *Definite-quantity contracts*—(1) *Single consignee*. Where only one consignee is involved, notice of award of contract shall be documented on either SF 33 (Award portion accomplished), or on GSA Form 300, Purchase Order, as determined most advantageous by the procuring activity.

(i) When SF 33 is used, the award portion on both the original and duplicate of the accepted offer shall be completed. The original contract shall be retained by the Government and the duplicate copy mailed to the contractor. A purchase (delivery) order also must be issued to provide shipping instructions and necessary information copies to others concerned.

(ii) When GSA Form 300 is used, the block entitled "This order is issued pursuant to" shall be filled in by entering substantially the following: "Your offer on solicitation No. \_\_\_\_\_ is accepted for items listed herein." Under this procedure, the original contract consists of the original bid signed by the contractor and copy No. 5 (paying office copy) of GSA Form 300, Purchase Order, signed by the contracting officer. The contractor's copy of the contract consists of his retained copy of the bid and copy No. 1 (original) of GSA Form 300, Purchase Order, signed by the contracting officer.

\* \* \* \* \*

(Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c); 41 CFR 5-1.101(c))

*Effective date.* This regulation is effective July 1, 1971.

Dated: June 16, 1971.

L. E. SPANGLER,  
*Acting Commissioner,  
Federal Supply Service.*

[FR Doc.71-9071 Filed 6-25-71; 8:48 am]

## Chapter 9—Atomic Energy Commission

### PART 9-3—PROCUREMENT BY NEGOTIATION

#### Subpart 9-3.4—Types of Contracts

### PART 9-53—NUMBERING AND DISTRIBUTION OF CONTRACTS AND ORDERS

#### Subpart 9-53.100—Contracts

##### MISCELLANEOUS AMENDMENTS

In Subpart 9-53.100, Contracts, the Division of Management Information and Telecommunications Systems is added to the list of active offices in § 9-53.106 *Assigned contract prefixes*.

1. In Subpart 9-3.4 Types of Contracts, § 9-3.408 *Letter contract*, is revised to read as follows:

#### § 9-3.408 Letter contract.

Letter contracts shall contain a provision obligating the parties to enter into a definitive contract within a specified time (preferably within 120 days) or, upon failure to do so, the Government's obligation shall be limited to reimbursement of the contractor's costs incurred under the terms of the letter contract through the termination date.

2. In Subpart 9-53.100 Contracts, § 9-53.106 *Assigned contract prefixes*, is revised to read as follows:

#### § 9-53.106 Assigned contract prefixes.

Prefixes for AEC contract numbers for each procurement office are set forth as follows:

Active offices:	Contract prefix
San Francisco	AT(04-3)-
Canoga Park	AT(04-4)-
Grand Junction	AT(05-1)-
Rocky Flats	AT(05-2)-
Idaho Falls	AT(10-1)-
Chicago	AT(11-1)-
Paducah	AT(15-1)-
Kansas City	AT(23-3)-
Nevada	AT(26-1)-
New Brunswick	AT(28-1)-
Princeton	AT(28-2)-
Los Alamos	AT(29-1)-
Albuquerque	AT(29-2)-
New York	AT(30-1)-
Brookhaven	AT(30-2)-
Schenectady	AT(30-3)-
Dayton	AT(33-1)-
Portsmouth	AT(33-2)-
Fernald	AT(33-4)-
Pittsburgh	AT(36-1)-
Savannah River	AT(38-1)-

Active offices:	Contract prefix
Oak Ridge	AT(40-1)-
Richland	AT(45-1)-
Headquarters:	
Headquarters Services	AT(49-1)-
General Manager	AT(49-2)-
Military Application	AT(49-3)-
Production	AT(49-4)-
Reactor Development and Technology	AT(49-5)-
Raw Materials	AT(49-6)-
Biology and Medicine	AT(49-7)-
Research	AT(49-8)-
Labor Relations	AT(49-10)-
Isotopes Development	AT(49-11)-
Technical Information	AT(49-12)-
Personnel	AT(49-13)-
Space Nuclear Propulsion	SNP-
International Affairs	AT(49-14)-
Space Nuclear Systems	AT(49-15)-
Peaceful Nuclear Explosives	AT(49-16)-
Management Information and Telecommunications Systems	AT(49-17)-
Eniwetok	AT(50-1)-
Puerto Rico	AT(51-1)-
Inactive Offices:	
Los Angeles	AT(04-1)-
Berkeley	AT(04-2)-
Hartford	AT(06-1)-
Wilmington	AT(07-1)-
Spoon River	AT(11-2)-
Iowa (Burlington)	AT(13-1)-
Ames	AT(13-2)-
Detroit	AT(20-1)-
Centerline	AT(20-2)-
St. Louis	AT(23-2)-
Sandia	AT(29-3)-
Lockland	AT(33-3)-
Pantex	AT(41-1)-
Milwaukee	AT(47-1)-
Headquarters:	
Special Projects	AT(49-9)-

(Sec. 161, Atomic Energy Act of 1954, as amended, 68 Stat. 948, 42 U.S.C. 2201; sec. 205, Federal Property and Administrative Services Act of 1949, as amended, 63 Stat. 390, 40 U.S.C. 486)

*Effective date.* These amendments are effective upon publication in the FEDERAL REGISTER (6-26-71).

Dated at Germantown, Md., this 22d day of June 1971.

For the U.S. Atomic Energy Commission.

ROBERT A. KOHLER,  
*Acting Director,  
Division of Contracts.*

[FR Doc.71-9035 Filed 6-25-71; 8:45 am]

## Title 49—TRANSPORTATION

### Chapter III—Federal Highway Administration, Department of Transportation

#### SUBCHAPTER A—GENERAL REGULATIONS PART 310—BRIDGE TOLL PROCEDURAL RULES

##### Miscellaneous Amendments

The Federal Highway Administrator is amending the Bridge Toll Procedural

Rules to make more certain the times within which exceptions to recommended decisions of hearing examiners and petitions for reconsideration of final orders must be filed.

Since these amendments relate to pleading and practice before the Federal Highway Administration and do not affect substantive rights or liabilities, notice and public procedure are unnecessary and they are effective on the date of issuance set forth below.

In consideration of the foregoing, §§ 310.12, 310.13, and 310.14 of the Bridge Toll Procedural Rules (Part 310 of Subchapter A of Chapter III in Title 49, CFR) are amended to read as set forth below.

(Sec. 4, Bridge Act of 1906 as amended (33 U.S.C. 494), sec. 503, General Bridge Act of 1946, as amended (33 U.S.C. 526), sec. 6, Department of Transportation Act (49 U.S.C. 1655), and the delegation of authority by the Secretary of Transportation in 49 CFR 1.43(1))

Issued on June 18, 1971.

F. C. TURNER,  
*Federal Highway Administrator.*

#### § 310.12 Recommended decision.

(a) As soon as practicable after he receives the transcript and the time allowed for filing proposed findings of fact, conclusions of law, and briefs has expired, the hearing examiner issues a recommended decision and certifies the record in the proceedings to the Administrator. The recommended decision contains the hearing examiner's findings of fact, his conclusions of law (and the reasons or bases therefor), and a recommended order disposing of the proceedings. The recommended decision is served on the parties by certified or registered mail. The date of service, which is not earlier than the date the recommended decision is issued, is specified on the face of the decision.

(b) Within 30 days after the date of service specified in a recommended decision, any party may file with the Administrator exceptions to the hearing examiner's findings of fact, conclusions of law, or recommended order, together with a supporting brief.

#### § 310.13 Administrator's decision.

(a) Upon review of the hearing examiner's recommended decision, the Administrator may adopt his recommended findings of fact, conclusions of law, and order in whole or in part. He may also remand proceedings to the hearing examiner with instructions for such further proceedings as he deems appropriate.

(b) The Administrator issues a final order disposing of the proceedings. The final order is served on the parties by registered or certified mail. The date of service, which is not earlier than the date the final order is issued, is specified on the face of the order.

§ 310.14 Reconsideration.

Within 20 days after the date of service specified in a final order, any party may petition the Administrator for reconsideration of his order. The filing of a petition for reconsideration does not stay the effectiveness of the final order unless the Administrator so orders.

[FR Doc.71-9051 Filed 6-25-71;8:47 am]

Chapter X—Interstate Commerce Commission

SUBCHAPTER A—GENERAL RULES AND REGULATIONS

[S.O. 1030; Amdt. 8]

PART 1033—CAR SERVICE

Chicago, Rock Island and Pacific Railroad Co. Authorized To Operate Over Tracks of Atchison, Topeka and Santa Fe Railway Co.

At a session of the Interstate Commerce Commission, Railroad Service Board, held in Washington, D.C., on the 18th day of June 1971.

Upon further consideration of Service Order No. 1030 (34 F.R. 11211, 15250; 35 F.R. 5334, 10661, 15294; 36 F.R. 5798), and good cause appearing therefor:

*It is ordered*, That: Section 1033.1030 Service Order No. 1030 (Chicago, Rock Island and Pacific Railroad Co. authorized to operate over tracks of the Atchison, Topeka and Santa Fe Railway Co.) be, and it is hereby, amended by substituting the following paragraph (e) for paragraph (e) thereof:

(e) *Expiration date*. This order shall expire at 11:59 p.m., September 30, 1971, unless otherwise modified, changed, or suspended by order of this Commission.

*Effective date*. This amendment shall become effective at 11:59 p.m., June 30, 1971.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15, and 17(2). Interprets or applies secs. 1(10-17), 15(4), and 17(2), 40 Stat. 101, as amended, 54 Stat. 911; 49 U.S.C. 1(10-17), 15(4), and 17(2))

*It is further ordered*, That a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and car hire agreement under the terms of that agreement, and upon the American Short Line Railroad Association; and that notice of this order be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Railroad Service Board.

[SEAL] ROBERT L. OSWALD,  
Secretary.

[FR Doc.71-9093 Filed 6-25-71;8:50 am]

[Second Revised S.O. 1064]

PART 1033—CAR SERVICE

Distribution of Boxcars

At a session of the Interstate Commerce Commission, Railroad Service Board, held in Washington, D.C., on the 21st day of June 1971.

It appearing, that an acute shortage of plain boxcars with inside length of 40 feet or longer and less than 50 feet, equipped with side doors 9 feet or wider or of plain boxcars with inside length 50 feet or longer and less than 70 feet, regardless of door width, exists throughout the United States; that shippers are being deprived of such cars required for loading creating great economic loss and resulting in a severe emergency; that present rules, regulations, and practices with respect to the use, supply, control, movement, distribution, exchange, interchange, and return of such boxcars, to the owning railroads are ineffective; and that orders issued by the Association of American Railroads to promote more equitable distribution have proved ineffective. It is the opinion of the Commission that an emergency exists requiring immediate action to promote car service in the interest of the public and the commerce of the people. Accordingly, the Commission finds that notice and public procedure are impracticable and contrary to the public interest, and that good cause exists for making this order effective upon less than 30 days' notice.

*It is ordered*, That:

§ 1033.1064 Service Order No. 1064.

(a) *Distribution of boxcars*. Each common carrier by railroad subject to the Interstate Commerce Act shall observe, enforce, and obey the following rules, regulations, and practices with respect to its car service:

(1) Return to owners empty, except as otherwise authorized in subparagraphs (3) and (5) of this paragraph, all plain boxcars which are listed in the registration of the specific railroads named herein in the Official Railway Equipment Register, ICC R.E.R. 379, issued by E. J. McFarland, or successive issues thereof as having mechanical designation XM, with inside length of 40 feet or longer and less than 50 feet and equipped with side doors 9 feet or wider, or with inside length 50 feet or longer and less than 70 feet regardless of door width, which bear the identification marks shown:

Burlington Northern Inc.  
Identification marks—BN, CBQ, GN, NP, SPS.  
Chicago, Milwaukee, St. Paul and Pacific Railroad Co.  
Identification marks—Milw.

(2) Plain boxcars described in subparagraph (1) of this paragraph include both plain boxcars in general service and plain boxcars assigned to the exclusive use of a specified shipper.

(3) Except as otherwise provided in subparagraph (5) of this paragraph, boxcars described in subparagraph (1) of this paragraph may be loaded to stations on the lines of the owning railroad, or to any other station which is closer to the owner than the station at which loaded. After unloading at a junction with the car owner, such cars shall be delivered to the car owner at that junction, either loaded or empty.

(4) Boxcars described in subparagraph (1) of this paragraph shall not be back-hauled empty from a junction with the car owner.

(5) Boxcars described in subparagraph (1) of this paragraph located at a point other than a junction with the car owner shall not be back-hauled empty, except for the purpose of loading to a junction with the car owner or to a station on the lines of the car owner.

(6) The return to the owner of a boxcar described in subparagraph (1) of this paragraph shall be accomplished when it is delivered to the car owner, either empty, or loaded as authorized by subparagraphs (3) or (5) of this paragraph.

(7) Junction points with the car owner shall be those listed by the car owner in its specific registration in the Official Railway Equipment Register, ICC R.E.R. No. 379, issued by E. J. McFarland, or successive issues thereof, under the heading "Freight Connections and Junction Points."

(8) In using plain boxcars owned by railroads not listed in subparagraph (1) of this paragraph, the railroads named therein shall restrict the use of such cars to traffic destined to a station closer to the car owner than the station at which the car was loaded, or to traffic routed via the lines of the car owner.

(9) In determining distances to the car owner from points of loading or unloading, tariff distances applicable via the lines of the carriers obligated under Car Service Rules 1 and 2 to move the car shall be used.

(10) No common carrier by railroad subject to the Interstate Commerce Act shall accept from shipper any loaded boxcar for movements contrary to the provisions of subparagraphs (3) or (5) of this paragraph.

(b) *Application*. The provisions of this order shall apply to intrastate, interstate, and foreign commerce.

(c) *Effective date*. This order shall become effective at 11:59 p.m., June 30, 1971.

(d) *Expiration date*. This order shall expire at 11:59 p.m., September 30, 1971, unless otherwise modified, changed, or suspended by order of this Commission.

(Secs. 1, 12, 15, and 17(2) 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15, and 17(2). Interprets or applies Secs. 1(10-17), 15(4), and 17(2), 40 Stat. 101, as amended, 54 Stat. 911; 49 U.S.C. 1(10-17), 15(4), and 17(2))

*It is further ordered*, That a copy of this order and direction shall be served

upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and car hire agreement under the terms of that agreement, and upon the American Short Line Railroad Association; and that notice of this order be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Railroad Service Board.

[SEAL] ROBERT L. OSWALD,  
Secretary.

[FR Doc.71-9090 Filed 6-25-71;8:50 am]

[S.O. 1067; Amdt. 2]

### PART 1033—CAR SERVICE

#### Distribution of Boxcars

At a session of the Interstate Commerce Commission, Railroad Service Board, held in Washington, D.C., on the 21st day of June 1971.

Upon further consideration of Service Order No. 1067 (36 F.R. 5606 and 5793) and good cause appearing therefor:

*It is ordered*, That: Section 1033.1067 Service Order No. 1067 (Distribution of boxcars) be, and it is hereby, amended by substituting the following paragraph (d) for paragraph (d) thereof:

(d) *Expiration date*. This order shall expire at 11:59 p.m., September 30, 1971, unless otherwise modified, changed, or suspended by order of this Commission.

*Effective date*. This amendment shall become effective at 11:59 p.m., June 30, 1971.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15, and 17(2). Interprets or applies Secs. 1(10-17), 15(4), and 17(2), 40 Stat. 101, as amended, 54 Stat. 911; 49 U.S.C. 1(10-17), 15(4), and 17(2))

*It is further ordered*, That a copy of this amendment shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and car hire agreement under the terms of that agreement, and upon the American Short Line Railroad Association; and that notice of this order be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Railroad Service Board.

[SEAL] ROBERT L. OSWALD,  
Secretary.

[FR Doc.71-9091 Filed 6-25-71;8:50 am]

[S.O. 1072; Amdt. 1]

### PART 1033—CAR SERVICE

#### Distribution of Boxcars

At a session of the Interstate Commerce Commission, Railroad Service

Board, held in Washington, D.C., on the 21st day of June 1971.

Upon further consideration of Service Order No. 1072 (36 F.R. 8674), and good cause appearing therefor:

*It is ordered*, That: Section 1033.1072 Service Order No. 1072 (Distribution of boxcars) be, and it is hereby, amended by substituting the following paragraph (d) for paragraph (d) thereof:

(d) *Expiration date*. This order shall expire at 11:59 p.m., September 30, 1971, unless otherwise modified, changed, or suspended by order of this Commission.

*Effective date*. This amendment shall become effective at 11:59 p.m., June 30, 1971.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15, and 17(2). Interprets or applies Secs. 1(10-17), 15(4), and 17(2), 40 Stat. 101, as amended, 54 Stat. 911; 49 U.S.C. 1(10-17), 15(4), and 17(2))

*It is further ordered*, That a copy of this amendment shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and car hire agreement under the terms of that agreement, and upon the American Short Line Railroad Association; and that notice of this order be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Railroad Service Board.

[SEAL] ROBERT L. OSWALD,  
Secretary.

[FR Doc.71-9092 Filed 6-25-71;8:50 am]

## Title 5—ADMINISTRATIVE PERSONNEL

### Chapter I—Civil Service Commission

#### PART 213—EXCEPTED SERVICE

##### Selective Service System

Effective June 30, 1971, paragraph (c) of § 213.3146, having expired by its own terms, is revoked reflecting termination of Schedule A exception for the position of Executive Secretary, National Advisory Committee on the Selection of Physicians, Dentists, and Allied Specialists.

(5 U.S.C. secs. 3301, 3302, E.O. 10577; 3 CFR 1954-58 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,  
Executive Assistant to  
the Commissioners.

[FR Doc.71-9066 Filed 6-25-71;8:48 am]

#### PART 213—EXCEPTED SERVICE

##### Department of Labor

Section 213.3215 is amended to show that the expiration date of the Schedule B authority for 35 positions of Man-

power Development Specialist, grades GS-9 through GS-15, has been changed from June 30, 1971, to June 30, 1973.

Effective on publication in the FEDERAL REGISTER (6-26-71), paragraph (c) of § 213.3215 is amended as set out below.

§ 213.3215 Department of Labor.

\* \* \* \* \*

(c) Not to exceed 35 positions of Manpower Development Specialist at grades GS-9 through GS-15 in the Manpower Administration. This authority may not be used after June 30, 1973.

(5 U.S.C. secs. 3301, 3302, E.O. 10577; 3 CFR 1954-58 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,  
Executive Assistant to  
the Commissioners.

[FR Doc.71-9063 Filed 6-25-71;8:47 am]

#### PART 213—EXCEPTED SERVICE

##### Office of Economic Opportunity

Section 213.3273 is amended to reflect a 2-year extension, until June 30, 1973, of the Schedule B exception covering up to 35 positions at GS-9 through GS-15 in new, experimental programs for which existing civil service lists of eligibles are inadequate.

Effective on publication in the FEDERAL REGISTER (6-26-71), paragraph (b) of § 213.3273 is amended as set out below.

§ 213.3273 Office of Economic Opportunity.

\* \* \* \* \*

(b) Not to exceed 35 positions at GS-9 through GS-15 in new, experimental programs or special projects when it is determined that existing registers are not appropriate or do not permit appointment expeditiously. This authority may not be used after June 30, 1973.

(5 U.S.C. secs. 3301, 3302, E.O. 10577; 3 CFR 1954-58 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,  
Executive Assistant to  
the Commissioners.

[FR Doc.71-9065 Filed 6-25-71;8:48 am]

#### PART 213—EXCEPTED SERVICE

##### Department of the Interior

Section 213.3312 is amended to show that one additional position of Confidential Assistant to the Secretary is excepted under Schedule C.

Effective on publication in the FEDERAL REGISTER (6-26-71), § 213.3312(a) (1) is amended as set out below.

§ 213.3312 Department of the Interior.

(a) *Office of the Secretary*. \* \* \*

(1) Five Confidential Assistants and one Private Secretary to the Secretary.

(5 U.S.C. secs. 3301, 3302, E.O. 10577; 3 CFR 1954-58 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,  
Executive Assistant to  
the Commissioners.

[FR Doc.71-9062 Filed 6-25-71;8:47 am]

PART 213—EXCEPTED SERVICE

Office of Economic Opportunity

Section 213.3373 is amended to reflect the following title change: from Confidential Staff Assistant to the Director, Human Rights Division, to Confidential Staff Assistant to the Associate Director for Human Rights.

Effective on publication in the FEDERAL REGISTER (6-26-71), subparagraph (22) of paragraph (a) of § 213.3373 is amended as set out below.

§ 213.3373 Office of Economic Opportunity.

(a) Office of the Director. \* \* \*

(22) Confidential Staff Assistant to the Associate Director for Human Rights.

(5 U.S.C. secs. 3301, 3302, E.O. 10577; 3 CFR 1954-58 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,  
Executive Assistant to  
the Commissioners.

[FR Doc.71-9064 Filed 6-25-71;8:47 am]

Title 22—FOREIGN RELATIONS

[Dept. Reg. 108.638]

Chapter I—Department of State

PART 41—VISAS: DOCUMENTATION OF NONIMMIGRANTS UNDER THE IMMIGRATION AND NATIONALITY ACT, AS AMENDED

Issuance of Nonimmigrant Visas

Part 41, Chapter I, Title 22 of the Code of Federal Regulations is amended to revise the procedures for issuance and revalidation of nonimmigrant visas in the United States. Sections 41.120 and 41.125 are amended as follows:

1. Section 41.120 is amended to read:

§41.120 Authority to issue visas.

(a) Issuance outside the United States. Any consular officer is authorized to issue regular and official visas. Diplomatic visas may be issued only by—

(1) A consular officer attached to a United States Diplomatic Mission, if he is authorized to do so by the Chief of the Mission, or

(2) A consular officer assigned to a consular office, if so authorized by the Department or by the Chief, the Deputy Chief, or the Counselor for Consular Affairs of the United States Diplomatic

Mission in the country in which such consular office is located or, at a consular post not under the jurisdiction of a diplomatic mission, by the principal officer.

(b) Issuance in the United States in certain cases. The Director of the Visa Office of the Department and such other officers of the Department as he may designate are authorized, in their discretion, to issue nonimmigrant visas to—

(1) Qualified aliens classifiable under the visa symbol C-2 or C-3;

(2) Other qualified aliens who—

(i) Are properly classifiable under subparagraph (A), (E), (G), (H), (I), or (L) of section 101(a)(15) or under the visa symbols NATO-1, NATO-2, NATO-3, NATO-4, NATO-5, NATO-6, or NATO-7;

(ii) Present appropriate evidence that—

(a) They have been lawfully admitted to the United States in such status or have, after admission, had their status changed to such status;

(b) Their period of authorized stay in such status has not expired; and

(c) They are currently maintaining such status; and

(iii) Intend, after a temporary absence, to reenter the United States in such status.

2. Section 41.125 is amended to read:

§ 41.125 Revalidation of visas.

(g) Revalidation in the United States in certain cases. The Director of the Visa Office of the Department and such other officers of the Department as he may designate are authorized, in their discretion, to revalidate nonimmigrant visas, including diplomatic visas, for—

(1) Qualified aliens classifiable under the visa symbol C-2 or C-3;

(2) Other qualified aliens who—

(i) Are properly classifiable under subparagraph (A), (E), (F), (G), (H), (I), (J), or (L) of section 101(a)(15) of the Act or under the visa symbols NATO-1, NATO-2, NATO-3, NATO-4, NATO-5, NATO-6, or NATO-7;

(ii) Present appropriate evidence that—

(a) Their period of authorized admission in such status has not expired; and

(b) They are currently maintaining such status; and

(iii) Intend, after a temporary absence, to reenter the United States in such status.

(h) Fee for revalidation. The fee for the revalidation of a nonimmigrant visa shall be that prescribed for the issuance of such a visa, if any: *Provided, however, That*

(1) When the visa was issued valid for a lesser number of applications for admission or for a period of validity less than the maximum permitted by reciprocity, it may be revalidated for the remaining number of applications for admission and validity permitted without the payment of an additional fee; and

(2) No fee shall be charged in the case

of a visa considered to be automatically revalidated pursuant to the provisions of paragraph (f) of this section.

*Effective date.* These amendments shall become effective upon publication in the FEDERAL REGISTER. (6-26-71.)

The provisions of the Administrative Procedure Act (80 Stat. 383; 5 U.S.C. 553) relative to notice of proposed rule-making are inapplicable to this order because the regulations contained herein involve foreign affairs functions of the United States.

(Sec. 104, 66 Stat. 174; 8 U.S.C. 1104)

JUNE 15, 1971.

BARBARA M. WATSON,  
Administrator, Bureau of  
Security and Consular Affairs.

[FR Doc.71-9050 Filed 6-25-71;8:47 am]

Title 24—HOUSING AND HOUSING CREDIT

Subtitle A—Office of the Secretary, Department of Housing and Urban Development

[Docket No. R-71-121]

PART 40—STANDARDS FOR DESIGN, CONSTRUCTION, AND ALTERATION OF PUBLICLY OWNED RESIDENTIAL STRUCTURES

Waiver of Standards

Section 40.5 is amended to reflect the delegation of authority, issued concurrently herewith, to the Assistant Secretary for Housing Production and Mortgage Credit, and his Deputy, to waive or modify standards with respect to the college housing and the low-rent public housing program.

§ 40.5 Waiver.

The applicability of the standards set forth in this part may be modified or waived on a case-by-case basis upon application to the Secretary of HUD or, with respect to the college housing program under title IV of the Housing Act of 1950 (12 U.S.C. 1749) and the low-rent public housing program under the United States Housing Act of 1937 (42 U.S.C. 1401), to the Assistant Secretary for Housing Production and Mortgage Credit, made by the head of the department, agency, or instrumentality of the U.S. concerned only if the Secretary or the Assistant Secretary, as appropriate, determines that such waiver or modification is clearly necessary and consistent with the purpose of Public Law 90-480 (42 U.S.C. 4153).

(Sec. 3, 82 Stat. 719, 42 U.S.C. 4153; sec. 7(d), 79 Stat. 670, 42 U.S.C. 3535(d))

*Effective date.* This amendment is effective as of June 23, 1971.

GEORGE ROMNEY,  
Secretary of Housing  
and Urban Development.

[FR Doc.71-9097 Filed 6-25-71;8:51 am]

**Title 24—HOUSING AND HOUSING CREDIT**

**Chapter VII—Federal Insurance Administration, Department of Housing and Urban Development**

**SUBCHAPTER B—NATIONAL FLOOD INSURANCE PROGRAM**

**PART 1914—AREAS ELIGIBLE FOR THE SALE OF INSURANCE**

**List of Designated Areas**

Section 1914.4 is amended by adding in alphabetical sequence a new entry to the table, which entry reads as follows:

**§ 1914.4 List of designated areas.**

State	County	Location	Map No.	State map repository	Local map repository	Effective date of authorization of sale of flood insurance for area
California	Los Angeles	Arcadia	I 06 037 0120 05 through I 06 037 0120 08	Department of Water Resources, Post Office Box 388, Sacramento, CA 95802.	Office of the City Clerk, City Hall, Post Office Box 60, Arcadia, CA 91006.	June 26, 1971.
Do.	do.	Burbank	I 06 037 0480 02 through I 06 037 0480 10	do.	City Hall, 275 East Olive Ave., Burbank, CA 91502.	Do.
Do.	do.	La Puente	I 06 037 1845 03 through I 06 037 1845 04	do.	Office of the City Clerk, City Hall, 15300 East Main St., La Puente, CA 91744.	Do.
Do.	Monterey	King City	I 06 053 1760 03 through I 06 053 1760 06	do.	City Hall, City of King City, 212 South Vanderhurst, King City, CA 93330.	Do.
Do.	Orange	Costa Mesa				Do.
Florida	Manatee	Unincorporated areas.	I 12 031 0000 03 through I 12 031 0000 33	Department of Community Affairs, 309 Office Plaza, Tallahassee, Fla. 32301.	Planning and Zoning Department, Manatee County, 212 6th Ave. East, Bradenton, FL 33505.	Do.
Do.	Palm Beach	Palm Beach Shores	I 12 099 2432 02	State of Florida Insurance Department, Treasurer's Office, State Capitol, Tallahassee, FL 32304.	Office of the Town Engineer, Town Hall, 247 Edwards Lane, Palm Beach Shores, FL 33401.	Do.
Indiana	Vanderburgh	Unincorporated areas.				Do.
Do.	do.	Evansville				Do.
Louisiana	Jefferson	Kenner	I 22 051 1190 05 through I 22 051 1190 08	State Department of Public Works, Post Office Box 44155, Capitol Station, Baton Rouge, LA 70801.	Regulatory Department, 1801 Williams Blvd., Kenner, LA 70062.	Do.
Massachusetts	Norfolk	Needham				Do.
New Jersey	Morris	Denville Township.	I 34 027 0745 03 through I 34 027 0745 04	Department of Environmental Protection, Division of Water Resources, Box 1390, Trenton, NJ 08625.	Township Clerk's Office, Municipal Bldg., 95 East Main St., Denville, NJ 07834.	Do.
Do.	Union	Cranford Township.	I 34 039 0705 02	Department of Banking and Insurance, State House Annex, Trenton, N.J. 08625.	Office of the Township Engineer, Cranford Municipal Bldg., 8 Springfield Ave., Cranford, NJ 07016.	Do.
Do.	do.	Plainfield	I 34 039 2630 03 through I 34 039 2630 05	do.	Office of the Director of Public Works and Urban Development, City Hall, 516 Watchung Ave., Plainfield, NJ 07061.	Do.
Texas	Karnes	Kenedy	I 48 255 3630 03 through I 48 255 3630 04	Texas Water Development Board, Post Office Box 12386, Capital Station, Austin, TX 78701.	City Hall, 222 Tilden St., Kenedy, TX 78119.	Do.
Do.	Nueces	Aransas Pass	I 48 355 0240 03 through I 48 355 0240 07	Texas State Board of Insurance, 1110 San Jacinto St., Austin, TX 78701.	City Offices, City of Aransas Pass, Aransas Pass, Tex. 78336.	Do.
Do.	do.	Port Aransas	I 48 355 5420 03 through I 48 355 5420 04	do.	City of Port Aransas, Post Office Box 397, Port Aransas, TX 78373.	Do.
Do.	San Patricio	Ingleside	I 48 409 3330 03 through I 48 409 3330 04	do.	City Hall, 116 Humble St., Ingleside, TX 78362.	Do.
Do.	Jackson	Unincorporated areas.				Do.
Washington	Skagit	do.				Do.

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

Issued: June 25, 1971.

**GEORGE K. BERNSTEIN,**  
*Federal Insurance Administrator.*

[FR Doc.71-9032 Filed 6-25-71;8:45 am]

PART 1915—IDENTIFICATION OF FLOOD-PRONE AREAS

List of Flood Hazard Areas

Section 1915.3 is amended by adding in alphabetical sequence a new entry to the table, which entry reads as follows:

§ 1915.3 List of flood hazard areas.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of identification of areas which have special flood hazards
California	Los Angeles	Arcadia	H 06 037 0120 03 through H 06 037 0120 08	Department of Water Resources, Post Office Box 383, Sacramento, CA 95802	Office of the City Clerk, City Hall, Post Office Box 60, Arcadia, CA 91003	Sept. 2, 1970.
Do.	do	Burbank	H 06 037 0450 02 through H 06 037 0450 10	California Insurance Department, 107 South Broadway, Los Angeles, CA 90012, and 1497 Market St., San Francisco, CA 94103	City Hall, 375 East Olive Ave., Burbank, CA 91022	Oct. 3, 1970.
Do.	do	La Puente	H 06 037 1845 03 through H 06 037 1845 04	do.	Office of the City Clerk, City Hall, 15700 East Main St., La Puente, CA 91744	Sept. 9, 1970.
Do.	Monterey	King City	H 06 033 1700 03 through H 06 033 1700 06	do.	City Hall, City of King City, 212 South Vanderhurst, King City, CA 95330	Sept. 2, 1970.
Do.	Orange	Costa Mesa				June 25, 1971.
Florida	Manatee	Unincorporated areas	H 12 061 0000 03 through H 12 061 0000 33	Department of Community Affairs, 309 Office Plaza, Tallahassee, FL 32301	Planning and Zoning Department, Manatee County, 2126th Ave. East, Bradenton, FL 33503	July 1, 1970.
Do.	Palm Beach	Palm Beach Shores	H 12 099 2432 02	State of Florida Insurance Department, Treasurer's Office, State Capitol, Tallahassee, FL 32304	Office of the Town Engineer, Town Hall, 247 Edwards Lane, Palm Beach Shores, FL 33404	Apr. 25, 1970 and June 25, 1971
Indiana	Vanderburgh	Unincorporated areas				June 25, 1971.
Do.	do	Evansville				Do.
Louisiana	Jefferson	Kenner	H 22 051 1190 05 through H 22 051 1190 08	State Department of Public Works, Post Office Box 4115, Capitol Station, Baton Rouge, LA 70804	Regulatory Department, 1901 Williams Blvd., Kenner, LA 70062	Nov. 17, 1970.
Massachusetts	Norfolk	Needham				June 25, 1971.
New Jersey	Morris	Denville Township	H 34 027 0745 03 through H 34 027 0745 04	Department of Environmental Protection, Division of Water Resources, Box 1370, Trenton, NJ 08623	Township Clerk's Office, Municipal Bldg., 65 East Main St., Denville, NJ 07834	July 11, 1970.
Do.	Union	Cranford Township	H 34 039 0705 02	Department of Banking and Insurance, State House Annex, Trenton, NJ 08623	Office of the Township Engineer, Cranford Municipal Bldg., 8 Springfield Ave., Cranford, NJ 07016	June 17, 1970 and June 25, 1971.
Do.	do	Plainfield	H 34 039 2630 03 through H 34 039 2630 05	do.	Office of the Director of Public Works and Urban Development, City Hall, 615 Watchung Ave., Plainfield, NJ 07061	June 17, 1970.
Texas	Karnes	Kenedy	H 48 255 3630 03 through H 48 255 3630 04	Texas Water Development Board, Post Office Box 1238, Capital Station, Austin, TX 78701	City Hall, 222 Tilden St., Kenedy, TX 78112	Sept. 2, 1970.
Do.	Nueces	Aransas Pass	H 48 355 0240 03 through H 48 355 0240 07	Texas State Board of Insurance, 1110 San Jacinto St., Austin, TX 78701	City Offices, City of Aransas Pass, Aransas Pass, Tex. 78334	June 17, 1970.
Do.	do	Port Aransas	H 48 355 5420 03 through H 48 355 5420 04	do.	City of Port Aransas, Post Office Box 377, Port Aransas, TX 78373	Do.
Do.	San Patricio	Ingleside	H 48 409 3360 03 through H 48 409 3360 04	do.	City Hall, 119 Humble St., Ingleside, TX 78642	Do.
Do.	Jackson	Unincorporated areas				June 25, 1971.
Washington	Skagit	do.				Do.

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

Issued: June 25, 1971.

GEORGE K. BERNSTEIN,  
Federal Insurance Administrator.

[FR Doc.71-9033 Filed 6-25-71;8:45 am]

Title 39—POSTAL SERVICE

Chapter I—Post Office Department  
PART 132—SECOND CLASS  
Qualifications for Second-Class Privileges; Correction

In the daily issue of Wednesday, December 23, 1970 (35 F.R. 19427), the ref-

erence to Part 124 appearing under § 132.2(a) (1) should have read Part 123. As so corrected the cited subparagraph reads as follows:

§ 132.2 Qualifications for second-class privileges.

(a) What may qualify—(1) Mailable publications. Only newspapers and other periodical publications which meet the

mailability criteria established in Part 123 of this chapter may be mailed at the second-class rates.

(5 U.S.C. 301, 39 U.S.C. 501, 4351-4370)

DAVID A. NELSON,  
General Counsel.

[FR Doc.71-9034 Filed 6-25-71;8:45 am]

# Proposed Rule Making

## DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[ 7 CFR Part 946 ]

### IRISH POTATOES GROWN IN WASHINGTON

#### Proposed Limitation of Shipments

Consideration is being given to the issuance of the limitation of shipments regulation, hereinafter set forth, which was recommended by the State of Washington Potato Committee, established pursuant to Marketing Agreement No. 113 and Order No. 946 (7 CFR Part 946). This marketing order program regulates the handling of Irish potatoes grown in the State of Washington and is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.).

The recommendations of the committee reflect its appraisal of the composition of the 1971 crop of Washington potatoes and of the marketing prospects for this season. Harvesting is expected to begin the first half of July. The grade, size, cleanliness, and maturity requirements provided herein, which are the same as those currently in effect (35 F.R. 11291), effective through July 15, 1971, are necessary to prevent potatoes, of lesser maturities, or those that are of poor quality, or undesirable sizes from being distributed in fresh market channels. They will also provide consumers with good quality potatoes consistent with the overall quality of the crop, and maximize returns to producers for the preferred quality and sizes.

The proposed regulations with respect to special purpose shipments for other than fresh market use are designed to meet the different requirements for such outlets.

All persons who desire to submit written data, views, or arguments in connection with this proposal may file the same, in quadruplicate, with the Hearing Clerk, Room 112-A, not later than 5 days after the publication of this notice in the FEDERAL REGISTER. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)). The proposed regulation follows:

#### § 946.326 Limitation of shipments.

During the period July 16, 1971, through July 15, 1972, no person shall handle any lot of potatoes unless such potatoes meet the requirements of paragraphs (a) and (b) of this section, or unless such potatoes are handled in accordance with paragraphs (c) through (f) of this section.

(a) *Minimum quality requirements*—(1) *Grade*—all varieties. U.S. No. 2, or better grade.

(2) *Size*—(i) *Round varieties*. 1 7/8 inches minimum diameter.

(ii) *Long varieties*. 2 inches minimum diameter or 4 ounces minimum weight.

(3) *Cleanliness*. All varieties—at least “fairly clean.”

(b) *Minimum maturity requirements*—(1) *Round and White Rose varieties*. Not more than “moderately skinned.”

(2) *Other long varieties (including but not limited to Russet Burbank and Norgold)*. Not more than “slightly skinned.”

(c) *Special purpose shipments*. The minimum grade, size, cleanliness and maturity requirements set forth in paragraphs (a) and (b) of this section shall not be applicable to shipments of seed potatoes or to shipments of potatoes for any of the following purposes:

- (1) Livestock feed;
- (2) Charity;
- (3) Export;
- (4) Prepeeling; or
- (5) canning, freezing, and “other processing” as hereinafter defined:

*Provided*: That shipments of potatoes for the purposes specified in subparagraphs of this paragraph shall be exempt from inspection requirements specified in § 946.53 and from assessment requirements specified in § 946.41.

(d) *Safeguards*. Each handler making shipments of potatoes for export, prepeeling, canning, freezing, or “other processing” pursuant to paragraph (c) of this section, unless such potatoes are handled in accordance with paragraph (e) of this section, shall:

(1) Notify the committee of intent so to ship potatoes by applying on forms furnished by the committee for a certificate applicable to such special purpose shipment;

(2) Obtain a Washington State Shipping Permit as issued by the Washington State Department of Agriculture in lieu of a Federal-State Inspection Certificate, except shipments for export; and

(3) Prepare on forms furnished by the committee a special purpose shipment report on each such shipment. The handler shall forward copies of each such special purpose shipment report to the committee office and to the receiver with instructions to the receiver that he sign and return a copy to the committee office. Failure of the handler or receiver to report such shipments by promptly signing and returning the applicable special purpose shipment report to the committee office shall be cause for cancellation of such handler's certificate applicable to such special purpose shipments and/or the receiver's eligibility to receive further shipments pursuant to

such certificate. Upon cancellation of such certificate, the handler may appeal to the committee for reconsideration. Such appeal shall be in writing.

(4) Before diverting any such special purpose shipment from the receiver of record as previously furnished to the committee by the handler, such handler shall submit to the committee a revised special purpose shipment report.

(e) *Special purpose shipments exempt from safeguards*. In the case of shipments of potatoes: (1) To freezers or dehydrators in the Counties of Grant, Adams, Franklin, Benton, and Yakima in the State of Washington and (2) for canning, freezing, dehydration, potato chipping or prepeeling within the district where grown, the handler of such potatoes shall be exempt from safeguard requirements of paragraph (d) of this section whenever the processor of such potatoes has signed an agreement with the committee to meet the reporting and other requirements of this part specified by the committee.

(f) *Minimum quantity exception*. Each handler may ship up to, but not to exceed 5 hundredweight of potatoes any day without regard to the inspection and assessment requirements of this part, but this exception shall not apply to any shipment over 5 hundredweight of potatoes.

(g) *Definitions*. Effective July 16, 1971, through August 31, 1971, the terms “U.S. No. 2,” “fairly clean,” “slightly skinned,” and “moderately skinned” shall have the same meaning as when used in the U.S. Standards for Potatoes (§§ 51.1540–51.1556 of this title), including the tolerances set forth therein. From September 1, 1971, through June 15, 1972, the terms “U.S. No. 2,” “fairly clean,” “slightly skinned,” and “moderately skinned” shall have the same meaning as when used in the U.S. Standards for Grades of Potatoes (§§ 51.1540–51.1566 of this title effective September 1, 1971, as published in the FEDERAL REGISTER of Dec. 1, 1970, 35 F.R. 18257), including the tolerances set forth therein. The term “prepeeling” means potatoes which are clean, sound, fresh tubers prepared commercially in the prepeeling plant by washing, removal of the outer skin or peel, trimming, and sorting preparatory to sale in one or more of the styles of peeled potatoes described in § 52.2422 (U.S. Standards for Grades of Peeled Potatoes §§ 52.2421–52.2433 of this title). The term “other processing” has the same meaning as the term appearing in the act and includes, but is not restricted to, potatoes for dehydration, chips, shoestrings, starch and flour. It includes only that preparation of potatoes for market which involves the application of heat or cold to such an extent that the natural

form or stability of the commodity undergoes a substantial change. The act of peeling, cooling, slicing, or dicing, or the application of material to prevent oxidation does not constitute "other processing." Other terms used in this section have the same meaning as when used in the marketing agreement and this part.

(h) *Applicability to imports.* Pursuant to § 608e-1 of the act and § 980.1 "Import regulations" (7 CFR 980.1), Irish potatoes of the red skinned round type imported during the months of July and August in the effective period of this section shall meet the minimum grade, size, quality and maturity requirements specified in this section for round varieties, i.e., in paragraphs (a) and (b).

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

Dated: June 22, 1971.

PAUL A. NICHOLSON,  
Deputy Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[FR Doc.71-9057 Filed 6-25-71;8:47 am]

**DEPARTMENT OF  
TRANSPORTATION**

Coast Guard

[ 33 CFR Part 117 ]

[CGFR 71-61]

**FREEPORT HARBOR, TEX.**

**Proposed Drawbridge Operation  
Regulations**

The Coast Guard is considering revising the regulations for the Missouri Pacific railroad bridge across Old Brazos River, mile 4.4 above the GIWW, between Velasco and Freeport, to permit the draw to remain permanently closed to navigation. The draw is presently required to open on signal if at least 24 hours notice has been given. This change is being considered because of infrequent openings of the draw. There have been 9 openings from 1956 through 1970.

Interested persons may participate in this proposed rule making by submitting written data, views, or arguments to the Commander, Eighth Coast Guard District, Customhouse, New Orleans, La. 70130. Each person submitting comments should include his name and address, identify the bridge, and give reasons for any recommended change in the proposal. Copies of all written communications received will be available for examination by interested persons at the office of the Commander, Eighth Coast Guard District.

The Commander, Eighth Coast Guard District, will forward any comments received before August 3, 1971, with his recommendations to the Chief, Office of Operations, who will evaluate all communications received and take final action on this proposal. The proposed regulations may be changed in the light of comments received.

In consideration of the foregoing, it is proposed that Part 117 of Title 33 of the Code of Federal Regulations be amended by revising § 117.245(j) (35) to read as follows:

§ 117.245 Navigable waters discharging into the Atlantic Ocean south of and including Chesapeake Bay and into the Gulf of Mexico, except the Mississippi River and its tributaries and outlets; bridge where constant attendance of draw tenders is not required.

(j) \* \* \*

(35) Freeport Harbor, Tex.; Missouri Pacific railroad bridge between Freeport and Valasco. The draw of this bridge need not open for the passage of vessels. Paragraph (b) through (e) of this section do not apply to this bridge.

(Sec. 5, 28 Stat. 362 as amended, sec. 6(g) (2), 80 Stat. 937; 33 U.S.C. 499, 49 U.S.C. 1655(g) (2); 49 CFR 1.46(c) (5), 33 CFR 1.05-1(c) (4) (35 F.R. 15922))

Dated: June 18, 1971.

D. H. LUZIUS,  
Captain, U.S. Coast Guard, Acting Chief, Office of Operations.

[FR Doc.71-9078 Filed 6-25-71;8:49 am]

[ 33 CFR Part 117 ]

[CGFR 71-60]

**BROAD CAUSEWAY, BISCAYNE BAY,  
FLA.**

**Proposed Drawbridge Operation  
Regulations**

The Coast Guard is considering revising the regulations for the Broad Causeway drawbridge, Biscayne Bay, to require that from November 1 through April 30, from 8 a.m. to 6 p.m. the draw open only on the hour and half hour for vessels. At all other times of the year, the draw shall open on signal. Under this proposal, the draw would be required to open for public vessels of the United States, commercial tows, regularly scheduled cruise boats and vessels in distress at any time. Present regulations require that the draw open on signal. This change is being considered in order to expedite vehicular traffic across this bridge.

Interested persons may participate in this proposed rule making by submitting written data, views, or arguments to the Commander, 7th Coast Guard District, Room 1018, Federal Building, 51 Southwest First Avenue, Miami, FL 33130. Each person submitting comments should include his name and address, identify the bridge, and give reasons for any recommended change in the proposal. Copies of all written communications received will be available for examination by interested persons at the office of the Commander, 7th Coast Guard District.

The Commander, Seventh Coast Guard District, will forward any com-

ments received before July 30, 1971, with his recommendations to the Chief, Office of Operations, who will evaluate all communications received and take final action on this proposal. The proposed regulations may be changed in the light of comments received.

Accordingly, it is proposed that Part 117 be amended by adding § 117.446e to read as follows:

§ 117.446e Broad Causeway, Biscayne Bay, Fla.

(a) Except as provided in paragraph (b) of this section, the draw shall open on signal.

(b) From November 1 through April 30 from 8 a.m. to 6 p.m., the draw need open only on the hour and half hour, except that the draw shall open on four blasts of a whistle at any time for a public vessel of the United States, commercial tows, regularly scheduled cruise boats, and vessels in distress.

(Sec. 5, 28 Stat. 362, as amended, sec. 6(g) (2), 80 Stat. 937; 33 U.S.C. 499, 49 U.S.C. 1655(g) (2); 49 CFR 1.46(c) (5) (35 F.R. 4959), 33 CFR 1.05-1(c) (4) (35 F.R. 15922))

Dated: June 11, 1971.

R. E. HAMMOND,  
Rear Admiral, U.S. Coast Guard, Chief, Office of Operations.

[FR Doc. 71-9076 Filed 6-25-71;8:49 am]

[ 33 CFR Part 117 ]

[CGFR 71-58]

**HOQUIAM RIVER, WASH.**

**Proposed Drawbridge Operation  
Regulations**

The Coast Guard is considering revising the regulations for the Washington State Highway Commission bridge across the Hoquiam River at Simpson Avenue, Hoquiam, Wash., for the purpose of reducing the need for drawtenders due to infrequent requests for draw openings. The present regulations require that the draw shall be opened promptly on signal from 5 a.m. to 9 p.m. At all other times, 8 hours' advance notice is required. If adopted, the proposed regulations would require 1 hour's advance notice at all times.

Several earlier proposals were published in the FEDERAL REGISTER on August 27, 1970 (35 F.R. 13669) and February 19, 1971 (36 F.R. 3202). Public Notices, dated August 24, 1970, and February 25, 1971, were also issued by Commander, 14th Coast Guard District. This proposal provides for the State of Washington to maintain a radiotelephone on the Chehalis River Bridge to monitor 2182Kz in lieu of an earlier proposal for telephone at the Hoquiam River Bridge for acceptance of advance notice. The State will still accept collect ship-to-shore radiotelephone calls at the Chehalis River Bridge.

Interested persons may participate in this proposed rule making by submitting written data, views, or arguments to the Commander, 13th Coast Guard District, 618 Second Avenue, Seattle, WA 98104.

Each person submitting comments should include his name and address, identify the bridge, and give reasons for any recommended change in the proposal. Copies of all written communications received will be available for examination by interested persons at the office of the Commander, 13th Coast Guard District.

The Commander, Thirteenth Coast Guard District, will forward any comments received before July 27, 1971, with his recommendations to the Chief, Office of Operations, who will evaluate all communications received and take final action on this proposal. The proposed regulations may be changed in the light of comments received.

In consideration of the foregoing, it is proposed that Part 117 of Title 33 of the Code of Federal Regulations be amended by revising § 117.810(f) (6) to read as follows:

§ 117.810 Navigable waters in the State of Washington; bridges where constant attendance of drawtenders is not required.

(f) \* \* \*

(6) *Hoquiam River*. State Department of Highways bridge at Simpson Avenue, Hoquiam. The draw need not open unless at least one (1) hour's notice has been given. The State Department of Highways shall accept collect telephone calls from vessels via the local marine telephone operator, or long distance telephone. The State Department of Highways shall provide a two-way radio-telephone on the Chehalis River Bridge which will be attended at all times. Vessels may place 1 hours' notice calls for the Hoquiam River Simpson Avenue Bridge through the Chehalis River Bridge operator. Radio frequencies are 2182Kz and 2738Kz. The bridge tender shall monitor 2182Kz and switch to 2738Kz for communication.

(Sec. 5, 28 Stat. 362, as amended, sec. 6(g) (2), 80 Stat. 937; 33 U.S.C. 499, 49 U.S.C. 1655(g) (2); 49 CFR 1.46(c) (5), 33 CFR 1.05-1(c) (4) (35 F.R. 15922))

Dated: June 11, 1971.

R. E. HAMMOND,  
Rear Admiral, U.S. Coast Guard,  
Chief, Office of Operations.

[FR Doc.71-9075 Filed 6-25-71;8:49 am]

[ 33 CFR Part 117 ]

[CGFR 71-59]

DEEP RIVER, WASH.

Proposed Drawbridge Operation  
Regulations

The Coast Guard is considering amending the regulations for the Washington State Highway Commission bridge 1 mile south of the town of Deep River, across Deep River, at mile 3.5, to reduce the times during which the draw will be required to open for the passage of vessels. Presently the draw is required to open on signal. The proposed change would require that the draw open on

signal from 8 a.m. Monday through 3:30 p.m. Friday and that at all other times the draw would open on signal if at least 4 hours notice has been given. This change is being considered because of infrequent requests for openings on weekends.

Interested persons may participate in this proposed rule making by submitting written data, views, or arguments to the Commander, 13th Coast Guard District (oan), 618 Second Avenue, Seattle, WA 98104. Each person submitting comments should include his name and address, identify the bridge, and give reasons for any recommended change in the proposal. Copies of all written communications received will be available for examination by interested persons at the office of the Commander, 13th Coast Guard District.

The Commander, 13th Coast Guard District, will forward any comments received before July 27, 1971, with his recommendations to the Chief, Office of Operations, who will evaluate all communications received and take final action on this proposal. The proposed regulations may be changed in the light of comments received.

In consideration of the foregoing, it is proposed that Part 117 of Title 33, Code of Federal Regulations be amended by adding § 117.810(f) (9) to read as follows:

§ 117.810 Navigable waters in the State of Washington; bridges where constant attendance of draw tenders is not required.

(f) \* \* \*

(9) *Deep River, Wash.*, State highway bridge, mile 3.5 (1 mile south of town Deep River). From 8 a.m. Monday through 4:30 p.m. Friday the draw shall open on signal. From 4:30 p.m. Friday through 8 a.m. Monday the draw shall open on signal if at least 4 hours' notice has been given.

(Sec. 5, 28 Stat. 362, as amended, sec. 6(g) (2), 80 Stat. 937; 33 U.S.C. 499, 49 U.S.C. 1655(g) (2); 49 CFR 1.46(c) (5), 33 CFR 1.05-1(c) (4) (35 F.R. 15922))

Dated: June 11, 1971.

D. H. LUZTUS,  
Captain, U.S. Coast Guard,  
Acting Chief, Office of Operations.

[FR Doc.71-9077 Filed 6-25-71;8:49 am]

Federal Highway Administration

[ 49 CFR Part 395 ]

[Docket No. MC-29; Notice No. 71-13]

DRIVERS OPERATING BETWEEN  
ALASKA AND CANADA

Hours of Service

Alaska Carriers Association, Inc., has filed a petition for rule making, asking the Director of the Bureau of Motor Carrier Safety to amend the special hours-of-service rules for drivers operating solely within the State of Alaska (see

49 CFR 395.3(e)) so that those rules will extend to drivers who operate between Alaska and points in Yukon Territory, Canada, or British Columbia, Canada. The petition asks that section 395.3(e) be revised to read as follows:

§ 395.3 Maximum driving and on-duty time.

(e) In the instance of a driver who drives motor vehicles solely within the State of Alaska or between points in Alaska, on the one hand, and points in Yukon Territory or British Columbia and points in Alaska, on the other, such driver may be permitted to drive not more than 15 hours following 8 consecutive hours off duty and may not be permitted to drive after having been on duty 20 hours following 8 consecutive hours off duty. Such driver shall not be on duty more than 70 hours in any period of 7 consecutive days: *Provided*, That carriers operating every day in a week may permit drivers to remain on duty for a total of not more than 80 hours in any period of 8 consecutive days.

In support of its petition, petitioner alleges that the Canadians have developed, and are continuing to develop, extensive mineral deposits, including asbestos ore, which are being moved through Alaska by Alaskan drivers. Petitioner says that it would be impossible to complete these trips through the primitive areas involved except under the special provisions of § 395.3(e). Those provisions are, at present, limited to drivers who operate "solely within the State of Alaska".

Petitioner further observes that Customs regulations require that the same driver who brings a load across the Canadian border be the driver who returns through the Tok, Alaska Customs facilities. The generally applicable restrictions on hours of service contained in § 395.3., petitioner claims, prevents a driver from doing this and requires that he lay over for rest at points where there are no rest facilities. It is, petitioner concludes, both impracticable and dangerous for the management of the trucking companies to require their drivers to take their rest in such completely unsatisfactory locations.

In accordance with § 398.33(b) of the Motor Carrier Safety Regulations, the Director has determined that the petition contains adequate justification. Consequently, he is inviting public comment on the rule change that petitioner has requested. Interested persons are invited to submit data, views, or arguments pertaining to the proposed amendment. Comments must identify the docket number and the notice number set forth above and must be submitted in three copies to the Director, Bureau of Motor Carrier Safety, Washington, D.C. 20591. All comments received before the close of business on August 16, 1971, will be considered before further action is taken. All comments will be available for examination in the public docket of the Bureau of Motor Carrier Safety in Room

4134, 400 Seventh Street SW., Washington, DC, before and after the closing date for comments.

This notice of proposed rule making is issued under the authority of section 204 of the Interstate Commerce Act, as amended, 49 U.S.C. 304, section 6 of the Department of Transportation Act, 49 U.S.C. 1655, and the delegations of authority at 49 CFR 1.48 and 389.4.

Issued on June 10, 1971.

ROBERT A. KAYE,

*Director,*

*Bureau of Motor Carrier Safety.*

[FR Doc.71-9052 Filed 6-25-71;8:47 am]

## Hazardous Materials Regulations Board

[ 49 CFR Part 195 ]

[Notice 71-19; Docket No. HM-6B]

### MOVEMENT OF PIPELINES CONTAINING LIQUEFIED GASES

#### Proposed Modification of Restriction

The Hazardous Materials Regulations Board is considering an amendment to § 195.424 of the Hazardous Materials Regulations of the Department of Transportation. The proposed amendment would modify the restriction on movement of pipe carrying liquefied gases.

Interested persons are invited to participate in making the proposed amendment by submitting written information, views, or arguments. Communications should identify the docket number (or notice number) and be submitted in duplicate to the Secretary, Hazardous Materials Regulations Board, Department of Transportation, 400 Sixth Street SW., Washington, DC 20590. All communications received on or before August 20, 1971, will be considered before final action is taken on the proposed amendment. Comments filed after that date will be considered so far as practicable. The proposal contained in this notice may be changed in the light of comments received. All comments received will be available, both before and after the closing date for communications, in the Rules Docket for examination by interested persons.

Under the present regulations, no carrier may move any pipeline containing liquefied gases unless the line section involved is isolated to prevent the flow of commodity. It has come to the Board's attention that this requirement is not only costly to the industry, but may actually create an unnecessary hazard in practice.

Simply stated, due to added heat from the sun, isolation of an exposed line section can cause the internal line pressure to rise and introduce unnecessary stresses in the pipe which could be harmful. Conversely, if commodity flow is maintained while a pipeline is being moved, added heat will be dissipated, and

internal pressure will remain nearly the same.

To remedy the situation, the proposed amendment would permit pipe movement without isolation, provided the internal line pressure has been substantially reduced. Due to the unusually hazardous nature of liquefied gases, the Board believes that internal line pressure must be reduced below the level presently required under § 195.424(a), and yet remain high enough to prevent vaporization of the liquid. To accomplish this result, § 195.424(b) would be deleted and a new provision governing pressure in pipelines containing liquefied gases has been added at the end of present § 195.424(a).

This notice is issued under the authority of sections 831-835 of title 18, United States Code, and 6(e) (4) and (f) (3) (A) of the Department of Transportation Act (49 U.S.C. 1655(e) (4) and (f) (3) (A)) and § 1.49(f) of the regulations of the Office of the Secretary of Transportation.

In consideration of the foregoing, it is proposed to amend § 195.424 of Title 49 of the Code of Federal Regulations to read as follows:

#### § 195.424 Pipe movement.

No carrier may move any line pipe unless the pressure in the line section involved is reduced to 50 percent or less of the maximum operating pressure. In the case of pipelines containing liquefied gases, the pressure in the line section involved must be reduced to the lowest practical level that will maintain the commodity in a liquid state with continuous flow, but must not be less than 50 p.s.i.g. above the vapor pressure of that commodity.

Issued in Washington, D.C., on June 21, 1971.

CARL V. LYON,

*Acting Administrator,*

*Federal Railroad Administration.*

[FR Doc.71-9069 Filed 6-25-71;8:48 am]

[ 49 CFR Part 195 ]

[Notice 71-20; Docket No. HM 6C]

### TRANSPORTATION OF LIQUIDS BY PIPELINE

#### Telephonic Accident Reporting Requirements

The Hazardous Materials Regulations Board is considering an amendment to Part 195 to broaden the requirements for immediate reporting of certain accidents by carriers engaged in the transportation of liquids by pipeline.

The purpose of immediate reporting is to provide notice of significant incidents in order that the Board may investigate the incident and take any action that may be necessary to protect persons or property. However, the present regulation only requires an immediate report in the event of a fatality. A recent acci-

dent on a liquefied petroleum gas line destroyed or extensively damaged 17 buildings and injured eight persons. Yet an immediate report was not required under § 195.52.

The proposed new § 195.52 would be similar to § 191.5 of Title 49, which contains the immediate notification requirements for leaks occurring on gas pipelines. The one significant difference is the addition of a proposed requirement for reporting of leaks that result in pollution of bodies of water.

Interested persons are invited to give their views on the proposal discussed herein by submitting written data or arguments as they may desire. Communications should be identified by the notice number and docket number and should be submitted in duplicate to the Secretary, Hazardous Materials Regulations Board, Department of Transportation, 400 Sixth Street SW., Washington, DC 20590. Communications received on or before August 20, 1971, will be considered before final action is taken on the proposal. All comments received will be available for examination by interested persons at the Office of the Secretary, Hazardous Materials Regulations Board, both before and after the closing date for comments.

In consideration of the foregoing, it is proposed to amend Part 195 of Title 49 of the Code of Federal Regulations by amending § 195.52 to read as set forth below.

This notice is issued under the authority of sections 831-835 of title 18, United States Code, sections 6 (e) (4) and (f) (3) (A) of the Department of Transportation Act (49 U.S.C. 1655 (e) (4) and (f) (3) (A)), and § 1.49(f) of the regulations of the Office of the Secretary of Transportation.

#### § 195.52 Telephonic notice of certain leaks.

(a) At the earliest practicable moment following discovery, each carrier shall give notice, in accordance with paragraph (b) of this section, of any leak that:

(1) Caused a death or personal injury requiring hospitalization.

(2) Required the taking of any segment of trunk pipeline out of service, except for leaks occurring as a consequence of, or in connection with, planned or routine maintenance or construction.

(3) Resulted in fire or explosion not intentionally set by the carrier.

(4) Caused estimated damage to the property of the carrier or others, or both, of a total of \$5,000 or more.

(5) Resulted in pollution of any stream, river, lake, reservoir, or other similar body of water.

(6) In the judgment of the carrier, was significant even though it did not meet the criteria of any other subparagraph of this paragraph.

(b) Reports made under paragraph (a) of this section are made by telephone

to Area Code 202, 426-0700 and must include the following information:

- (1) The location of the leak.
- (2) The time of the leak.
- (3) The fatalities and personal injuries, if any.
- (4) All other significant facts that are known by the carrier that are relevant to the cause of the leak or extent of the damages.

Issued in Washington, D.C., on June 23, 1971.

ROBERT LEE KESSLER,  
*Acting Administrator,*

*Federal Railroad Administration.*

[FR Doc.71-9070 Filed 6-25-71;8:48 am]

## ENVIRONMENTAL PROTECTION AGENCY

[ 18 CFR Part 640 ]

### STANDARDS OF PERFORMANCE FOR MARINE SANITATION DEVICES

#### Extension of Time for Comments

The Environmental Protection Agency published a notice of proposed rule making in the FEDERAL REGISTER on Wednesday, May 12, 1971 (36 F.R. 8739), proposing standards of performance for marine sanitation devices under section 13 of the Federal Water Pollution Control Act, as amended, 33 U.S.C. 1163.

Several requests for extension of time to comment on that Notice have been received. The present deadline for submitting comments expires on June 26, 1971. An extension of time is considered reasonable to allow all interested parties adequate opportunity to submit written views, comments, and recommendations concerning the proposed standards.

Accordingly, the time for submitting written views, comments and recommendations on the proposed standards for marine sanitation devices is extended for 60 days to August 25, 1971.

Dated: June 23, 1971.

WILLIAM D. RUCKELSHAUS,  
*Administrator.*

[FR Doc.71-9042 Filed 6-25-71;8:46 am]

# Notices

## DEPARTMENT OF THE TREASURY

Office of the Secretary

[Treasury Department Order No. 150-73]

**ASSISTANT COMMISSIONER  
(TECHNICAL)**

### Designation To Serve as Acting Commissioner of Internal Revenue

By virtue of the authority vested in me as Secretary of the Treasury, including the authority in Reorganization Plan No. 26 of 1950, Assistant Commissioner (Technical) Harold T. Swartz is designated, effective 12:01 a.m., June 23, 1971, to serve as Acting Commissioner of Internal Revenue, with authority to perform all functions, without limitation, now authorized to be performed by the Commissioner of Internal Revenue. Mr. Swartz will continue to serve in this capacity until a new Commissioner of Internal Revenue has been appointed and assumes the duties of the office.

Dated: June 22, 1971.

JOHN B. CONNALLY,  
*Secretary of the Treasury.*

[FR Doc.71-9067 Filed 6-25-71;8:48 am]

## DEPARTMENT OF THE INTERIOR

Bureau of Land Management  
**COLORADO**

### Change of Location and Temporary Closing

JUNE 18, 1971.

Notice is hereby given that the Colorado State Office, Bureau of Land Management, in Denver, Colo., will be closed to the public, Monday, July 12, through Friday, July 16, 1971, to facilitate moving to the new location: Room 700, Colorado State Bank Building, 1600 Broadway, Denver, CO. The new mailing address of the State Office, effective July 12, 1971, will be Bureau of Land Management, Colorado State Office, Room 700, Colorado State Bank Building, 1600 Broadway, Denver, CO 80202.

In accordance with Title 43, Code of Federal Regulations, §§ 1821.2; 1821.2-1; 1821.2-2; 1821.2-3; applications, payments, and other documents received for filing in the normal course of business from July 12, through July 16, 1971, shall be deemed to be filed as of 10 a.m., July 19, 1971, and those required by the regulations to be filed on or before July 12, through July 16, 1971, will be timely filed if received in the Land Office in its new location up to 4 p.m. on July 19, 1971.

The list of lands available for further leasing for oil and gas in accordance with 43 CFR Subpart 3112 will not be posted

on the required date of July 19, 1971. Lands which normally would have been posted on that date will be included with the August list which will be posted on August 16, 1971.

E. I. ROWLAND,  
*State Director.*

[FR Doc.71-9072 Filed 6-25-71;8:48 am]

### CHIEF, BRANCH OF LANDS AND MINERALS OPERATIONS, DIVISION OF TECHNICAL SERVICES, MONTANA STATE OFFICE

#### Redelegation of Authority

JUNE 22, 1971.

1. Pursuant to the authority contained in Part I, section 1.1(a) of Bureau Order No. 701 of July 23, 1964, as amended, I hereby redelegate to the Chief, Branch of Lands and Minerals Operations, in the Division of Technical Services, authority to take action on the matters listed in Part II-A.

2. The Chief, Branch of Lands and Minerals Operations may redelegate that authority vested in him by this delegation to any qualified employee under his jurisdiction. Any order of redelegation must specify the extent of and limitations on the grant of authority, be approved by the State Director and published in the FEDERAL REGISTER.

3. The Chief, Branch of Lands and Minerals Operations may, by written order, designate any qualified employee of the Branch to perform the functions of his position in his absence. Such order will be approved by the Chief, Division of Technical Services.

4. Effective Date. This redelegation will become effective upon publication in the FEDERAL REGISTER (6-26-71).

HAROLD C. LYND,  
*Acting State Director.*

Approved:

JOHN O. CROW,  
*Associate Director.*

[FR Doc.71-9044 Filed 6-25-71;8:46 am]

### PHOSPHATE PREFERENCE RIGHT LEASE APPLICATION

#### Notice of Public Hearing

The Bureau of Land Management has received an application for a preference right lease covering 2433.81 acres of land within the Los Padres National Forest, Ventura County, Calif.

Notice is hereby given that a public hearing will be conducted at Ventura College Theater on July 27, 28, 1971. The purpose of the hearing is to develop factual information concerning the possible effects the proposed mining operation and the construction of the necessary fa-

cilities, such as access roads, to support it, would have upon the environment, including the California Condor.

A draft environmental statement pursuant to sec. 102(2)(C) (Public Law 91-190, 83 Stat. 852) prepared by the Department of the Interior's Bureau of Land Management and the Department of Agriculture's Forest Service, and a "situation statement" prepared by the Forest Service provide additional information concerning the proposed project and the environment of the area. These documents and maps may be obtained after July 12 at the following offices:

State Director, Bureau of Land Management, Federal Building, Room E 2841, Sacramento, Calif. 95825.

Riverside District and Land Office, Bureau of Land Management, 1414 University Avenue, Riverside, CA 92502.

Forest Supervisor, Los Padres National Forest, 42 Aero Camino, Goleta, CA (Mailing address: Post Office Box 30250, Santa Barbara 93105).

District Ranger, Ojai Ranger District, 1190 East Ojai Avenue, Ojai, Calif. 93023.

The hearing gives Federal, State, and local agencies which are authorized to develop and enforce environmental standards, as well as all interested citizens, an opportunity to submit their views. Individuals and organizations wishing to testify at the hearing are asked to submit their comments in writing and consider the following topics:

(1) The environmental impact of the proposed action; (2) any adverse environmental effects which cannot be avoided, should the proposal be implemented; (3) alternatives to the proposed action; (4) the relationship between the local, short-term uses of man's environment and the maintenance and enhancement of long-term productivity; (5) any irreversible and irretrievable commitments of resources which would be involved in the proposed action, should it be implemented.

The hearing is scheduled to commence at 10 a.m. each day at the Ventura College Theater. It will be conducted by a hearing examiner for the Department of the Interior.

Persons wishing to present statements of factual information should notify the hearing examiner in writing by July 13. Correspondence should be addressed to Hearing Examiner, Room W-2426, Federal Building, 2800 Cottage Way, Sacramento, CA 95825. Oral testimony of each person testifying may be limited in time in order to permit maximum participation.

The Department of the Interior will accept written testimony through August 9, 1971. Those presenting oral testimony will be allowed the same time to submit supplemental materials in written form. All written material submitted

should be addressed to the Hearing Examiner at the address given above.

JOHN O. CROW,  
*Acting Director.*

JUNE 23, 1971.

[FR Doc.71-9061 Filed 6-25-71;8:45 am]

## DEPARTMENT OF AGRICULTURE

### Consumer and Marketing Service

[Marketing Agreement 146]

#### PEANUTS

#### Budget of Expenses of Administrative Committee and Rate of Assessment for 1971 Crop Year

Pursuant to Marketing Agreement 146, regulating the quality of domestically produced peanuts (30 F.R. 9402), and upon recommendation of the Peanut Administrative Committee established pursuant to such agreement and other information, it is hereby found and determined that the expenses of said Committee and the rate of assessment applicable to peanuts produced in 1971 and for the crop year beginning July 1, 1971, shall be as follows:

(a) *Administrative expenses.* The budget of expenses for the Committee for the crop year beginning July 7, 1971, shall be in the total amount of \$285,000, such amount being reasonable and likely to be incurred for the maintenance and functioning of the Committee, and for such purposes as the Secretary may, pursuant to the provisions of the marketing agreement, determine to be appropriate.

(b) *Indemnification expenses.* Expenses of the Committee for indemnification payments, pursuant to the Terms and Conditions of Indemnification Applicable to 1971 Crop Peanuts, effective July 1, 1971, are estimated at, but may exceed \$3.5 million, such amount being reasonable and likely to be incurred.

(c) *Rate of assessment.* Each handler shall pay to the Peanut Administrative Committee, in accordance with section 48 of the marketing agreement, an assessment at the rate of \$3.80 per net ton of farmers stock peanuts received or acquired other than those described in section 31 (c) and (d) (\$0.30 for administrative expenses and \$3.50 for indemnification expenses).

(d) *Indemnification reserve.* Monetary additions to the indemnification reserve, established in the 1965 crop year pursuant to section 48 of the marketing agreement, shall continue. That portion of the total assessment funds accrued from the \$3.50 rate and not expended in providing indemnification on 1971 crop peanuts shall be placed in such reserve and shall be available to pay indemnification expenses on subsequent crops.

The expenses and rate of assessment are, under the agreement, on a crop year basis and will automatically be applicable to all assessable peanuts from the beginning of such crop year. The handlers of peanuts who will be affected

hereby have signed the marketing agreement authorizing approval of expenses that may be incurred and the imposition of assessments, they are represented on the Committee which has submitted the recommendation with respect to such expenses and assessment for approval; and handlers have had knowledge of the foregoing in their recent industry-wide discussions and will be afforded maximum time to plan their operations accordingly.

Dated: June 22, 1971.

PAUL A. NICHOLSON,  
*Fruit and Vegetable Division,  
Consumer and Marketing  
Service.*

[FR Doc.71-9056 Filed 6-25-71;8:47 am]

## DEPARTMENT OF COMMERCE

### Maritime Administration

#### DETERMINATION OF OPERATING-DIFFERENTIAL SUBSIDY FOR WAGES OF OFFICERS AND CREWS

#### Availability of Manual of Procedures

Notice is hereby given that the Assistant Secretary of Commerce for Maritime Affairs and the Maritime Subsidy Board have formulated procedures to be followed in connection with determining operating-differential subsidy for wages of officers and members of crews of vessels subsidized under Title VI, Merchant Marine Act, 1936, as amended.

Copies of said procedures may be obtained from the Secretary, Maritime Subsidy Board, Maritime Administration, Washington, D.C. 20235.

Dated: June 17, 1971.

By order of the Maritime Subsidy Board and Assistant Secretary of Commerce for Maritime Affairs.

JAMES S. DAWSON, Jr.,  
*Secretary.*

[FR Doc.71-9099 Filed 6-25-71;8:51 am]

#### National Bureau of Standards PROCESSING STANDARD FOR COBOL Notice of Proposed Federal Information

Under the provisions of Public Law 89-306, the Secretary of Commerce is authorized to make appropriate recommendations to the President relating to the establishment of uniform Federal automatic data processing standards.

A proposed standard for Common Business Oriented Language (COBOL) is being recommended by the National Bureau of Standards. This standard, at such time as it may be approved by the Office of Management and Budget, will be published as a Federal Information Processing Standard.

Prior to the submission of the final endorsement of this proposal to the OMB, it is essential to assure that proper con-

sideration is given the needs and views of manufacturers, the public and State and local governments. The purpose of this notice is to solicit such views.

Proposed Federal Information Processing Standards contain two basic sections: (1) An announcement section which provides information concerning the applicability, implementation, and maintenance of the standard, and (2) a specification section which details the technical requirements of the standard.

Since this proposed standard is an implementation of an American National Standard, only the announcement section is being published. The detail technical specifications of COBOL are contained in American National Standard X3.23-1968, Standard for Common Business Oriented Language. Copies may be obtained from the American National Standards Institute, Inc., 1430 Broadway, New York, NY 10018. Cost \$6.50 per copy.

Interested parties may submit comments to the Director, Center for Computer Sciences and Technology, National Bureau of Standards, Washington, D.C. 20234, within 60 days after publication of this notice in the FEDERAL REGISTER.

LAWRENCE M. KUSHNER,  
*Acting Director.*

JUNE 17, 1971.

FEDERAL INFORMATION PROCESSING STANDARDS  
PUBLICATION -----

-----  
(Date)

Announcing the Standard for Common  
Business Oriented Language (COBOL)

*Name of Standard:* Common Business Oriented Language (COBOL), (FIPS -----).  
*Category of Standard:* Software Standards, Programming Languages.

*Explanation:* This FIPS PUB announces the adoption of the American National Standard COBOL as the Federal Standard COBOL. The ANS defines the elements of the COBOL Programming Language and the rules for their use. The standard is used by implementors as the reference authority in developing compilers and by users for writing programs in COBOL. A primary purpose in using the standard is to promote a high degree of interchangeability of programs for use on a variety of automatic data processing systems.

The COBOL language is intended to be used with business-oriented applications. Other languages, appropriate to other application areas, are being considered for future adoption as Federal Standards.

*Approving Authority:* Office of Management and Budget.

*Maintenance Agency:* Department of Commerce, National Bureau of Standards (Center for Computer Sciences and Technology).  
*Cross Index:* American National Standard X3.23-1968, COBOL.

*Objectives:* The basic objectives in applying the Federal Standard COBOL Language are (1) to achieve the long recognized advantages that are inherent in the use of higher level languages, and (2) to maximize and protect program investments by making it easier and less expensive to exchange programs among different computer systems, including replacement systems.

The attainment of these objectives, from a Government-wide point of view, depends upon the widespread use of Federal Standard COBOL. Thus, the general intent of this FIPS

PUB is to provide for the use of this language in programing all business-oriented applications except in circumstances, discussed below, where such use would not be advantageous.

**Applicability:** Federal Standard COBOL will be used in programing business-oriented computer applications (i.e., those applications or programs that emphasize the manipulation of characters, files and input/output as contrasted with those concerned primarily with the computation of numeric values) which are developed or acquired for Government use at Government expense. Specifically, the standard will be used for such applications whenever—

The application is being designed and programmed centrally for a decentralized system that employs computers of different makes, models, and configurations.

The program will or might possibly be run on equipment other than that for which the program is initially written.

It is anticipated that the life of the program will be longer than the life of the presently installed equipment.

The application or program is under constant review for updating of the specifications and changes may result frequently.

The advantages of the use of this higher level language can accrue locally irrespective of interchange potential (e.g. ease of coding, ease of documentation, improved understanding, and ease of debugging).

Exceptions to the use of Federal Standard COBOL may be made, however, when any of the following circumstances exist:

1. If a comparative analysis shows that the advantages inherent in the use of Standard COBOL are clearly offset by even greater advantages obtainable through use of an alternative language. The language selection should be made in consideration of the Government's overall objectives and should be approved by a central authority in the agency under a waiver procedure, except for the selection of the special kinds of languages identified in paragraph 2 below.

2. If the use of report generators, file management languages, and text processing languages are clearly more economical and efficient. Decisions to utilize these languages do not necessarily require an agency waiver but must be made with consideration of the Government-wide objectives stated above.

3. If the program is to be processed on equipment systems of small capacity for which COBOL compilers are normally not developed.

4. If the program is to be processed on equipment systems that are in the Federal Inventory and for which a standard COBOL compiler is not available.

5. If the computer installation is heavily oriented toward the use of scientific and engineering applications in which case incidental business-oriented applications may be programed in locally used languages.

**Specifications:** Federal Standard COBOL consists of four alternative combinations of the modules specified by the American National Standard COBOL (X3.23-1968). These combinations are known as Low, Low-Intermediate, High-Intermediate and High Level Federal Standard COBOL respectively. Each level is defined as consisting of the high or low level nucleus and selected levels of six of the seven Functional Processing Modules (FPM's) of the American National Standard COBOL as follows:

	Low level	Low-Intermediate level	High-Intermediate level	High level
Nucleus.....	Low (1).....	High (2).....	High (2).....	High (2).....
<b>FPM</b>				
Table handling.....	Low (3).....	Intermediate (4).....	Intermediate (4).....	High (5).....
Sequential access.....	Low (6).....	High (7).....	High (7).....	High (7).....
Random access.....	Low (8).....	High (9).....	High (9).....	High (9).....
Sort.....	Low (10).....	Low (10).....	Low (10).....	High (11).....
Segmentation.....	Low (14).....	Low (14).....	Low (14).....	High (15).....
Library.....	Low (16).....	Low (16).....	Low (16).....	High (17).....

The numbers in parentheses in the above table refer to chapters in X3.23-1968, and a dash in the table denotes that the corresponding FPM is to be omitted.

**Implementation:** Implementation considerations are divided into acquisition of COBOL compilers and use of COBOL in applications programs.

a. **COBOL compilers.** Beginning July 1, 1972, all COBOL compilers brought into the Federal inventory must be identified as implementing one of the levels of the Federal Standard COBOL (see Specifications above). This applies to compilers developed in-house, compilers acquired as part of an ADF system procurement and compilers acquired by separate procurement. This does not apply to orders placed before the date of this FIPS PUB for compilers to be delivered subsequent to the implementation date. Each compiler must include all of the language elements of the identified level, except that a compiler acquired exclusively to produce object programs for computers without random access devices need not include the random access module regardless of level.

A compiler may include language elements over and above those of the identified level (whether or not they are part of the Federal COBOL Standard) but such additions will not be specified for development or acquisition unless an agency waiver is first obtained. Waivers authorizing such compilers must stipulate that the additional elements, when used, will be automatically identified and flagged on the source program listing by the compiling system (i.e., compiler or pre-processor). It is expected that waivers of this nature will be granted only upon a clear demonstration that an appreciable and continuing performance vs. cost advantage, when considered from a Government-wide point of view, would be obtained by the use of such a compiler.

At the present time, agencies acquiring COBOL compilers have the responsibility for insuring vendor compliance with Federal Standard COBOL levels. It is expected that a centralized validation service will soon be available to assist agencies in the area of COBOL compilers. Pending final resolution of this service, agencies should contact the National Bureau of Standards, Office of Information Processing Standards, if assistance is desired.

b. **Use of the language.** Federal Standard and applications undergoing major revisions, as soon as compilers that conform to the standard specifications are available and acquired. It is not intended that existing programs be rewritten solely for the purpose of conforming to the standard. This includes programs designed for compilers ordered prior to the implementation date of this FIPS PUB for delivery subsequent to that date.

Programs written in standard COBOL should, to the extent practicable, be limited

to the elements of one of the specified levels. Although the use of flagged unilateral extensions in applications programs is permitted, it should be recognized that this practice will compromise interchangeability or may complicate future conversion to replacement computers. Extensions should be employed, therefore, only when their use will result in efficiencies that clearly outweigh the difficulties that they may cause.

**Waivers.** Agencies are permitted to waive the requirements of this FIPS PUB regarding the use of the Federal Standard COBOL and compliance with the COBOL compiler specifications upon proper internal justification. These waivers need not be coordinated in advance with NBS. However, in order that NBS may be knowledgeable about the extent to which agencies find it necessary to deviate from the specifications of this standard in meeting their operational requirements, agencies are requested to provide NBS with the following information on each of the waivers:

a. Waivers granted in the acquisition of compilers will be reported to the National Bureau of Standards with the following information:

1. Relevant documentation considered by the head of the agency (or his assignee) in authorizing the waiver.

2. Detailed technical specifications of the language deviations granted. In the case of deletions (except as noted under "Implementation 'a'"), exact reference to the items in ANS X3.23 is all that is required.

3. Related to the waiver, a statement of any recommended action that NBS should take concerning future development of COBOL.

b. Waivers involving the use of languages other than Federal Standard COBOL, need not be furnished to the National Bureau of Standards. It is requested, however, that the National Bureau of Standards be informed of each occurrence of a major deviation in the use of Federal Standard COBOL in new source programs together with the reasons therefor.

c. Letters should be addressed to the Associate Director for ADF Standards, Center for Computer Sciences and Technology, National Bureau of Standards, Washington, D.C. 20234.

#### Special Information:

a. Development and maintenance of the COBOL language is the responsibility of the Conference on Data Systems Languages (CODASYL), a voluntary organization comprised of interested organizations and individuals. Standardization of COBOL in the United States is in the purview of the American National Standards Institute (ANSI). The technical specifications of American National Standard COBOL, herein adopted as a Federal Standard are based on the specifications contained in CODASYL COBOL, Edition 1965, as modified by CODASYL through

January 1, 1967. The COBOL language is under continual review by the CODASYL organization for modification and extension. These changes are then reviewed by ANSI for incorporation in revised editions of ANS COBOL.

b. A serious problem that has confronted Federal data processing managers is the often difficult conversion of programs when replacing or upgrading installed computers. Since this involves, in a sense, interchange of programs between computers, then the advantages of using a higher-level language apply, even if all that is available is a COBOL compiler that pre-dates the standard. Therefore, in the event such a nonstandard compiler is available, and there are no prospects for the development of a standard COBOL compiler for the machine being used (because it is out of production), serious consideration should be given to the advantages of using the existing (nonstandard) COBOL language for new or revised applications to ease the eventual conversion to a new system employing a standard COBOL compiler.

Where to obtain copies of the ANS COBOL Language Specifications:

a. Federal Government activities should obtain copies of the specifications from established sources within each agency. When there is not an established source, purchase orders should be submitted to the General Services Administration, Specifications Activity, Printed Materials Supply Division, Building 197, Naval Weapons Plant, Washington, D.C. 20402. Refer to Federal Information Processing Standard No. ----- (FIPS PUB -----). Price \$2.45 a copy.

b. Others may obtain copies from the American National Standards Institute, Inc., 1430 Broadway, New York NY 10018. Refer to American National Standard X3.23-1968, Standard for Common Business Oriented Language. (Price \$8.50 a copy. Discounts available on quantity orders. See ANSI Catalogue.)

[FR Doc.71-9101 Filed 6-25-71;8:51 am]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration  
ETHICON, INC.

### Notice of Filing of Petition Regarding Color Additive D&C Red No. 30 (Talc Lake)

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 706(d), 74 Stat. 402; 21 U.S.C. 376(d)), notice is given that a petition (CAP 1C0100) has been filed by Ethicon, Inc., Somerville, N.J. 08876, proposing the issuance of a color additive regulation (21 CFR Part 8) to provide for the certification and safe use of D&C Red No. 30 (talc lake) as a dyeing agent for cotton nonabsorbable surgical sutures (U.S.P.).

Dated: June 22, 1971.

VIRGIL O. WODICKA,  
Director, Bureau of Foods.

[FR Doc.71-9039 Filed 6-25-71;8:46 am]

## CHEM-Y, FABRIEK VAN CHEMISCHE PRODUCTEN N.V.

### Notice of Filing of Petition for Food Additives

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 1B2683) has been filed by Chem-y, Fabriek van Chemische Producten N.V., Noordstraat 49, Bodegraven, Holland, proposing that § 121.2527 *Antistatic and/or antifogging agents in food-packaging materials* (21 CFR 121.2527) be amended to provide for the safe use of tetradecyl (poly-1-oxapropene) oxaethane carboxylic acid as an antistatic and antifogging agent in olefin polymers intended for use in food-packaging materials.

Dated: June 22, 1971.

VIRGIL O. WODICKA,  
Director, Bureau of Foods.

[FR Doc.71-9040 Filed 6-25-71;8:46 am]

## Public Health Service

### HEALTH SERVICES AND MENTAL HEALTH ADMINISTRATION

#### Statement of Organization, Functions, and Delegations of Authority

Part 5 (Health Services and Mental Health Administration) of the Statement of Organization, Functions, and Delegations of Authority for the Department of Health, Education, and Welfare (33 F.R. 15953, October 30, 1968), is hereby amended with regard to section 5-B, Organization, as follows:

Delete the center head "Regional Medical Programs Service (2700)" and the text thereunder, and substitute the following center head and accompanying text:

#### REGIONAL MEDICAL PROGRAMS SERVICE (3R00)

Serves as the focal point in the Health Services and Mental Health Administration (HSMHA) for improving personal health care through development of the quality of performance by the providers of care, placing special emphasis on continuing education of established professional health personnel and on cooperative arrangements among providers of care: (1) Supports grants and contracts to encourage the development of regional cooperative arrangements among medical centers, research institutions, hospitals, the health professions, and other providers of care which show promise of leading to the regionalization of health resources and enhancement of the capabilities of providers of care at the community level; (2) furnishes professional and technical assistance and advice to the regional medical programs, States, and local com-

munities; (3) conducts programs focused primarily on developing, testing, and evaluating methods at the community level for closing the health care gap; and (4) administers specialized pilot or educational and monitoring programs in the fields of kidney disease and smoking and health, which have a significant national responsibility for improved personal health care in addition to their contributing towards the accomplishment of regional medical program goals.

*Office of the Director (3R01).* By specific delegation from the Administrator: (1) Provides direction and leadership for the programs of HSMHA assigned to the Regional Medical Programs Service; (2) plans and formulates mission objectives and policies; (3) develops and coordinates policy and operational relationships with public and private organizations which support and carry out health programs related to the objectives of the program; and (4) establishes and maintains liaison with leaders in the medical community, State and local officials, and members of Congress directly related to this mission.

*Office of Communications and Public Information (3R17).* As a part of HSMHA's total program of communication and public information and under general HSMHA policy guidelines: (1) Advises the Director on policies and activities dealing with communications and public information designed to achieve understanding and acceptance of the objectives and activities of the Service and its various operating elements; (2) directs staff in developing programs and plans for effective liaison with representatives of the national news media and other information outlets, including those at Federal level and those of the national voluntary health and health-related organizations; (3) maintains liaison with the information staffs of the regional medical programs, both separately and collectively, to insure the development of an integrated effort for the achievement of maximum understanding, acceptance, and support for all regional medical program-related efforts; and (4) develops and implements new concepts and techniques of communications, public information, and relationships consistent with the unique features and needs of the Service.

*Office of Administrative Management (3R19).* Is an integral part of HSMHA's Office of Administrative Management and in this role: (1) Plans, directs, and evaluates the administrative management activities of the Service; (2) develops and implements management policies, procedures, and systems; (3) provides guidance to the staff of the Administrator's Office of Financial Management, including program policy interpretation in budget formulation and execution, preparation of program planning and budgeting data, and the financial management of grants; and (4) serves as

the focal point for liaison with officials of the Office of the Administrator and the Office of the Secretary on financial, personnel, organization, supply, contracts, and other management matters.

**Office of Systems Management (3R21).** (1) Plans, develops, and coordinates the Service's management information system, including data obtained from applications, awards, contracts, progress reports, and other documents; (2) conducts statistical analyses and assists components of the Service by collecting and analyzing specific data required for planning, evaluation, program development, and grants and contract review; (3) provides computer programming and tabulating services for the Service; (4) develops and coordinates Service-wide programs for determining the requirements for and the utilization of ADP equipment; (5) upon request, provides the regional organizations with technical advice and assistance in data systems design; and (6) maintains liaison to insure that the Service's and related Administration management data needs are met and that adjustments are made to accommodate new areas of interest and changes in program emphasis or goals.

**Office of Program Planning and Evaluation (3R31).** Subject to policies and guidelines of HSMHA's Office of Program Planning and Evaluation: (1) Provides primary staff support to the Director on program planning and evaluation, and maintains liaison with program planning and evaluation offices of the Administration and the Department; (2) formulates and articulates program goals and objectives for the Director; (3) performs long- and short-range planning, and conducts and directs program evaluation studies; (4) collaborates with counterpart offices and budget and fiscal offices in development and implementation of the Department's Program Planning and Budgeting System; and (5) monitors planning and evaluation activities of regional medical programs and, upon request, provides technical advice and assistance to them on these program aspects.

**Division of Professional and Technical Development (3R41).** Plans, develops, and coordinates a program of continuing education and pilot demonstration directed toward improving the availability and quality of the health care system: (1) Aids in the continuing development and operation of regional medical programs throughout the Nation through professional and technical assistance and project review; (2) develops, tests, and evaluates methods of disseminating and applying knowledge; (3) promotes the application of the latest techniques in the health care field; (4) develops and coordinates a program of demonstrations which will lead to improvement in the availability and quality of primary health care; (5) supports continuing education and the development and utilization of allied health manpower; and (6) maintains liaison with other groups and organizations involved in related health activities.

**Division of Operations and Development (3R47).** Promotes and sustains, through grants and professional advice and assistance to regional medical programs: (1) Development of cooperative arrangements for the regionalization of health resources; (2) enhancement of the capabilities of providers of care at the community level; and (3) improvement of the quality of health care and the strengthening of the health care system throughout the Nation by placing special emphasis upon communication and cooperation with the professional sector.

**Division of Kidney Disease Control (3R53).** Plans, develops, field tests, coordinates, and supports pilot programs which can reasonably be expected to improve the quality of personal health care for patients suffering from renal disease, and improves the delivery of services, including prevention, early intervention, diagnosis, case management, and rehabilitation: (1) Supports studies directed toward improving the efficiency and capacity of the health care system by cooperation with hospitals, health professionals, medical schools, and official and voluntary health agencies; (2) conducts and supports studies designed to develop new methods or improve existing methods of prevention and control, including the organization, delivery, financing, and cost reduction of health care services by more efficient use of manpower, funds, and facilities; (3) conducts time-limited specialized activities which will encourage regionalization, planning, and development of a network of health care systems that will enhance the quality and quantity of care for those patients suffering from renal disease; (4) provides consultation and technical assistance to regional groups, States, and local communities; and (5) as an integral part of HSMHA's total effort develops information, standards, and guidelines among the providers of care to effect optimum and coordinated medical care services for renal disease patients at the community level.

**National Clearinghouse for Smoking and Health (3R57).** By delegation through the Administrator: (1) Provides leadership and direction for a national program to reduce death and disability due to smoking; (2) acts as coordinator for Department activities related to smoking and health, maintaining liaison, through the Office of the Administrator or directly as deemed appropriate by HSMHA, with other Federal agencies and with official and voluntary groups concerned with the problem; (3) participates in the activities of the National Interagency Council on Smoking and Health; (4) provides consultation to State and Local Interagency Councils and to industrial and local groups in developing coordinated community approaches to smoking control programs; (5) prepares an annual report to Congress reviewing the medical and scientific evidence on the health consequences of smoking; (6) collects, organizes, and disseminates sci-

entific information, maintaining the comprehensive Clearinghouse literature collection; (7) works with groups and organizations, within and outside government, carrying out cooperative programs of public information and education for use in all media; (8) works with health and education programs on smoking and health, including innovative methods of developing health education in the schools; (9) plans and carries out studies to furnish a better understanding of the dynamics of smoking behavior, and to evaluate program progress and effectiveness; and (10) provides advice and guidance to regional medical programs and other grant applicants, and renders technical assistance where requested.

Dated: June 12, 1971.

ELLIOT L. RICHARDSON,  
Secretary.

[FR Doc. 71-3043 Filed 6-25-71; 8:46 am]

### Social and Rehabilitation Service OFFICE OF MANPOWER DEVELOPMENT AND TRAINING

#### Statement of Organization, Functions, and Delegations of Authority

Part 5 of the Statement of Organization, Functions, and Delegations of Authority for the Department of Health, Education, and Welfare (35 F.R. 8712 and 8713, June 4, 1970) is hereby amended to reflect the reorganization of the Office of the Assistant Administrator, Manpower Development and Training in the Office of the Associate Administrator for Planning, Research and Training. For such purposes, Part 5-B is amended as follows:

By striking out the heading "Office of the Assistant Administrator, Manpower Development and Training" and all that follows thereunder and inserting in lieu thereof the following:

#### OFFICE OF MANPOWER DEVELOPMENT AND TRAINING

In coordination with the program administrations directs a program for the development of policy, regulations, standards, and guidelines necessary for the systematic identification, definition, and evaluation of the structure and manpower needs of SRS-related State and local agencies. This program includes administration of the direct grant program authorized in section 707, Title VII, of the Social Security Act. Serves as the primary source of technical assistance and consultation regarding manpower development and training to the program administrations and regions.

#### DIVISION OF MANPOWER SYSTEMS

In coordination with the program administrations determines the quantitative and structural manpower requirements of the SRS-related State and local

agencies. The structural requirement includes formulation of guidance concerning the utilization of staff particularly emphasizing the differentiation of functions among professionals, subprofessionals, and volunteers, and development of career ladders as appropriate. Develops and updates requirements of the national manpower data system for estimating total manpower requirements of State and local SRS-related programs. Develops standards or operates under standards developed by State Merit System Service where appropriate, and guidelines for the establishment of a standard manpower management system for the various SRS-related State or local agencies concerning recruitment, selection, utilization, career development, education and training programs.

**DIVISION OF STANDARDS FOR STATE/LOCAL AGENCY OPERATIONS**

In coordination with the program administrations formulates policy, regulations, and guides pertinent to the execution and evaluation of the staff development, in-service training, and volunteer programs of the various SRS-related State and local agencies. Provides technical assistance and consultation, and promotes the exchange of information regarding manpower development and training among Federal, State, and local agencies.

**DIVISION OF STANDARDS FOR EDUCATIONAL INSTITUTIONS**

In coordination with the program administrations develops regulations, standards, and guidelines for approval, administration, and evaluation of all SRS educational grant programs and contracts. Administers and evaluates the direct grants assigned to the Office of Manpower Development and Training. Monitors and provides technical assistance concerning educational grants administered by the Region.

Approved: June 18, 1971.

**JOHN G. VENEMAN,**  
*Acting Secretary.*

[FR Doc.71-9073 Filed 6-25-71;8:48 am]

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

[Docket No. D-71-114]

**ASSISTANT SECRETARY AND DEPUTY ASSISTANT SECRETARY FOR HOUSING PRODUCTION AND MORTGAGE CREDIT**

**Amendment of Delegation of Authority**

The Secretary's delegation of authority to the Assistant Secretary and Deputy Assistant Secretary for Housing Production and Mortgage Credit, published at

36 F.R. 5006, March 16, 1971, is amended to add authority under section 6 of Public Law 90-480 to waive or modify standards for the design, construction, and alteration of residential structure to assure accessibility to the physically handicapped with respect to the college housing and the low-rent public housing programs. As amended, the pertinent sections read:

**SECTION A. Authority delegated. \* \* \***

5. Title IV of the Housing Act of 1950 (12 U.S.C. 1749-1749c) with respect to the college housing program, and section 6 of Public Law 90-480 (42 U.S.C. 4156), with respect to waiver or modification of standards for the design, construction, and alteration of buildings for accessibility to the physically handicapped under such program.

8. Low-rent public housing program under the United States Housing Act of 1937 (42 U.S.C. 1401) and all other

power and authority of the Public Housing Administration and the head and other officers and offices of the Public Housing Administration transferred under section 5(a) of the Department of Housing and Urban Development Act (42 U.S.C. 3534(a)), and section 6 of Public Law 90-480 (42 U.S.C. 4156) with respect to waiver or modification of standards for the design, construction, and alteration of buildings for accessibility to the physically handicapped under such program.

(Sec. 7(d), Department of HUD Act, 42 U.S.C. 3535(d))

*Effective date.* These amendments of the delegation of authority are effective as of June 23, 1971.

**GEORGE ROMNEY,**  
*Secretary of Housing and Urban Development.*

[FR Doc.71-9098 Filed 6-25-71;8:51 am]

**DEPARTMENT OF TRANSPORTATION**

**Hazardous Materials Regulations Board**

**AMERICAN CYANAMID CO. ET AL.**

**Special Permits Issued**

JUNE 22, 1971.

Pursuant to Docket No. HM-1, Rule-making Procedures of the Hazardous Materials Regulations Board, issued May 22, 1968 (33 F.R. 8277) 49 CFR Part 170, following is a list of new DOT special permits upon which Board action was completed during May 1971:

Special permit No.	Issued to—Subject	Mode or modes of transportation
6376	American Cyanamid Co., Wayne, N.J., to ship "Thimet, technical" described as "organic phosphate compound, liquid, n.o.s.", in DOT Specification 105A.300W tank car having nominal water capacity not exceeding 12,000 gallons.	Rail.
6439	Shippers registered with this Board for shipments of fissile and large quantities of radioactive materials, n.o.s., in rectangular box/steel casing packages.	Highway, Cargo-only Aircraft.
6440	Shippers registered with this Board for shipments of fissile and large quantities of radioactive materials, n.o.s., in rectangular box/steel casing composite packages.	Highway, Cargo-only Aircraft.
6445	Shippers registered with this Board to ship metallic sodium containing not more than a Type A quantity of radioactivity (§173.359(1)) in DOT-19A or 19B wooden boxes.	Rail, Highway, Cargo-only Aircraft.
6452	Shippers registered with this Board to ship peroxide, organic, solid specifically identified to this Board in DOT-12B65 fiberboard boxes having inside securely closed paper bags lined with 0.002 inch polyethylene, not over 1 pound capacity each.	Rail, Highway.
6455	Shippers registered with this Board to ship benzoyl peroxide, wet containing 23% by weight water, plus or minus 2%, in compliance with 49 CFR 173.167 (a) (3) except the one pound net weight factor may be on a dry weight basis.	Rail, Highway.
6456	Shippers registered with this Board to ship high explosives with liquid explosive ingredient, and propellant explosives, solid, Class B in modified DOT-12H fiberboard boxes.	Rail, Highway.
6459	Equipment Sales Co., Fort Lauderdale, Florida, to ship certain compressed gases in DOT-3A, 3AA cylinders having a 10-year hydrostatic retest.	Rail, Highway.
6460	Gardner Cryogenics Corporation, Bethlehem, Pa., to ship certain compressed gases in DOT-3A, 3AA cylinders having a 10-year hydrostatic retest.	Rail, Highway.
6462	Bailey Oxygen Co., Bryan, Texas to ship certain compressed gases in DOT-3A, 3AA cylinders having a 10-year hydrostatic retest.	Rail, Highway.
6464	Shippers registered with this Board for shipment of liquefied natural gas, in non-DOT specification aluminum cargo tank, having capacity of 11,000 gallons.	Highway.
6465	National Bureau of Standards, Washington, D.C. to ship trace quantities of carbon monoxide in air or nitrogen in cylinders similar to DOT-4DS cylinders.	Rail, Highway.
6466	Ensign Bleiford Co., Simsbury, Conn., to ship Primadet Delays described as "Detonating Primers" in DOT-12H fiberboard boxes.	Highway.
6468	Southern Dyestuff Co., Charlotte, N.C., to ship Dinitrochlorobenzene, maintained at a temperature above 113° F. in insulated DOT MC-304 stainless steel cargo tanks with heating coils.	Highway.
6469	Tenneco Chemicals, Inc., Pasadena, Texas to ship vinyl chloride in a tank car having safety relief valve overdue for retest.	Rail.
6470	Welding & Supply Co., St. Petersburg, Florida, to ship certain compressed gases in DOT-3A, 3AA cylinders having a 10-year hydrostatic retest.	Rail, Highway.
6471	Magnolia Welding Supply Co., Pascagoula, Mississippi, to ship certain compressed gases in DOT-3A, 3AA cylinders having a 10-year hydrostatic retest.	Rail, Highway.

**ALAN I. ROBERTS,**  
*Secretary.*

[FR Doc.71-9068 Filed 6-25-71;8:48 am]

## ATOMIC ENERGY COMMISSION

[Docket No. 50-368]

### ARKANSAS POWER & LIGHT CO.

#### Notice of Receipt of Application for Construction Permit and Facility License; Time for Submission of Views on Antitrust Matters

Arkansas Power & Light Co., Ninth and Louisiana Streets, Post Office Box 551, Little Rock, AR 72203, pursuant to the Atomic Energy Act of 1954, as amended, has filed an application dated September 17, 1970, for authorization to construct and operate a pressurized water nuclear reactor designated as Arkansas Nuclear One, Unit 2, adjacent to Arkansas Nuclear One, Unit 1, on a peninsula in the Dardanelle Reservoir on the Arkansas River in Pope County, Ark. The site is located about 2 miles southeast of the village of London, Ark.

The proposed reactor will be designed for operation at approximately 2,760 megawatts (thermal) with an electrical output of approximately 950 megawatts (electrical).

Any person who wishes to have his views on the antitrust aspects of the application presented to the Attorney General for consideration shall submit such views to the Commission within sixty (60) days after June 19, 1971.

A copy of the application is available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, DC, and a copy has been sent to the Arkansas River Valley Regional Library, Dardanelle, Ark. 72834, Mrs. Robert Keathly, Librarian.

Dated at Bethesda, Md., this 7th day of June 1971.

For the Atomic Energy Commission.

PETER A. MORRIS,  
Director,

Division of Reactor Licensing.

[FR Doc.71-8285 Filed 6-18-71;8:45 am]

[Docket No. 50-389]

### FLORIDA POWER AND LIGHT CO.

#### Notice of Receipt of Application for Construction Permit and Facility License; Time for Submission of Views on Antitrust Matters

The Florida Power and Light Co., 4200 Flagler Place, Post Office Box 3100, Miami, FL 33101, pursuant to section 103 of the Atomic Energy Act of 1954, as amended, has filed an application, dated April 30, 1971, for authorization to construct and operate a pressurized water nuclear reactor, designated as the Hutchinson Island Nuclear Power Plant, Unit No. 2, on Hutchinson Island in St. Lucie County, Fla. The 1,132-acre site is located about 10 miles from Fort Pierce and 10 miles from Stuart on the east coast of Florida.

The proposed facility is designed for initial operation at approximately 2,440 thermal megawatts with a net electrical

output of approximately 890 megawatts.

Any person who wishes to have his views on the antitrust aspects of the application presented to the Attorney General for consideration shall submit such views to the Commission within sixty (60) days after June 12, 1971.

A copy of the application is available for public inspection at the Commission Public Document Room, 1717 H Street NW., Washington, DC, and at the Indian River Junior College Library, 3209 Virginia Avenue, Fort Pierce, FL 33450.

Dated at Bethesda, Md., this 1st day of June 1971.

For the Atomic Energy Commission.

PETER A. MORRIS,  
Director,  
Division of Reactor Licensing.

[FR Doc.71-7833 Filed 6-11-71;8:45 am]

[Docket No. 50-298A]

### NEBRASKA PUBLIC POWER DISTRICT

#### Notice of Receipt of Application for Facility Operating License

Please take notice that the Nebraska Public Power District, Post Office Box 499, Columbus, NE 68601, pursuant to the Atomic Energy Act of 1954, as amended (the Act) has filed an application, dated February 26, 1971, accompanied by a Final Safety Analysis Report, for a license to operate a nuclear power reactor on its site on the west bank of the Missouri River near the village of Brownsville in Nemaha County, Nebr.

The nuclear power reactor is a boiling water reactor, designated by the applicant as the Cooper Nuclear Station, which is designed for initial operation at approximately 2,381 megawatts thermal with a net electrical output of approximately 778 megawatts.

A copy of the application and the amendments thereto are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, DC, and at the Auburn Public Library, 1118 Fifteenth Street, Auburn, NE.

Dated at Bethesda, Md., this 21st day of June 1971.

For the Atomic Energy Commission.

PETER A. MORRIS,  
Director,  
Division of Reactor Licensing.

[FR Doc.71-9022 Filed 6-25-71;8:45 am]

## CIVIL AERONAUTICS BOARD

[Docket No. 23516; Order 71-6-110]

### ALITALIA AIRLINES

#### Order Denying Reconsideration

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 22d day of June 1971.

By petition docketed June 18, 1971, Alitalia Airlines (Alitalia) requests reconsideration of the Board's denial of

Special Tariff Permission Applications Nos. 162 and 164, by which the carrier sought permission to make effective certain tariffs on less than the statutory notice period of 30 days.<sup>1</sup>

The tariffs for which short-notice effectiveness was requested set forth economy-class round-trip fares between Italy and the United States for persons between 12 and 26 years of age. The fare between New York, Boston, and Philadelphia, on the one hand, and Rome and Milan, on the other, is \$199; and the fare between Chicago and Detroit, on the one hand, and Rome and Milan, on the other, is \$259.

Special Tariff Permission Application No. 162 was filed on June 10 and denied by letter dated June 14, 1971. Application No. 164 was filed on June 14 and denied by letter dated June 15, 1971. The first requested that the tariffs in question be permitted to become effective on June 14; and the second, on June 15, 1971. The reason given for the requests was that the Government of Italy had directed Alitalia to apply the fares immediately. Concurrently with its second application, Alitalia filed a tariff incorporating the proposed fares for effectiveness on statutory notice (July 14, 1971).

In its petition for reconsideration, Alitalia states that, after Sabena Belgian World Airlines filed a tariff on statutory notice providing for student fares between New York and Brussels, the Board permitted certain other transatlantic carriers to file similar student- or youth-fare tariffs on short notice (naming Pan American, BOAC, Air France, KLM, TWA, and National). Alitalia argues that the Board's denial of Alitalia's applications was arbitrary and capricious in that it discriminated against Alitalia vis-a-vis the foreign and U.S. carriers whose short-notice filings were permitted; that the Board does not have power to suspend rates in foreign air transportation; that the Board has no authority to employ its discretion over the granting or denial of short-notice filings as an indirect device for exercising power over rates in foreign air transportation; that, whether or not the Board can, through denial of a short-notice filing, arrogate to itself power over rates

<sup>1</sup>Section 403(c) of the Federal Aviation Act of 1958 (49 U.S.C. 1373(c)) provides as follows:

"(c) No change shall be made in any rate, fare, or charge, or any classification, rule, regulation, or practice affecting such rate, fare, or charge, or the value of the service thereunder, specified in any effective tariff of any air carrier or foreign air carrier, except after 30 days' notice of the proposed change filed, posted, and published in accordance with subsection (a) of this section. Such notice shall plainly state the change proposed to be made and the time such change will take effect. The Board may in the public interest, by regulation or otherwise, allow such change upon notice less than that herein specified, or modify the requirements of this section with respect to filing and posting of tariffs, either in particular instances or by general order applicable to special or peculiar circumstances or conditions."

in foreign air transportation, to do so would be contrary to the public interest and to the interests of the American traveling public; and that Alitalia must act in accordance with instructions of the government of Italy and any effort to resolve this dispute must be made through appropriate diplomatic channels rather than by means of Board action against Alitalia. In the event the Board decides not to grant its petition, Alitalia requests oral hearing and/or argument before the Board.

Upon consideration of the applications and petition and other facts before us, we will deny Alitalia's petition for reconsideration.

Sabena's original tariff filing was made on statutory notice to become effective 30 days thereafter.<sup>2</sup> Special Tariff Permission Applications were then filed by U.S. carriers requesting permission to file tariffs on short notice to match Sabena's fare to and from Brussels, and by BOAC, Air France, KLM, Lufthansa, and Swissair to establish comparable student or youth fares to and from points in the United Kingdom, Paris, Amsterdam, Germany, and Switzerland, respectively, based generally on mileage differentials between the United States and European points. U.S. and foreign carriers were also granted permission to match the latter fares on short notice.<sup>3</sup> These short-notice applications were granted because of the unusual circumstances surrounding the Sabena filing. This filing was made pursuant to a government directive, rather than a normal carrier initiated tariff which would have required IATA traffic conference procedures. Moreover, the tariffs were filed at the onset of the peak eastbound tourist season and, in view of the sharp discount of prevailing fares involved, could be expected to divert heavily from carriers not able to offer the fares. Thus, failure to grant Special Tariff Permission to permit U.S. and other carriers to offer matching fares as soon as possible would have severely and, in the Board's view, unfairly disadvantaged those carriers. Accordingly, the Special Tariff Permission was granted in order to put all carriers on an equal footing.

On the other hand, a grant of Alitalia's Special Tariff Permission Application would have put the carrier at an unfair advantage, and accordingly it was denied. The tariff sought to be filed on short notice by Alitalia went beyond a mere matching of the tariffs previously filed and in fact significantly undercut

<sup>2</sup> The Board has in the past disapproved IATA agreements establishing student discount fares insofar as they applied to and from the United States; one of the latest orders being Order 71-3-147, dated Mar. 25, 1971. The current carrier tariffs have not been filed pursuant to IATA agreements, and the Board has no power to disapprove them without hearing.

<sup>3</sup> Except for some differences in the ages to which the fares apply, the terms of all these tariffs are substantially similar. All provide a time limit within which reservations must be made, either 72 hours or 7 days in advance of scheduled departure.

the earlier filings. Alitalia's proposal presents a new type of fare available year-round at a level not based on the mileage relationship.<sup>4</sup> To permit Alitalia to establish these tariffs on less than the 30 days' statutory notice would have put that carrier in an unduly favorable competitive position and would have prejudiced not only the U.S. carriers but the other transatlantic operators as well.<sup>5</sup> Alitalia has presented no reason why equity or fairness requires such a result. In short, the Board is convinced that its various actions in this matter have been entirely consistent and that there has been no discrimination against Alitalia.

The Board is not attempting to regulate rates by indirection; Alitalia's fares will become effective in approximately 3 weeks unless withdrawn by the carrier. The Board's denial of Special Tariff Permission does not constitute any determination concerning the reasonableness of the fares but only the determination that no special circumstances or public-interest factors have been shown which warrant their effectiveness on less than statutory notice. Furthermore, the bilateral Air Transport Agreement between the United States and Italy also provides that tariffs are to be filed at least 30 days before their effective date and does not purport to deny to the Board its discretionary authority not to waive this provision.

Neither are we persuaded that the Board is required to permit these fares to take effect on short notice because of the order of the Italian Government, or by reason of Alitalia's assertion that the proper procedure is to grant its application and thereafter to proceed by diplomatic channels if it objects to the fares involved. These conditions fly in the face of the bilateral as well as the statute. Whether or not this Government may elect to object to the fares through diplo-

<sup>4</sup> The fares filed by the carriers are as follows:

	Peak	Off-peak
Sabena—New York-Brussels.....	\$230	\$200
BOAC—New York-London.....	210	190
Air France—New York-Paris....	220	200
KLM—New York-Amsterdam....	220	200
Lufthansa—New York-Germany...	228	210
Swissair—New York-Switzerland..	228	210
Alitalia—New York-Rome.....	199	199

<sup>5</sup> Alitalia contends that the tariffs to which short-notice authority was given differed from each other and therefore Alitalia's tariff should not be denied short-notice merely because it differs from those already in effect. The Board did not consider the differences among the earlier tariffs of such significance to require denial of short notice. The proposed youth tariffs eliminated the limitation of these fares to students and in this respect were in accord with long-standing Board policy that the limitation to persons with the status of students is discriminatory. The differences in age limits were small and did not in our view significantly distinguish one tariff from another. All the earlier tariffs have limitations on the period within which reservations may be made while Alitalia proposed no such limitation.

matic channels is irrelevant to our denial of the Alitalia petition. Again, the Board's determination is only that no basis has been shown which warrants a waiver of the applicable statutory and bilateral provisions.<sup>6</sup>

Alitalia's request for hearing and/or oral argument will also be denied. The contentions have been fully considered by the Board, grant or denial of a special tariff permission application does not require an evidentiary hearing, and the granting of oral argument is a matter within the Board's discretion. Neither would serve any useful purpose or be productive in the circumstances here present.

Accordingly, it is ordered, That the petition for reconsideration filed by Alitalia Airlines in Docket 23516 and its request for hearing and/or oral argument therein are hereby denied.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HARRY J. ZINK,  
Secretary.

[FR Doc. 71-9081 Filed 6-25-71; 8:49 am]

[Docket No. 22992; Order 71-6-111]

ALLEGHENY AIRLINES, INC.

#### Order To Show Cause

Adopted by the Civil Aeronautics Board, at its office in Washington, D.C., on the 22d day of June 1971.

Allegheny Airlines, Inc. (Allegheny), has filed a petition for issuance of an order to show cause why the Board should not grant Allegheny's application, Docket 22992, for amendment of its certificate of public convenience and necessity for route 97 so as to modify condition (9) (b), a long-haul restriction on Pittsburgh-Cleveland service. The restriction currently requires all flights operating nonstop between Cleveland and Pittsburgh to originate or terminate at a point west or south of Cleveland. Allegheny requests a modification of the restriction so that it would require flights to serve either a point beyond Cleveland or a point beyond Pittsburgh.

No objections to Allegheny's motion have been filed.

Upon consideration of the pleadings and all the relevant facts, we have decided to grant Allegheny's request for an order to show cause, and we tentatively find and conclude that the public convenience and necessity require the proposed modification of condition (9) (b) of Allegheny's certificate.

<sup>6</sup> Alitalia's argument that no complaints have been filed by other carriers opposing its tariff is irrelevant to the Board's denial of its application for short notice. We may note, however, that we have received a number of informal complaints from members of the American public protesting the discrimination inherent in the various student and youth fares filed, and we are presently considering whether an investigation of these fares should be instituted.

In support of our ultimate finding, we tentatively find and conclude: That the proposed modification of the long-haul restriction will afford the carrier increased operational flexibility without impairing service to the public and without any significant impact on other carriers; and that Allegheny is fit, willing, and able properly to perform the proposed transportation and to conform to the provisions of the Act and the rules, regulations, and requirements of the Board thereunder.

Interested persons will be given 10 days following service of this order to show cause why the tentative findings and conclusions set forth herein should not be made final. We expect such persons to direct their objections, if any, to specific markets and to support such objections with detailed answers, specifically setting forth the tentative findings and conclusions to which objection is taken. Such objections should be accompanied by arguments of fact or law and should be supported by legal precedent or detailed economic analysis. If an evidentiary hearing is requested, the objector should state in detail why such a hearing is considered necessary and what relevant and material facts he would expect to establish through such a hearing. General, vague, or unsupported objections will not be entertained.

Accordingly, it is ordered, That:

1. All interested persons are directed to show cause why the Board should not issue an order making final the tentative findings and conclusions stated herein and amending Allegheny Airlines' certificate of public convenience and necessity for route 97 by amending condition (9) to read as follows:

(9) The holder shall schedule nonstop service (a) between Detroit, Mich., and Cleveland, Ohio, only on flights originating or terminating at a point east or south of Cleveland; and (b) between Pittsburgh, Pa., and Cleveland, Ohio, only on flights which also serve a point beyond either Pittsburgh or Cleveland.

2. Any interested person having objection to the issuance of an order making final any of the proposed findings, conclusions, or certificate amendments set forth herein shall, within 10 days after service of a copy of this order, file with the Board and serve upon all persons made parties to this proceeding a statement of objections together with a summary of testimony, statistical data, and other evidence expected to be relied upon to support the stated objections;

3. If timely and properly supported objections are filed, full consideration will be accorded the matters and issues raised by the objections before further action is taken by the Board;

4. In the event no objections are filed, all further procedural steps will be deemed to have been waived and the Board may proceed to enter an order in accordance with the tentative findings and conclusions set forth herein; and

5. A copy of this order shall be served upon the following persons, who are

hereby made parties to the proceeding: American Airlines, Inc., Delta Air Lines, Inc., Eastern Air Lines, Inc., Trans World Airlines, Inc., North Central Airlines, Inc., Mohawk Airlines, Inc., Northwest Airlines, Inc., Northeast Airlines, Inc., United Air Lines, Inc., Airlift International, Inc., The Flying Tiger Line Inc., the Ohio Department of Commerce, the Pennsylvania Department of Transportation, and the cities of Cleveland and Pittsburgh.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HARRY J. ZINN,  
Secretary.

[FR Doc.71-9082 Filed 6-25-71;8:49 am]

[Docket No. 23371]

### ALLEGHENY-MOHAWK MERGER

#### Notice of Postponement of Hearing

Notice is hereby given that the hearing is postponed until July 19, 1971, at 10 a.m., e.d.t., in Room 1027, Universal Building, 1825 Connecticut Avenue NW., Washington, DC.

Dated at Washington, D.C., June 23, 1971.

[SEAL] MERRITT RUBLEN,  
Hearing Examiner.

[FR Doc.71-9080 Filed 6-25-71;8:49 am]

[Docket No. 23480; Order 71-6-112]

### BUCKEYE AIR SERVICE, INC.

#### Order To Show Cause Regarding Service Mail Rate

Issued under delegated authority June 22, 1971.

The Postmaster General filed a notice of intent June 7, 1971, pursuant to 14 CFR Part 298, petitioning the Board to establish for the above-captioned air taxi operator, a final service mail rate of 50.8 cents per great circle aircraft mile for the transportation of mail by aircraft between Baltimore, Md., and Greensboro, N.C., via Pulaski, Va., based on six round trips per week.

No protest or objection was filed against the proposed services during the time for filing such objections. The Postmaster General states that the Department and the carrier agree that the above rate is a fair and reasonable rate of compensation for the proposed services. The Postmaster General believes these services will meet postal needs in the market. He states the air taxi plans to initiate mail service with Beechcraft 18 aircraft.

It is in the public interest to fix, determine, and establish the fair and reasonable rate of compensation to be paid by the Postmaster General for the proposed transportation of mail by aircraft, the facilities used and useful therefor, and the services connected there-

with, between the aforesaid points. Upon consideration of the notice of intent and other matters officially noticed, it is proposed to issue an order<sup>1</sup> to include the following findings and conclusions:

The fair and reasonable final service mail rate to be paid to Buckeye Air Service, Inc., in its entirety by the Postmaster General pursuant to section 406 of the Act for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, shall be 50.8 cents per great circle aircraft mile between Baltimore, Md., and Greensboro, N.C., via Pulaski, Va., based on six round trips per week flown with Beechcraft 18 aircraft.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a) and 406 thereof, and regulations promulgated in 14 CFR Part 302, 14 CFR Part 298, and 14 CFR 385.16(f),

It is ordered, That:

1. Buckeye Air Service, Inc., the Postmaster General, Eastern Air Lines, Inc., Piedmont Airlines, Inc., United Air Lines, Inc., and all other interested persons are directed to show cause why the Board should not adopt the foregoing proposed findings and conclusions and fix, determine, and publish the final rate specified above for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith as specified above as the fair and reasonable rate of compensation to be paid to Buckeye Air Service, Inc.;

2. Further procedures herein shall be in accordance with 14 CFR Part 302, and notice of any objection to the rate or to the other findings and conclusions proposed herein, shall be filed within 10 days, and if notice is filed, written answer and supporting documents shall be filed within 30 days after service of this order;

3. If notice of objection is not filed within 10 days after service of this order, or if notice is filed and answer is not filed within 30 days after service of this order, all persons shall be deemed to have waived the right to a hearing and all other procedural steps short of a final decision by the Board, and the Board may enter an order incorporating the findings and conclusions proposed herein and fix and determine the final rate specified herein;

4. If answer is filed presenting issues for hearing, the issues involved in determining the fair and reasonable final rate shall be limited to those specifically raised by the answer, except insofar as other issues are raised in accordance with Rule 307 of the rules of practice (14 CFR 302.307); and

5. This order shall be served on Buckeye Air Service, Inc., the Postmaster

<sup>1</sup>As this order to show cause is not a final action, it is not regarded as subject to the review provisions of 14 CFR, Part 385. These provisions will apply to final action taken by the staff under authority delegated in §385.16(g).

General, Eastern Air Lines, Inc., Piedmont Airlines, Inc., and United Air Lines, Inc.

This order will be published in the FEDERAL REGISTER.

[SEAL] HARRY J. ZINK,  
Secretary.

[FR Doc.71-9083 Filed 6-25-71;8:49 am]

[Docket No. 23302]

### HARRISON AIRWAYS LTD.

#### Notice of Hearing

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that a hearing in the above-entitled proceeding is assigned to be held on July 6, 1971, at 10 a.m., e.d.s.t., in Room 503, Universal Building, 1825 Connecticut Avenue NW., Washington, DC, before the undersigned examiner.

For information concerning the issue and other details involved in this proceeding, interested persons are referred to the prehearing conference report, served May 18, 1971; the Supplemental Report of Prehearing Conference, served May 24, 1971; and other documents which are in the docket of this proceeding on file in the Docket Section of the Civil Aeronautics Board.

Dated at Washington, D.C., June 22, 1971.

[SEAL] RICHARD M. HARTSOCK,  
Hearing Examiner.

[FR Doc.71-9084 Filed 6-25-71;8:49 am]

[Docket No. 23538; Order 71-6-116]

### IMPERIAL AIR FREIGHT SERVICE, INC.

#### Order of Suspension and Investigation

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 23d day of June 1971.

By tariffs<sup>1</sup> filed May 26 and marked to become effective June 26, 1971, Imperial Air Freight Service, Inc. (Imperial), a freight forwarder, proposes to increase its excess valuation charge from 15 to 20 cents for each \$100, or fraction thereof, by which the declared value of a shipment exceeds 50 cents per pound or \$50 per shipment, whichever is higher for shipments under its general commodity rates, and from 15 cents to 25 cents per \$100 for shipments under its specific commodity rates. No complaints have been received. Most major forwarders currently have in effect an excess value charge of 15 cents per \$100 on their domestic traffic. The Board has suspended, pending investigation, a number of previous proposals to increase excess valuation charges above this level where no showing has been made that excess value revenues do not cover the

<sup>1</sup> Tariff CAB No. 10 and CAB No. 11 issued by Imperial Air Freight Service, Inc.

amount of the claim expense stemming from declarations of excess value.<sup>2</sup> Imperial has not submitted any data on the relationship between its excess value revenues and losses attributable to declarations of excess valuation. In addition, Imperial has not provided any explanation as to why shipments moving under specific commodity rates should be charged higher for declarations of excess value than shipments under general commodity rates.

Upon consideration of all relevant factors, the Board finds that the proposed excess valuation charges may be unjust, unreasonable, unjustly discriminatory, unduly preferential, unduly prejudicial or otherwise unlawful and should be investigated. We further conclude that the proposed charge should be suspended pending investigation.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a) and 1002 thereof,

*It is ordered, That:*

1. An investigation be instituted to determine whether the charge and provisions of Rule No. 80, paragraph 1(b) on First Revised Page 6 of CAB No. 10 and Rule No. 80, paragraph 1(b) on First Revised Page 8 of CAB No. 11 issued by Imperial Air Freight Service, Inc., and rules, regulations, or practices affecting such charge and provisions are or will be unjust, unreasonable, unjustly discriminatory, unduly preferential, unduly prejudicial, or otherwise unlawful, and if found to be unlawful, to determine and prescribe the lawful charge and provisions, and rules, regulations, or practices affecting such charge and provisions;

2. Pending hearing and decision by the Board, Rule No. 80, paragraph 1(b) on First Revised Page 6 of CAB No. 10 and Rule No. 80, paragraph 1(b) on First Revised Page 8 of CAB No. 11 issued by Imperial Air Freight Service, Inc., are suspended and their use deferred to and including September 23, 1971, unless otherwise ordered by the Board, and that no changes be made therein during the period of suspension except by order or special permission of the Board;

3. The proceeding herein designated as Docket 23538, be assigned for hearing before an examiner of the Board at a time and place hereafter to be designated; and

4. Copies of this order shall be filed with the tariffs and served upon Imperial Air Freight Service, Inc., which is hereby made a party to this proceeding.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HARRY J. ZINK,  
Secretary.

[FR Doc.71-9085 Filed 6-25-71;8:49 am]

<sup>2</sup> Eg., Order 71-4-53 dated Apr. 9, 1971, and prior orders cited therein.

[Order 71-6-114]

### UNAUTHORIZED INDIRECT AIR CARRIERS PERFORMING HOUSEHOLD GOODS SERVICES FOR DEPARTMENT OF DEFENSE

#### Order Granting Temporary Relief

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 22d day of June 1971.

At the request of the Department of Defense (DOD), the Board, by Orders 69-10-60, October 13, 1969, 70-10-45, October 8, 1970, 71-2-82, February 17, 1971, and 71-5-66, May 13, 1971 granted temporary relief from provisions of the Federal Aviation Act of 1958 (the Act) to permit 28 unauthorized indirect air carriers<sup>1</sup> to transport by air used household goods<sup>2</sup> of Department of Defense personnel. The relief will expire October 14, 1971.

By letter dated May 24, 1971, the Department of the Army, acting on behalf of DOD, stated that, in addition to the 28 carriers already exempted, it now has a requirement for the services of one additional unauthorized indirect air carrier and requests that this carrier be similarly relieved from the requirements of the Act, such relief to terminate no later than October 14, 1971. The carrier whose services are requested by DOD is listed in Appendix A hereto.

In view of the foregoing circumstances, the Board finds that it is in the public interest to temporarily relieve from the provisions of the Act that carrier whose services have been requested by DOD to

<sup>1</sup> American Ensign Van Service, Inc., Aslatto Forwarders, Inc., CTI—Container Transport International, Inc., Four Winds Forwarding, Inc., HC&D Moving & Storage, Imperial Household Shipping Co., Inc., International Sea Van, Inc., North American Van Lines, Inc., Aero Mayflower Transit Co., Inc., Allied Van Lines, Inc., Astron Forwarding Co., Davidson Forwarding Co., Fernstrom Storage and Van Co., Home-Pack Transport, Inc., King Van Lines, Inc., Richardson Transfer & Storage Co., Inc., Smyth Worldwide Movers, Inc., Air Van Lines, Inc., Burnham Van Service, Inc., Suddath Van Lines, Inc., United Van Lines, Inc., Von der Ahe Van Lines, Inc., Door to Door International, Inc., Republic Van & Storage Co., Inc., Trans-American Van Service, Inc., American Red Ball Transit Co., Getz Bros. and Co., U.S.; and Neptune Thru-Container Corp.

<sup>2</sup> The term "used household goods" means personal effects (including unaccompanied baggage) and property used or to be used in a dwelling, when a part of the equipment or the supply of such dwelling, but specifically excludes (1) furniture, fixtures, equipment, and the property of stores, offices, museums, institutions, hospitals, or other establishments, when a part of the stock, equipment, or supply of such stores, offices, museums, institutions, hospitals, or other establishments, and (2) objects of art (other than personal effects), displays and exhibits.

transport by air used household goods of personnel of DOD.

Accordingly, it is ordered:

1. That pursuant to sections 101(3) and 204 of the Federal Aviation Act of 1958, as amended, the person listed in Appendix A is hereby relieved from the provisions of title IV and section 610(a) (4) of the Act to the extent necessary to transport by air used household goods of personnel of DOD upon tender by that Department;

2. That the relief granted herein shall expire October 14, 1971, unless sooner terminated by the Board;

3. That this order may be amended or revoked at any time in the discretion of the Board, without hearing, and

4. That copies of this order shall be served on the Military Traffic Management and Terminal Service, U.S. Army, and the person listed in Appendix A.

This order shall be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HARRY J. ZINK,  
Secretary.

APPENDIX A

Karevan, Inc., 534 Westlake Avenue, North  
Post Office Box 9240, Queen Anne Station,  
Seattle, Wash. 98109.

[FR Doc.71-9086 Filed 6-25-71;8:50 am]

## FEDERAL MARITIME COMMISSION

### CERTIFICATES OF FINANCIAL RESPONSIBILITY (OIL POLLUTION)

#### Notice of Certificates Issued

Notice is hereby given that the following vessel owners and/or operators have established evidence of financial responsibility, with respect to the vessels indicated, as required by section 11(p) (1) of the Federal Water Pollution Control Act, as amended, and, accordingly, have been issued Federal Maritime Commission Certificates of Financial Responsibility (Oil Pollution) pursuant to Part 542 of Title 46 CFR.

Certificate

No.	Owner/Operator and Vessels
01287	Knorr & Burchard NFL: Rienbek.
01323	Manchester Liners Ltd.: Manchester Crusade.
01559	Rederiaktiebolaget Fraternitas: Avanti.
01852	Smasco Ship Management & Supply Co. S.A. Panama: Santa Eudocia. Santa Katerina 11. Santa Marina.
02249	Fisser & V Doornum: Sunlina.
02264	Dr. Erich Retzlaff: Ingrid Retzlaff. Emma Retzlaff. Renate Retzlaff. Hugo Retzlaff. Else Retzlaff. Indal Retzlaff. Erich Retzlaff. Henriette Retzlaff.
02496	U.S. Steel Corp.: Hughes 152. Hughes 115.
	<i>Certificate No.</i>
	<i>Owner/operator and vessels</i>
	Hughes 142. Hughes 143. Hughes 140.
02655	Reederei Jonny Wesch: Bernd Wesch II. Egon Wesch.
02864	Refineria de Petroleos de Excmbreras, S.A. (Repesa): Alcazar.
02867	Kee Youn Maritime (Panama) Corp., S.A.: Kee Lee.
02962	Nippon Kisen Kabushiki Kaisha: Toyota Maru No. 10.
02977	J. Ray McDermott & Co., Inc.: McDermott Tidelands No. 85.
02982	The Shipping Corp. of India Ltd.: Balladia.
03254	Turecamo Tankers, Inc.: Phoenix.
03294	Companhia de Navegacao Lloyd Brasillerio: Marilla.
03678	Lucien M. McLeod and Janet C. McLeod: Luminetta.
03723	Southern Terminal and Transport Co.: AD-104.
03840	Sunexport Holdings Corp.: GTS Adm. Wm. M. Callaghan.
04007	Egon Oldendorff: Terespolls.
04044	N.R. Bugge Skibsaktsjeselskap: Sea Explorer.
04061	The Sanko (Hong Kong) Ltd.: Maritime Dominion. Eastern Giant. Maritime Brilliance. World Mitsubishi. World Guard. Golden Orchid.
04087	Merichem Co.: ETT-113. ETT-117.
04121	Alabama Dry Dock and Shipbuilding Co.: Derrick Barge No. 1. Oil Barge 71060.
04210	Anderson Petroleum Transportation Co.: APT 300. APT 301.
04504	Sumiyoshi Gyogyo Kabushiki Kaisha: Sumiyoshi Maru No. 11. Sumiyoshi Maru No. 16.
05111	Porto Alegre Compania Naviera S.A.: Panaghia.
05215	Lucien M. McLeod: Lumen.
05308	Korlanna Compania Naviera S.A.: Antzoulletta.
05471	Belcher Oil Co.: Barge No. 16.
05586	M/V Day Island, Inc.: Day Island.
05621	Valera Compania Naviera S.A.: Areti S.
05622	CIA. NAV. Santa Irene S.A.: Irinl.
05655	Post Office (of the UK) (Telecommunications): Iris. Ariel. Alert.
05780	Ardas Compania Naviera S.A.: M/V Ardas.
05827	A. F. Henry & MacGregor, Ltd.: M/V Ratray Head.
05936	Transocean Shipping Co., Ltd.: Newhaven.
05943	Kanagawa Prefectural Government: Shonan Maru.

*Certificate No.*

*Owner/operator and vessels*

05944 Ibaragi Prefectural Government:  
Kashima Maru.

05945 Shimane Prefectural Government:  
Shinkai Maru.

05946 Nihon Daigaku Nojigaku-Bu:  
Nihondaigaku-Go.

05947 Kabushiki-Kaisha Yamaguchi-Ken Gyogyo Kosha:  
Bocho Maru No. 8.

05965 Marepica Neptunea S.A.:  
Odyssefs.

05975 Columbia Shipping Co., Inc.:  
Van Trader.

05980 Tamamaru Suisan Kabushiki-Kaisha:  
Tama Maru No. 18.

05995 Association of Maryland Pilots:  
Baltimore.

06001 G. E. Houry (London), Ltd.:  
Union.

06002 Elmira Shipping, Inc.:  
Pleces.

06011 MITIGUL Kinkai Kisen Kabushiki Kaisha:  
Azuchikan Maru.

06012 Tensel Kisen K.K.:  
Tensho Maru.

06026 Tarcands Shipping Co.:  
Tarpon Sands.

06031 Retlow Enterprises, Inc.:  
Hines 7.

06036 South Texas Towing, Inc.:  
LRL 111.  
T-700.

06037 Niigata Rinko Kaifiku Unso Co., Ltd.:  
Shinano Maru.

06041 Parten-Reederei MS Max Sieghold:  
Max Sieghold.

By the Commission.

FRANCIS C. HURNEY,  
Secretary.

[FR Doc.71-9087 Filed 6-25-71;8:50 am]

### EAST COAST COSTA RICA RATE AGREEMENT

#### Notice of Proposed Cancellation of Agreement

Notice is hereby given that the following agreement(s) will be canceled by the Commission 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(s) at the Washington office of the Federal Maritime Commission, 1405 I Street NW., Room 1202; or may inspect agreement(s) at the Field Offices located at New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments with reference to an agreement(s) including a request for hearing, if desired, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 10 days after publication of this notice in the FEDERAL REGISTER.

Notice of Agreement filed by:

T. F. Griffin, Secretary, East Coast Costa Rica Rate Agreement, Suite 1667, No. 1 World Trade Center, New York, N.Y. 10048.

Agreement No. 9538-2, among the member lines of the East Coast Costa Rica Rate Agreement, operating in the trade between East Coast ports of Costa Rica and U.S. Atlantic and Gulf ports, provides for the termination of the basic agreement upon approval by the Commission.

By order of the Federal Maritime Commission.

Dated: June 23, 1971.

FRANCIS C. HURNEY,  
Secretary.

[FR Doc.71-9088 Filed 6-25-71;8:50 am]

**AMERICAN EXPORT ISBRANDTSEN LINES, INC., AND FIRST ATOMIC SHIP TRANSPORT, INC.**

**Notice of Agreement Filed**

*Correction*

In F.R. Doc. 71-8877 appearing at page 11958 in the issue of Wednesday, June 23, 1971, the reference to "20 days" in the 12th line of the second paragraph should read "5 days".

**FEDERAL POWER COMMISSION**

[Docket No. G-3252, etc.]

EDWIN J. PEET ET AL.

**Notice of Applications for Certificates, Abandonment of Service and Petitions To Amend Certificates<sup>1</sup>**

JUNE 14, 1971.

Take notice that each of the applicants listed herein has filed an application or petition pursuant to section 7 of the Natural Gas Act for authorization to sell natural gas in interstate commerce or to abandon service as described herein, all as more fully described in the respective applications and amendments which are on file with the Commission and open to public inspection.

Any person desiring to be heard or to make any protest with reference to said applications should on or before July 8, 1971, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests 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. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions 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 all ap-

plications in which no petition to intervene is filed within the time required herein if the Commission on its own review of the certificates or the authorization for the proposed abandonment is required by the public convenience and necessity. Where a petition for leave to intervene is timely filed, or where 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 applicants to appear or be represented at the hearing.

KENNETH F. PLUMB,  
Acting Secretary.

Docket No. and date filed	Applicant	Purchaser and location	Price per Mcf	Pressure base
G-3252- E 4-21-71	Edwin J. Peet, Trustee (Operator) (successor to Johnnye Jones Peet, d.b.a. Peet Oil Co., and James A. Peet, Trustee), 502 North Crown Bldg., 830 Northeast Loop 410, San Antonio, TX 78209.	Transcontinental Gas Pipe Line Corp., Greta Field, Refugio County, Tex.	134 10.0 234 21.0 434 13.04875 14.0	14.65
G-3894- C 4-29-71	Atlantic Richfield Co., Post Office Box 2819, Dallas, TX 75221.	El Paso Natural Gas Co., Langillo Mattix et al., Fields, Lea County, N. Mex.	11.0	14.65
G-4986- D 4-30-71	Humble Oil & Refining Co., Post Office Box 2180, Houston, TX 77001.	Lone Star Gas Co., Golden Trend Field, Garvin and Stephens Counties, Okla.	Uneconomical	.....
G-7648- D 5-3-71	Mobil Oil Corp., Post Office Box 1774, Houston, TX 77001.	United Gas Pipe Line Co., White Point, Saxet et al. Fields, San Patricio and Nueces Counties, Tex.	Assigned	.....
G-8386- E 4-21-71	Edwin J. Peet, Trustee (Operator) (successor to Johnnye Jones Peet, d.b.a. Peet Oil Co., and James A. Peet, Trustee), 502 North Crown Bldg., 830 Northeast Loop 410, San Antonio, TX 78209.	Transcontinental Gas Pipe Line Corp., Greta Field, Refugio County, Tex.	134 10.0 234 21.0 434 13.04875	14.65
G-9517- E 4-21-71	do.	do.	14.433323	14.65
G-11479- C 5-13-71	Amoco Production Co., Post Office Box 591, Tulsa, OK 74102.	El Paso Natural Gas Co., Justis Field, Lea County, N. Mex.	11.0	14.65
G-11959- D 1-7-71	Mobil Oil Corp., Post Office Box 1774, Houston, TX 77001.	Cities Service Gas Co., Oklahoma City Field, Oklahoma County, Okla.	(U)	.....
G-11960- D 5-3-71	do.	Texas Gas Transmission Corp., Carthage Field, Panola County, Tex.	Assigned	.....
G-12005- D 5-4-71	Mobil Oil Corp., Post Office Box 1774, Houston, TX 77001 (partial abandonment).	United Gas Pipe Line Co., Eugene Island Area, Offshore, Louisiana	Depleted	.....
G-13308- D 6-3-71	Shell Oil Co. (Operator) et al., One Shell Plaza, Houston, Tex. 77002 (partial abandonment).	Michigan Wisconsin Pipe Line Co., Laverne Field, Harper County, Okla.	Uneconomical	.....
G-18963- E 4-2-71	Kenmore Oil Co., Inc. (successor to Gulf Oil Corp. and Hassie Hunt Trust), 528 Whitney Bldg., New Orleans, La. 70130.	Transcontinental Gas Pipe Line Corp., Wildecat Bayou Field, Terrebonne Parish, La.	19 20.625 20.0	16.025
CI61-459- D 4-5-71	Texaco, Inc., Post Office Box 3109, Midland, TX 79701 (partial abandonment).	Natural Gas Pipeline Co. of America, West Panhandle Field, Carson County, Tex.	(U)	.....
CI61-852- E 4-12-71	Walker Oil & Gas Co. (successor to Sunset International Petroleum Corp.), c/o J. A. Walker, President, Dallas, Tex. 75201.	Michigan Wisconsin Pipe Line Co., Laverne Field, Beaver County, Okla.	19 18.5	14.65
CI62-569- D 5-4-71	Texaco, Inc., Post Office Box 2420, Tulsa OK 74102.	Oklahoma Natural Gas Gathering Corp. and Pioneer Gas Products Co., Ringwood Field, Major County, Okla.	(U)	.....
CI62-1004- E 4-23-71	Petroleum Evaluation and Management Co., Inc. (successor to Coastal States Gas Producing Co.), 477 Madison Ave., New York, NY 10022.	Tennessee Gas Transmission Co., Chess Todd Lease, Narcisso Tract No. 4, Willacy County, Tex.	17.21347	14.65
CI62-1209- D 6-2-71	Columbia Gas Development Corp., Post Office Box 1350, Houston, TX 77001.	United Fuel Gas Co., North Crowley Field, Acadia Parish, La.	Depleted	.....
CI63-234- D 5-17-71	Mobil Oil Corp. (Operator) et al., Post Office Box 1774, Houston, TX 77001.	Arkansas Louisiana Gas Co., Red Oak, Area, Le Flore County, et al. Okla.	Assigned	.....
CI63-977- D 6-2-71	Columbia Gas Development Corp., Post Office Box 1350, Houston, TX 77001.	United Fuel Gas Co., Ellis Field, Acadia Parish, La.	Depleted	.....
CI64-663- E 5-11-71	Apache Corp. (successor to Gulf Oil Corp.), Post Office Box 229, Tulsa, OK 74101.	Cities Service Gas Co., Deer Creek North Field, Grant County, Okla.	14.0	14.65
CI65-1153- 2-22-71	Sohio Petroleum Co., 970 First National Office Bldg., Oklahoma City, Okla. 73102.	Tennessee Gas Pipeline Co., a division of Tenneco Inc., South Pass Block 24 Field, Plaquemines Parish, La.	19 28.05	16.025
CI67-1732- E 2-16-71	Consolidated Production Corp. (successor to Tarpon Oil Co.), 510 Hightower Bldg., Oklahoma City, Okla. 73102.	Transwestern Pipeline Co., acreage in Lipscomb County, Tex.	10.0	14.65

Filing code: A—Initial service.  
B—Abandonment.  
C—Amendment to add acreage.  
D—Amendment to delete acreage.  
E—Succession.  
F—Partial succession.  
See footnotes at end of table.

<sup>1</sup> This notice does not provide for consolidation for hearing of the several matters covered herein.

NOTICES

Docket No. and date filed	Applicant	Purchaser and location	Price per Mcf	Pros-sure base
O171-801 A 5-6-71	Petroleum, Inc., 300 West Douglas, Wichita, KS 67202.	Michigan-Wisconsin Pipe Line Co., Northwest Cedarvale Field, Woodward County, Okla.	\$ 20.3	14.05
O171-805 (G-883) F 5-7-71	Robert G. Shaw (successor to Pan American Petroleum Corp.), 2072 Drawer 2072, Longview, TX 76001.	Trans-Continental Gas Pipe Line Corp., Harris, Coquett, and Oakville Fields, Live Oak County, Tex.	10.0	14.05
O171-806 A 5-7-71	Mobil Oil Corp., Post Office Box 1774, Houston, TX 77001.	Texas Eastern Transmission Corp., Main Pass Block 90 Field, Offshore (Federal) Louisiana.	27.5	16.025
O171-807 A 5-7-71	White Shield Oil & Gas Corp., Post Office Box 2189, Tulsa, OK 74101.	Arkansas Louisiana Gas Co., Colquitt Field, Chabornoe Parish, La.	\$ 18.5	15.025
O171-808 A 5-7-71	Annex Funds of Delaware, Inc., Post Office Box 9168, Amarillo, TX 79106.	Northern Natural Gas Co., Ellis Ranch, Keyes Field, Ochiltree County, Tex.	\$ 24.0	14.05
O171-809 A 5-7-71	Clinton Oil Co., 217 North Water St., Wichita, KS 67202.	Pennacchio Eastern Pipe Line Co., Michigan Westwood Pipe Line Co., Michigan Westwood Pipe Line Co., B 5-7-71	\$ 23.818	14.05
O171-810 A 5-7-71	Union Oil Co. of California (Operator) et al., Union Oil Center, Los Angeles, Calif. 90017.	Michigan Westwood Pipe Line Co., Michigan Westwood Pipe Line Co., B 5-7-71	Depleted	Depleted
O171-813 B 5-10-71	Cities Service Oil Co., Post Office Box 860, Tulsa OK 74102.	Transcontinental Gas Pipe Line Corp., Mineral Unit, Bee County, Tex.	Depleted	Depleted
O171-814 B 5-10-71	United Fuel Gas Co., Rowland Land Co., No. 4 Well, Raleigh County, W. Va.	United Fuel Gas Co., Rowland Land Co., No. 4 Well, Raleigh County, W. Va.	Depleted	Depleted
O171-816 A 5-10-71	Midwest Oil Corp., 1700 Broadway, Denver, CO 80202.	Transwestern Pipeline Co., New Mexico State Pipe No. 1, Chaves County, N. Mex.	\$ 23.5	14.05
O171-817 B 5-12-71	H. L. Hunt, 1401 Elm St., Dallas, TX 75202.	El Paso Natural Gas Co., Peecos Valley (400' Denovian) Unit Peecos County, Tex.	Depleted	Depleted
O171-820 (G170-101) F 5-17-71	Natural Resources Corp. (successor to King Resources Co.), 615 San Jacinto Bldg., Houston, Tex. 77002.	Texas Gas Transmission Corp., South Bell City Field, Calcasieu Parish, La.	\$ 21.25	16.025
O171-822 A 5-12-71	The Superior Oil Co., Post Office Box 1621, Houston, TX 77001.	Michigan Wisconsin Pipe Line Co., 71143 Fields, West Cameron Area, Ochsler Louisiana.	\$ 32.0	16.025
O171-823 (G-11060) F 5-13-71	Hunt Oil Co. (successor to Mobil Oil Corp.), 1401 Elm St., Dallas, TX 75202.	Texas Gas Transmission Corp., Carthage Field, Panola Parish, Tex.	15.0349	14.05
O171-824 A 5-13-71	McIntire & Payne, Inc., 1679 East 21st St., Tulsa, OK 74114.	Michigan Wisconsin Pipe Line Co., North Woodward Pool, Woodward County, Okla.	\$ 22.4575	14.05
O171-825 A 5-14-71	Sun Oil Co., Post Office Box 2880, Dallas, TX 75221.	Arkansas Louisiana Gas Co., Witcherville Field, Sebastian County, Ark.	\$ 21.0	14.05
O171-826 B 5-17-71	Sohio Petroleum Co., 570 First National Center-North, Oklahoma City, Okla. 73102.	Michigan Wisconsin Pipe Line Co., Al. T. Smith Well, Cedarvale Field, Woodward County, Okla.	Depleted	Depleted
O171-827 A 5-17-71	Kibby Petroleum Co., Post Office Box 1745, Houston, TX 77001.	Texas Gas Transmission Corp., 10th Field, Acadia Parish, La.	\$ 3.0	15.025
O171-828 A 5-17-71	Pennacchio Producing Co., 909 Southwest Tower, Houston, Tex. 77002.	United Gas Pipe Line Co., Monroe Field, Ouachita Parish, La.	18.75	15.025
O171-829 A 5-17-71	An-Son Corp., 3314 North Santa Fe, Oklahoma City, OK 73118.	Northern Natural Gas Co., acreage in Beaver County, Okla.	\$ 20.0	14.05
O171-830 A 5-17-71	Bay Pipeline, Inc., D-102 Petroleum Center, San Antonio, Tex. 78201.	United Gas Pipeline Co., Orange Grove Field, Jim Wells County, Tex.	24.25	14.05
O171-831 A 5-17-71	An-Son Corp., 3314 North Santa Fe, Oklahoma City, OK 73118.	Arkansas Louisiana Gas Co., acreage in LaFlore County, Okla.	\$ 20.0	14.05
O171-832 A 5-10-71	Sun Oil Co., Post Office Box 2880, Dallas, TX 75221.	Transcontinental Gas Pipe Line Corp., Various Fields, Starr County, Tex.	25.0	14.05
O171-833 (G-1647) F 5-10-71	Corbin J. Robertson et al. (successor to Union Oil Co. of California), 3100 First City National Bank Bldg., Houston, Tex. 77002.	Trunkline Gas Co., North Freshwater Bayou Area, Vermilion Parish, La.	23.8	15.025

Docket No. and date filed	Applicant	Purchaser and location	Price per Mcf	Pros-sure base
O169-810 D 4-5-71	Cities Service Oil Co., Post Office Box 300, Tulsa, OK 74102 (partial abandonment).	Consolidated Gas Supply Corp., Ripley District, Jackson County, W. Va.	(*)	
O169-893 C 2-3-71	Bracco Oil & Gas Co. (Operator) et al., 2388 Bank of the Southwest Bldg., Houston, Tex. 77002.	Tennessee Gas Pipeline Co., a division of Tennessee Inc., Kings Bayou Field, Cameron Parish, La.	\$ 21.5	15.025
O169-895 C 2-23-71	Olvebron Oil Co., Western Division (Operator) et al., Post Office Box 699, Denver, CO 80201.	Lone Star Gas Co., Rush Springs Area, Grady County, Okla.	18.5	14.05
O169-896 C 2-29-71	John C. O'Leary (Operator) et al., 800-A Enterprise Bldg., Tulsa, Okla.	Arkansas Louisiana Gas Co., Kinta Field, Pittsburg County, Okla.	\$ 10.016	14.05
O169-898 C 5-7-71	Sun Oil Co., Post Office Box 2880, Dallas, TX 75221.	Lone Star Gas Co., Rush Springs Field, Grady County, Okla.	(*)	14.05
O169-899 C 5-7-71	Texas, Inc., Post Office Box 62262, New Orleans, LA 70160.	Tennessee Gas Pipeline Co., a division of Tennessee Inc., Robertson's Bay Field, Lafayette Parish, La.	Depleted	Depleted
O169-708 E 4-29-71	Equipment, Inc. (successor to American Well Services & Salvage, Inc. and Amoco Petroleum) Post Office Drawer 2001, Lake Charles, LA 70601.	Transcontinental Gas Pipe Line Co., Vinton Field, Calcasieu Parish, La.	26.023	15.025
O170-342 C 5-10-71	Gulf Oil Corp., Post Office Box 1589, Tulsa, OK 74102.	Transwestern Pipeline Co., Echols No. 1 Unit, Carlisle South Field, Eddy County, N. Mex.	\$ 17.02	14.05
O171-600 3-10-71	Union Texas Petroleum, a division of Allied Chemical Corp., Post Office Box 2120, Houston, TX 77001.	Natural Gas Pipeline Co. of America, ROO Field, Ward County, Tex.	\$ 21.5	14.05
O171-600 A 3-11-71	Phillips Petroleum Co., Bartlesville, Okla. 74004.	El Paso Natural Gas Co., Sales Ranch Field, Martin and Midland Counties, Tex.	(*)	
O171-572 B 2-19-71	American Petrofina Co. of Texas (Operator) et al., Post Office Box 2163, Dallas, TX 75221.	Manacquo Gas Co., a division of Crestmont Oil & Gas Co., Plymouth and East Telf Fields, San Patricio County, Tex.	\$ 17.55	14.05
O171-601 (G169-803) (G169-804) F 5-9-71	Mabco Petroleum Corp. (successor to Pennzoil United, Inc., and Stetco '68, Ltd.), 529 National Bank of Tulsa Bldg., Tulsa, Okla. 74103.	Transwestern Pipeline Co., South Carlsbad Area, Eddy County, N. Mex.	\$ 17.55	14.05
O171-777 B 4-1-71	Gulf Oil Corp., Post Office Box 1659, Tulsa, OK 74102.	Transcontinental Gas Pipe Line Corp., La Gloria Field, Brooks and Jim Wells Counties, Tex.	(*)	
O171-768 (G169-663) F 10-6-70	Hill Oil & Gas Co. et al. (successor to Mobil Oil Corp.), c/o Gordon L. Newclay, attorney, 1100 A901-Pius Tower, Dallas, Tex. 75232.	Michigan-Wisconsin Pipe Line Co., Mecano Field, Beaver County, Okla.	20.0	14.05
O171-769 (G-12650) F 4-29-71	A. C. Richards (successor to Mobil Oil Corp.), Post Office Box 2880, Dallas, TX 75221.	Lone Star Gas Co., Kattie Field, Garvin County, Okla.	10.01	14.05
O171-772 A 4-29-71	Phillips Petroleum Co., Bartlesville, Okla. 74004.	United Gas Pipe Line Co., East Texas Field, Gregg and Upshur Counties, Tex.	10.0	14.05
O171-767 (G-7048) F 5-7-71	Texas Oil & Gas Corp. (successor to Mobil Oil Corp.), Fidelity Union Tower Bldg., Dallas, Tex. 75201.	United Gas Pipe Line Co., Heuma Field, Tarrant County, La.	\$ 23.25	15.025
O171-769 5-14-71	The Superior Oil Co., Post Office Box 1621, Houston, TX 77001.	United Gas Pipe Line Co., East Texas Field, Panola Parish, La.	\$ 15.0375	14.05
O171-800 (G-12655) F 5-5-71	Robert W. Ellington, Jr. (successor to R. A. Stacy, Jr.), Post Office Box 1143, Monroe, LA 71201.	United Gas Pipe Line Co., East Texas Field, Panola Parish, La.	\$ 21.0	14.05
O171-801 B 5-5-71	Sun Oil Co., Post Office Box 2880, Dallas, TX 75221.	Valley Gas Transmission, Inc., Rochal Field, Brooks County, Tex.	Depleted	Depleted
O171-802 (G-12655) F 5-5-71	Pennacchio Producing Co. (successor to Mobil Oil Corp.), 900 Southwest Tower, Houston, Tex. 77002.	United Gas Pipe Line Co., Hethany Field, Panola County, Tex.	11.0004	14.05

See footnotes at end of table.

Docket No. and date filed	Applicant	Purchaser and location	Price per Mcf	Pressure base
CI71-834..... B 5-20-71	First National Bank in Dallas, Trustee (Operator) et al., Post Office Box 6031, Dallas, TX 75222.	South Texas Natural Gas Gathering Co., Northeast Thompsonville Field, Jim Hogg County, Tex.	( <sup>2</sup> )	-----
CI71-835..... G-11961 F 5-20-71	Amoco Production Co. (successor to Mobil Oil Corp.), Post Office Box 601, Tulsa, OK 74102.	Phillips Petroleum Co., Guymon Hugoton Field, Texas County, Okla.	21.6111	14.65
CI71-836..... B 5-21-71	Jake L. Hamon, c/o Wm. Taylor LaGrone, Attorney, Post Office Box 663, Dallas, TX 75221.	Panhandle Eastern Pipe Line Co., Tangier Area, Woodward County, Okla.	Depleted	-----
CI71-837..... A 5-21-71	Texaco, Inc., Post Office Box 60252, New Orleans, LA 70160.	Florida Gas Transmission Co., Lake Mongoulois Field, St. Martin Parish, La.	25.0	15.025
CI71-839..... B 5-24-71	Wrightman Investment Co., 1805—First City National Bank Bldg., Houston, Tex. 77002.	Texas Gas Transmission Corp., South Rayne Field, Acadia Parish, La.	Depleted	-----
CI71-840..... A 5-24-71	Shell Oil Co., One Shell Plaza, Houston, Tex. 77001.	Michigan-Wisconsin Pipe Line Co., Eugene Island Blocks 254 and 255, Block 276 Field, Offshore Louisiana.	26.0	15.025
CI71-841..... B 5-24-71	Sun Oil Co., Post Office Box 2880, Dallas, Tex. 75221.	Transcontinental Gas Pipe Line Corp., LaGloria Field, Jim Wells County, Tex.	( <sup>2</sup> )	-----

<sup>1</sup> For gas from reservoirs discovered prior to Sept. 23, 1960.

<sup>2</sup> For gas from reservoirs discovered from Sept. 23, 1960, to June 17, 1970.

<sup>3</sup> Rate in effect subject to refund in Docket No. RI71-835.

<sup>4</sup> Subject to a 0.245¢ cent per Mcf reduction for all gas dehydrated by buyer.

<sup>5</sup> For gas compressed by seller, price will be 12.045 cents for gas compressed if seller operates and maintains buyer's compressors; price will be 11.04125 cents if gas does not require compression or is compressed by buyer.

<sup>6</sup> For gas from reservoirs discovered on or after June 17, 1970. Rate of 25 cents suspended until Sept. 3, 1971, when it will be effective subject to refund in Docket No. RI71-835.

<sup>7</sup> Caslinghead Gas.

<sup>8</sup> Deletion of productive acreage assigned to others and of nonproductive acreage.

<sup>9</sup> Applicant proposes to continue the sales authorized in Docket No. G-18963 to be made pursuant to Gulf Oil Corp. FPC Gas Rate Schedule No. 347 and in Docket No. G-18997 to be made pursuant to Hassie Hunt Trust FPC Gas Rate Schedule No. 22.

<sup>10</sup> Settlement rate for sales from acreage acquired from Gulf Oil Corp.

<sup>11</sup> Rate for sales from acreage acquired from Hassie Hunt Trust.

<sup>12</sup> Expiration of leases.

<sup>13</sup> Subject to upward and downward B.t.u. adjustment.

<sup>14</sup> Amendment to pending application for authorization to sell gas from additional acreage.

<sup>15</sup> Includes 1.75 cents per Mcf tax reimbursement.

<sup>16</sup> Buyer lacks pipeline capacity.

<sup>17</sup> Amendment to pending application.

<sup>18</sup> Rate in effect subject to refund in Docket No. RI71-678.

<sup>19</sup> Total initial rate erroneously stated to be 15 cents per Mcf in notice issued in Docket No. G-6437 et al., on Apr. 12, 1971, and published in the FEDERAL REGISTER on Apr. 20, 1971 (36 F.R. 7486).

<sup>20</sup> Applicant proposes to exchange gas with Natural Gas Pipeline Co. of America, certificate holder in Docket No. CP71-163.

<sup>21</sup> Purchaser proposes to abandon interstate operation of gathering facilities.

<sup>22</sup> Rate under the Pennzoll-Transwestern and Stetco-Transwestern contracts. Rate in effect subject to refund in Dockets Nos. RI70-705 and RI70-706. Subject to upward and downward B.t.u. adjustment.

<sup>23</sup> Rate under the Antwell, Delta, Mabce-Transwestern contract. Subject to upward and downward B.t.u. adjustment.

<sup>24</sup> Expiration of contract. Applicant has dedicated the gas to Natural Gas Pipeline Co. of America.

<sup>25</sup> Application previously noticed May 19, 1971, in G-2730 et al., at a rate of 29.25 cents per Mcf. By letter of May 20, 1971, applicant agrees to accept a certificate conditioned to a 23.25-cent rate.

<sup>26</sup> Texas Oil & Gas Corp. will collect 15.0375 from March 1, 1971, to March 29, 1971. Rate in effect subject to refund in Docket No. RI67-403.

<sup>27</sup> Texas Oil & Gas Corp. will collect from and after Mar. 30, 1971 a rate of 21. Rate in effect subject to refund in Docket No. RI71-555.

<sup>28</sup> Includes 0.03-cent tax reimbursement. Subject to upward and downward B.t.u. adjustment.

<sup>29</sup> Includes 1.6-cent tax reimbursement.

<sup>30</sup> Includes 1.848-cent B.t.u. adjustment.

<sup>31</sup> Rate in effect subject to refund in Docket No. RI71-473.

<sup>32</sup> Includes 0.015-cent as partial reimbursement of Oklahoma petroleum excise tax. Rate in effect subject to refund in Docket No. RI66-235.

<sup>33</sup> Expiration of contract.

[FR Doc.71-8849 Filed 6-28-71;8:45 am]

[Docket No. RI71-1115 etc.]

**PHILLIPS PETROLEUM CO. ET AL.**

**Order Providing for Hearing on and Suspension of Proposed Changes in Rates, and Allowing Rate Changes To Become Effective Subject to Refund <sup>1</sup>**

JUNE 18, 1971.

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 Ch. 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.

<sup>1</sup> Does not consolidate for hearing or dispose of the several matters herein.

(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.

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 Mcf*		Rate in effect subject to refund in Dockets Nos.
									Rate in effect	Proposed increased rate	
BI71-1115..	Phillips Petroleum Co. ....	331	7	Northern Natural Gas Co. (Azalea Area, Midland County, Tex.), Azalea Plant, Permian Basin.	\$63,170	5-21-71		7-25-71	17.0478	18.0433	
.....do.....	.....do.....	336	8	Northern Natural Gas Co. (Benedum-Stiles Area, Upton County, Tex. (Permian Basin).	23,065	5-21-71		7-25-71	17.0478	18.0433	
.....do.....	.....do.....	337	7	Northern Natural Gas Co. (Hunt-Baggett Area, Crockett County, Tex.) (Permian Basin).	461	5-21-71		7-25-71	17.0	18.0675	
BI71-1116..	Amoco Production Co. ....	563	5	Southern Union Gathering Co. (Fulcher-Kutz Pictured Cliffs Field, San Juan County, N. Mex.) (San Juan Basin).	122	5-21-71		5-25-71	13.0	13.0331	
BI71-1117..	Murphy Oil Corp. et al. ....	5	15	Mississippi River Transmission Corp. (Ruston Field, Lincoln Parish, Northern Louisiana).	37,899	5-21-71		11-21-71	11.917	23.357	
.....do.....	.....do.....	9	14	Arkansas Louisiana Gas Co. (Bear Creek Field, Bienville Parish, Northern Louisiana).		5-21-71	6-21-71	Accepted			
.....do.....	.....do.....	9	15	.....do.....	17,162	5-21-71		7-22-71	13.27	20.0	
BI71-1118..	Gulf Oil Corp. ....	230	4	Arkansas Louisiana Gas Co. (South Marlowe Field, Stephens County, Okla. Other Area).	31,485	5-21-71		8- 2-71	16.253	17.270	BI71-338. BI71-1041.
BI71-1119..	Kerr-McGee Corp. ....	61	24	Transcontinental Gas Pipe Line Corp. (Ship Shoal Blocks 23 and 32 Units, Offshore Louisiana) (Disputed Zone).	(0)	5-25-71		7-10-71	22.375	22.0	BI71-634.

\*Unless otherwise stated, the pressure base is 15.025 p.s.i.a.  
 †In accordance with order dated May 10, 1971, Issuing certificate in Docket No. BI71-624.  
 ‡Base rate subject to downward B.t.u. adjustment.  
 §Includes 1.667-cent tax reimbursement and 0.22-cent dehydration charge paid by buyer.  
 ¶Letter agreement dated Mar. 31, 1971, which provides for proposed increased rate.  
 ¶Includes documents required by Opinion No. 567.

\*Applies only to sales from reservoirs identified therein which were shown to have been discovered after Oct. 1, 1953.  
 †Pursuant to Opinion No. 567 and Order No. 413.  
 ‡Not stated.  
 §Current rate is 23.65 cents.  
 ¶The pressure base is 14.65 p.s.i.a.  
 ¶Accepted to become effective on the date shown in the "Effective Date" column.

The proposed increase of Amoco Production Co. filed pursuant to Commission order issued May 10, 1971, in Docket No. BI71-624 granted Respondent a certificate and advised that it could file up to the contract rate and collect such after a 1-day suspension from the date of filing.

The proposed increase filed by Murphy Oil Corp. is suspended for 5 months because it exceeds the corresponding rate filing limitations imposed in southern Louisiana. The increases pertaining to southern Louisiana sales are suspended for a period ending 45 days from the date of filing or 1 day from the contractually due date, whichever is later, consistent with prior Commission action on southern Louisiana increases exceeding the area rates set forth in Opinions Nos. 546 and 546-A. The proposed increased rates in areas outside southern Louisiana which do not exceed the corresponding rate limitation for increased rates in southern Louisiana are suspended for a period ending 61 days from the date of filing or for 1 day from the contractually due date, whichever is later.

Certain respondents request effective dates for which adequate notice was not given. Good cause has not been shown for granting these requests and they are denied.

All of the producers' proposed increased rates and charges exceed the applicable area price levels for increased rates as set forth in the Commission's statement of general policy No. 61-1, as amended (18 CFR, Chapter I, Part 2, § 2.56).

[FR Doc.71-9036 Filed 6-25-71;8:45 am]

FEDERAL RESERVE SYSTEM

BARNETT BANKS OF FLORIDA, INC.

Notice of Application for Approval of Acquisition of Shares of Bank

Notice is hereby given that application has been made, pursuant to section 3(a)(3) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(3)), by Barnett Banks of Florida, Inc., which is a bank holding company located in Jacksonville, Fla., for prior approval by the Board of Governors of the acquisition by Applicant of 80 percent or more of the voting shares of Central Bank in Fort Lauderdale, Fort Lauderdale, Fla.

Section 3(c) of the Act provides that the Board shall not approve:

(1) Any acquisition or merger consolidation under section 3 which would result in a monopoly, or which would be in furtherance of any combination or conspiracy to monopolize or to attempt to monopolize the business of banking in any part of the United States, or

(2) Any other proposed acquisition or merger or consolidation under section 3 whose effect in any section of the country may be substantially to lessen competition, or to tend to create a monopoly, or which in any other manner would be

in restraint of trade, unless the Board finds that the anticompetitive effects of the proposed transaction are clearly outweighed in the public interest by the probable effect of the transaction in meeting the convenience and needs of the community to be served.

Section 3(c) further provides that, in every case, the Board shall take into consideration the financial and managerial resources and future prospects of the company or companies and the banks concerned, and the convenience and needs of the community to be served.

Not later than thirty (30) days after the publication of this notice in the FEDERAL REGISTER, comments and views regarding the proposed acquisition may be filed with the Board. Communications should be addressed to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551. The application may be inspected at the office of the Board of Governors or the Federal Reserve Bank of Atlanta.

By order of the Board of Governors, June 22, 1971.

[SEAL] KENNETH A. KENYON,  
Deputy Secretary.

[FR Doc.71-9038 Filed 6-25-71;8:45 am]

**BOATMEN'S BANCSHARES, INC.****Notice of Application for Approval of Acquisition of Shares of Bank**

Notice is hereby given that application has been made, pursuant to section 3(a)(3) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(3)), by Boatmen's Bancshares, Inc., which is a bank holding company located in St. Louis, Mo., for prior approval by the Board of Governors of the acquisition by applicant of 80 percent or more of the voting shares of Bank of O'Fallon, O'Fallon, Mo.

Section 3(c) of the Act provides that the Board shall not approve:

(1) Any acquisition or merger or consolidation under section 3 which would result in a monopoly, or which would be in furtherance of any combination or conspiracy to monopolize or to attempt to monopolize the business of banking in any part of the United States, or

(2) Any other proposed acquisition or merger or consolidation under section 3 whose effect in any section of the country may be substantially to lessen competition, or to tend to create a monopoly, or which in any other manner would be in restraint of trade, unless the Board finds that the anticompetitive effects of the proposed transaction are clearly outweighed in the public interest by the probable effect of the transaction in meeting the convenience and needs of the community to be served.

Section 3(c) further provides that, in every case, the Board shall take into consideration the financial and managerial resources and future prospects of the company or companies and the banks concerned, and the convenience and needs of the community to be served.

Not later than thirty (30) days after the publication of this notice in the FEDERAL REGISTER, comments and views regarding the proposed acquisition may be filed with the Board. Communications should be addressed to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551. The application may be inspected at the office of the Board of Governors or the Federal Reserve Bank of St. Louis.

By order of the Board of Governors, June 22, 1971.

[SEAL] KENNETH A. KENYON,  
Deputy Secretary.

[FR Doc.71-9053 Filed 6-25-71;8:47 am]

**CENTRAL BANCOMPANY****Order Approving Acquisition of Bank Stock by Bank Holding Company**

In the matter of the application of Central Banccompany, Jefferson City, Mo., for approval of action to become a bank holding company through the acquisition of 100 percent of the voting shares (less directors' qualifying shares) of the successor by merger to The Central Trust Bank, Jefferson City, Mo., and as an incident to the merger and acquisition, indirect ownership of 100

percent of the voting shares (less directors' qualifying shares) of Jefferson Bank of Missouri, Jefferson City, Mo.

There has come before the Board of Governors, pursuant to section 3(a)(1) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(1)) and section 222.3(a) of Federal Reserve Regulation Y (12 CFR 222.3(a)), an application by Central Banccompany, Jefferson City, Mo. (Applicant), for the Board's prior approval of action whereby Applicant would become a bank holding company through the acquisition of 100 percent of the voting shares (less directors' qualifying shares) of the successor by merger to The Central Trust Bank, Jefferson City, Mo. (Bank), and as an incident to the merger and acquisition, indirect ownership of 100 percent of the voting shares of The Central Trust Bank's subsidiary, Jefferson Bank of Missouri, Jefferson City, Mo. (Jefferson Bank). The merger is a means to facilitate the acquisition of shares of Bank and has no other significance; the proposal is therefore treated herein, insofar as Bank is concerned, as one to acquire shares of Bank directly. (Bank, a trust company, although the owner of Jefferson Bank, has heretofore not been considered a bank holding company by virtue of section 2(a)(5)(F) of the Act.)

As required by section 3(b) of the Act, the Board gave written notice of receipt of the application to the Missouri Commissioner of Finance, and requested his views and recommendation. The Commissioner offered no objection to approval of the application.

Notice of receipt of the application was published in the FEDERAL REGISTER on May 1, 1971 (36 F.R. 8273), providing an opportunity for interested persons to submit comments and views with respect to the proposal. A copy of the application was forwarded to the U.S. Department of Justice for its consideration. Time for filing comments and views has expired and all those received have been considered.

The Board has considered the application in the light of the factors set forth in section 3(c) of the Act, including the effect of the proposed acquisition on competition, the financial and managerial resources and future prospects of the Applicant and the banks concerned, and the convenience and needs of the communities to be served, and finds that:

Applicant is a nonoperating corporation formed for the purpose of acquiring Bank (\$117.6 million deposits) and its subsidiary bank, Jefferson Bank (\$6.7 million deposits). (All banking data are as of December 31, 1970, and reflect bank holding company applications approved by the Board to May 31, 1971.) Upon consummation of the proposal, Applicant will assume Bank's present position as the State's 10th largest banking organization (\$124.2 million deposits) with 1.1 percent of total deposits in the State. As Applicant has no present operations or subsidiaries, consummation of the proposal would eliminate neither existing nor potential competi-

tion. Neither does it appear that there would be adverse effects on any bank in the area. Inasmuch as Bank organized Jefferson Bank in 1965 and retain ownership, there is no actual and little potential for future competition between the two banks.

The financial and managerial resources and prospects of Bank and Jefferson Bank are generally satisfactory, as would be those of Applicant upon approval. Consummation of the proposal would have no immediate effect on the convenience and needs of the community involved. Considerations under these factors are consistent with approval. It is the Board's judgment that consummation of the proposal would be in the public interest and that the application should be approved.

It is hereby ordered, For the reasons set forth above, that said application be and hereby is approved: *Provided*, that the acquisition so approved shall not be consummated (a) before the 30th calendar day following the date of this order or (b) later than 3 months after the date of this order, unless such period is extended for good cause by the Board, or by the Federal Reserve Bank of St. Louis pursuant to delegated authority.

By order of the Board of Governors,<sup>1</sup> June 22, 1971.

[SEAL] KENNETH A. KENYON,  
Deputy Secretary.

[FR Doc.71-9054 Filed 6-25-71;8:47 am]

**SECURITIES AND EXCHANGE  
COMMISSION**

[812-2052]

**KEYSTONE CUSTODIAN FUND, SERIES  
K-1 AND KEYSTONE CUSTODIAN  
FUND, SERIES B-4****Notice of Filing of Application for  
Order Permitting Proposed Trans-  
action**

JUNE 22, 1971.

Notice is hereby given that Keystone Custodian Funds, Inc., 50 Congress Street, Boston, MA 02109, as trustee of Keystone Custodian Fund, Series K-1 (K-1), a common law trust registered as an open-end, diversified investment company under the Investment Company Act of 1940 (Act) and Keystone Custodian Fund, Inc., as Trustee of Keystone Custodian Fund, Series B-4 (B-4), a common law trust registered as an open-end, diversified investment company under the Act (hereinafter collectively referred to as "Applicant"), has filed an application pursuant to section 17(d) of the Act and Rule 17d-1 promulgated thereunder for an order granting said application with respect to the execution of consent agreements on be-

<sup>1</sup> Voting for this action: Chairman Burns and Governors Mitchell, Brimmer, and Sherrill. Absent and not voting: Governors Robertson, Daane, and Maisel.

half of K-1 and B-4 whereby K-1 and B-4 consent to the reorganization of Liquidonics Industries, Inc. (Liquidonics), a New York corporation. All interested persons are referred to the application on file with the Commission for a statement of the representations contained therein, which are summarized below.

In March of 1968, K-1 and B-4 each purchased privately \$2 million of 7½ percent senior subordinated notes with warrants of Liquidonics. The terms of the purchase agreements between Liquidonics and K-1 and B-4 respectively were identical as were the terms of the notes which were received by such trusts. The Applicant did not apply for or receive an order of the Commission permitting such transaction pursuant to section 17(d) of the Act and Rule 17d-1 thereunder. The present application seeks approval only for the proposed transaction. These notes called for interest payments at the rate of 7½ percent per annum and a repayment of principal was scheduled to begin in 1971 which would retire the issue at maturity in 1976.

Liquidonics also has substantial additional debt outstanding, both senior to that held by K-1 and B-4 and on a par with K-1 and B-4's holdings. In addition there are junior subordinated convertible debentures in the amount of \$22,488,500 earning interest at rates varying from 3 percent to 6 percent per annum.

Liquidonics has become unable to meet its obligations under the existing debt structure and as a result it is now in default with regard to interest payments due to both K-1 and B-4 as of the first of the year 1971. Applicant asserts that in order to prevent the failure of Liquidonics, it will be necessary to reduce the existing debt service requirements. To effect such a reduction, it has been proposed that the owners of both the senior notes and senior subordinated notes, including K-1 and B-4, accept a reduction in interest and, in the case of senior subordinated noteholders, a delay in the repayment of principal. The proposal offers the junior subordinated debenture holders two alternatives, those being (1) the receipt, in cash, of 10 percent of the face amount of such debt as is tendered, that being not less than 50 percent of the debt held by any such holder electing this alternative or (2) the receipt of common stock of Liquidonics together with an income bond in return for all of the debt held by such junior subordinated debenture holder electing this second alternative.

The effect upon K-1 and B-4 of the proposed transaction as summarized above would be identical. The interest rate payable on the notes held by each of them would be reduced from 7½ percent per annum to 5 percent per annum and the repayment of principal would be delayed so as not to begin until 1974 and finally ending in 1980 when the entire face amount is to be repaid. In addition, the exercise price on the warrants held by the senior subordinated

noteholders, including K-1 and B-4, will be reduced from \$10 to \$5.

In addition to the proposed transaction having the same effect upon the position of both K-1 and B-4, any consents executed on behalf of K-1 and B-4 will be identical in their terms and any securities received by K-1 and B-4 as a result of the transaction will be the same as to terms and amounts.

Rule 17d-1, adopted under section 17(d) of the Act, provides, *inter alia*, that no affiliated person of any registered investment company, and no affiliated person of such affiliated person, shall, acting as principal, participate in, or effect any transaction in connection with, any joint enterprise or other joint arrangement in which such registered company, or a company controlled by such registered company, is a participant, unless an application regarding such joint enterprise or arrangement has been filed with the Commission and has been granted by order, and that in passing upon such application the Commission will consider whether the participation of the registered or controlled company in the joint enterprise or arrangement on the basis proposed is consistent with the provisions, policies and purposes of the Act and the extent to which such participation is on a basis different from or less advantageous than that of other participants.

Notice is further given that any interested person may, not later than July 12, 1971, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon Applicant at the address set forth above. Proof of such service (by affidavit or in case of an attorney at law certificate) shall be filed contemporaneously with the request. At any time after said date, as provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the information stated in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] THEODORE L. HUMES,  
Associate Secretary.

[FR Doc.71-9047 Filed 6-25-71;8:46 am]

[812-2931]

VALUE LINE SPECIAL SITUATIONS  
FUND AND MARINE INTERNATIONAL CORP.

Notice of Filing of Application for  
Order Exempting Transaction

JUNE 22, 1971.

Notice is hereby given that Marine International Corp. (Marine), 11 Commerce Street, Newark, NJ, a New Jersey corporation, and The Value Line Special Situations Fund, Inc. (Fund), 5 East 44th Street, New York, NY 10017, an open-end, diversified management investment company registered under the Investment Company Act of 1940, as amended (Act), have filed an application for an order pursuant to section 17(b) of the Act exempting from the provisions of section 17(a) of the Act (1) an exchange between Marine and Fund of certain Marine warrants currently held by Fund for a different number of new Marine warrants having different exercise terms, and (2) the sale by Marine to Fund of 62,250 shares of Marine's common stock upon the exercise by Fund of other Marine warrants now held by Fund. All interested persons are referred to the application on file with the Commission for a statement of Applicants' representations which are summarized below.

On May 14, 1969, pursuant to an agreement of sale, Fund purchased from Marine (1) 1,555 shares of common stock of Marine, (2) warrants to purchase at any time up to 1,250 shares of Marine common stock at a price of \$0.01 per share (the "Current Warrants") and (3) warrants to purchase at any time within 10 years from the date of purchase up to 4,200 shares of Marine common stock at the price of \$250 per share (the "10 Year Warrants"). The total consideration paid by the Fund for these securities was \$700,000. On January 22, 1971, Marine effected a 50 for 1 stock split. As a result, Fund presently owns 77,750 shares of Marine's common stock, the Current Warrants represent the right of Fund to purchase an additional 62,250 shares of Marine common stock at 1/50 of 1 cent per share and the 10 Year Warrants represent Fund's right to purchase up to 210,000 shares of Marine common stock at \$5 per share. As of March 9, 1971, there were 1,100,920 shares of Marine common stock outstanding. By virtue of its ownership of about 7 percent of Marine's outstanding common stock, Fund and Marine are "affiliated persons" of each other as that term is defined in section 2(a) (3) of the Act.

On March 23, 1971, Marine filed with the Commission a Registration Statement on Form S-1 relating to the proposed public offering of 300,000 shares of its common stock and on March 31, 1971, filed Amendment No. 1 thereto. Marine has indicated to Fund that the feasibility of its initial public offering is dependent upon its revising its capital structure so as to lessen the dilution effect on Marine common stock caused by

the number of warrants outstanding that are exercisable at \$5 per share. To lessen this dilution effect, Marine proposes to exchange the 10 Year Warrants for new warrants (the "New Warrants") exercisable at \$0.01 per share. The New Warrants would be identical to the 10 Year Warrants except as to the exercise price. The number of New Warrants to be issued by Marine would depend on the public offering price per share of the common stock of Marine covered by the Registration Statement. The minimum number of New Warrants issued would be 107,500 if the public offering price is \$10 per share or less, while the maximum number of New Warrants to be issued would be 137,500 if the public offering price is more than \$14 per share. If the public offering price is more than \$10 per share but not more than \$14 per share, then the number of New Warrants to be issued would be a number determined by a formula, described in the application as amended.

Fund, subject to the granting of the exemption herein applied for, proposes to exchange, at the closing under the underwriting agreement, all of the 10 Year Warrants it currently holds for the New Warrants. At the said closing, Fund also proposes, through the exercise of its Current Warrants, to purchase 62,250 shares of Marine's common stock. Upon the exercise of the Current Warrants and the purchase of additional shares of Marine, Fund will own approximately 10 percent of the total of issued and outstanding stock of Marine.

With certain exceptions, section 17(a) of the Act prohibits an affiliated person of a registered investment company, or an affiliated person of such a person, from selling to, or purchasing from, such company, any security or other property, unless the Commission finds upon application under section 17(b) of the Act that the terms of the proposed transaction are reasonable and fair and do not involve overreaching and that the proposed transaction is consistent with the policy of the registered investment company and the general purposes of the Act.

Fund states that it is willing to cooperate with Marine as to the exchange of the 10 Year Warrants for the New Warrants because the creation of a public market for the common stock of Marine is in the best interests of Fund shareholders for the following reasons: (1) It would facilitate the valuation of Marine securities by Fund's board of directors, and (2) it would facilitate the sale by Fund of Marine securities if and when Fund decides to sell the securities. Fund also contends that its exercise of the Current Warrants is in the best interests of its shareholders because it enables Fund to preserve its proportionate equity in the capital of Marine during its developmental phase. Moreover, Fund states that the exercise of the Current Warrants does not involve overreaching since the exercise price for these warrants was the subject of arms-length bargaining at a time when there was no

affiliate relationship between Fund and Marine. Fund also claims that the proposed transactions are consistent with its investment policies as stated in its current prospectus and with the policy and purposes of the Act.

Notice is further given that any interested person may, not later than July 13, 1971, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission should order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon Applicants at the addresses stated above. Proof of such service (by affidavit or in case of an attorney at law by certificate) shall be filed contemporaneously with the request. At any time after said date as provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued upon the basis of the information stated in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] THEODORE L. HUMES,  
Associate Secretary.

[FR Doc. 71-9048 Filed 6-25-71; 8:45 am]

[File No. 24W-2859]

#### WOODLAWN LEASING CORP.

#### Order Temporarily Suspending Exemption, Statement of Reasons Therefor, and Notice of Opportunity for Hearing

JUNE 22, 1971.

I. Woodlawn Leasing Corp. (Issuer), 8743 Cooper Road, Alexandria, Va. 22309, incorporated in the State of Virginia on March 27, 1967, filed with the Commission on April 11, 1968, a notification on Form I-A and an offering circular relating to an offering of 250 bonds at \$1,000 per unit for an aggregate offering price of \$250,000, for the purpose of obtaining an exemption from the registration requirements of the Securities Act of 1933, as amended, pursuant to the provisions of section 3(b) thereof and Regulation A promulgated thereunder.

II. The Commission has reasonable cause to believe that:

A. The terms and conditions of Regulation A have not been complied with in that:

1. The Issuer failed to disclose the offer and sale of unregistered securities of its affiliates;

2. The Issuer has exceeded the \$300,000 ceiling limitation provided for by Rule 254 of Regulation A, as in effect at the time the Issuer's notification was filed;

3. The Issuer failed to file, pursuant to Rule 258, a letter offering the bonds to shareholders of Universal Holding Corp., an affiliate of the Issuer under the revised terms; and

4. The Issuer fails to disclose in the notification and offering circular or amendments thereto, that the Issuer's affiliates and president and vice president, since September 14, 1970, have been subject to an injunctive decree issuing from the U.S. District Court permanently enjoining them from further violating the registration and antifraud provisions of the Securities Act of 1933.

B. The notification and offering circular and amendments thereto of Woodlawn Leasing Corp. contain untrue statements of material facts and omit to state material facts necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading particularly with respect to:

1. The terms of the offering.

2. The offer and sale of unregistered securities of its affiliates in violation of section 5 of the Securities Act of 1933, and through the use of false and misleading statements.

C. The offering would be and has been made in violation of sections 5 and 17 of the Securities Act of 1933.

III. It appearing to the Commission that it is in the public interest and for the protection of investors that the exemption of the Issuer under Regulation A be, and it hereby is, temporarily suspended.

*It is ordered*, Pursuant to Rule 261(a) of the general rules and regulations under the Securities Act of 1933, as amended, that the exemption under Regulation A be and hereby is, temporarily suspended.

*It is further ordered*, Pursuant to Rule 7 of the Commission's Rules of Practice, that the Issuer file an answer to the allegations contained in this order within 30 days of the entry hereof.

Notice is hereby given that any person having any interest in the matter may file with the Secretary of the Commission a written request for hearing within 30 days after the entry of this order; that within 20 days after receipt of such request the Commission will, or at any time upon its motion may, set the matter down for hearing at a place to be designated by the Commission for the purpose of determining whether this order of suspension should be vacated or made permanent, without prejudice, however, to the consideration and presentation of additional matters at the hearing; that if no hearing is requested and none is

ordered by the Commission, this order shall become permanent on the thirtieth day after its entry and shall remain in effect unless or until it is modified or vacated by the Commission; and that notice of the time and place for any hearing will be promptly given by the Commission.

By the Commission.

[SEAL] THEODORE L. HUMES,  
Associate Secretary.

[FR Doc.71-9049 Filed 6-25-71;8:46 am]

## SMALL BUSINESS ADMINISTRATION

### SOUTHERN GROWTH INDUSTRIES, INC.

#### Notice of License Surrender

Notice is hereby given that Southern Growth Industries, Inc., (SGI), 1930 Augusta Road, Greenville, SC 29601, has surrendered its license to operate as a small business investment company pursuant to § 107.105 of the regulations governing small business investment companies (13 CFR § 107.105 (1968)).

SGI was licensed as a small business investment company on February 2, 1960, to operate solely under the Small Business Investment Act of 1958 (the Act), as amended (15 U.S.C., 661 et seq.), and the regulations promulgated thereunder.

Under the authority vested by the Act, and pursuant to the cited regulation, the surrender of the license is hereby accepted and all rights, privileges, and the franchises derived therefrom are canceled.

Dated: June 18, 1971.

A. H. SINGER,  
Associate Administrator,  
for Operations and Investment.

[FR Doc.71-9045 Filed 6-25-71;8:46 am]

## INTERSTATE COMMERCE COMMISSION

### CROYDON STUDENT TOURS, INC., ET AL.

#### Assignment of Hearings

JUNE 23, 1971.

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.

MC 130106 Sub 1, Croydon Student Tours, Inc., now assigned July 14, 1971, at New York, N.Y., postponed indefinitely.

MC-C-7295, Tallans Transfer, Inc., Investigation and Revocation of Certificate, now assigned July 15, 1971, canceled.

MC 116763 Sub 176, Carl Subler Trucking, Inc., now assigned July 22, 1971, at Columbus, Ohio, postponed indefinitely.

MC 61592 Sub 182, Jenkins Truck Line, Inc., now assigned June 28, 1971, at Chicago, Ill., postponed indefinitely.

[SEAL] ROBERT L. OSWALD,  
Secretary.

[FR Doc.71-9089 Filed 6-25-71;8:50 am]

[Notice 708]

## MOTOR CARRIER TRANSFER PROCEEDINGS

JUNE 23, 1971.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 1132), appear below:

As provided in the Commission's general rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 30 days from the date of service of the order. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-72488. By order of June 21, 1971, Division 3, acting as an Appellate Division, approved the transfer to Van Fleet Moving & Storage Co., Inc., Manchester, N.H., of the operating rights in Certificate No. MC-6050 issued October 14, 1963, to Richard E. Cronin, Jr., Norwood, Mass., authorizing the transportation of household goods between Boston, Mass., and points in Massachusetts within 25 miles thereof, on the one hand, and, on the other, points in New Hampshire, Maine, Rhode Island, Connecticut, New York, and New Jersey.

Joseph A. Kline, 31 Milk Street, Boston, MA 02109, attorney for applicants.

[SEAL] ROBERT L. OSWALD,  
Secretary.

[FR Doc.71-9034 Filed 6-25-71;8:50 am]

## CUMULATIVE LIST OF PARTS AFFECTED—JUNE

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